



GENERAL LAND OFFICE

JERRY PATTERSON, COMMISSIONER

Resources Code

Natural

EXAS GENERAL LAND OFFICE

Surveying Division Coastal Boundary Survey Approval

Project:

Oyster Lake Shoreline Protection and Marsh Restoration-Phase 2

Project No:

SL20120046, General Land Office

CEPRA 1588

Project Manager:

Mollie Powell (GLO-Upper Coast Regional Manager)

Carla Kartman (GLO-Coastal Project Planner)

Surveyor:

William E. Merten, Licensed State Land Surveyor

Description:

A Coastal Boundary Survey, dated May 23, 2014, by William E. Merten, Licensed State Land Surveyor, delineating the line of Mean High Water along the western shore of West Galveston Bay, same line being a portion of the littoral boundary of the Isaac F.W. Curd Survey, A-170 and the western boundary of West Galveston Bay Submerged Land Tracts 9 and 12. The survey supports the expansion of an existing shoreline protection project, consisting of breakwater construction, authorized under Texas General Land Office Lease No SL20120046. The surveyed line is comprised of two lines adjacent to and extending northerly (1500 feet) and southerly (3700 feet) from the ends of a previously surveyed shoreline (Texas Natural Resources Code, Chapter 33.136, Brazoria County Sketch 13), situated east

of Oyster Lake (coordinates N 29° 07' 15", W 95° 10' 01", WGS84).

A Coastal Boundary Survey for the above-referenced project has been reviewed and accepted; upon completion of public notice requirements, the survey will be filed in the Texas General Land Office, Archives and Records, in accordance with provisions of the *Texas Natural Resources Code*, Chapter 33.136.

Approved:

Signed:

Surveying Division

Date

Approval Filed as:

Tex. Nat. Res. Code Article 33.136 Brazoria County, Sketch No. 15

Stephen F. Austin Building • 1700 North Congress Avenue • Austin, Texas 78701-1495

Post Office Box 12873 • Austin, Texas 78711-2873

512-463-5001 • 800-998-4GLO

www.glo.state.tx.us

2014034441 MISC Total Pages: 9 AC

DECLARATION OF A COASTAL BOUNDARY SURVEY

PURPOSE AND NOTICE:

This survey was performed in accordance with Section 33.136, Natural Resources Code, for the purpose of evidencing the location of the shoreline in the area depicted in this survey as that shoreline existed before commencement of erosion response activity, as required by Chapter 33, Natural Resources Code. The line depicted on this survey fixes the shoreline for the purpose of locating a shoreline boundary, subject to movement landward as provided by Section 33.136, Natural Resources Code.

FIELD NOTE DESCRIPTIONS:

AREA ONE
MEAN HIGH WATER OF WEST GALVESTON BAY ALONG
THE ISSAC F. W. CURD SURVEY, ABSTRACT NUMBER 170
BRAZORIA COUNTY, TEXAS

Being the line of Mean High Water of West Galveston Bay along a portion of the Issac F. W. Curd Survey, Abstract Number 170, in Brazoria County, Texas. The meander line of said Mean High Water (Area 1) being more particularly described as follows (coordinates and bearings are grid values referenced to the Texas Coordinate System of 1983, South Central Zone and NGS Monuments "HGCSD 61" and "HGCSD 62". Distances shown are surface distances and may be converted to grid distances by multiplying by a scale factor of 0.99987597):

COMMENCING at NGS Monument "HGCSD 61" having grid coordinates of N=13,602,086.97 feet (4,896,751.309 varas) and E=3,210,358.58 feet (1,155,729.089 varas), from which NGS Monument "HGCSD 62" bears North 50°56'05" East, 69,256.16 feet (24,932.218 varas);

THENCE, North 72°48'50" West, a distance of 18,084.01 feet (6.510.243 varas) to a point on the line of Mean High Water of West Galveston Bay, on the easterly line of said Issac F. W. Curd Survey, for the POINT OF BEGINNING and southerly end of said meander line having grid coordinates of N=13,607,429.72 feet (4,898,674.699 varas) and E=3,193,084.17 feet (1,149,510.301 varas);

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code

Page 1

Co. Brazoria, Sketch No. 15

File Date 06/21/2018 by R. Kartye

RECORDER'S MEMORANDUM:

At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon, or photo-copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

THENCE, in a generally northerly direction, along said meander line of Mean High Water of West Galveston Bay and the easterly line of said Issac F. W. Curd Survey the following seventy-eight (78) courses:

1. (L110) South 85°29'12" West, a distance of 21.52 feet (7.749 varas) to a point; (L111) South 66°02'13" West, a distance of 42.95 feet (15.463 varas) to a point; 3. (L112) South 75°02'35" West, a distance of 37.91 feet (13.649 varas) to a point; 4. (L113) North 70°13'08" West, a distance of 55.22 feet (19.878 varas) to a point; 5. (L114) North 35°29'46" West, a distance of 94.04 feet (33.854 varas) to a point; 6. (L115) North 82°44'07" West, a distance of 11.58 feet (4.169 varas) to a point 7. (L116) North 35°41'20" West, a distance of 62.39 feet (22.464 varas) to a point; 8. (L117) North 07°35'26" West, a distance of 38.85 feet (13.987 varas) to a point 9. (L118) North 32°28'09" West, a distance of 84.44 feet (30.398 varas) to a point; 10. (L119) North 49°56'10" West, a distance of 72.06 feet (25.943 varas) to a point; 11. (L120) North 09°18'15" West, a distance of 50.76 feet (18.275 varas) to a point; 12. (L121) North 59°17'09" West, a distance of 33.00 feet (11.881 varas) to a point; 13. (L122) North 31°40'20" West, a distance of 35.89 feet (12.921 varas) to a point; 14. (L123) North 89°56'19" West, a distance of 25.88 feet (9.317 varas) to a point: 15. (L124) North 64°00'35" West, a distance of 28.81 feet (10.373 varas) to a point; 16. (L125) North 46°58'54" West, a distance of 34.55 feet (12.438 varas) to a point; 17. (L126) North 06°36'22" West, a distance of 36.24 feet (13.048 varas) to a point; 18. (L127) North 38°05'36" East, a distance of 40.13 feet (14.448 varas) to a point; 19. (L128) North 00°12'38" East, a distance of 35.48 feet (12.774 varas) to a point; 20. (L129) North 47°31'45" West, a distance of 50.16 feet (18.058 varas) to a point; 21. (L130) North 14°00'58" West, a distance of 54.17 feet (19.501 varas) to a point; 22. (L131) North 62°03'20" West, a distance of 84.41 feet (30.387 varas) to a point; 23. (L132) North 43°01'17" West, a distance of 50.07 feet (18.024 varas) to a point; 24. (L133) North 56°33'42" West, a distance of 94.34 feet (33.963 varas) to a point; 25. (L134) North 07°43'07" East, a distance of 40.32 feet (14.516 varas) to a point; 26. (L135) North 33°07'58" West, a distance of 64.71 feet (23.294 varas) to a point; 27. (L136) North 76°26'56" West, a distance of 34.42 feet (12.390 varas) to a point; 28. (L137) North 57°10'22" West, a distance of 27.28 feet (9.820 varas) to a point; 29. (L138) North 22°22'17" West, a distance of 30.85 feet (11.106 varas) to a point; 30. (L139) North 03°01'26" West, a distance of 22.32 feet (8.036 varas) to a point; 31. (L140) North 20°19'14" East, a distance of 24.52 feet (8.827 varas) to a point; 32. (L141) North 40°36'27" West, a distance of 85.00 feet (30.601 varas) to a point; 33. (L142) North 10°25'08" East, a distance of 104.78 feet (37.721 varas) to a point; 34. (L143) North 53°32'47" West, a distance of 34.49 feet (12.416 varas) to a point; 35. (L144) North 15°31'34" West, a distance of 52.10 feet (18.757 varas) to a point; 36. (L145) North 05°14'00" West, a distance of 81.33 feet (29.280 varas) to a point; 37. (L146) North 34°45'51" West, a distance of 93.06 feet (33.501 varas) to a point; 38. (L147) North 20°46'43" West, a distance of 48.52 feet (17.468 varas) to a point; 39. (L148) North 12°55'13" West, a distance of 47.61 feet (17.139 varas) to a point; 40. (L149) North 06°49'59" East, a distance of 69.44 feet (24.998 varas) to a point;

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code Co. Brazonia, Sketch No. 15

File Date 06/21/2018 by R. Kartye

Page 2

41. (L150) North 02°23'41" East, a distance of 41.02 feet (14.767 varas) to a point; 42. (L151) North 09°41'19" East, a distance of 44.41 feet (15.988 varas) to a point; 43. (L152) North 66°47'27" West, a distance of 7.95 feet (2.864 varas) to a point; 44. (L153) North 08°38'57" West, a distance of 9.57 feet (3.444 varas) to a point; 45. (L154) North 79°44'57" West, a distance of 4.26 feet (1.532 varas) to a point; 46. (L155) North 16°19'24" West, a distance of 17.21 feet (6.196 varas) to a point; 47. (L156) North 51°07'33" West, a distance of 11.82 feet (4.256 varas) to a point; 48. (L157) North 23°22'43" West, a distance of 7.81 feet (2.812 varas) to a point; 49. (L158) North 14°51'27" West, a distance of 84.06 feet (30.262 varas) to a point; 50. (L159) North 14°44'13" West, a distance of 91.37 feet (32.984 varas) to a point; 51. (L160) North 13°49'49" West, a distance of 89.30 feet (32.148 varas) to a point; 52. (L161) North 10°29'28" West, a distance of 89.30 feet (32.149 varas) to a point; 53. (L162) North 01°15'22" West, a distance of 86.97 feet (31.309 varas) to a point; 54. (L163) North 37°54'22" West, a distance of 14.12 feet (5.083 varas) to a point; 55. (L164) North 12°06'18" West, a distance of 52.52 feet (18.908 varas) to a point; 56. (L165) North 01°32'17" West, a distance of 74.40 feet (26.783 varas) to a point; 57. (L166) North 11°39'36" East, a distance of 87.81 feet (31.612 varas) to a point; 58. (L167) North 04°55'22" East, a distance of 53.76 feet (19.353 varas) to a point; 59. (L168) North 09°49'18" East, a distance of 37.07 feet (13.346 varas) to a point; 60. (L169) North 02°47'50" East, a distance of 56.85 feet (20.465 varas) to a point; 61. (L170) North 29°20'18" West, a distance of 47.02 feet (16.928 varas) to a point; 62. (L171) North 05°53'06" West, a distance of 49.38 feet (17.775 varas) to a point; 63. (L172) North 13°22'12" West, a distance of 32.05 feet (11.538 varas) to a point; 64. (L173) North 01°07'54" East, a distance of 89.13 feet (32.086 varas) to a point; 65. (L174) North 07°53'24" West, a distance of 102.28 feet (36.821 varas) to a point; 66. (L175) North 06°28'11" West, a distance of 92.91 feet (33.446 varas) to a point; 67. (L176) North 16°00'35" East, a distance of 90.19 feet (32.468 varas) to a point; 68. (L177) North 08°47'39" East, a distance of 49.17 feet (17.701 varas) to a point; 69. (L178) North 16°04'31" West, a distance of 31.31 feet (11.270 varas) to a point; 70. (L179) North 03°02'46" East, a distance of 45.76 feet (16.474 varas) to a point; 71. (L180) North 04°46'56" West, a distance of 44.31 feet (15.951 varas) to a point; 72. (L181) North 08°08'58" East, a distance of 27.79 feet (10.004 varas) to a point; 73. (L182) North 32°34'06" West, a distance of 33.41 feet (12.029 varas) to a point; 74. (L183) North 09°29'45" West, a distance of 30.34 feet (10.922 varas) to a point; 75. (L184) North 03°22'24" East, a distance of 61.00 feet (21.961 varas) to a point; 76. (L185) North 04°56'54" East, a distance of 89.75 feet (32.312 varas) to a point; 77. (L186) North 00°48'08" West, a distance of 14.33 feet (5.160 varas) to a point; 78. (L187) North 21°48'51" East, a distance of 17.41 feet (6.266 varas) to the northerly end of said meander line (Area 1), having grid coordinates of N=13,610,758.19 feet (4,899,872.949 varas) and E=3,191,996.03 feet (1,149,118.570 varas). from which NGS Monument "HGCSD 61" bears South 64°43'20" East, 20,309.50 feet (7,311.419 varas).

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code Co. Brazoria, Ketch No. 15

File Date Octaltol8 by R. Kartye

Page 3

AREA TWO MEAN HIGH WATER OF WEST GALVESTON BAY ALONG THE ISSAC F. W. CURD SURVEY, ABSTRACT NUMBER 170 BRAZORIA COUNTY, TEXAS

Being the line of Mean High Water of West Galveston Bay along a portion of the Issac F. W. Curd Survey, Abstract Number 170, in Brazoria County, Texas. The meander line of said Mean High Water (Area 2) being more particularly described as follows (coordinates and bearings are grid values referenced to the Texas Coordinate System of 1983, South Central Zone and NGS Monuments "HGCSD 61" and "HGCSD 62". Distances shown are surface distances and may be converted to grid distances by multiplying by a scale factor of 0.99987597):

COMMENCING at NGS Monument "HGCSD 61" having grid coordinates of N=13,602,086.97 feet (4,896,751.309 varas) and E=3,210,358.58 feet (1,155,729.089 varas), from which NGS Monument "HGCSD 62" bears North 50°56'05" East, 69,256.16 feet (24,932,218 varas);

THENCE, North 59°21'57" West, a distance of 21,063.65 feet (7.582.070 varas) to a point on the line of Mean High Water of West Galveston Bay, on the easterly line of said Issac F. W. Curd Survey, for the POINT OF BEGINNING and southerly end of said meander line having grid coordinates of N=13,612,818.76 feet (4,900,614.752 varas) and E=3,192,236.88 feet (1,149,205.275 varas);

THENCE, in a generally northerly direction, along said meander line of Mean High Water of West Galveston Bay and the easterly line of said Issac F. W. Curd Survey the following forty-nine (49) courses:

- 1. (L189) North 02°11'18" East a distance of 63.22 feet (22.759 varas) to a point;
- 2. (L190) North 11°35'33" East a distance of 95.21 feet (34.275 varas) to a point;
- 3. (L191) North 12°19'26" East a distance of 119.22 feet (42.920 varas) to a point;
- 4. (L192) North 07°37'55" East a distance of 64.19 feet (23.109 varas) to a point;
- 5. (L193) North 20°21'19" East a distance of 66.58 feet (23.969 varas) to a point;
- 6. (L194) North 34°47'55" East a distance of 35.68 feet (12.846 varas) to a point;
- 7. (L195) North 17°48'28" West a distance of 38.04 feet (13.696 varas) to a point;
- 8. (L196) North 05°26'02" East a distance of 105.06 feet (37.821 varas) to a point:
- 9. (L197) North 10°37'28" East a distance of 91.89 feet (33.081 varas) to a point;
- 10. (L198) North 11°04'09" East a distance of 96.88 feet (34.878 varas) to a point;
- 11. (L199) North 31°01'30" East a distance of 54.01 feet (19.445 varas) to a point;
- 12. (L200) North 08°13'04" East a distance of 17.09 feet (6.151 varas) to a point;
- 13. (L201) North 37°11'15" East a distance of 26.72 feet (9.618 varas) to a point;

Page 4

TEXAS GENERAL LAND OFFICE

Art. 33.136, Natural Resources Code

Co. Brazoría, Sketch No. 15

File Date 66/21/2018 by P. Kertye

```
14. (L202) North 12°18'58" East a distance of 92.85 feet (33.426 varas) to a point;
15. (L203) North 21°46'41" East a distance of 91.30 feet (32.866 varas) to a point;
16. (L204) North 17°40'32" East a distance of 95.22 feet (34.279 varas) to a point;
17. (L205) North 36°48'02" East a distance of 48.36 feet (17.410 varas) to a point;
18. (L206) North 46°28'56" East a distance of 42.34 feet (15.243 varas) to a point;
19. (L207) South 85°02'49" East a distance of 46.21 feet (16.636 varas) to a point;
20. (L208) North 14°50'03" West a distance of 48.26 feet (17.374 varas) to a point;
21. (L209) North 07°09'15" East a distance of 57.75 feet (20.789 varas) to a point;
22. (L210) North 42°20'27" East a distance of 51.73 feet (18.625 varas) to a point;
23. (L211) North 81°07'50" East a distance of 55.27 feet (19.899 varas) to a point;
24. (L212) North 57°34'28" East a distance of 34.73 feet (12.504 varas) to a point;
25. (L213) South 85°27'44" East a distance of 44.14 feet (15.889 varas) to a point;
26. (L214) North 83°28'18" East a distance of 41.14 feet (14.812 varas) to a point;
27. (L215) South 87°56'04" East a distance of 76.71 feet (27.615 varas) to a point;
28. (L216) North 28°11'25" East a distance of 27.63 feet (9.946 varas) to a point;
29. (L217) North 55°47'19" East a distance of 43.52 feet (15.666 varas) to a point;
30. (L218) North 06°19'30" East a distance of 50.23 feet (18.084 varas) to a point;
31. (L219) North 48°01'06" East a distance of 36.17 feet (13.022 varas) to a point;
32. (L220) North 83°25'39" East a distance of 35.17 feet (12.662 varas) to a point;
33. (L221) South 81°48'36" East a distance of 27.17 feet (9.782 varas) to a point;
34. (L222) South 70°47'13" East a distance of 19.75 feet (7.111 varas) to a point;
35. (L223) South 27°28'24" East a distance of 8.98 feet (3.233 varas) to a point;
36. (L224) South 62°30'54" East a distance of 11.05 feet (3.980 varas) to a point;
37. (L225) South 87°37'00" East a distance of 20.77 feet (7.477 varas) to a point;
38. (L226) South 63°46'05" East a distance of 22.00 feet (7.922 varas) to a point;
39. (L227) South 88°45'57" East a distance of 12.01 feet (4.322 varas) to a point;
40. (L228) North 47°03'24" East a distance of 15.11 feet (5.440 varas) to a point;
41. (L229) North 37°11'22" East a distance of 6.82 feet (2.457 varas) to a point;
42. (L230) North 41°28'24" West a distance of 10.08 feet (3.629 varas) to a point;
43. (L231) North 84°30'15" West a distance of 40.63 feet (14.627 varas) to a point;
44. (L232) North 59°07'37" West a distance of 34.42 feet (13.392 varas) to a point;
45. (L233) North 58°02'42" West a distance of 18.21 feet (6.557 varas) to a point;
46. (L234) North 31°59'52" West a distance of 11.20 feet (4.033 varas) to a point;
47. (L235) North 36°13'50" East a distance of 27.18 feet (9.784 varas) to a point;
48. (L236) North 77°06'04" East a distance of 55.29 feet (19.905 varas) to a point;
49. (L237) North 88°45'48" East a distance of 25.81 feet (9.291 varas) to the northerly
end of said meander line (Area 2), having grid coordinates of N=13,614,346.86 feet
(4,901,164.868 varas) and E=3,193,120.82 feet (1,149,523.496 varas) from which NGS
Monument "HGCSD 61" bears South 54°34'43" East, 21,155.52 feet (7,615.988 varas).
```

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code

Page 5

Co. Brazonia, SketchNo. 15

File Date 06/21/2018 by R. Kartye

NOTES:

- 1) All coordinates and bearings shown hereon are grid values referenced to the Texas Coordinate System of 1983, South Central Zone and NGS Monuments "HGCSD 61" and "HGCSD 62". All distances shown hereon are surface distances unless noted and may be converted to grid distances by multiplying by a scale factor of 0.99987597. Mapping angle for this project is 01°54'20". Elevations are referenced to NAVD '88 datum and NGS Monument "HGCSD 61" having an elevation of 5.84', NAVD '88.
- 2) Elevation of Mean High Water was determined by use of and on-site tide gauge adjusted to the NOAA gauges "San Luis Pass" and "Galveston Pier 21". Elevation of Mean High Water was determined to be 1.05' NAVD '88.
- 3) This map is in support of an Erosion Control Project with possible slope protection and/or breakwater construction, authorized under GLO Permit Number SL20120046
- 4) This project adjoins an existing erosion control project, also authorized under GLO Permit Number SL20120046. Reference, Texas Natural Resources Code Chapter 33.136 Brazoria County Sketch Number 13.

TEXAS GENERAL LAND OFFICE
Art. 33.136, Natural Resources Code
Co. Brazoria, Sketch No. 15
File Date 05/21/2018 by R. Kartye

SURVEYORS CERTIFICATE:

I, William E. Merten, Licensed State Land Surveyor in and for the State of Texas, do hereby certify that on May 23, 2014, I have located the natural contour line of Mean High Water in accordance with methodology approved by the General Land Office, on the ground, according to law, in accordance with Natural Resources Code Section 21.042 and with the personnel stated, and that said contour line is true and correct as described above and as shown on the attached "Exhibit A". To the best of my knowledge no artificial fill, any development or placement of retaining walls, other than as shown hereon, that would cause alteration to said contour line has occurred within the area surveyed.

Field Personnel: Kyle C. Sunday, RPLS

William E. Merten

Licensed State Land Surveyor Cobb Fendley & Associates, Inc.

TBPLS Firm Registration Number 100467

1506 E. Broadway, Suite 201

Pearland, Texas 77581

281-993-4952



Subscribed and sworn to me on the <u>13th.</u> day of <u>August</u>, 2014.

Notary Public E. Miller

My commission expires 8-18-16

Joyce E Miller

Notary Public, State of Texas

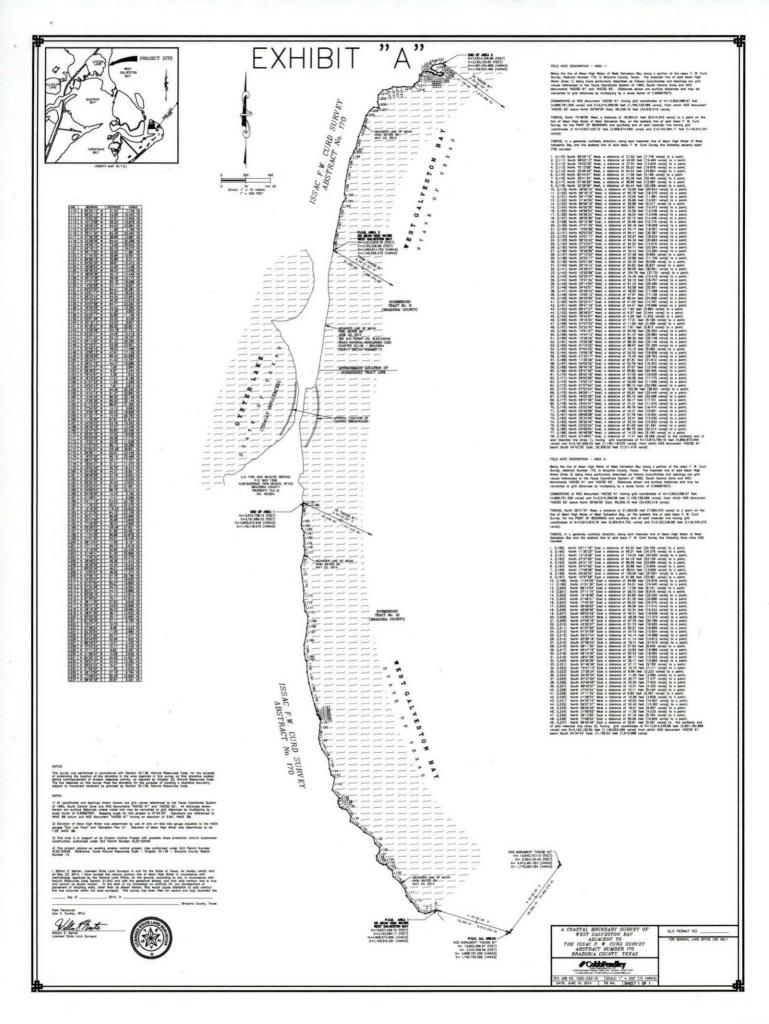
My Commission Expires:

08-18-2016

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code Co. Bratoria, Sketch No. 15

File Date O6/20/2018 by R. Kartye

Page 7



FILED and RECORDED

Instrument Number: 2014034441

Filing and Recording Date: 08/13/2014 02:59:34 PM Pages: 9 Recording Fee: \$54.00

I hereby certify that this instrument was FILED on the date and time stamped hereon and RECORDED in the OFFICIAL PUBLIC RECORDS of Brazoria County, Texas.



a ayuthidman

Joyce Hudman, County Clerk Brazoria County, Texas

ANY PROVISION CONTAINED IN ANY DOCUMENT WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE REAL PROPERTY DESCRIBED THEREIN BECAUSE OF RACE OR COLOR IS INVALID UNDER FEDERAL LAW AND IS UNENFORCEABLE.

DO NOT DESTROY - Warning, this document is part of the Official Public Record.

cclerk-amanda

TEXAS GENERAL LAND OFFICE Art. 33.136, Natural Resources Code

Co. Brazonia, Sketch No. 15

File Date 06/21/7018 by R. Kartye

Texas Register, Volume 39, Number 39, Pages 7645-7830, September 26, 2014 Page:

County; Cox Road Dump Site, Liberty County; Crim-Hammett, Rusk County; Dorchester Refining Company, Titus County; Double R Plating Company, Cass County; Force Road Oil, Brazoria County; Gulf Metals Industries, Harris County; Hagerson Road Drum, Fort Gulf Metals Industries, Harris County; Hagerson Road Drum, Fort Bend County; Harkey Road, Brazoria County; Hart Creosoting, Jasper County; Harvey Industries, Inc., Henderson County; Hicks Field Sewer Corp., Tarrant County; Hi-Yield, Hunt County; Higgins Wood Preserving, Angelina County; Houston Lead, Harris County; Houston Scrap, Harris County; J.C. Pennco Waste Oil Service, Bexar County; Kingsbury Metal Finishing, Guadalupe County; LaPata Oil Company, Harris County; Lyon Property, Kimble County; MeNabb Flying Service, Brazoria County; Melton Kelly Property, Navarro County; Munoz Borrow Pits, Hidalgo County; Newton Wood Preserving, Newton County; Niagara Chemical, Cameron County; Old Lufkin Creosoting, Angelina County; Permian Chemical, Ector County; Creosoting, Angelina County; Permian Chemical, Ector County; Phipps Plating, Bexar County; PIP Minerals, Liberty County; Poly-Cycle Industries, Ellis County; Poly-Cycle Industries, Jacksonville, Cherokee County; Rio Grande Refinery I, Hardin County; Rio Grande Refinery II, Hardin County; Rio Grande Refinery II, Hardin County; Rogers Delinted Cottonseed-Farmersville, Collin County; Sampson Horrice, Dallas County; SESCO, Tom Green County; Shelby Wood Specialty, Inc., Shelby County; Solvent Recovery Services, Fort Bend County; South Texas Solvents, Nucces County; State Marine, Jefferson County; Stoller Chemical Company, Hale County; Texas American Oil, Ellis County; Thompson Hayward Chemical, Knox County; Waste Oil Tank Services, Harris County; and Wortham Lead Salvage, Henderson County.

The Lindsay Post Company Site, located in Alto, Cherokee County, was removed from inclusion on the registry as a site that was proposed for listing in the January 22, 1988, issue of the *Texas Register* (13 TexReg 427).

Agency records for these sites may be accessible for viewing or copying by contacting the TCEQ Central File Room (CFR) Customer Service Center, Building E, North Entrance, at 12100 Park 35 Circle, Austin, Texas 78753, phone number (512) 239-2900, fax (512) 239-1850 or e-mail cfrreq@tceq.texas.gov. CFR Customer Service Central cfrreq@tceq.texas.gov. ter staff will assist with providing program area contacts for records not maintained in the Central File Room. Also, inquiries concerning the agency Superfund program records may be directed to Superfund staff at the Superfund foll free line (800) 633-9363 or e-mail superfund@cea.texas.pov. Parking for mobility invested to Superfund with the superfund of the s perfud@ceq.texas.gov. Parking for mobility impaired persons is available on the east side of Building D, convenient to access ramps that are located between Buildings D and E. There is no charge for viewing the files; however, copying of file information is subject to payment of a

TRD-201404412 Kathleen C. Decker Director, Litigation Division Texas Commission on Environmental Quality Filed: September 16, 2014

Texas Éthics Commission List of Late Filers

List of Late Filers

Listed below are the names of filers from the Texas Ethics Commission who did not file reports or failed to pay penalty fines for late reports in reference to the listed filing deadline. If you have any questions, you may contact Robbie Douglas at (512) 463-5800.

Deadline: Personal Financial Statement due June 30, 2014 Laura G. Maczka, 301 Overcreek, Richardson, Texas 75080

Deadline: Semiannual Report due July 15, 2014 for Candidates and Officeholders

Nathan G. Macias, 31540 Smithson Valley Road, Bulverde, Texas 78163

TRD-201404418 Natalia Luna Ashley Executive Director Texas Ethics Commission Filed: September 16, 2014

Texas Facilities Commission

Request for Proposals #303-6-20468

The Texas Facilities Commission (TFC), on behalf of the Department of Family and Protective Services (DFPS), announces the issuance of Request for Proposals (RFP) #303-6-20468. TFC seeks a five (5) or ten (10) year lease of approximately 18,570 square feet of office space in Edinburg, Hidalgo County, Texas.

The deadline for questions is October 6, 2014 and the deadline for proposals is October 20, 2014 at 3:00 p.m. The award date is November 19, 2014. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=113867.

TRD-201404438 Kay Molina General Counsel Texas Facilities Commission Filed: September 17, 2014

General Land Office

Notice of Approval of Coastal Boundary Survey

Pursuant to §33.136 of the Texas Natural Resources Code, notice is hereby given that Jerry Patterson, Commissioner of the General Land Office, approved a coastal boundary survey described as follows:

A Coastal Boundary Survey, dated May 23, 2014, by William E. Merten, Licensed State Land Surveyor, delineating the line of Mean High Water along the western shore of West Galveston Bay, same line being a portion of the littoral boundary of the Isaac F.W. Curd Survey, A-170 and the western boundary of West Galveston Bay Submerged Land Tracts 9 and 12. The survey supports the expansion of an existing shoreline protection project, consisting of breakwater construction, authorized under Texas General Land Office Lease No SL20120046. The surveyed line is comprised of two lines adjacent to and extending northerly (1500 feet) and southerly (3700 feet) from the ends of a previously surveyed shoreline (Texas Natural Resources Code, Chapter 33.136, Brazoria County Sketch 13), situated east of Oyster Lake (coordinates N 29° 07' 15", W 95° 10' 01", WGS84).

This survey is intended to provide pre-project baseline information related to an erosion response activity on coastal public lands. An owner of uplands adjoining the project area is entitled to continue to exercise littoral rights possessed prior to the commencement of the erosion re-

39 TexReg 7818 September 26, 2014 Texas Register

Texas. Secretary of State. Texas Register, Volume 39, Number 39, Pages 7645-7830, September 26, 2014, periodical, September 26, 2014; Austin, Texas.

(texashistory.unt.edu/ark:/67531/metapth517285/m1/174/? g=Merten%20AND%20%22Coastal%20Boundary%20Survey%22: accessed June 21, 2018),

University of North Texas Libraries, The Portal to Texas History, texashistory.unt.edu; crediting UNT Libraries Government Documents Department.

Texas Register, Volume 39, Number 39, Pages 7645-7830, September 26, 2014 Page: 7,819

sponse activity, but may not claim any additional land as a result of accretion, reliction, or avulsion resulting from the erosion response activity.

For a copy of this survey or more information on this matter, contact Bill O'Hara, Director of the Survey Division, Texas General Land Office, by phone at (512) 463-5212, email bill.o'hara@glo.texas.gov, or fax (512) 463-5223.

TRD-201404358 Larry L. Laine Chief Clerk, Deputy Land Commissioner General Land Office Filed: September 11, 2014

Notice of Approval of Coastal Boundary Survey

Pursuant to §33.136 of the Texas Natural Resources Code, notice is hereby given that Jerry Patterson, Commissioner of the General Land Office, approved a coastal boundary survey described as follows:

A Coastal Boundary Survey, dated March 2013, by Michael W. Chandler, Registered Professional Land Surveyor and duly elected County Surveyor for Chambers County, delineating the line of Mean Higher High Water along the western shore of Trinity Bay Submerged Land Tracts 10-11E and 14-15E, same line, being a portion of the littoral boundary of the Solomon Barrow Survey, Abstract 3. The survey is in support of cordgrass planting and rip-rap placement along the shore, authorized under Texas General Land Office lease No. CL20130002 and situated at McCollum Park (coordinates N 29° 44' 42", W 94° 49' 40", WGS84).

This survey is intended to provide pre-project baseline information related to an crosion response activity on coastal public lands. An owner of uplands adjoining the project area is entitled to continue to exercise littoral rights possessed prior to the commencement of the erosion response activity, but may not claim any additional land as a result of accretion, reliction, or avulsion resulting from the erosion response activity.

For a copy of this survey or more information on this matter, contact Bill O'Hara, Director of the Survey Division, Texas General Land Office, by phone at (512) 463-5212, email bill.o'hara@glo.texas.gov, or fax (512) 463-5223.

TRD-201404359 Larry L. Laine Chief Clerk, Deputy Land Commissioner General Land Office Filed: September 11, 2014

Texas Health and Human Services Commission

Notice of Public Hearing on Proposed Medicaid Payment Rates

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on October 17, 2014, at 2:00 p.m. to receive public comment on proposed rates for hospice routine home, continuous home, inpatient respite, and general inpatient care. The Medicaid hospice program is operated by the Texas Department of Aging and Disability Services (DADS).

The public hearing will be held in compliance with Texas Human Resources Code §32.0282, Government Code §331.021, and I Texas Administrative Code (TAC) §335.105(g), which require public notice and hearings on proposed Medicaid reimbursements. The public hearing

will be held in the Health and Human Services Commission Public Hearing Room, Brown Heatly Building, located at 4900 North Lamar, Austin, Texas. Entry is through Security at the main entrance of the building, which faces Lamar Boulevard.

Proposal. The payment rates for hospice routine home, continuous home, inpatient respite, and general inpatient care are proposed to be effective October 1, 2014.

Methodology and Justification. The hospice reimbursement methodology is located at the Code of Federal Regulations, Title 42, Part 418, Subpart G.

Briefing Package. A briefing package describing the proposed payment rates will be available at http://www.hbsc.state.tx.us/rad/rate-packets.shtml on or after October 3, 2014. Interested parties also may obtain a copy of the briefing package before the hearing by contacting Michelle Mikulencak by telephone at (512) 730-7401; by fax at (512) 730-7475; or by e-mail to RAD-LTSS@hbsc.state.tx.us. The briefing package will also be available at the public hearing.

Written Comments. Written comments regarding the proposed payment rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing. Written comments may be sent by U.S. mail to the Texas Health and Human Services Commission, Rate Analysis Department, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Rate Analysis at (512) 730-7475; or by e-mail to RAD-LTSS@hlss.state.tx.us. In addition, written comments may be sent by overnight mail or hand delivered to the Texas Health and Human Services Commission, Rate Analysis Department, Mail Code H-400, 4900 North Lamar, Austin, Texas 78751-2316.

Persons requiring Americans with Disabilities Act (ADA) accommodation or auxiliary aids or services should contact Rate Analysis at (512) 730-7401 at least 72 hours before the hearing so appropriate arrangements can be made.

TRD-201404380
Jack Stick
Chief Counsel
Texas Health and Human Services Commission
Filed: September 12, 2014

Public Notice

The Texas Health and Human Services Commission announces its intent to submit transmittal number 14-030 to the Texas State Plan for Medical Assistance, under Title XIX of the Social Security Act,

The purpose of this amendment is to update the state plan's provisions regarding the prohibition against reassignment of provider claims by adding an exception for substitute physician arrangements. The amendment would clarify that no payment under the plan for any care or service provided to an individual shall be made to anyone other than the person providing such care or service, except in cases where a substitute physician sees a billing physician's patients for 14 continuous days or less under an informal reciprocal arrangement or for up to 90 continuous days under a formal locum tenens arrangement. The proposed amendment is effective July 14, 2014.

The proposed amendment is estimated to have no fiscal impact. The clarification of the State's substitute physician arrangements would align the state plan with the State's program rules without changing Medicaid fees, costs, or utilization.

To obtain copies of the proposed amendment, interested parties may contact Marcus Denton, State Plan Coordinator, by mail at the Health and Human Services Commission, P.O. Box 13247, Mail Code H-100,

IN ADDITION September 26, 2014 39 TexReg 7819

Texas. Secretary of State. Texas Register, Volume 39, Number 39, Pages 7645-7830, September 26, 2014, periodical, September 26, 2014; Austin, Texas.

(texashistory.unt.edu/ark:/67531/metapth517285/m1/175/?

q=Merten%20AND%20%22Coastal%20Boundary%20Survey%22: accessed June 21, 2018), University of North Texas Libraries, The Portal to Texas History, texashistory.unt.edu; crediting UNT Libraries Government Documents Department.