

432-01-0430

CERTIFICATE OF ADJUDICATION

REAL PROPERTY RECORDS

8548720

CERTIFICATE OF ADJUDICATION: 10-3936 OWNER: Cape Conroe, Ltd.  
4120 Southwest Freeway  
Suite 111  
Houston, Texas 77027

COUNTY: Montgomery

PRIORITY DATE: June 3, 1974

WATERCOURSE: unnamed tributary of Stewart Creek, tributary of Atkins Creek, tributary of the West Fork San Jacinto river, tributary of the San Jacinto River  
BASIN: San Jacinto River

WHEREAS, by final decree of the 155th Judicial District Court of Waller County, in Cause No. 10,023, In Re: The adjudication of Water Rights in the San Jacinto River Basin dated June 12, 1985, a right was recognized under Permit 2984 authorizing Cape Conroe, Ltd. to appropriate waters of the State of Texas as set forth below;

NOW, THEREFORE, this certificate of adjudication to appropriate waters of the State of Texas in the San Jacinto River Basin is issued to Cape Conroe, Ltd., subject to the following terms and conditions:

1. IMPOUNDMENT

- A. Owner is authorized to maintain an existing dam and reservoir on an unnamed tributary of Stewart Creek (Dam No. 1) and impound therein not to exceed 5 acre-feet of water. The dam is located in the John Corner Grant, Abstract 8, Montgomery County, Texas.
- B. Owner is authorized to maintain an existing dam and reservoir on an unnamed tributary of Stewart Creek (Dam No. 2) and impound therein not to exceed 62.4 acre-feet of water. The dam is located in the John Corner Grant, Abstract 8, Montgomery County, Texas.

2. USE

Owner is authorized to use the water impounded in the aforesaid reservoirs for recreation purposes.

3. PRIORITY

The time priority of owner's right is June 3, 1974.

4. SPECIAL CONDITIONS

- A. Owner shall maintain suitable outlets in the aforesaid dams authorized herein to allow the free passage of water that owner is not entitled to impound.
- B. Owner shall maintain a minimum floor slab elevation at 218.5 feet above mean sea level for habitable structures on Dam No. 2.

The locations of pertinent features related to this certificate are shown on Page 4 of the San Jacinto River Basin Certificates of Adjudication Maps, copies of which are located in the offices of the Texas Water Commission, Austin, Texas and the Montgomery County Clerk.

This certificate of adjudication is issued subject to all terms, conditions and provisions in the final decree of the 155th Judicial District Court of Waller County, Texas, in Cause No. 10,023, In Re: The Adjudication of Water Rights in the San Jacinto River Basin dated June 12, 1985 and supersedes all rights of the owner asserted in that cause.

*Re: Cape Conroe  
Book 204, Page 100  
M.D. Dist. 1, June 3, 1974*

Certificate of Adjudication 10-3936

432-01-0431

This certificate of adjudication is issued subject to senior and superior water rights in the San Jacinto River Basin.

This certificate of adjudication is issued subject to the Rules of the Texas Water Commission and its continuing right of supervision of State water resources consistent with the public policy of the State as set forth in the Texas Water Code.

TEXAS WATER COMMISSION

*Paul Hopkins*  
Paul Hopkins, Chairman

DATE ISSUED:

MAR 14 1986

ATTEST:

*Mary Ann Hafner*  
Mary Ann Hafner, Chief Clerk

FILED FOR RECORD

1986 NOV -7 PM 1:37

*Roy Harris*  
COUNTY CLERK  
MONTGOMERY COUNTY TEXAS

STATE OF TEXAS  
COUNTY OF MONTGOMERY }  
I hereby certify that this instrument was filed  
in File Number Sequence on the date and at the  
time stamped herein by me, and was duly RECORDED  
in the official Public Records of Real Property of  
Montgomery County, Texas

NOV 7 1986



*Roy Harris*  
COUNTY CLERK  
MONTGOMERY COUNTY, TEXAS

*Re to: Cape Course  
2206 Steilmeadow  
MO City TX 77489*