TRINITY RIVER AUTHORITY OF TEXAS
Lake Livingston

Application for Authorization to Construct Improvements on Project Lands Owned or Regulated by the Authority

The Trinity River Authority of Texas owns and operates Lake Livingston as a water supply reservoir. It owns (or controls by virtue of easement rights) land beneath and around the lake. Because Lake Livingston is dedicated to water supply, the level of water in the lake will vary depending on the amount of water used from the lake, evaporation rates, and rainfall and runoff in the reservoir watershed. The conservation pool elevation of Lake Livingston is 131' above mean sea level. The Authority owns flowage easements of variable height on unsubmerged shoreline land around the reservoir.

This application, if approved by the Authority, will result in the issuance of a permit (Permit) entitling the Applicant to construct the approved improvements on Lake Livingston Project lands owned or controlled by the Authority. The Permit must be recorded in the deed records of the county in which the improvements are to be constructed. Failure to record the Permit prior to construction shall render any authorization granted void.

APPLICANT INFORMATION

Name of Applicant: David Patterson

Mailing Address: 6911 Napier LN Houston 77069 Phone: 281-832-0164

Location of Improvements: County: Polk Survey: _____

Directions to Proposed Construction: From intersection of 190/FM3156, South on 3156 for .7 miles. Left on Twin Harbors Dr. Turn right on Wisperwood Dr. then left on Lakefront Dr.

LAND INFORMATION

Subdivision name: Twin Harbors

Section: 2 Block: 2 Lot: 16

Lot Dimensions: 115' X 70'

Brief Description of Land if Other than Lot: _____

IMPROVEMENT INFORMATION

Type of Improvement: (X) Bulkhead ( ) Boat stall ( ) Dock ( ) Boat slip ( ) Building ( ) Excavation

( ) Boathouse ( ) Pier ( ) Boat ramp ( ) Other

Type of Construction: ( ) Wood (X) Concrete ( ) Metal ( ) Other

Explain if Other: _____

Name of Contractor: Ivy Construction, LLC

Electrical Improvements (of any kind): (✓) Yes ( ) No

Printed Name of Electrical Contractor or Sub-Contractor (for projects with electrical improvements):

_____

Signature of Electrical Contractor or Sub-Contractor:

_____

Texas Department of Licensing and Regulation License No. of Responsible Electrician or Firm:

_____

Does Applicant own land or lease land abutting Lake Livingston? (✓) Own ( ) Lease

If leased, give name and address of owner: _____

PERMIT TERMS AND CONDITIONS

The Applicant, by making, executing and submitting of this application to the Authority, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any federal, state or local legal requirements, and deed restrictions or covenants running with the land relating to the addition or subdivision, if any, in which the herein described lot, tract or parcel of land is situated. In the event the constructed improvements or their use is or becomes in violation of any of the foregoing, any authorization by the Authority shall automatically become void without the necessity of any action on the part of the Authority.

If a Permit is issued, the Applicant, its heirs, successors, and assigns agree to conduct the licensed or authorized activities in the manner and in accordance with the requirements of the rules and regulations of the Authority pertaining to such activities, and that any breach of any rules and regulations shall automatically void the authorization and any further activities by Applicant, its heirs, successors, and assigns shall be deemed in violation of the Authority's ordinance that provides for a penalty for the failure to obtain authorization for the activities contemplated herein.

The Authority assumes no responsibility for, and the Applicant will release and hold the Authority harmless from and indemnify the Authority, regarding disputes of title, rights, or liability for damages to persons or property arising from the construction, maintenance, or existence of any improvements. If at any time the condition or presence of an authorized improvement interferes with the operation of the reservoir or the safety of the persons or property using the surface thereof, the Applicant shall be required, at its sole cost and expense, to immediately make any and all changes or corrections necessary to make the improvement comply with the Authority's requirements or remove to the improvement.

All electrical installations permitted by the Authority shall be performed according to the National Electrical Code by an electrical contractor licensed by the Texas Department of Licensing and Regulation.

Applicant, its heirs, successors, and assigns agree to observe and abide by all applicable federal, state and local laws, ordinances and regulations pertaining to the activities herein contemplated and nothing contained herein shall be construed as alleviating the applicant, its heirs, successors, and assigns of any responsibility to

obtain any permit, license or other approval required by any agency in connection with the activities herein licensed or authorized.

The Applicant, its heirs, successors, assigns, lessees, licensees and invitees shall INDEMNIFY AND HOLD HARMLESS the Authority from and against any and all claims and damages of every kind for injury to property or persons related to the construction, operation, use, or existence, of the improvements which Applicant requests permission to construct on the Authority's reservoir, or from any act of the Authority, its agents and directors including the operation of the reservoir BASED IN WHOLE OR IN PART ON THE ALLEGED NEGLIGENCE OR OTHER TORT OF THE AUTHORITY OR ITS AGENTS OR DIRECTORS, THE PARTIES HERETO INTENDING HEREBY TO SATISFY THE EXPRESS NEGLIGENCE DOCTRINE. BY THIS DOCUMENT, THE APPLICANT IS INDEMNIFYING THE AUTHORITY WITH REGARD TO ITS ACTUAL OR CLAIMED NEGLIGENCE.

The Authority disclaims responsibility for protecting the property of the Applicant, his heirs, successors, and assigns, nor guarantees that said property will not be used by other persons in the absence of Applicant, his heirs, successors, and assigns. It being expressly intended that the Authority assumes no responsibility for the conduct of the activities herein licensed or authorized which shall be at the sole risk of the applicant, his heirs, successors, and assigns.

THE APPLICANT HAS BEEN INFORMED AND UNDERSTANDS that the policy of the Authority requires a Joint Use Agreement and Permit for proposed construction in the flowage easement areas and for excavations in or beyond the flowage easement areas.

I certify that the above information is true and correct and has been answered and furnished to the best of my ability. I acknowledge that this form is a governmental record, and that the presentation of a governmental record with knowledge of its falsity is in violation of Texas law.

Applicant print name: David Patterson

Applicant signature: [signature]

Application date: 3/14/22

Authorization Under
General Permit SWG-2007-720
and/or Nationwide #13

Applicant: David Patterson

Mailing Address: 6911 Napier Ln
Houston TX 77069

County: Harris

Phone Number: 281-832-0166

TRA File No.:

Project Address: Twin Harbors
Section 2, Block 2, Lot 16
Onalaska, TX

Latitude: See attached survey

Longitude:

PROJECT DESCRIPTION:

___ Pier Square Feet: ___

X Boathouse Square Feet: 900

Total Square Footage including roof overhang: ___

X Bulkhead Length: 70'

Width: ___

Amount of fill behind bulkhead: ___

X Applicant hereby accepts and agrees to comply with the terms and conditions of General Permit SWG-2007-720.

X Applicant hereby accepts and agrees to comply with terms and conditions of Nationwide Permit #13.

Signature of Applicant

3/14/22
Date

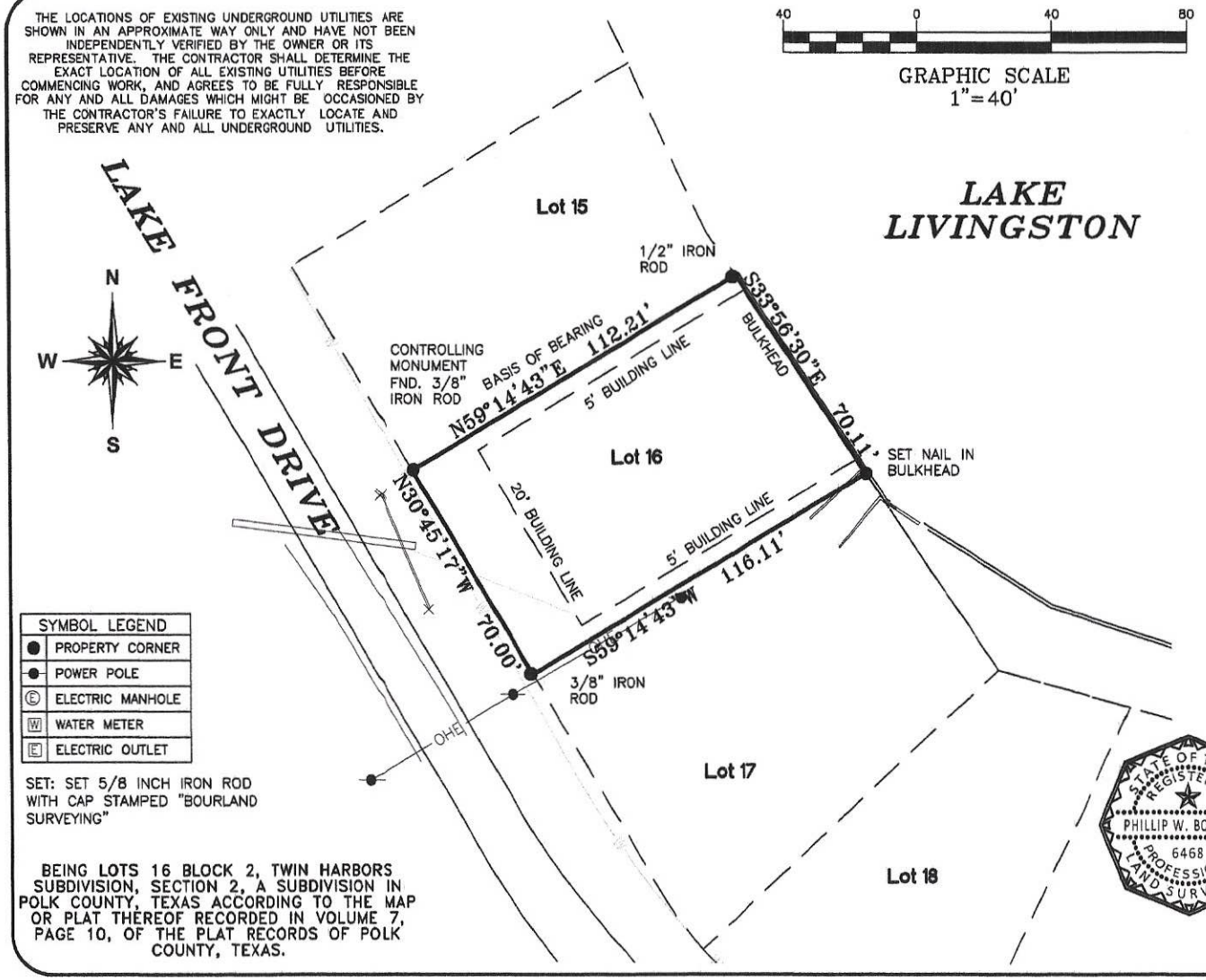
FOR TRA USE ONLY

I certify that the above named permittee has been issued Trinity River Authority License Number _____ dated _____.

TRA Representative

Date

THE LOCATIONS OF EXISTING UNDERGROUND UTILITIES ARE SHOWN IN AN APPROXIMATE WAY ONLY AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR ITS REPRESENTATIVE. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES BEFORE COMMENCING WORK, AND AGREES TO BE FULLY RESPONSIBLE FOR ANY AND ALL DAMAGES WHICH MIGHT BE OCCASIONED BY THE CONTRACTOR'S FAILURE TO EXACTLY LOCATE AND PRESERVE ANY AND ALL UNDERGROUND UTILITIES.



SYMBOL LEGEND	
●	PROPERTY CORNER
-●-	POWER POLE
Ⓔ	ELECTRIC MANHOLE
Ⓦ	WATER METER
Ⓔ	ELECTRIC OUTLET

SET: SET 5/8 INCH IRON ROD WITH CAP STAMPED "BOURLAND SURVEYING"

BEING LOTS 16 BLOCK 2, TWIN HARBORS SUBDIVISION, SECTION 2, A SUBDIVISION IN POLK COUNTY, TEXAS ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 7, PAGE 10, OF THE PLAT RECORDS OF POLK COUNTY, TEXAS.

811 Know what's **below.** **Call** before you dig.

NOTES:

1. THIS SURVEY HAS BEEN COMPLETED WITHOUT THE BENEFIT OF A TITLE COMMITMENT, NO ABSTRACTING WAS COMPLETED BY THE SURVEYOR WITH REGARD TO ANY RECORDED EASEMENTS, RIGHTS-OF-WAY OR SETBACKS AFFECTING THE SUBJECT PROPERTY. NO ADDITIONAL RESEARCH REGARDING THE EXISTENCE OF EASEMENTS, RESTRICTIONS, OR OTHER MATTERS OF RECORD HAS BEEN PERFORMED BY THE SURVEYOR.

2. THIS SURVEY DOES NOT PROVIDE A DETERMINATION OR OPINION CONCERNING THE LOCATION OR EXISTENCE OF WETLANDS, FAULT LINES, TOXIC OR HAZARDOUS WASTE AREAS, SUBSIDENCE, OVERHEAD, SUBSURFACE AND ENVIRONMENTAL CONDITIONS OR GEOLOGICAL ISSUES. NO STATEMENT IS MADE CONCERNING THE SUITABILITY OF THE SUBJECT TRACT FOR ANY INTENDED USE, PURPOSE OR DEVELOPMENT.

3. DATE OF SURVEY 01/28/2022

4. BASIS OF BEARING IS BASED ON TEXAS STATE PLANE COORDINATES, NAD83, CENTRAL ZONE.

5. THERE MAY BE EASEMENTS, SETBACKS AND OTHER BUILDING RESTRICTIONS SET FOURTH IN THE DEED RESTRICTIONS NOT SHOWN HEREON. IT IS THE OWNERS RESPONSIBILITY TO ENSURE THAT ALL RESTRICTIONS ARE SATISFIED PRIOR TO BUILDING.

THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION III SURVEY.

01/31/2022

PHILLIP W. BOURLAND — DATE
REGISTERED PROFESSIONAL LAND SURVEYOR
NO. 6468 - STATE OF TEXAS

STATE OF TEXAS REGISTERED PHILLIP W. BOURLAND 6468 PROFESSIONAL LAND SURVEYOR

BOURLAND
LAND SURVEYING, LLC
15121 HIGHWAY 150
COLDSPRING, TX 77331
(936)653-2264
TBPLS FIRM REG # 10194525

PROJECT NO. 22005