

3/8/03

10-15-08

File # 870 86 83
date 1620 - 32

County

SCHOOL LAND.

SOLD TO

D.A.E.T.
7-1-08
781

A. P. Miller

#70

Acres.

Accept 210 100

Survey No. 150
200

Block No.

Surveyed for

9-1-08

ACT APRIL 15, 1905.

Not disclosed by the official map.
all of vac. call.
Correct on map of Harris County
August 24/1908
D. van Rouborg

Pat to Oug...
Mgt. May 23/1912. 9/19/18
Catered Sept 21/1908

No. 477 vol. 36. Hulse
c/c BJD 3/8/08 abt. vol. 32-35

402-407-18

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Paid in full for 210 ²⁰/₁₀₀ acres
9-16-08 W D Coleman

7. Surveyor statement & affidavit 4/1/08
8. Cert of Plat 7/27/08
9. Affidant of Ownership 7/27/08

Let Patent No. 477 Vol. 36
cancel on account land
entirely covered by
superior and patented
survey.

500 9/19/08
A. P. Miller
7/25/12

Handwritten notes in red ink:
80
36
vac. call.
D. van Rouborg
Hulse
7/25/12

Application for Survey

APPLICATION No. 72

To Geo. F. Horton, County Surveyor of Harris County, Texas, or to ~~Land District~~ District Surveyor of ~~Land District~~ Land District:

By virtue of Section 8 of an Act approved April 15, 1905, and Act May 16, 1907, I hereby apply for a survey of the following described unsurveyed land appropriated to the Public Free School Fund under Chapter 11, Act February 23, 1900, to wit:

Situated in Harris County, Texas, about 30 miles N. E. from the County site. Said tract is bounded as follows:

- On the North by the Mary Macgruder Survey,
- On the East by the Edward King Survey.
- On the South by the Section No. 2 H. E. & W. T. R. R. Co. Survey.
- On the West by the Ellis Benson Survey.

I solemnly swear that I desire said land surveyed with the intention of buying it, and that I am not acting in collusion with, or attempting to acquire said land for another person or corporation.

(N. B.—Write Name and P. O. Address Distinctly.)

A. R. Miller Applicant.

P. O. Houston, Texas.

Subscribed and sworn to before me, this 16 day of July, 1908.

Carson Blake

(SEAL MUST NOT BE OMITTED.)

Notary Public in and for Harris Co., Tex.

I Geo. F. Horton County Surveyor of Harris County, Texas, ~~or Surveyor for~~ ~~Land District~~ Land District, hereby certify that the above and foregoing application No. 72 was filed for record on the 16th day of July, 1908, at 4 o'clock 45^P M., and recorded in Vol. 6, page 121, in my office Houston, Harris County, Texas.

Geo. F. Horton
County Surveyor, Harris Co., Tex.

by _____ Deputy.

①

LAND OFFICE

S. F. No. 8683

Application for Survey

Filed Aug 4 1908

John J. Ferral
Commissioner.

W. L. Duncan
Clerk.



Plat of Survey No.

The State of Texas,

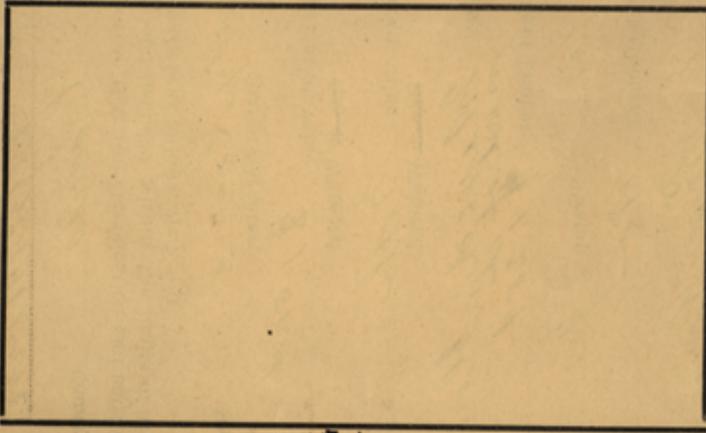
Survey

Harris County, No. 72

or District. Blk.

FIELD NOTES of a survey of 210.69^{7/10}

acres of land made for A. R. Miller



Variation 8° 45'

by virtue of his affidavit and application made

before Gabeen Blake a Notary Public in and for Harris Co. on the 16th day

of July 1908, and filed with the Surveyor of Harris County ~~or Land District~~

on the 16th day of July 1908; under Section 8 of an Act approved April 15, 1905, and amendment

Act May 16, 1907, providing for the sale of the unsurveyed school land appropriated to the Public Free School Fund by

an Act approved February 23, 1900. Said land is situated in Harris County, about 30

miles N. 3/4 E. from county site, and known as survey No. 72, in Block No., beginning at the most

Southern S. E. Corner of the Mary Magruder Survey, from where a black Gum

16 inches diameter marked M. bears East 9 varas.

Thence West 2824.99 varas with the Mary Magruder's South line to Cor-
ner from where a Black Gum Marked X bears North 54 o West 4 varas.

Thence South 421.03 varas to Corner in Bensons East line.

Thence East 2824.99 varas to Corner in Kings West line.

Thence North 421.03 varas with Kings West line to the point of the
beginning, containing ^{7/10} 210.69 Acres of land.

to the place of beginning.

Bearings marked X etc.

Surveyed July 27th 08.190.....

Chas. Williford,

Henry Williford,

} Chain Carriers.

I, Surveyor of Texas,
do hereby certify that the foregoing survey was made by me on the ground, and according to law; that the limits, bound-
aries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field Notes, just
as I found them on the ground; and they are recorded in my office in Book, page

This day of 190.....

Surveyor of Texas.

I, E. Peperkorn
Surveyor of Harris County,

do solemnly swear that the classification and market value of the land included within the limits of the within field notes is as follows, viz.:

Sandy Loam Soil
State Character.

Agricultural, market value \$1.50
~~Dry~~ or Watered

Grazing, market value Nothing
~~Dry~~ or Watered

Kind of Timber Mixed, blown down most of it

Market Value of Timber \$1.25

Overflow Yes Swamp Yes
Suitable for Settlement No

E. Peperkorn
Dep. Surveyor Harris Co.
Sworn to and subscribed before me this the 25th

day of July 1908
Tarrant State

Notary Public Harris Co.
Tex.

Within enclosure of
Improvements owned by
P. O. address of owner of enclosure or improvements is

According to certified plat & statement filed herewith April 27/1902, this survey is entirely in conflict with School Section 2 R. & W. T. Ry. Co. S. 273 sold to J. M. Blair F. 103174 and with plat survey Ellis Benson D-41 on map of Harris County. May 23/1912. E. Peperkorn

LAND OFFICE

S. F. No. 8683

FIELD NOTES

See Letter Book 1041
260

Filed Aug 4 1908

John Gerrill
Commissioner

W. Coleman
Clerk

Approved _____ 1908

Commissioner

Not disclosed by the official map. all of vacking. Correct on map of Harris County August 24/1908.

E. Peperkorn
Patented Sept. 21/1908

RECEIVED AS STATED
\$ 1.00
AUG -4 1908
GEO. W. BEAVER
RECEIVER

c/c B.T.D. 8/8/08

I, Geo. F. Horton, Surveyor of Harris County, Texas,
do hereby certify that I have examined the foregoing Plat and Field Notes and find them correct, and that they were made on the ground as stated in the above certificate, and that they are recorded in my office in Book 859, page 4
This 27th day of July 1908.

Geo. F. Horton
Surveyor of Harris Co., Texas.

I, E. Peperkorn, Deputy Surveyor of Harris County, Texas,
do hereby certify that the foregoing survey was made by me on the ground, and according to law; that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field Notes, just as I found them on the ground.
This 27th day of July 1908.

E. Peperkorn
Deputy Surveyor of Harris Co., Texas.

Application and Obligation to Purchase School Land Without Settlement.

P. O. Houston, Texas, Sept 9 1908

To the Commissioner of the General Land Office, Austin, Texas:

By virtue of Section 8 of the Land Act approved April 15, 1905, I hereby apply to purchase the following described land, in Harris County, about thirty miles Northeast (course) from county site, and I agree to pay for the land the price per acre offered below:

Survey No.	Block	S. F. No.	Surveyed for	Acres	Price Per Acre	Classification
<u>72</u>		<u>8683</u>	<u>A. R. Miller</u>	<u>Excess</u> <u>210 $\frac{70}{100}$</u>	<u>\$ 1.50</u>	<u>Dry Agr & Timber</u>

For the purpose of securing said land I have remitted to the State Treasurer, at Austin, Texas, the sum of \$ 316.⁰⁵ as the _____ cash payment
Insert whether "one-fortieth" or "full"

therefor, and subscribe to the following oath, to wit:

I, A. R. Miller, do solemnly swear that I am not acting in collusion with others for the purpose of buying the land for any other person or corporation, and that no other person or corporation is directly or indirectly interested in the purchase thereof.

(Signed) A. R. Miller Applicant.

Postoffice Houston, Texas

Sworn to and subscribed before me, this the 9th day of Sept, 1908

Casper Blake
Notary Public Harris County, Texas.

File No. _____

Harris County

A. R. Miller

Appl. and Oblig.

Filed *Sept 10* 190 *8*

John F. Terrell Commissioner

W. L. Coleman File Clerk

No. _____

S. F. No. *8683*

APPLICATION OF

A. R. Miller

P. O. _____

WITHOUT SETTLEMENT

SECTION	BLOCK	S. F. No.	ACRES
<i>2</i>		<i>8683</i>	<i>210.7/10</i>
TOWNSHIP		Surveyed for	

In _____ County

Filed *Sept 10* 190 *8*

John F. Terrell Commissioner

Awarded *9-10* 190 *8*

Rejected _____ 190 _____

John F. Terrell Commissioner

Roll _____

Class _____

Appr'm't _____

Appl'n *14317*

Obligation _____

Seal _____

Map _____

Lease _____

On Market _____

Letter No. _____

Date of Sale 9/10/08 P. O. _____

Acres _____

TREASURER'S OFFICE.

No. **64174**

@ \$ 150 per acre

AUSTIN, TEXAS,

1908

Received of A.R. Miller

on account of _____

the sum of Three hundred and sixteen

05/100 DOLLARS,

the sum being first payment on _____

Block No. 27#

Certificate No. 8683

Grantee _____

Section 72

situated in Barrie

County, sold under an Act approved April 16, 1895, and amendments thereto.

Terms of Sale cash

\$ 316.05

Sam Sparks
Treasurer.

ORIGINAL

\$

Terms of Sale

County,

School Land.

Filed 9-16-1908

Comm'r.

Clerk.

County, under and to be approved of, 1896, and amendments thereto.

Block of Section

Section

Filed

File

on account of

Received of

ADRIAN TEXAS

1908

@ \$ 1200 per acre

Acres

TREASURER'S OFFICE

No 64124

Date of Sale 9/10/08 P.O.

Letter No.

4200 2/10

OFFICIAL

DOLLARS

Received.

Handwritten signatures and notes, including 'John P. Perrell' and 'W. S. Olanow'.

OFFICE OF
STATE AND COUNTY TAX ASSESSOR
HARRIS COUNTY

A. R. MILLER, ASSESSOR
J. M. HEISER, CHIEF CLERK

DO NOT FAIL TO ASSESS YOUR
PROPERTY ANNUALLY

~~7/103174 J.M. Blair 730 6/15/78~~

578683

Coleman

HOUSTON, TEXAS.

Sept 2 - 1908

Hon John J. Ferrell
Land Comr

Land & Timber

Austin Texas

Ans
9/5/08

Dear Sir:

Yours of 1st instant regard to
210 7/8 acres in Section 2, N. E. + W. P. Ry,
survey 72, to hand.

In the letter you state the price
is \$2.00 for the land and \$2.00 for the
timber. That is more than the land
is worth and \$1.00 per acre more
than J. M. Blair paid for the 640
acres adjoining it on the south.
The timber on Mr Blair's land is
some what better than on the excess
I am applying for. The county surveyor
values land at \$1.50, timber \$1.25.

Can I make my bid accordingly?

Very truly yours

A. R. Miller

P.S. The original price on this land was \$2.00 for timber and
\$2.00 for land and was changed by the land from that to \$1.50 for land
& \$1.25 for timber, at which figure Mr Blair bought. It is swampy
land and not fit for agriculture. See Co. surveyor report as per

5

5

File 8682

Harris County
Scrap School Land

Letter

9-1-08
C. M. Miller

Filed
Feb 11/1896

Order of Sale with Co
#200 to 700
has been sold from
the land here has been
sold to the State of Texas
and the proceeds are
to be used for the
benefit of the
State of Texas

STATE AND COUNTY TAX ASSessor
HARRIS COUNTY

STATE OF TEXAS,

COUNTY OF HARRIS.

Before me, Frank P. Jones, Jr., a Notary Public, in and for Harris County, Texas, on this day personally appeared R. D. Bosworth, known to me to be the person whose name is subscribed hereto, and being duly sworn on oath says that he is a surveyor of several years experience and of much experience in making surveys in Harris County; that in August, 1911, he made a survey of Section No. 2, H. E. & W. T. R.R. Survey, East of San Jacinto River, in Harris County, Texas, bounded on the North by Mary Magruda, on the East by Edward King, on the South by Section No. 1, H. E. & W. T. R.R. Survey, on the West by Ellis Benson and Section No. 1, H. E. & W. T. R.R. Survey. Affiant further says:-

- 1:- That he made survey of Section No. 2 for J. M. Blair, the owner thereof.
- 2:- That affiant, after locating the corners of Section No. 2, placed concrete monuments at the four corners thereof as shown by "Exhibit A." signed by T. J. Mahaffey, County Surveyor of Harris County, Texas; that these concrete monuments were placed there at the instance of the said J. M. Blair in August, 1911, at the time the survey was made.
- 3:- Affiant began, for starting point to locate, at the Southwest corner of the James Moore, which is in the North line of the James H. Isbell $2/3$ league; the North line of the said Isbell is a very old marked timber line; affiant then ran the calls of the James Moore to the Northeast corner thereof and found that 1900 varas did not bring him to the West line of the Edward King, the West line of the Edward King is a very old marked line; affiant then took the said West line of the Edward King, which he found to be in line according to the calls with the most Southerly Southeast corner of the Mary Magruda, which located the Northeast corner of Section No. 2.

4:- The Northeast corner then of Section No. 2 was located by the South line of the Magruda and its Southeast corner and the West line of the Edward King, all of which lines, clearly marked; that this affiant ran the North line of the Ellis Benson and South line of the Magruda from San Jacinto River according to the calls and corners given therefor in

John P. Jones, Jr.

Before me, _____, a Notary Public, in

and for Harris County, Texas, on this day personally appeared R. D. Bos-

worth, known to me to be the person whose name is subscribed hereto, and

being duly sworn on oath says that he is a surveyor of several years ex-

perience and of much experience in making surveys in Harris County; that

in August, 1911, he made a survey of Section No. 2, H. E. & W. T. R.R. Sur-

vey, East of San Jacinto River, in Harris County, Texas, bounded on the

North by Mary Magruda, on the East by Edward King, on the South by Section

No. 1, H. E. & W. T. R.R. Survey, on the West by Ellis Hansen and Section

No. 1, H. E. & W. T. R.R. Survey. Affiant further says:-

1:- That he made survey of Section No. 2 for J. M. Blair, the
owner thereof.

2:- That affiant, after locating the corners of Section No. 2,
placed concrete monuments at the four corners thereof as shown by "Exhibit

A." signed by T. J. Mahaffey, County Surveyor of Harris County, Texas;
that these concrete monuments were placed there at the instance of the

said J. M. Blair in August, 1911, at the time the survey was made.

3:- Affiant began, for starting point to locate, at the Southwest
corner of the James Moore, which is in the North line of the James H.

Label 2/3 League; the North line of the said label is a very old marked
timber line; affiant then ran the call of the James Moore to the North-

east corner thereof and found that 1900 yards did not bring him to the
west line of the Edward King, the West line of the Edward King is a very

old marked line; affiant then took the said West line of the Edward King,
which he found to be a line according to the call with the most souther-

ly corner corner of the Mary Magruda, which located the northeast cor-
ner of Section No. 2.

4:- The Northeast corner then of Section No. 2 was located by
the South line of the Magruda and its Southeast corner and the West line

of the Edward King, all of which lines clearly marked; that this affiant
ran the North line of the Ellis Hansen and South line of the Magruda from

San Jacinto River according to the call and corners given therefor in

San Jacinto River according to the call and corners given therefor in

8888

the original field notes of said surveys and found said lines to correspond with the old fence on the South line of the said Magruda, and that the most Southerly Southeast corner of the Mary Magruda and the West line of the Edward King would give him the Northeast corner of Section No. 2.

5:- The South line of the Mary Magruda, the North line of the Ellis Benson, the West line of the Edward King and the North of the James Moore were identified on the ground; these lines were run and identified by line trees and fence lines corresponding with the original field notes of these surveys.

6:- The North line of Section No. 2 measured 2128 varas, and the South line measured 2196 varas for the following reasons:-

Taking the West line of the Edward King for the East line of Section No. 2 found the course of said line to be North $1-1/2$ deg. West; then running the North line of Section No. 2 to the East line of the Ellis Benson measured 2128 varas, an excess of 3 varas over original call; then taking the course of the East line of the Ellis Benson, and in order to pass, as called for, (the Southeast corner of the Benson) the Northerly Northeast corner of Section No. 1, the West line of Section No. 2 courses South 1 deg. West, and in locating the Southwest corner of Section No. 2 and chaining back East to the West line of the Edward King locating the Southeast corner of Section No. 2, ^{he got} a distance of 2196 varas. The Ellis Benson lacks $2-1/2$ degs. of being parallel with the West line of the Edward King, and if the West line of Section No. 2 were run parallel to the West line of the Edward King it would leave a vacancy between Section No. 2 and the Benson.

7:- The East and West lines of Section No. 2 were measured to be $1564-5/10$ varas each for this reason:-

Beginning on the North line of the J. H. Isbell $2/3$ league, which is a very old marked timber line, at the Southwest corner of the James Moore; then the James Moore calls for 1900 varas North from this line and calls for Section No. 1; then the South line of Section No. 2 calls to be 970 varas North of the Moore, making a total of 2870 varas from the North line of the Isbell $2/3$ league. The total distance between the North line of the Isbell $2/3$ league and the South line of Mary Magruda is $4434-1/2$ varas. After giving the Moore and Section No. 1 their calls there remains $1564-5/10$ varas for Section No. 2.

the original field notes of said surveys and found said lines to correspond with the old fence on the South line of the said Mary Magruda, and that the most Southerly Southeast corner of the Mary Magruda and the West line of the Edward King would give him the Northeast corner of Section No. 2. 5:-- The South line of the Mary Magruda, the North line of the Ellis Benson, the West line of the Edward King and the North of the James Moore were identified on the ground; these lines were run and identified by line trees and fence lines corresponding with the original field notes of these surveys.

6:-- The North line of Section No. 2 measured 2188 varas, and the South line measured 2196 varas for the following reasons:-- Taking the West line of the Edward King for the East line of Section No. 2 found the course of said line to be North 1-1/2 deg. West; then running the North line of Section No. 2 to the East line of the Ellis Benson measured 2188 varas, an excess of 3 varas over original call; then taking the course of the East line of the Ellis Benson, and in order to pass, as called for, the Southeast corner of the Benson, the Northerly Northeast corner of Section No. 1, the West line of Section No. 2 courses South 1 deg. West, and in locating the Southwest corner of Section No. 2 and chaining back East to the West line of the Edward King locating the Southeast corner of Section No. 2 a distance of 2196 varas. The Ellis Benson lacks 2-1/2 degs. of being parallel with the West line of the Edward King, and if the West line of Section No. 2 were run parallel to the West line of the Edward King it would leave a vacancy between Section No. 2 and the Benson.

7:-- The East and West lines of Section No. 2 were measured to be 1564-5/10 varas each for this reason:-- Beginning on the North line of the J. H. Labelle 2/3 league, which is a very old marked timber line, at the Southwest corner of the James Moore, then the James Moore calls for 1900 varas North from this line and calls for Section No. 1; then the South line of Section No. 2 calls to be 970 varas North of the Moore, making a total of 2870 varas from the North line of the Labelle 2/3 league. The total distance between the North line of the Labelle 2/3 league and the South line of Mary Magruda is 4434-1/2 varas. After giving the Moore and Section No. 1 their call there remains 1564-5/10 varas for Section No. 2.

578683

8:- The actual measured distance from the South line of Section No. 1 ^{to} the North line of Section No. 2 is 2534-1/2 varas.

9th:- None of the original bearing trees called for on the Magruda, King, Rhea and Benson Surveys are standing; the calls for the Magruda and Benson on the river being identified, but the surveys will be identified from the old marked lines and by locating from the Southwest corner of the James Moore where call tree is standing as called for. The West line of the Rhea has been definitely recognized and located and there is an old fence on said line.

10th:- Affiant further states that he has examined both the original books of field notes in the Surveyor's office and the books of the transcribed notes and that he has found the following facts therein:-

In Old Book "E" in the Original notes, according to the field notes made in 1860 by Gillespie, then County Surveyor, one of the call lines of Section No. 1 ^{calling for the South line of 2.} appears to be "2825" varas, which is intended for, and which is 2125; the figure "1" upon close examination shows that it was made with a hard down-stroke and that the prongs of the pen opened in making the stroke, and the figure "1" at a glance resembles the figure "8". In transcribing the field notes into the new book the call was written "2825" varas, and the inconsistency in the calls in the field notes is very apparent in examining the original book as the figures "2125" in ^{of Section 2.} the ~~BOTH~~ lines are very plain, and in the ^{word} ~~line~~ ^{of section 1,} line the stroke of the pen above referred to made the figure "1" resemble the figure "8", and this evidently caused the mistake in transcribing, and evidently caused the mistake of the surveyor who attempted to show an excess in Section No. 2.

11th:-Affiant further states that no vacancy exists on the ground as would be indicated by the red lines on the map; that Section No. 2, as surveyed by affiant shows 599.15 acres.

That all facts herein stated are true.

R. D. Bosworth

Subscribed and sworn to before me this 13th day of April, 1912.

T. J. Jones, Jr.
Notary Public, Harris County, Tex.

T. J. Mahaffey personally appeared before me, the undersigned,

228872
y2

8:- The actual measured distance from the South line of Section No. 1 to the North line of Section No. 2 is 2534-1/2 yards. None of the original bearing trees called for on the Magruda, King, Rhea and Benson surveys are standing; the calls for the Magruda and Benson on the river being identified, but the surveys will be identified from the old marked lines and by locating from the Southwest corner of the James Moore where call trees is standing as called for. The West line of the Rhea has been definitely recognized and located and there is an old fence on said line.

10th:- Affiant further states that he has examined both the original books of field notes in the Surveyor's office and the books of the transcribed notes and that he has found the following facts therein:-
 In Old Book "E" in the Original notes, according to the field notes made in 1860 by Affiant, then County Surveyor, one of the call lines of Section No. 1 appears to be "2325" yards, which is intended for, and which is 2125; the figure "1" upon close examination shows that it was made with a hard down-stroke and that the prongs of the pen opened in making the stroke, and the figure "1" at a glance resembles the figure "8". In transcribing the field notes into the new book the call was written "2325" yards, and the inconsistency in the call in the field notes is very apparent in examining the original book as the figure 2125 in the book is very plain, and in the line the stroke of the pen above referred to made the figure "1" resemble the figure "8", and this evidently caused the mistake in transcribing, and evidently caused the mistake of the surveyor who attempted to show an excess in Section No. 2.

11th:- Affiant further states that no vacancy exists on the ground as would be indicated by the red lines on the map; that Section No. 2, as surveyed by affiant shows 699.15 acres.

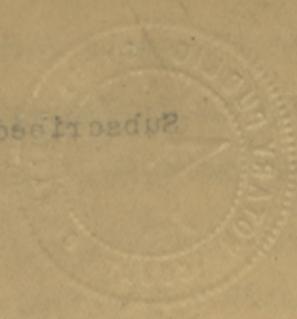
That all these matters stated are true.

[Signature]

Subscribed and sworn to before me this 13th day of April, 1912.

[Signature]
 Notary Public, Harris County, Tex.

T. J. Mahaffey personally appeared before me, the undersigned,



5F-8683

authority, on this day, ^{and} being duly sworn on oath states that he is County Surveyor of Harris County, Texas, and that he has read over the above ~~xxx~~ affidavit and that the facts correspond with the report of his deputy, R. D. Bosworth, upon his return from making said survey.

Affiant further states that R. D. Bosworth is a competent surveyor and that the said R. D. Bosworth was his duly authorized deputy in August, 1911, at the time said survey was made.

Affiant further states that he knows of his own knowledge that the statement made in the above affidavit with regard to the original books in his office, showing the field notes of Section No. 2, as to the figures written therein, is correct.

That the facts herein stated are true.

J. J. Mahaffey

Subscribed and sworn to before me this 18th day of April, 1912

A. H. Monaghan

Notary Public,
Harris County, Texas.

7

File No. 2223
J. J. Mahaffey
County Surveyor
Harris County, Texas
and R. D. Bosworth
Deputy
April 18, 1912

3

4

7

SF 8683
File No. 8683

Harris County,
School Land
Surveyor's explanation
and affidavit

Filed April 27 1912

J. T. Robinson
Com'r.
By: R. Roseburg
for File Clerk



Subscribed and sworn to before me this 18 day of April, 1912

W. W. Howard
Notary Public,

Harris County, Texas.

J. D. Bosworth

That the facts herein stated are true.
Figures written therein, is correct.

books in his office, showing the field notes of Section No. 15, as to the
the statement made in the above affidavit with regard to the original
Affiant further states that he knows of his own knowledge that
August, 1911, at the time said survey was made.

veyor and that the said R. D. Bosworth was his duly authorized deputy in
Affiant further states that R. D. Bosworth is a competent sur-
R. D. Bosworth, upon his return from making said survey.

affidavit and that the facts correspond with the report of his deputy,
Surveyor of Harris County, Texas, and that he has read over the above xxx
authority, on this day, being duly sworn on oath and as that he is County

45

Letter No.

8851

Date of Sale

9/10/08

P. O.

Houston

Acres

210 ⁷⁰/₁₀₀

TREASURER'S OFFICE.

No 34173

@ \$

1.50 per acre

AUSTIN, TEXAS

Sept 16, 1908

Received of

Winkler A R Miller

on account of

the sum of

Three hundred, sixteen and 10/100 DOLLARS.

the same being first payment on

Section

74

Block No.

Certificate No.

Grantee

Let # 8683

situated in

Harris

County, sold under an Act approved April 16, 1895 and amendments thereto.

Terms of Sale

Cash

Sam Sparks

Treasurer.

\$

316 ⁰⁵/₁₀₀

FOR RECORDING - ONLY - COMPARATIVE PRINTING - AUSTIN, TEXAS

County. *6*

Terms of Sale *83*

County, and subject and Act approved April 16, 1895, and amendments thereto.

School Land.

Block *86* Grantee *John Powell*

File *86*

Filed *9-16* 1908

Comm'r. *W. L. Colman*

Clerk

situated in

Section *14*

on account of

Received of *John Powell*

AUSTIN, TEXAS

1908

for *1500* Del. Sale

Notes *1500*

TREASURER'S OFFICE.

No 34173

Treasurer.

Letter No. *2821*

Date of Sale *April 8*

P. O. *Post*

OFFICIAL

1500
John Powell
1500
1500

STATE OF TEXAS,)
) KNOW ALL MEN BY THESE PRESENTS: THAT:
COUNTY OF HARRIS.)

WHEREAS, under date of September 21, 1908, the State of Texas, acting by its Governor, T. M. Campbell, executed a certain Patent No. 477, Vol. 36, to A. R. Miller, of Harris County, Texas, whereby it granted to him 210.7 acres of land situated in Harris County, Texas, and known as Survey No. 72, about thirty miles North 34 deg. East from the County site, said land having been purchased and fully paid for in accordance with an Act approved April 15, 1905:

Beginning at the most Southerly Southeast corner of the Mary Magruder Survey, from where a black gum 16 in. in dia. marked M bears E. 9 varas;

Thence West 2824.99 varas with the Mary Magruder South line to corner, from where a black gum marked X bears North 54 West 4 varas;

Thence South 421.03 varas to corner in Benson's East line;

Thence East 2824.99 varas to corner in King's West line;

Thence North 421.03 varas to King's West line, the place of beginning;

AND WHEREAS, AFTERWARDS, the said A. R. Miller granted, sold and conveyed unto Morris Rosenthal and Jules Hirsch each an undivided one-third interest in and to the above described land;

AND, WHEREAS, AFTERWARDS, it has been discovered, by survey properly made and authenticated, that no ground exists as above described and that said survey would be entirely in conflict with old surveys:

NOW, THEREFORE, in consideration of the premises and of the return to us by the State of Texas of the purchase price of the said survey, we, the owners of the land or Patent, if any, do hereby grant, bargain, sell and convey, transfer, assign, set over, release and discharge unto the State of Texas, all and singular any right, title or interest we, or either of us, might have in and to the above described land by virtue of the said patent and of the conveyance from the said A. R. Miller as above set forth.

TO HAVE AND TO HOLD unto it, the State of Texas, its successors

Before me, Ernest Hale, a Notary Public, in

R

STATE OF TEXAS)
) KNOW ALL MEN BY THESE PRESENTS: THAT)
COUNTY OF HARRIS)

WHEREAS, under date of September 21, 1908, the State of Texas, acting by its Governor, T. M. Campbell, executed a certain Patent No. 477, Vol. 36, to A. R. Miller, of Harris County, Texas, whereby it granted to him 210.7 acres of land situated in Harris County, Texas, and known as Survey No. 92, about thirty miles North 34 deg. East from the County site, said land having been purchased and fully paid for in accordance with an Act approved April 15, 1908:

Beginning at the most southerly Southeast corner of the Mary McGunderSurvey, from where a black gum tree in dia. marked M bears N. 92 varas;

Thence West 2824.99 varas with the Mary McGunderSurvey line to corner, from where a black gum marked X bears North 54 West 4 varas; Thence South 421.03 varas to corner in Benson's East line; Thence East 2824.99 varas to corner in King's West line; Thence North 421.03 varas to King's West line, the place of

beginning; AND WHEREAS, AFTWARDS, the said A. R. Miller granted, sold and

conveyed unto Morris Rosenthal and Julia Mirson each an undivided one-third interest in and to the above described land; AND, WHEREAS, AFTWARDS, it has been discovered by survey property made and authenticated, that no ground exists as above described and that said survey would be entirely in conflict with old surveys; NOW, THEREFORE, in consideration of the premises and of the sum of ten to us by the State of Texas of the purchase price of the said survey, we, the owners of the land or Patent, if any, do hereby grant, bargain, sell and convey, transfer, assign, set over, release and discharge unto the State of Texas, all and singular any right, title or interest we, or either of us, might have in and to the above described land by virtue of the said patent and of the conveyance from the said A. R. Miller as above set forth.

TO HAVE AND TO HOLD unto it, the State of Texas, its successors

578683
Harris Co. Tex.
A. R. Miller
Sept 21 1908
T. M. Campbell
Governor

578683

and assigns forever. Texas, on this day personally appeared Jules Hirsch

WITNESS our hands at Houston, Texas, on this 24th day of April, A.D. 1912.

A. R. Miller
Morris Rosenthal.
Jules Hirsch

STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, Casun Blake, a Notary Public, in and for Harris County, Texas, on this day personally appeared A. R. Miller known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, on this 24th day of April, A.D. 1912.

Casun Blake
Notary Public, Harris County, Texas.

STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, Casun Blake, a Notary Public, in and for Harris County, Texas, on this day personally appeared Morris Rosenthal known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, on this 24th day of April, A.D. 1912.

Casun Blake
Notary Public, Harris County, Texas.

STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, Casun Blake, a Notary Public, in

8'

and assigns forever.

WITNESS our hands at Houston, Texas, on this 7th day of

April, A.D. 1912.

A. R. Miller
Morris Rosenthal

James Rosenthal

STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, *James Rosenthal*, a Notary Public, in
and for Harris County, Texas, on this day personally appeared A. R. Miller
known to me to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that he executed the same for the pur-
poses and considerations therein expressed.

Given under my hand and seal of office, on this 7th day of

April, A.D. 1912.

James Rosenthal
Notary Public, Harris County, Texas.



STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, *James Rosenthal*, a Notary Public, in
and for Harris County, Texas, on this day personally appeared Morris Rosenthal
that known to me to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that he executed the same for the pur-
poses and considerations therein expressed.

Given under my hand and seal of office, on this 8th day of

April, A.D. 1912.

James Rosenthal
Notary Public, Harris County, Texas.



STATE OF TEXAS,
COUNTY OF HARRIS.

Before me, *James Rosenthal*, a Notary Public, in

51-288-15

APPLICATION TO PURCHASE TIMBER

Houston, TEXAS, Sept 9 1908

To Hon. JOHN J. TERRELL,
Commissioner General Land Office:

I hereby apply to purchase under the provisions of an Act relating to the sale and lease of Public Free School land and Asylum lands, as provided for in Chapter CXXV, Section 8, of the Act approved April 19, 1901, and the Act of April 15, 1905, the timber on the following described land, situated in Harris County, 30 miles (give course) N. E. from County Site, agreeing to pay cash for the same the price per acre below specified.

Section	Block	Certificate	GRANTEE	Acres	Price per Acre	
					\$	
<u>2</u>		<u>S.F. 8683</u>	<u>H. E. & W. F. Ry leo</u>	<u>210 $\frac{70}{100}$</u>	<u>\$</u>	<u>150</u>

Signed: A. R. Miller Applicant

Post Office Address: Houston Texas
c/o Lewis House

10 SF 8683

No.

Timber Application of

P. O.

SECTION	BLOCK	TOWNSHIP	ACRES
S. F. No.	GRANTEE		CERTIFICATE

In County

Filed 9-10-1908 1908

John Stowell Commissioner

Awarded 9-10 1908

Rejected 190

John Stowell Commissioner

Roll

Class

Appr'm't

Appl. 14317

Map

Lease

On Market

[Faint, mostly illegible text and markings on the reverse side of the document, including what appears to be a signature and some official stamps.]



General Land Office

State of Texas

Austin

September 1, 1908.

JOHN J. TERRELL, COMMISSIONER
J. T. ROBISON, CHIEF CLERK

A. R. Miller, Esq.,
Houston, Texas.

Dear Sir :Your application to the county surveyor of Harris county, for a survey of land under Section 8 of the Act of April 15, 1905, together with the field notes for Survey No. 72, Block No. , acres, has been examined and the field notes approved.

210 7/10

The land is classified as Dry Agrl. & Timber and valued at per acre, and is subject to sale to you upon the following terms,

\$2.00

The timber on this land is valued at \$2.00 per acre and must be paid for in cash before the land can be sold to you. You can apply for the land and the timber at the same time.

The land is for sale for cash or for one-fortieth cash with five per cent interest on the deferred principal and without condition of settlement and improvement and with the right to pay same out at any time and obtain patent. If you want to buy the land for cash, then you should make application accordingly and send to this office and at the same time remit to the Treasurer, Hon. Sam Sparks, Austin, Texas, the aggregate price of the land as the full cash payment thereon, and send to this office a patent fee of \$5.00. If you wish to buy the land on time then you should make your application and obligation accordingly and send same to this office and at the same time remit to the Treasurer one-fortieth of the aggregate price of the land as the first cash payment thereon.

Enclosed herewith is a blank for application to purchase this land. To avoid delays, mistakes and correspondence you are urged to fill every blank space in making out the application to purchase. Under the law you will have SIXTY DAYS from this date within which to file your application to purchase in this office.

In writing about this matter please refer to S. F. No. 8683.

Very respectfully,

Dibrell
Enc

Commissioner.

General Land Office

State of Texas

Austin

September 1, 1908.



JOHN A. DIBRELL, COMMISSIONER
111 ROBINSON COURT, AUSTIN, TEXAS

A. R. Miller, Esq., Houston, Texas.

210 7/10
\$2.00

Dear Sir: Your application to the county surveyor of ...
for a survey of land under Section 8 of the Act of April 15, 1905,
together with the field notes for Survey No. 72, Block No. ...
has been examined and the field notes approved.

The land is classified as ...
and is subject to sale to you upon the following terms:
The timber on this land is valued at \$2.00 per acre and must be
paid for in cash before the land can be sold to you. You can apply
for the land and the timber at the same time.

The land is for sale for cash or for one-fourth cash with five
percent interest on the deferred principal and without condition of set-
tlement and improvements and with the right to pay same out at any time and
of any amount. If you want to buy the land for cash, you should
make application immediately and pay to the ...
price of the land as the full cash payment. If you wish to buy the land on other than
office a patent fee of \$2.00. If you wish to buy the land on other than
to this office and at the same time remit to the Treasurer one-fourth
of the aggregate price of the land as the first cash payment thereon.

Enclosed herewith is a blank for application to purchase this
land. To avoid delays, mistakes and correspondence you are urged to
fill every blank space in making out the application to purchase. Under
the law you will have SIXTY DAYS from this date within which to file your
application to purchase in this office.

In writing about this matter please refer to S. F. No. 8883.

Very respectfully,

Dibrell
Enc

Commissioner

5F 8683



General Land Office

State of Texas

Austin

September 5, 1908.

JOHN J. TERRELL, COMMISSIONER
J. T. ROBISON, CHIEF CLERK

A. R. Miller, Esq.,
Houston, Texas.

Dear Sir:

Your application to the county surveyor of H A R R I S county, for a survey of land under Section 8 of the Act of April 15, 1905, together with the field notes for Survey No. 72, Block No. 210.7 acres, has been examined and the field notes approved.

The land is classified as Dry Agrl. & Timber and valued at \$1.50 per acre, and is subject to sale to you upon the following terms, to wit:

The timber on this land is valued at \$1.50 per acre and must be paid for in cash before the land can be sold to you. You can apply for the land and the timber at the same time.

For cash or for one-fortieth cash with five per cent interest on the deferred principal and without condition of settlement and improvement and with the right to pay same out at any time and obtain patent. If you want to buy the land for cash, then you should make application accordingly and send to this office and at the same time remit to the Treasurer, Hon. Sam Sparks, Austin, Texas, the aggregate price of the land as the full cash payment thereon, and send to this office a patent fee of \$5.00. If you wish to buy the land on time then you should make application and obligation accordingly and send same to this office and at the same time remit to the Treasurer one-fortieth of the aggregate price of the land as the first cash payment thereon.

Enclosed herewith is a blank for application to purchase this land. To avoid delays, mistakes and correspondence you are urged to fill every blank space in making out the application to purchase. Under the law you will have SIXTY DAYS from this date within which to file your application to purchase in this office.

In writing about this matter please refer to S. F. No. 8683.

Dibrell
Enc

Very respectfully,

Commissioner.

58883
(11)

1898

General Land Office

State of Texas

Austin

September 5, 1908.



JOHN A. TERNELL, COMMISSIONER
J. T. ROBINSON, CHIEF CLERK

A. R. Miller, Esq.,

Houston, Texas.

Your application to the county surveyor of Harris County for a survey of land under Section 8 of the Act of April 15, 1905, together with the field notes for Survey No. 78, Block No. 78, 210.7 acres, has been examined and the field notes approved.

The land is classified as Timber and valued at \$1.50 per acre, and is subject to sale to you upon the following terms:

The timber on this land is valued at \$1.50 per acre and must be paid for in cash before the land can be sold to you. You can apply for the land and the timber at the same time.

For cash or for one-fourth cash with five per cent interest on the deferred principal and without condition of settlement and improve-ment and with the right to pay same out at any time and obtain patent. If you want to pay the land for cash, then you should make application accordingly and send to this office and at the same time remit to the Treasurer, Hon. Sam Sparks, Austin, Texas, the aggregate price of the land as the full cash payment thereon, and send to this office a patent fee of \$5.00. If you want to pay one-fourth cash and the balance on application and obligation accordingly and send same to this office and at the same time remit to the Treasurer one-fourth of the aggregate price of the land as the first cash payment thereon.

Enclosed herewith is a blank for application to purchase this land. To avoid delays, mistakes and correspondence you are urged to fill every blank space in making out the application to purchase. Under the law you will have SIXTY DAYS from this date within which to file your application to purchase in this office.

In writing about this matter please refer to S. F. No. 8885.

Very respectfully,

Direlli
Enc

Commissioner.



General Land Office.

State of Texas.

Austin.

December 21, 1911.

J. T. ROBISON, COMMISSIONER.
J. H. WALKER, CHIEF CLERK.

Mr. A. R. Miller,
Houston, Texas.
% County Tax Assessors' Office.
Dear Sir:-

In reply to your favor of the 18th inst., would state what this office desires is a full and complete explanation from the County Surveyor as to what was found and identified upon the ground, course of lines and actual distances as measured, and his reasons for adopting a different construction to said Section No. 72, (S. F. 8683) so as to wipe out the vacancy for said 210.7 acres survey, and also reducing school Section No. 2, H. E. & W. T. Ry. Co., Certificate No. 1 for 640 acres and purchased by John M. Blair from the State.

I would advise you to procure a full statement certified to by the County Surveyor, and return same to this office, together with the same plat. You no doubt see the importance of such a statement, so in the future my successor may be able to see the facts justifying the cancellation of the patent and refunding you the purchase money.

The data must be sufficient to ascertain the true location of the surrounding surveys so as to show that the A. R. Miller survey is entirely in conflict with them, otherwise, unless such development shows an actual conflict on the ground we are without authority to cancel the patent.

Let me assure you we are anxious to do the proper thing, but must have sufficient evidence in which to act in every instance.

Yours truly,

Robison/Nolen
S.F. 8683

Commissioner.

General Land Office

State of Texas

December 21, 1911.

Austin



L. T. ROBINSON, COMMISSIONER
J. M. WALKER, CHIEF CLERK

Mr. A. R. Miller,
Houston, Texas.
A County Tax Assessors' Office.

Dear Sir:

In reply to your favor of the 18th inst.,
would state that this office desires as a full
and complete explanation from the County Surveyor
as to what was found and identified upon the
ground, course of lines and actual distances as
measured, and his reasons for adopting a different
construction to said Section No. 28, (S. T. 8883)
so as to wipe out the vacancy for said 210.7 acres
survey, and also reducing school Section No. 2,
H. E. & W. T. Co., Certificate No. 1 for 640
acres and purchased by John M. Blair from the
State.

I would advise you to procure a full state-
ment certified to by the County Surveyor, and
return same to this office, together with the
same plat. You no doubt see the importance of such
a statement, as in the future my successor may be
able to see the facts justifying the cancellation of
the patent and refunding you the purchase money.
The data must be sufficient to ascertain
the true location of the surrounding surveys so as
to show that the A. R. Miller survey is entirely
in conflict with them, otherwise, unless such de-
velopment shows an actual conflict on the ground
we are without authority to cancel the patent.
Let me assure you we are anxious to do the
proper thing, but must have sufficient evidence in
which to act in every instance.

Yours truly,

Commissioner.

Robinson/Walker
S. T. 8883

S/F-8683

8683-S/F

December 28, 1911.

Hon. A. R. Miller,
Tax Assessor's Office,
Houston, Texas.

Dear Sir:-

I have yours of the 22nd inst., enclosing letter from T. J. Mahaffey. It relates to your purchase of Survey 72, S. F. 8683, 210.7 acres in Harris County. The surveyor says "R. D. Boswell, a deputy of mine, in August of 1911 resurveyed this land and found the 210.7 acres in conflict with the north end of the H. E. & W. T., Section 2, and also the N. E. corner of the Ellis Benson survey, and from what we find on the ground and from what we can find of record this tract of land does not exist. Therefore, Mr. Miller is entitled to his purchase money back."

In his conclusions the surveyor may be entirely correct, but what this Department wants are the facts upon which he bases his conclusions. Upon facts supposed to have been known to a former surveyor he concluded a vacancy did exist. Which was correct? By sketch furnished by Mr. Mahaffey dated the 8th inst., he shows concrete monuments at the four corners of Section 2, H. E. & W. T. Ry. Co. When and by whom were they placed there, and what lines were actually identified and run before those concrete monuments were erected? By what marks were those lines identified? Were the south line of the Mary Magruda and north line of the Ellis Benson and west line of Edward King and north line of John Moore identified on the ground? If so by what marks and were the corners of the Magruda and Benson found on the river and actually run by course and distance to the identified corners east; if so by what marks were they identified? How did Mr. Mahaffey determine the south line of Section 2 to be 2196 varas long and the north line to be 2128 varas when the original field notes call for 2125 varas for each line. Again, how did he determine the east and west lines of this section 2 to be 1564.5 varas each from Section 1 to the Magruda south line when the original calls for 1700 varas and do not call for the Magruda. What is the actual measured distance from the south line of Section 1 to the north line of Section 2? Can the

Mr. A. R. Miller, Surveyor General for Texas, has been notified by the Texas Surveyors' Association that the survey of the 32nd and 33rd sections of the 10th range, T. 10 N., R. 10 E., S. 10 E., has been completed. The survey was made by Mr. J. W. Miller, Surveyor for the 32nd and 33rd sections, and the survey was completed on August 15, 1911. The survey was made in accordance with the instructions of the Surveyors' Association, and the survey was completed in accordance with the instructions of the Surveyors' Association. The survey was made in accordance with the instructions of the Surveyors' Association, and the survey was completed in accordance with the instructions of the Surveyors' Association.

In his conclusions the surveyor may be...
 are for facts upon which he bases his conclusions. Upon facts supposed to have been known to a former surveyor he concluded a vacancy did exist, which was corrected by a later survey by Mr. Miller. He stated the fact that the survey was made in accordance with the instructions of the Surveyors' Association, and the survey was completed in accordance with the instructions of the Surveyors' Association. The survey was made in accordance with the instructions of the Surveyors' Association, and the survey was completed in accordance with the instructions of the Surveyors' Association.

25-8683

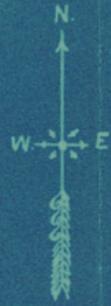
No. 2. A. R. M.

original bearing trees called for on the Magruda ,
Kingl, Rhea, Moore and Benson surveys be identified
now; if not how can those surveys be identified and
by what method of location were the concrete
monuments put in which seem to be there now and
for what purpose were they put there and at whose
instance and who was the surveyor? There is
nothing in this office relating to those monuments.
The patent is herewith returned until we can be
furnished with the facts indicated.

Yours truly,

Robison/Nolen

Commissioner.



MARY MAGRUDER.

BLACK GUM MKD X
BRS. N 54° W. 12'

BLACK GUM 16" diam
MKD. M. STANDS
2.5 FEET E. OF FENCE COR.

W. 7847.2'

210.69
100 ACRES

E. 7847.2'

W. 7847.2'

BENSON

H. E. & W. T. R. R. SEC. N° 2
640 ACRES.

KING.

EAST RIVER
ROAD

PINE 6" dia. brs S. 68° W. 8 FT
WHITE OAK 18" dia. brs. N 73° E. 15'
BLACK GUM 12" dia. brs. S 38° E. 12'

E. 7847.2'

MAGNOLIA 1" dia. brs S. 8° W. 4'
" 2' " " N. 60° E. 12'

H. E. & W. T. R. R. SEC. N° 1.

MMP

OF

H. E. & W. T. R. R. SEC. 2
HARRIS COUNTY, TEXAS.

SCALE 1 inch = 1000 feet.

INTERNATIONAL ENG^{CO} CO
GEO. F. HORTON, CO. SURV. MANGER
HOUSTON, TEXAS. 7/28. 1908.

2/2

SF 8683

File _____

Harris County

Spec. Land.

A. J. Miller

Our Sketch

Filed Aug 4 1908

John J. Ferry
Comm'r.

W. H. Coleman
Clerk.

