

SF
File

12547

Harris

Count

SCHOOL LAND

89.6 ✓

Acres

Survey No.

Block No.

W-5-26-2
NOTA
Surveyed for

E. S. Atkinson

See 34 in Map 1-261
ACT APRIL 15, 1905

Not approved -

- see endorsement on
old wrapper within

copy of map of Harris Co.
dated 4-5-27 has no recording

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3. Copy of Surveyor's Report accompanying
Bayles' Report - 9/4/25

14.

7-13-22 Bluecho

5.

G. L. O. Form No., 43

1591-819-1M

File

12547

Harris

County

SCHOOL LAND

89⁶

Acres

Survey No.

Block No.

Surveyed for

E. S. Atkinson
Houston, Tex.

ACT APRIL 15, 1905

E. L. STECK, AUSTIN

801-3

Notify H.S. Hunt - Houston Union Natl Bank.

before passing this.

Robison

2-11-25

Not approved -

No vacancy - see letter 1436-
for advice as to no vacancy
before survey was made -

So survey not authorized

Robison

5/26/26.

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1. Application to Surveyor)
- 1 1/2 Letter of Inquiry } 6-30/22
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APPLICATION FOR SURVEY

APPLICATION NO. 86

To _____ County Surveyor of _____
County, Texas, or to J.W. Macey State Licensed District Surveyor of _____
Land District:

By virtue of Section 7 of an Act approved April 3, 1919, 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 Nine miles N. 73 E.

from the County site. Said tract is bounded as follows:

On the North by the J.W. Moody Survey
on the East by the Edward Shipman Survey
on the South by Greens Bayou
on the West by the Patrick Reels & John Trobough Survey

(N. B.—Write name and P. O. address Distinctly). Estokinson Applicant.

(41) Letter of inquiry and 5/22/22 P. O. Houston, Texas.
read used 6/16/22 no -

I, J.W. Macey State Licensed County Surveyor of Harris County,
Texas, or ~~Surveyor of~~ _____ Land District, hereby certify that the above and foregoing ap-
plication No. _____ was filed for record on the _____ day of June 1922, at 1 o'clock P. M.,
and recorded in Vol. 8, page 86, in my office Harris County, Texas.

J.W. Macey
State Licensed Surveyor

date filed for record not given. Comr says file.
7/5/22 Estokinson





Government Survey

County, Texas
M. DeWolf's 1st 1053
in its office
and recorded in Vol. 8, 107
and filed for record on the
28th day of
November 1922
at the office of the
County Clerk
at the City of
Austin, Texas
this 30th day of June 1922
J. T. Robinson
Commissioner

Applicant
W. B. White
District Surveyor of
County, Texas
W. B. White
District Surveyor of
County, Texas

LAND OFFICE
S. F. No. 12547
APPLICATION FOR SURVEY

Filed June 30 1922
J. T. Robinson
Commissioner.
Lee Hawkins
Clerk.

MORGAN PLS. CO., AUSTIN

County, Texas
District Surveyor of
County, Texas
District Surveyor of
County, Texas

APPLICATION NO. 88
APPLICATION FOR SURVEY

E. S. ATKINSON
214 SCANLAN BUILDING
206 Binz Bldg.
TELEPHONE PRESTON 4837
HOUSTON, TEXAS

May 5, 1922.

Hon. J. T. Robison
Gen. Land Comm.
Austin, Texas.

Dear Sir;

I believe the area situated about ⁹ 21 miles N ^{73°} E. from Houston in Harris County, and bounded on the East by a survey in the name of Edward Shipman and bounded on the North by a survey in the name of J. W. Moody and bounded on the West by a survey in the name of Patrick Reels and John Trobough and bounded on the South by Greens Bayou, is vacant land and if so I want to buy it.

In your answer kindly let me know if there are any preceding applications covering this area, and oblige,

Yours very truly,

E. S. Atkinson

41

Covered by S.F. 17413 - B.T. Collier

Covered by 17

(27) - B.T. Collier - 10/29/21 Double

RECEIVED

MAY 6 1922 / ²⁰ P.M.

Referred to Map

Ans 5-22-22 B

1/2

S.F. 12547

Letter of Inquiry
J. Robinson
Comman

Filed May 6th, 1922
Carl F. Blucher

applications concerning this area, and oblige,

Yours very truly,

Carl F. Blucher

in your answer kindly let me know if there are any preceding
and bounded on the west by a highway in the name of Patrick Zeala and
shipmen and bounded on the north by a highway in the name of T.W. Moody
Larrie County, and bounded on the east by a highway in the name of Edward
I believe the area situated about 2 1/2 miles N.W. from Houston in

Dear Sir:

Austin, Texas.
Gen. Land Comm.
Hon. J. T. Lupton

HOUSTON, TEXAS

LETTERONE, Houston 437
SIX SCARLAN BUILDING

E. S. ATKINSON

Registered to Map

MAY 6 1922

RECEIVED

Plat of Survey No.

The State of Texas,

Survey

Harris County, No.

or District Blk.

Blue print sketch attached

FIELD NOTES of a survey of 89.6

acres of land made for E. S. Atkinson

Houston, Texas

Variation 89°-30' East

State licensed

by virtue of his application filed with the Surveyor

of J. W. Maxcy, Harris County, under Section 7 of an Act approved April 3, 1919, 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 8 miles N E ly from county

site, and known as Survey No. in Block No. beginning at a Stake

found on the north bank of Greens Bayou opposite the mouth of a gully or branch on the south side of the Bayou, on the East line of the Reels & Trobough league as now established and recognized, from which an Ash recently marked bears South 23 feet. Thence North along the East line of the Reels & Trobough as indicated by marked line about Forty years old 2247 Varas to the south line of the Moody survey at the N E Corner of the Reels & Trobough survey an iron pipe from which a water oak 20" X brs S 84°-15' W 15' another 16" X brs N 18° E 22 feet. These marks are several years old but are not the originals nor are any such called for at the corner.

Thence East along the south line of the Moody 229 varas to the West line of the Shipman as would be established by its calls in the original field notes. Thence South along the West line of the Shipman as thus located 2125 varas to the North bank of Greens Bayou near the mouth of a deep gully same being Shipmans S W Corner no bearing trees found at this point. Thence up Greens Bayou with its meanders at the water edge S 52° W 80 varas; S 43° W 93 varas; S 87½° W 103 varas to the place of beginning

to the place of beginning.

Bearings marked as described.

W. M. Stone

Chain Carriers

Trvon Orr Cash

Surveyed June 14-16th 1922

Jno W Macey State Licensed Surveyor

Jno W Macey - State Licensed

Surveyor of Harris Co 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; and they are recorded in my office in Book L Page 489

This 20th day of June 1922

Jno W Macey State Licensed Surveyor

Surveyor of Harris County, Texas

LAND OFFICE

S. F. No. 12547

FIELD NOTES

Filed June 30 1922

J. T. Robinson
Commissioner.

Lee Hawkins
Clerk.

Approved _____ 19____

Commissioner.

RECEIVED & STATED

\$ 100

JUN 30 1922

GEO. W. BEAVER
Receiver

I, J. M. Maxey, State Licensed

Surveyor of Harris Co 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 Clay, low & wet Soil
State character

Agricultural, market value \$10⁰⁰
Dry Watered, on green Baym

Grazing, market value _____
Dry or Watered

Kind of timber small pine, gum, post oak
of no value, cut over for
wood and lumber.

Market value of timber nothing

Overflow to some extent Swamp in places

Suitable for settlement not very

J. M. Maxey

Sworn to and subscribed before me, this the

20th day of June 1922

A. P. Stewart

Not published for Harris Co

E. L. STECK, AUSTIN

I, _____, Deputy Surveyor of _____, 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 _____ day of _____ 19____
Deputy Surveyor of _____ County, Texas.
I, _____, Surveyor of _____ 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 _____ Page _____
This _____ day of _____ 19____
Surveyor of _____ County, Texas.

N
 Variation 9°40'E

J.W. Moody

Old Burnt Marked Pine
 Claimed as original tree
 of NW R & T

Reels & Trobough
 by Hiram May 27/27 Var 10°E

E Shipman
 Surveyd by Hiram readable
 Title Dec 14/1830

James Gordon
 J.G. Dec 17 1874
 pid

Thos Earle Labor
 As located on Ground
 Also by J.J. Gillespie 1874
 Also by Court decree
 Maxcy Vs Oates.

S. C. Hiram's
 Tit July 25/31

C. Martinez by Geo H. Bringhurst. Dec 20/52

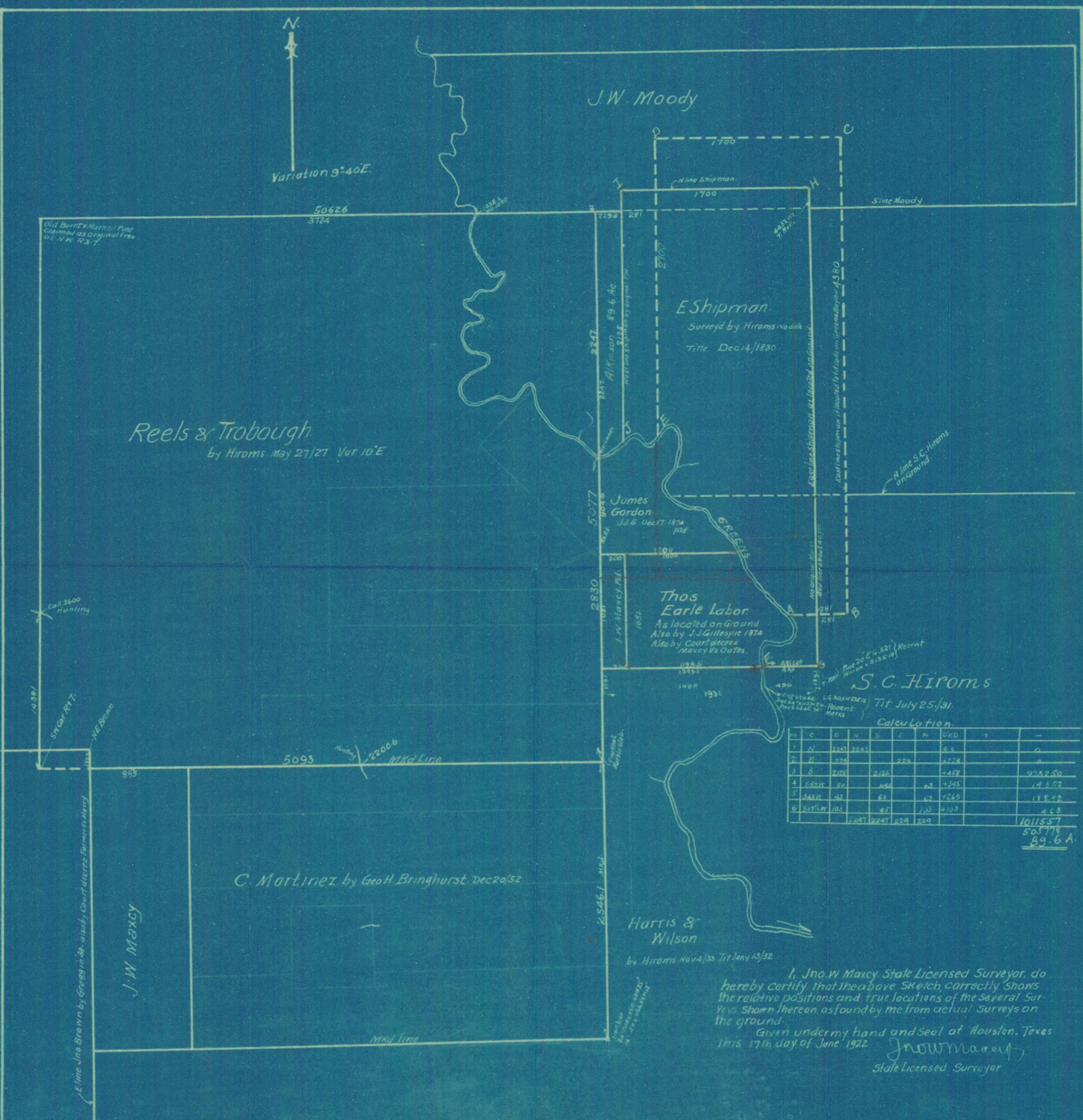
Harris & Wilson
 by Hiram Nov 4/35 Tit Jan 13/32

J.W. Maxcy

I, Jno. W. Maxcy, State Licensed Surveyor, do hereby certify that the above sketch correctly shows the relative positions and true locations of the several surveys shown thereon as found by me from actual surveys on the ground.
 Given under my hand and seal at Houston, Texas this 17th day of June, 1922.
 Jno. W. Maxcy
 State Licensed Surveyor

Calculation

No	C	D	N	S	E	W	Dist	+	-
1	N	2261	2247				68		0
2	E	229			229		+229		0
3	S	2125		2125			+457		4782.50
4	S 52° 27'	80		145		63	+245		195.52
5	S 43° 17'	48		68		63	+269		188.42
6	S 17° 41'	103		45		110	+103		468
		6647	2247	2247	229				10115.7
									5037.78
									89.6 A.



S.F. 12547

2½

Sketch

filed

June 30 - 1922

J. T. Robison

Comr.

Lee Hawkins

clerk

2821

JOHN WHARTON MAXCY
CONSULTING ENGINEER
HOUSTON, TEXAS

SPECIALIZING IN THE LOCATION AND PRODUCTION OF PETROLEUM

August 8th, 1921

Hon Commsr G. L. O
Austin, Texas

COLLIER APPLICATION

Dear Sir:- Answering yours of July 15th addressed to B. T. Collier-Concerning his application for the purchase of 81.18 acres in Harris County, I submit the following statement of fact:-

1st - The East line of the R & T league is well located on the ground and is beyond dispute. In Major Bradburns connection on this line he found a well marked line from its S E corner to a pine tree described in his connecting line now on file in your office. From this pine north on to Greens bayou he found no marked line as all the old timber has been cut, I find however a comparatively new line marked through the second growth timber. You will note that Maj, Bradburn did not continue this line north of Greens Bayou but stopped at some bearing trees at the mouth of a gulley on the south side. I found these trees several years ago but at this time they are gone with two of the stumps standing at the right C & D. The R & T begins on the north bank of Greens opposite the mouth of the gulley and this point is well recognized, in fact from the calls of the R & T notes it is about the most certainly located survey in Harris County. Most of the oldest timber has been cut from the line but enough remains to retrace this line for sure a distance of 2284 varas to its N E Corner which is evidenced by a large cedar stake marked R from which a large pine bears S 55° E 10 vrs and is so recognized

2nd- The Thos Earle labor has its lower or § 3 corner on greens bayou at a point south 1951 vrs and East 1376 from the mouth of the gulley on Greens Bayou. This line is well established and well marked on the ground having been so determined by decree of court in 1874 and affirmed by a decree in Maxcy vs oates in the establishment of the Maxcy 37.2 acre survey.

3rd - The Shipman gets its call from the lower corner of the Earle on the opposite side of the Bayou and has its S E Corner 490.5 varas from the East bank of same. This corner is well established and has a well marked and recognized line to its N E Corner 4432.3 vrs to the North. There is no dispute as to this line

RECEIVED

AUG 9 1921

Referred to Map

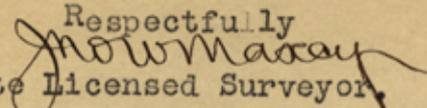
J

or the N E Corner of the Shipman. From the N E Corner of the shipman I ran West along a marked line a distance of 1700 varas as called for in the grant and found an iron pipe set for the N W corner. From this point south there is no old marked line for some distance as the timber has been cut but near the bayou I found four old trees that carry marks several years old and I believe them to be marked for Shipmans west line. This line measures 2124 varas instead of 2700 as called for, but this does not affect the area applied for by Collier as he cannot extend his line further north into the older Moody survey. There is no call between the west line of the Shipman nor the east line of the R & T surveys and I can find no warrant for arbitrarily extending lines to embrace additional territory not called for in the patent.

It is true as you state that the maps show these lines coincident but maps are merely illustrative and are subject to such changes as facts on the ground will warrant. This has been done from the beginning and will continue to be done as long as we have a land office.

All facts considered I think this is clearly a vacancy and as such should be recognized. I saw no evidence as to occupancy of any portion of the Collier vacancy and to the best of my knowledge and belief there is no occupancy. I do not know of any adverse claimants but would rather expect a law suit between Collier and an adverse claimant if any which is a matter to be fought out between them without any cost to the State. I therefore recommend that the file be passed and Collier so notified.

Trusting that this statement will be satisfactory and assuring you of my readiness to give you any further information if possible I am,

Respectfully

 State Licensed Surveyor.

86
Houston, Texas June 20th, 1922

Hon Commissioner
Genl Land Office
Austin, Texas

Dear Sir: I submit the following connecting lines made by me in locating and surveying the Reels & Trobough, The Thos Earle Labor and the Shipman surveys in Harris county, in ascertaining the facts on the ground as effecting the land applied for by E. S. Atkinson as per application and Field notes here returned to your office.

The Reels & Trobough is well established and recognized on the ground as shown on the map attached hereto and its east line is plainly marked through the timber by a line I would judge to be about forty years old. There are none of the old bearing trees to be found as the old timber has been cut off, but its beginning call opposite a branch on the south bank of Greens bayou is beyond dispute. I began at an iron pipe set at the N E Corner of this survey from which a fence line runs to the north and to the west, a water oak 20" marked X brs S 84° 2' 15ft, another 16" mkd X N 18° E 22ft. These marks are several years old but are not near the age of the survey.

Thence South on Var 9° 30' E along the east line of the R & T league at 698.3 varas pass a subdivision corner, at 1437½ vrs pass another S D Corner both of which have bearing trees recently marked at 2247 vrs in all to a stake on the North bank of Greens bayou from which an Ash recently marked brs south 23 feet, continuing across the bayou 2288 vrs to a stake set on the south bank of Greens for the N W Corner of the Gordon survey and about 82FT east of the mouth of a gulley previously referred to.

Thence south from this stake along a line marked with three hacks about Ten years old as found by blocking out the cuts, crossing the branch several times at 798.4 varas to the centre of the Wallisville road, at 904.6 varas to a pine knot set at the N W Corner of the Maxcy patent with the bearing trees described in the patent still standing.

Thence East along a marked line at 200 varas pass the N E Corner of the Maxcy with its bearing trees and the N W Corner of the Earle as known and recognized. This corner was found and called for by J J Gillispie in 1874 when he made the Gordon survey and in which he gives the meanders of the bayou from the Gordon N W to the N E Corner of the Earle. It was also located in this position by the decision of the Court of Appeals in the case of Maxcy vs Oates to establish the maxcy patent. There is no dispute as to this corner as far as I know. I continued this line on east for a total distance of 1200 varas to the bank of Greens bayou to the N E Corner of the Earle and the S E Corner of the Gordon but found no old land marks.

I began back at the N W Corner of the Maxcy patent and run thence south at 320.8 vrs to a fallen pine 30" being the same found and described by Bradburn in his survey of the Maxcy made several years ago. I knew this tree and its marks with a blaze above and below before it blew down in 1915, at 550.8 vrs entered a small mott of gums several of which were marked with three hacks made about forty years ago as ascertained by blocking, at 1051 vrs in all to Maxcy S W Corner with its bearings still standing

Thence East along Maxcy south line at 200 vrs pass his S E corner and S W Corner of Earle in all 1396 vrs to Earles S E corner on Greens Bayou from which a water oak 36" brs west 38½ feet, continued across bayou in all 1439 varas to the beginning corner of the Shipman survey. At t

Connection 2

This point I could not find any of the bearings called for in the original field notes.

Thence south at 189.1 varas found a cypress stake recently set in subdividing the Shipman survey from which a Sweet Gum 30" X N 53° E 16ft, a Sycamore 24" S 75° E 39ft none of which are old or original marks.

Thence East along a marked line not original or very old 490 varas from the water's edge to a T rail set as the S E Corner of the Shipman.

Thence north along a marked line and one of more recent date, passing several subdivision corners recently made (about in 1919 from the records) 4432 vrs to a T rail set and recognized as the N E Corner of the Shipman.

Thence West along a marked line passing marks appearing to be about 40 years old but no marks that I could identify as being the original marks at 1700 varas to the point called for as Shipman N W Corner as called for. At this point I could find no bearings or marks as called for but there are several large pine stumps that could be made to answer very close to the bearing pine called for in the original notes. I looked very carefully to the south for a marked line found several trees with marks some of which might have been surveyors marks, but after careful consideration I would state that this was an unmarked line. I concluded that in all probability these marks were made for timber roads and boundaries for cutting pine timber, all of which has been cut and removed. They could be surveyors marks but I think it very doubtful. From this point I continued on west for a distance of 229 varas or 1929 vrs from the N E Corner to an iron stake and cedar stake set near a fence corner, the fence extending south and east, from which a Post Oak 16" marked X bears N 87½° E 12.5 feet. This is not a very old mark and certainly is not the tree called for in the original notes.

Thence I ran south 41 varas to the N E corner of the R & T to the place of beginning.

Respectfully

John Macey

State License Surveyor



S.F. 12547

Surveyor's Statement

J. Robison
Comr.

Filed February 15, 1921

Carl F. Blucher

R & T to the place of beginning.
Thence I ran north 41 verse to the N E corner of the
for in the original notes.



State License Surveyor
Respectfully
C. F. Blucher

not a very old marking extending to the line called
corner, the fence extending south and east, from which a fence
corner to an iron stake and cedar stake set near a fence
I think it very doubtful. From this point I continued
been cut and removed. They could be surveyor's marks
and boundaries for cutting pine timber, all of which
in all probability these marks were made for timber
did state that this was an unmarked line. I concluded
been surveyor's marks, but after careful observation
line found several trees with marks some of which might
be close to the bearing pine called for in the original
to several large bearings or marks that could be made for
could find no bearings or marks as called for. At this point
being the original mark at 1700 verse to the point call-
to be about 40 verse old but no marks that I could identify
thence kept along a marked line passing mark appearing
date, bearing several subdivisions corners recently made
Thence north along a marked line and one of more recent
S E corner of the Eldman.
old 480 verse from the west edge to a T well set as the
none of which are old or original marks.
cently set in subdividing the Eldman survey from which re-
in the original field notes.
this point I could not find any of the bearings called for

Connection S

State of Texas)
Harris County)

It is agreed by and between E. S. ATKINSON, as one party, and B. T. COLLIER as the other party, both of Houston, Texas, that-

WHEREAS, each party hereto has filed letters of inquiry, with the Commissioner of the General Land Office at Austin, Texas, wherein each party hereto seeks a prior right to have surveyed and have awarded to him, a certain tract of unsurveyed Public Free School land situated in Harris County, Texas, the same being bounded as follows-

- On the north by the J. W. Moody survey.
- On the South by Greens Bayou
- On the East by the Edwrad Shipman Survey and on the West by the Reels & Trobough League.
- Containing 83 acres more or less.

NOW THEREFORE, as an adjustment and compromise of all conflicting claims, if any, the following agreement is made for the purpose and consideration of acquiring title jointly to said land and for the co-operation of the parties hereto in having the State of Texas award them the joint title to said land.

First:- The said Collier hereby acknowledges that the said Atkinson has the prior legal right to proceed in perfecting his title under and by virtue of his letter of inquiry dated May 5th, 1922 now on file in the General Land Office, and the said Collier does hereby waive and quit claim to the said Atkinson all of his right title and interest, if any, in and to said tract of land which may have accrued to him by virtue of any application made by him prior to this date.

Second:- For the considerations hereinafter mentioned in Paragraph 3 the said Collier agrees and binds himself to pay all filing and surveying fees, expenses for maps, field notes and recording fees as prescribed by law, up to and including the time such papers are filed in the General Land Office, and to use his best efforts to have the survey awarded to the said Atkinson

Third:- In consideration of the performance and discharge of the obligations assumed by the said Collier under Paragraph 2 anti, the said Atkinson agrees and binds himself to release and convey to the said Collier by good and sufficient conveyance an equal undivided interest in and to all or any portion of the above described land to which he may acquire title by award, purchase from the state, or by compromise or otherwise.

Fourth:- It is expressly understood that each party hereto is to pay his one half of the purchase price, if the land is awarded; one half the interest due on deferred payments if any and one half of all taxes that may become due after said award.

Signed at Houston, Texas this 10th day of June 1922 in triplicate originals.

Witnesses,

E. S. Atkinson

B. T. Collier

THE STATE OF TEXAS,
County of Harris)

Before Me, H. D. Morse,
A Notary Public in and for said County and State, on this day personally appeared E. S. Atkinson and B. F. Collier, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 21st day of June 1922
H. D. Morse
A Notary Public Harris County, Texas

88108

21/6/22
30

897



THE STATE OF TEXAS
COUNTY OF HARRIS

I, ALBERT TOWNSEND, Clerk of the County Court of Harris County, Texas,
do hereby certify that the within instrument with its certificate of authentication was filed for registration in my
office on June 29 1922 at 1:15 o'clock P. M., and duly recorded
in Book 510
on June 30 1922 at 1:35 o'clock P. M., in Vol. 510
Page 158 of Record of Deeds
for said County

Witness my hand and seal of office, at Houston the day and date last above written
ALBERT TOWNSEND,
Clerk County Court, Harris County, Texas.

By C. L. Lushman Deputy

Witnesses

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office, at Houston, Texas, this 29th day of June, 1922.

6.

89193

S.F. 12 547 / 50

Agreement of Release
Filed 7/11/22
C. F. Blumberg

FILED FOR RECORD AT
HARRIS COUNTY CLERK'S OFFICE
JUN 29 1922
ALBERT TOWNSEND
Clerk County Court, Harris County, Texas
C. L. Lushman
Deputy

NOGEE HEAD

G W Maxey
719 1st Natl

CONTRACTING BY THE STATE OF TEXAS

Witness my hand and seal of office, at Houston, Texas, this 29th day of June, 1922.

Harris County)
State of Texas)

OFFICE OF
CABEEN BLAKE
STATE AND COUNTY
TAX ASSESSOR
L. W. FRANK
CHIEF CLERK

HOUSTON, TEXAS.

9/18/22

Mr E. J. Atkinson
Houston Tex

Dear Sir

The assessors Books on
abstract # 68. E. Shipman shows
990³⁰ acres assessed in names
of various persons -
12 acres for County roads
104⁷⁰ on unknown Roll
making a total of 1107 acres
as charged to this abstract

Yours Truly

Cabeen Blake

Assessor

By L. W. Frank
Chf Deputy

S. F. 12547

C. Assessor's Letter

J. T. Robinson
Comm

Filed -

Carl F. Blucher

THE STATE OF TEXAS
J. W. BRYAN,
TAX ASSESSOR
STATE AND COUNTY
CABEEN BLAKE

HOUSTON, TEXAS

1/20/20

[Faint handwritten notes, possibly "S. F. 12547"]

[Faint handwritten notes, possibly "C. Assessor's Letter"]

[Faint handwritten notes, possibly "J. T. Robinson"]

[Faint handwritten notes, possibly "Comm"]

[Faint handwritten notes, possibly "Filed -"]

[Faint handwritten notes, possibly "Carl F. Blucher"]

[Faint handwritten notes, possibly "S. F. 12547"]

1672

~~M.A. 11/1/08
M.A. 11/31
M.F. 7745~~

JOHN WEARTON MAXCY
CONSULTING ENGINEER
HOUSTON, TEXAS

SPECIALIZING IN THE LOCATION AND PRODUCTION OF PETROLEUM

Jany 8th, 1923

Atkinson Vacancy-Harris Co

Hon J. T. Robison
Comsr G L O Houston,

Dear Sir:- At the request of Mr Atkinson I am sending you the actual meanders of Greens Bayou from the east line of the R & T league downward to the S E or lower corner of the Thos Earle Survey.

These you will I trust find accurate as far as the south bank of the bayou is concerned. I have not meandered the bayou all the way along the front of the Shipman survey, but as the water channel is very symmetrical and the banks are practically parallel I think these will serve the purpose of accurately locating the north bank of the bayou,

Respectfully

John W. Maxcy
State Licensed Surveyor,

RECEIVED

JAN 9 1923

Referred to Map

APR 12 1923

JOHN WATSON BAKER
CORPORATE SURVEYOR
HONOLULU, HAWAII

Jan'y 8th, 1925

Atkinson Vacancy-Harris Co

Hon J. T. Robinson
Comar G I O
Honolulu

Dear Sir:- At the request of Mr Atkinson
I am sending you the actual meanders of Greens Bayou
from the east line of the R & T league downward to the
S E or lower corner of the Thos Harris Survey.

These you will I trust find accurate as
far as the south bank of the bayou is concerned. I have
not meandered the bayou all the way along the front of
the Shipman survey, but as the water channel is very
asymmetrical and the banks are practically parallel I think
these will serve the purpose of accurately locating the
north bank of the bayou.

Respectfully

John Watson Baker
State Licensed Surveyor

Meanders of Greens Bayou from the East line of the Reels and Trobough league, downward to the NE and S E corner of the Thomas Earle Labor,

- 1 - N 85° E 103vr
- 2 - N 49½° E 280 "
- 3 - East 40
- 4 - S 43½° E 110
- 5 - N 72° E 40
- 6 - N 30° E 150
- 7 - N 70° E 70
- 8 - S 47° E 100
- 9 - S 7° W 260
- 10 - S 39° W 230
- 11 - S 4° W 8p varas to the south bank of Gulley
- 12 - S 45° E 210 vrs
- 13 - S 83° E 200
- 14 - S 44° E 460
- 15 - S 20° E 292, at 90 vrs pass the Ne Cor Earle
- 16 - S 43° E 494
- 17 - S 11½° W 108
- 18 - S 75° W 132
- 19 - N 78½° W 121
- 20 - S 56½° W 63
- 21 - S 6½° E 272, S E corner Earle
- 22 - S 8½° E 290 Cross Gulley at 167
- 23 - South 187 to bend in bayou bearing S 79° W

I, Jno W Maxcy State Licensed surveyor do hereby certify that the above and foregoing meanders of Greens bayou were actually made by me on the ground on July 17, 18, and 19th, 1922

Witness my hand and seal at Houston this the 8th, day of January 1923

Jno W Maxcy
State Licensed surveyor,

Jno W Maxcy

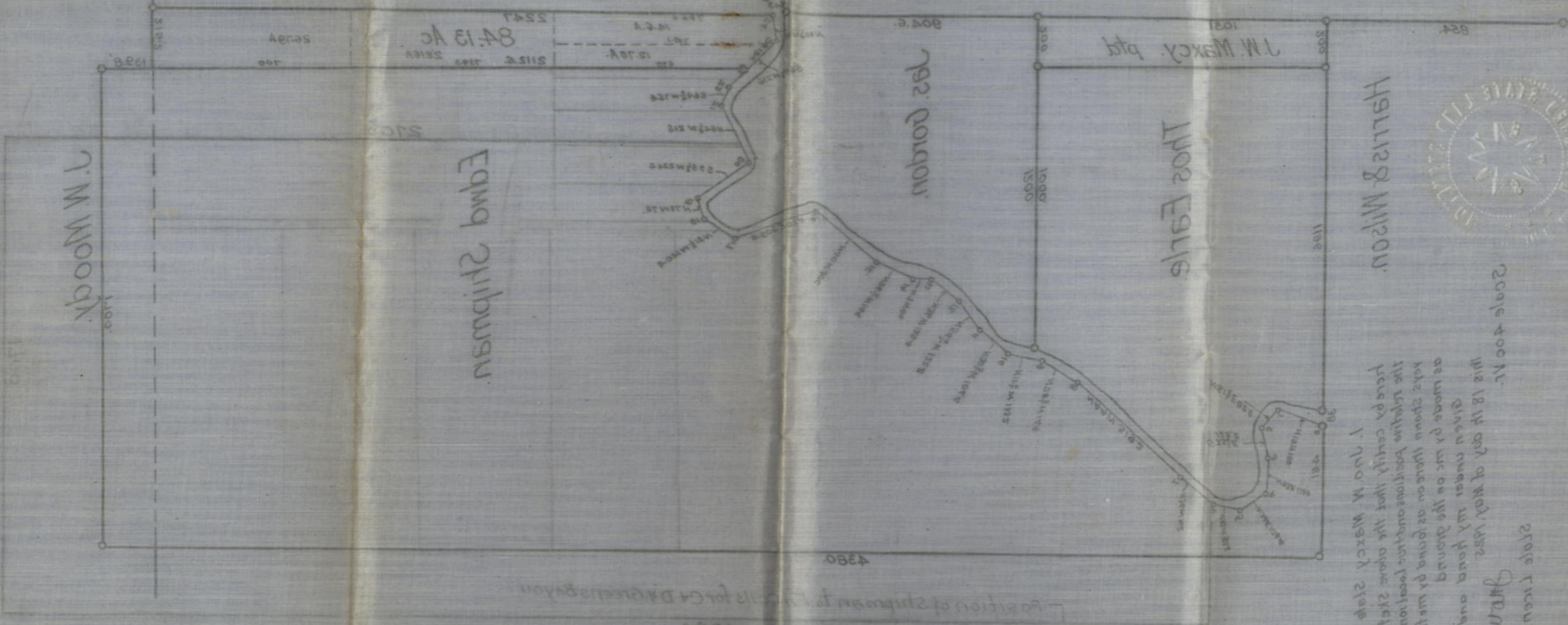


S.F. 12547

9.

Surveyor's Sketch
at Revision
Camm
Filed 5/20/25
Carl F. Blucher

Reels & Trobough



Scale 400 Ft.

This is the copy of May 1852
 given under my hand and seal at Houston
 as made for me on the drawing
 made shown thereon as found by me from an actual survey
 the relative positions and the locations of the several sur-
 veyers certify that the above sketch correctly shows
 J. M. Maxcy State Licensed Surveyor

State Licensed Surveyor

J. M. Maxcy

Position of Shipman to the cells for C. D. Green Bayou
 4380

2-2-4

RECEIVED

SEP 4 1925

REFERRED TO MAP

LAW OFFICES OF
HUNT & TEAGLE

EIGHTH FLOOR UNION NATL BANK BLDG.

HOUSTON, TEXAS

September 2nd., 1925.

W. S. HUNT
C. A. TEAGLE
JESSE E. MOSELEY

In Re: Maxcy - Atkinson - Collier file on the West side
of the E. Shipman Survey, Harris County.

Hon. J. T. Robison,
Commissioner General Land Office,
Austin, Texas.

Dear Sir:-

This file has been rather thoroughly investigated by the writer, with the assistance of Mr. J. S. Boyles, County Surveyor of this County, who has sent you, under separate cover, his report. I have seen this report and my views coincide with his and I feel satisfied that an inspection of the various maps, atlases and other records in your office, referred to by Mr. Boyles, will convince you that there is no basis whatever for the alleged vacancy.

It is useless for me to reiterate what Mr. Boyles has so cogently stated in his report and about all that may be necessary for me to say is that when you consider the data referred to in connection with the facts surrounding the location of the property and the preparation of the atlases and the distinguished gentleman who took part therein and who had first hand knowledge of the location of these properties, that you will be convinced that Mr. Maxcy is wrong and that he has always been wrong in seeking to establish a vacancy along the east line of the Reels and Trobough and that his success in sustaining one of these locations was due to inaccurate information furnished and the fact that the amount involved did not justify the parties interested locally in employing proper counsel to protect their interests.

For the foregoing reasons I deem it advisable to call your attention to a few of the salient facts with respect to the location of the several surveys which to my mind throw considerable light upon the true location of the Shipman.

FIRST: At some time prior to July 7th., 1824, John Cook, the surveyor, located the Thomas Earl Labor. It is true that the field notes do not exactly correspond with the plat on all of the old atlases to which Mr. Boyles refers in his report. We have not seen the original field notes prepared by Cook, but that they are in error is confirmed not only by the atlases but by the subsequent action in locating the S. C. Hiroms, because the Hiroms calls for Greens Bayou at the lower corner of

h

the Shipman Survey, and unquestionably Hiroms must have been with Cook when his League was located and he must have known where he had located the Shipman, because he unquestionably would not have accepted a survey of his League which would have thrown him in conflict with his own location of the Shipman, particularly when at that time there was so much vacant land surrounding it.

SECOND: Another cogent reason for locating the northwest corner of the Hiroms and the south line of the Shipman at the northeast corner of the Earl is that the Harris and Wilson Mill Tract calls for the Thomas Earl just as the Earl is delineated upon all the atlases and maps in your office, which survey was made by S. C. Hiroms and calls to run from the lower corner of the Ezekiel Thomas League on the margin of Buffalo Bayou north following the east boundary line of the Thomas League and the east boundary line of the Reels and Trobough to the southwest corner of the Earl Labor; thence east with the boundary line of said Labor 1000 varas to its southeast corner; thence north following the east boundary line of the Earl Labor 1100 varas to its corner on Greens Bayou; thence down the Bayou etc. Therefore, when originally located by Hiroms the Shipman could not have been commenced on Greens Bayou (as called for in its field notes) if such beginning point was opposite Earl's southeast corner, because as shown by the colonial maps referred to and by the Archives of your office and as shown by the field notes of the Harris and Wilson, above referred to, the only east corner of the Earl Labor which fronted on Greens Bayou was its northeast corner; and further, even if in the face of all the evidence, should it be held that the delineation upon the maps of the Earl was incorrect, yet the location of the Shipman by Hiroms as beginning at Earl's northeast corner is conclusively shown by all the facts to have been the only corner of the Earl which Hiroms believed was located upon Greens Bayou. Therefore, we would be following the foot steps of the surveyor.

Again you will observe from page 243 of the Field Note Book where the field notes of the Earl are set forth, that John Cook appears to have made the survey and the further notation under-neath same that the field notes of the Labor do not agree with the plat, but the field notes of the Harris and Wilson Survey give the boundaries as they are represented in the plat. The page above referred to also gives the field notes of the S. C. Hiroms Survey and state that John Cook was the surveyor, whereas by reference to the original title it appears that Thomas H. Borden was the surveyor of the S. C. Hiroms Survey and inasmuch as the atlases show that Thomas H. Borden was one of those who prepared the same and he calls for the northwest corner of the Hiroms on Greens Bayou at the south line of the E. Shipman, and as all of these plats, some of which he doubtless prepared, show the northeast corner of the Earl to be coincident with the south line of the Shipman, it may be safely assumed that the Hiroms was located at the northeast corner of the Earl, where Borden thought the south line of the Shipman had been located. Therefore, we are following the footsteps of the surveyor Borden at this point.

With the data before us, we cannot determine how Cook figured in the Hiroms Survey, unless he made a resurvey of it;

but, in any event it must be assumed that the surveyor Hiroms would not have permitted his own survey to be placed by Cook in conflict with his own work in the Shipman and it is apparent from the atlases that if Borden made the survey that he had no intention of doing so.

THIRD: There is nothing to indicate when the field notes of the Earl, as set forth on page 243 above referred to, were changed, but it is evident that a change was made after the preparation of the plats and that Hiroms, the surveyor who located the Shipman, knew nothing of any such change and that it had not taken place when he made his survey of the Shipman in December, 1830, and that Cook, if in fact he made the survey for the Hiroms League, July 25th., 1831, when it was titled, and that if he did not make the survey, then Borden did not know of it and it is further apparent that Hiroms knew nothing of any such contemplated change when he surveyed out the Harris and Wilson, which was titled January 3rd., 1832, some six months after his own survey had been located. All three of said last mentioned surveys having been located within a very short time of each other and all three showing but one of the eastern corners of the Earl, the northeast corner, to be located on Greens Bayou. You should also consider that Hiroms had been surveying land in the Colony for some years, certainly as far back as May 27th., 1827, the date the Reels and Trobough was titled.

FOURTH: The call in the copy of the field notes of the Shipman, on page 243, is clear and distinct that it begins at the northeast corner of the Earl Labor, and from what has been said that point had been theretofore located by Hiroms in surveying the Harris and Wilson; that point was thereafter located by Borden and also by Cook in surveying out the S. C. Hiroms. That point was also confirmed upon all of the plats and atlases which have come to our notice and the only thing in the Archives of your office which would indicate that there was any disagreement at that time as to the boundary lines of the Thomas Earl is in a copy of the field notes on page 243, which appear to have been discredited by the note made below the field notes, which is also a part of the Archives.

It is unnecessary for me to cite to your Honor any authorities on the questions involved herein. All phases of this controversy are well and securely established and we feel that the facts are sufficiently indicated by Mr. Boyles' report to place you in a position whereby you can determine from the records of your office the true situation with reference to these lines.

FIFTH: I deem it, however, my duty to call to your attention the following facts with reference to Mr. Maxcy's file, which will throw light upon the issue which we are making, that the file made by Mr. Collier and that made by Mr. Atkinson were in truth and in fact made by them for Mr. J. W. Maxcy, who, in presenting their claims is, in fact, representing himself.

For these reasons we respectfully call your attention to the files in your office, including the correspondence, photostat copies of which we have in our possession. For your further information I am attaching copy of a deed dated January 16th., 1925, filed January 17th., 1925, in the Harris County Deed Records from Atkinson and Collier to Wharton Weems, conveying the tract covered by the alleged vacancy; we are also enclosing copy of instrument dated January 17th., 1925, filed January 22nd., 1925, from Wharton Weems to Mrs. Annie B. Maxcy; we are also enclosing partial copy of an oil and gas lease dated January 27th., 1925, filed February 4th., 1925, from J. W. Maxcy to the Gulf Production Company. From the foregoing, you will observe that your licensed State Surveyor has acquired such right as Collier and Atkinson had. Mr. Collier we understand to be the nephew of said licensed State Surveyor. Should you desire any information with reference to Mr. Wharton Weems' connection with this affair, he advises us that he will be very pleased to write you the facts as to how Mr. Maxcy requested him to let the title pass through him and stated that he had no interest therein and had never paid a cent for the property.

You are familiar with the statute with reference to the qualifications and disqualifications of licensed State Surveyors and, therefore, it will be unnecessary for us to quote this statute to you.

We believe that the information and argument submitted herein, in connection with the report of Mr. Boyles, when considered in the light of the data enclosed herein and that contained in the records of your office, will sufficiently present this matter to enable you to reach a conclusion which we firmly believe will be to the effect that no vacancy exists.

Respectfully submitted,

W. S. Grant

WSH:D
encl.

Quit-Claim Deed

Recorded Deed Records, Vol.601 pg.312

Dated...January 16th.,1925.

Filed...Jan.17th.,1925,at 9:40 A.M.

From....E. S. Atkinson, et.al.

174777

To.....Wharton Weems

STATE OF TEXAS :

HARRIS COUNTY :

KNOW ALL MEN BY THESE PRESENTS: That we, E. S. Atkinson and Boyd T. Collier, joint and equal owners, both of Houston, Harris County, Texas, for and in consideration of the sum of Fifty Dollars, cash to us paid, the receipt of which is here acknowledged paid by Wharton Weems, of Houston, Texas;

Have granted, sold, remised, released and forever quit claimed unto the said Wharton Weems, all of our right, title, and interest in and to that certain tract or parcel of land, situated in Harris County, Texas, described as follows:

A tract containing eighty-nine and 6/10 (89.6) acres more or less for which we have made application jointly and severally to purchase from the State of Texas, as unsurveyed School Land as per application and Field Notes now on file in the General Land Office at Austin, Texas, as required by law, said tract being described by metes and bounds as follows:

BEGINNING at a stake on the north line of Greens Bayou, where the east line of the Reels and Trobough league intersects same;

Thence north along the east line of the Reels and Trobough League 2247 varas to the N.E. corner of the R. & T. League, an iron pipe set on the south line of the Moody survey, from which a water oak 16 inches in diameter bears N. 18 deg. E. 22 feet and another water oak 20" in diameter bears S. 84 deg. 15' W. 15 feet;

Thence east along the south line of the Moody survey 229 varas to the northwest corner of the E. Shipman Survey;

Thence south along the west line of the Shipman 2125 varas to the waters edge of Greens Bayou;

Thence up Greens Bayou, with its meanders at the waters edge to the place of beginning.

Together with all and singular *****

TO HAVE AND TO HOLD all and singular, the above described premises unto the said Wharton Weems, and his heirs and assigns, forever, so that neither the vendors herein nor their heirs, nor any other person or persons for them or in their name or behalf, shall or will hereafter claim or demand any right or title to the aforesaid premises or any part thereof, but they and every one of them, by these presents shall be excluded and forever barred.

WITNESS our hands at Houston, Texas, this the 16th day of January, A.D. 1925.

E. S. Atkinson
Boyd T. Collier

THE STATE OF TEXAS :
COUNTY OF HARRIS. :

BEFORE ME, a notary public, in and for Harris County, on this day personally appeared E.S. Atkinson and Boyd T. Collier, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed.

GIVEN UNDER my hand and seal of office, this 16th day of January, A.D. 1925.

(SEAL)

L.T. Anderson, Notary Public,
in and for Harris County, Texas.

24

Quit-claim deed

Recorded Deed Records Vol.601 pg.356

Dated...January 17th.,1925. Filed..Jan.22,1925,at 9:45 A.M.

FromWharton Weems

175311

To.....Anna B. Maxcy

STATE OF TEXAS :
COUNTY OF HARRIS :

KNOW ALL MEN BY THESE PRESENTS: That I, Wharton Weems, of Houston, Harris County, Texas, for and in consideration of the sum of Fifty Dollars to me in hand paid, the receipt of which is hereby acknowledged, paid by Anna B. Maxcy, of Houston, Texas;

Have granted, sold, remised, released and forever quit-claimed unto the said Anna B. Maxcy, all of my right, title and interest in and to a certain tract of parcel of land, situated in Harris County, Texas, described as follows:

A tract containing Eighty-nine and 6/10 (89.6) acres more or less being the same land purchased by me, from E.S. Atkinson, and Boyd T. Collier, on the 16th day of Jany. A.D. 1925,

BEGINNING at a stake on the north line of Greens Bayou, where the east line of the Reels and Trobough league intersects the same;

Thence north along the east line of the R. & T. league 2247 varas to the N.E. corner of the R. & T. league, an iron pipe set on the south line of the Moody survey from which a water oak 16 inches in diameter bears N. 18 deg. E. 22 feet and another water oak 29 " in diameter N. 84 deg. 15' 2, 15 feet;

Thence east along the south line of the Moody 229 varas to the N.W corner of the E. Shipman survey;

Thence south along the west line of the Shipman Survey 2125 vrs. to the waters edge of Greens Bayou;

Thence up Greens Bayou with its meanders at the waters edge to the place of beginning,

Together with all and singular *****

TO HAVE AND TO HOLD, all and singular, the above described premises unto the said Anna N. Maxcy, and her heirs, and assigns forever, so that neither the vendor herein, nor his heirs nor any other person or persons for him, of in his name or behalf shall or will hereafter claim or demand any right or title to the aforesaid premises or any part thereof, but that he and every one of them, by these presents shall be excluded and forever barred.

WITNESS my hand at Houston, Texas, this 17th day of January, A.D. 1925.

Wharton Weems

THE STATE OF TEXAS,
COUNTY OF HARRIS.

BEFORE ME, a notary public, in and for Harris County, Texas, on this day personally appeared Wharton Weems, 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, this the 17th day of January, A.D. 1925.

(SEAL)

Mrs. G. E. B. Peddy, notary public
in and for Harris County, Texas.

25

Oil & Gas Lease

Recorded Cont.Records Vol. _____ Pg. _____

Dates...Jan.27th.,1925

Filed..Feb.4,1925,at 10:35 A.M.

From.. Jno.W.Maxcy

176676

To.....Gulf Production Co.

THE STATE OF TEXAS:
COUNTY OF HARRIS;

KNOW ALL MEN BY THESE PRESENTS: That John W. Maxcy, of the County of Harris, State of Texas, hereinafter called "Lessor", has and by these presents does hereby lease unto the Gulf Production Co., hereinafter styled the "Lessee" the tract of land hereinafter described...*****

Eighty-nine and 6/10 (89.6) acres, more or less, described as beginning on the north bank of Greens Bayou, where the east line of the Reels and Trobough crosses same;

Thence north along the east line of the Reels and Trobough league 2247 vrs. to the south line of the J.W.Moody Survey;

Thence east along the south line of the J.W.Moody survey 229 vrs., more or less, to the west line of the Shipman Survey;

Thence south along the west line of the Shipman 2125 vrs. to waters edge of Greens Bayou;

Thence up said Greens Bayou, to the place of beginning.

In testimony whereof the parties hereto have duly executed this agreement on this, the 27th day of January, A.D.1925, the lessor acting in person, and the Lessee acting by its duly authorized agent.

(Stamps can.\$2.00)

Jno.W.Maxcy, Lessor
Gulf Production Company,
By.Joe H.Gans, Agent

Acknowledgement for both J.W.Maxcy and the Gulf Production Company

271507

6

15

PHONES:

OFFICE, PRESTON 1861
RESIDENCE, CAPITOL 440

OFFICE OF
J. STUART BOYLES
COUNTY SURVEYOR
HARRIS COUNTY,
TEXAS

RECEIVED

SEP 4 1925

GENERAL ENGINEERING
SURVEYING
ROAD WORK
DRAINAGE
DRAFTING
CONSTRUCTION

4378

HOUSTON, TEXAS.
September 2nd., 1925.

Hon. J. T. Robison,
Commissioner General Land Office,
Austin, T e x a s.

Dear Sir:-

Agreeable to the promise recently made in your office by Mr. W. S. Hunt and myself, I wish to submit the attached map showing the conditions around the E. Shipman Survey and the J. W. Maxcy file along the west side of the same. On this map I have tried to show every possible location of the Shipman on the ground.

While the Shipman is recognized and accepted as covering all the territory between the present west line of the J. Irwin and the John Anderson Survey, as marked, and the east line of the Reels and Trobough League, as marked, you will note that there is only one position in which the Shipman can be located so as to fit its creek crossings, allowing full course and distance on all of its calls. This would tend to shove the Shipman some 350 or 400 varas east of where it is at present recognized.

In addition, the map shows the location of the Shipman from the present recognized northeast corner of the Thomas Earl Labor. As you will recall, in the English field notes the title distinctly calls to begin opposite the northeast corner of the Thomas Earl Labor. In running this line from a point opposite the northeast corner of the Thomas Earl Labor, I ran east 481 varas beyond the actual water's edge and on the top of the high bank on the east side of Greens Bayou there are five trees which carry surveyor's marks. From the top of the high bank to the call distance for corner there are no marked lines. This can possibly be accounted for in view of the fact that in 1870, according to Mr. J. J. Gillaspie, there was no timber old enough to carry marks of the original survey. Mr. Gillaspie's survey, report and map are attached hereto. In addition, the timber has been cut on the Shipman Survey by several different lumber companies, and only in the past few years all of the marketable timber south of the Wallisville Road was cut by the Harrisburg Lumber Company.

There is a very strange coincidence in making the location of the Shipman from the northeast corner of the Thomas Earl Labor - that is, that from the east line of the Shipman, so located, to the east line of the Shipman as is recognized and marked on the ground, there is an east and west distance of 196 varas, which would eliminate the Maxcy contention completely if the Shipman were run west its call distance of 1700 varas. In other words, locating

the Shipman from the northeast corner of the Earl Labor the west line of the same would fall practically coincident with the east line of the Reels and Trobough League, as it is accepted on the ground; and, it would appear from the English field notes and from the indefinite description in the title to the Shipman, as to its beginning corner, which your Archives will disclose, that the Shipman should be located from the northeast corner of the Earl rather than from the southeast corner of the same. One of the most cogent reasons supporting our contention is, however, as stated by Mr. Hunt, that when originally located by Hiroms, the Shipman could not have been commenced on Greens Bayou (as called for in its field notes) if such beginning point was opposite Earl's southeast corner, because as shown by the old colonial map, hereinafter referred to, and the Archives of your office and as conclusively established by the field notes of the Harris and Wilson, also located by Hiroms, the Earl's southeast corner was several hundred varas west of the Bayou and its northeast corner alone reached Greens Bayou.

As the Shipman is located on the ground today, and recognized, it does not begin opposite from the southeast corner of the Earl Labor as now located, but begins about 180 varas south of the same.

Furthermore in 1921 Mr. J. W. Maxcy, who is representing the claimants for a vacancy out of the western part of the Shipman, filed a mandamus suit against me, as County Surveyor, to force a survey and location of the supposed vacancy between the Harris and Wilson on the east and the Reels and Trobough and Martinez on the west. The width of this supposed vacancy was 200 varas east and west and Judge Ashe, in the 11th District Court of Harris County, Texas, decreed that this vacancy did not exist. This case wasn't appealed and has been left as decided by said court.

The theory upon which Mr. Maxcy is attempting to make his location is based on the same general facts as was his supposed vacancy, as stated above. Furthermore, an investigation on the ground does not disclose a single marked tree from the north line of the Shipman to Greens Bayou along the east line of the vacancy file.

In a partition suit between the owners of the Shipman the same was partitioned among the various owners by decree of court and in making this partition the court recognized the present marked and recognized east line of the Shipman and also recognized and partitioned the Shipman to the east line of the Reels and Trobough. In this connection, I wish to again call your attention to the report of Mr. J. J. Gillaspie, relative to the facts he found on the ground in 1870. To further substantiate the location of the E. Shipman from the northeast corner of the Earl, I wish to call your attention to the map known as the "Connected map of Austin's Colony, commenced by S. F. Austin 1833, completed by J. F. Perry 1837. Projected by John P., Thomas R. and Gail Borden," which said map is in the Archives of your office. Said map shows the southwest corner of the E. Shipman to be opposite the northeast corner of the Earl Labor.

Furthermore, I wish to call your attention to the map recorded in volume entitled "Field Note Book Containing The Field Notes of all the Surveys of Land Granted in the First Contract of Colonization by the Empresario Stephen F. Austin, Together with the Field Notes of the intermediate and adjoining Surveys on the principal Rivers and water courses granted in said first Contract and Likewise the Field Notes of many recent Surveys of Lands granted in the Contract of Austin & Williams, many of which were taken from the Original Titles. July 1837," which said volume is now on file in the Spanish Archives of your office, appearing on page 238, which also shows the southwest corner of the Shipman to begin opposite the northeast corner of the Earl Labor.

I further wish to call to your attention the map out of one of your old atlases, the volume and page of which is not shown on the photostat copy of which you forwarded to us. Said map also shows the southwest corner of the E. Shipman to be opposite the northeast corner of the Thomas Earl.

I also wish to call your attention to another page of your old atlas, the volume and page of which I am unable to give, as the certificate on the photostat copy forwarded us by your office does not give the same, which shows the southwest corner of the E. Shipman Survey to be opposite the northeast corner of the Thomas Earl Labor.

In all four of the above referred to sketches the west line of the Shipman is shown to be coincident with the east line of the Reels and Trobough League.

In the English field notes of the Edward Shipman recorded on page 242 of the volume entitled "Field Note Book Containing the Field Notes of all Surveys of Land granted in the First Contract of Colonization by the Empresario Stephen F. Austin, Together with the Field Notes of the intermediate and adjoining Surveys on the principal Rivers and water courses granted in said first Contract and Likewise the Field Notes of many recent Surveys of Lands granted in the Contract of Austin & Williams, many of which were taken from the Original Titles. July 1837", you will note the following: "1/4 Lea situated on the North side of Green's Bayou and opposite the T. Earl's Labor. Beginning at a point opposite the N.E. corner of said Labor from which a water oak bears S. 45 W. 5 vrs. mk. (E.S.)"; and as stated above this is the only location which would fit the calls of Hiroms' survey of the Harris and Wilson.

Furthermore in Volume 8 of the Spanish Archives of your office, on pages 469-472, on page 471, line 24, I would appreciate your careful study of the figures or letters which are the seventh and eighth words from the left hand margin. Compare the N or S, which ever it may be, with the other capital S through out the entire instrument and satisfy yourself if this does not more nearly resemble an "N" rather than an "S".

I have mentioned these last Archives of your office, in order that you might more readily obtain the data which may be necessary in determining whether the E. Shipman really begins at the southeast or the northeast corner of the Earl. All the data available in your

Archives tends to show that the Shipman begins opposite the northeast corner of the Earl Labor and not the southeast corner. If this contention be sound, which it occurs to me is perfectly correct, then there could be no vacancy on the west side of the Shipman or between the Shipman and the Reels and Trobough, for the actual survey on the ground shows the distance to be 196 varas between the present recognized east line of the Shipman and the east line of the Shipman located from the northeast corner of the Earl Labor and this would wipe out any vacancy on the west and tie the Shipman to the Reels and Trobough. Furthermore, this location, that is, from the northeast corner of the Earl Labor, would wipe out a great deal of the confusion which at present exists between the Hiroms and the Shipman, as reflected by the attached map made by me. The Bayou is shown on this map as located from its actual meanders on both sides; nor would such a construction create a vacancy on the east of the Shipman because the Irwin and Anderson Surveys each call for the Shipman.

The various legal questions that might arise as to the location and construction will have to be presented to you by Mr. Hunt, as I am not qualified to furnish the same.

Respectfully submitted,

J. Bayles

Trust you have a speedy recovery from your recent operation - Sincerely - Bayles

S. F. 12547

J. S. Boyle's Report

J. Robinson
Comm.

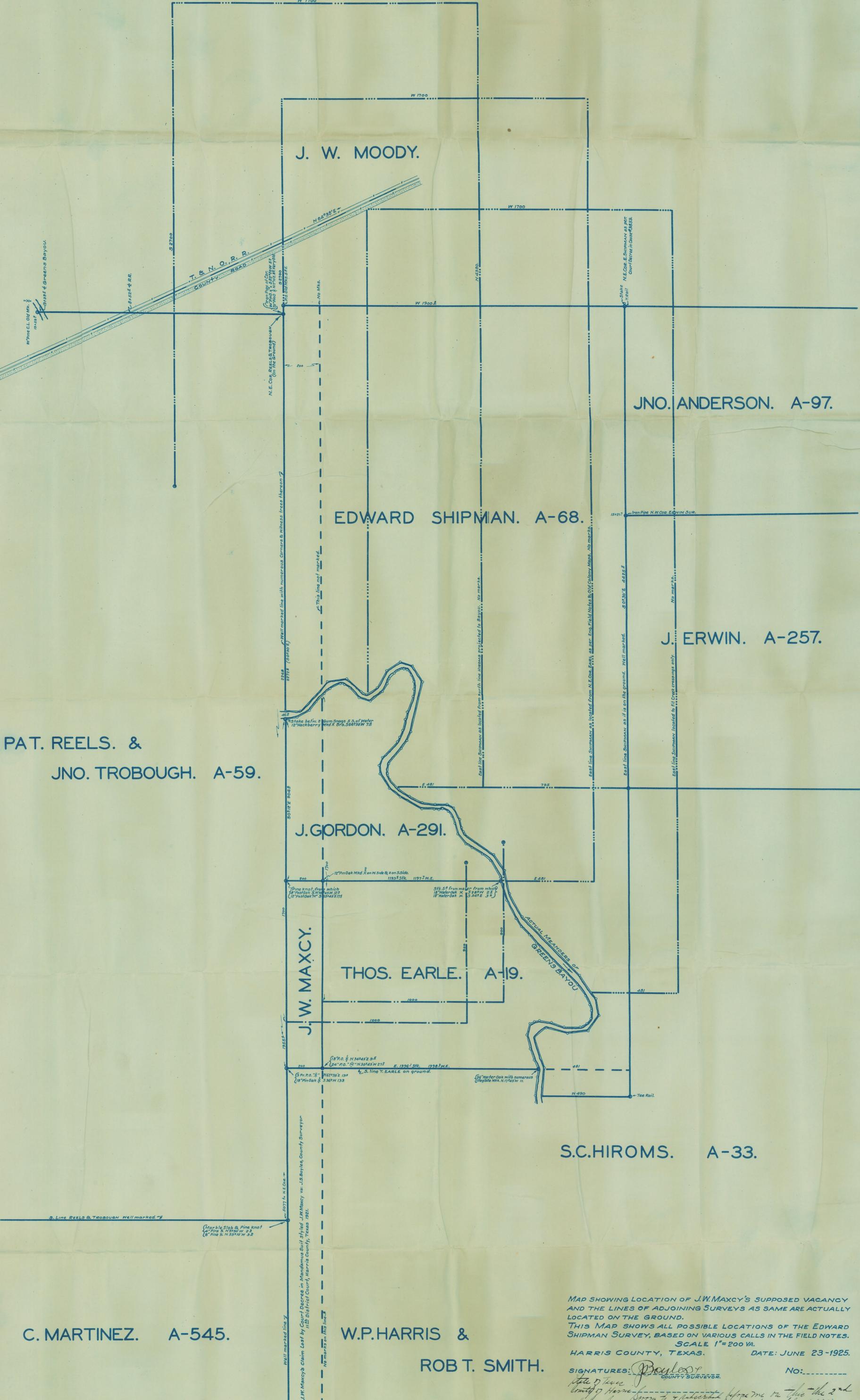
Filed September 4, 1925

Carl F. Blucher

Received from [unclear]

Respectfully submitted,

for the Shipman
 of the Shipman
 sides; nor would such a construction create a vacancy on the east
 is shown on this map as located from its actual meanders on both
 the Shipman, as reflected by the attached map made by me. The border
 of the construction which at present exists between the Hirona and
 the northeast corner of the Earl Labor, would wipe out a Great deal
 heels and Tropic. Furthermore, this location, that is, from
 world wipe out any vacancy on the west and tie the Shipman to the
 Shipman located from the northeast corner of the Earl Labor and this
 recognized east line of the Shipman and the east line of the
 the Ground shows the distance to be 186 yards between the present
 the Shipman and the heels and Tropic. For the actual survey on
 there could be no vacancy on the west side of the Shipman or between
 neither be sound, which it occurs to me is perfectly correct, then
 corner of the Earl Labor and not the southeast corner. If this con-
 archives tends to show that the Shipman begin opposite the northeast



PAT. REELS. &
JNO. TROBOUGH. A-59.

J. W. MOODY.

JNO. ANDERSON. A-97.

EDWARD SHIPMAN. A-68.

J. ERWIN. A-257.

J. GORDON. A-291.

THOS. EARLE. A-19.

J. W. MAXCY.

S.C. HIROMS. A-33.

C. MARTINEZ. A-545.

W.P. HARRIS &
ROB T. SMITH.

MAP SHOWING LOCATION OF J.W. MAXCY'S SUPPOSED VACANCY AND THE LINES OF ADJOINING SURVEYS AS SAME ARE ACTUALLY LOCATED ON THE GROUND. THIS MAP SHOWS ALL POSSIBLE LOCATIONS OF THE EDWARD SHIPMAN SURVEY, BASED ON VARIOUS CALLS IN THE FIELD NOTES. SCALE 1"=200 FT. HARRIS COUNTY, TEXAS. DATE: JUNE 23-1925.

SIGNATURES: *Boyle* COUNTY SURVEYOR No: _____
W.P. Harris
Robt. T. Smith
 Witness: *Wm. H. Moore* & *Wm. H. Moore* before me this 2nd day of September 1925. *Wm. H. Moore*

J.W. Maxcy's Claim Lost by Court Decree in *Maxcy vs. J.S. Boyle*, Harris County, Texas 1891.

(Stippled Stake & Pine knot
1/2" Pine S. N. 55° 10' W. 2.3
1/8" Pine S. N. 55° 10' W. 2.2

BOB J. SMITH

C. W. B. LINES V-2-12

M. B. H. A. B. S. T. V

SMOIRBOS V-33

Y. O. X. M. W. L.

Y. O. X. M. W. L.

Y. O. X. M. W. L. V-23

Y. O. X. M. W. L. V

Y. O. X. M. W. L. V-23

EDWARD J. B. S. T. V

Y. O. X. M. W. L. V

Y. O. X. M. W. L.

S.F. 12547 12.

Sketch accompanying
Boyle's Report

W. T. Bliss

Field Sept. 4, 1925.
Col. J. B. B. S. T.

Houston & Liberty Road

T. Earl
labor

1881

1881

1881

1881

1881

1000

750

500

100

1881

To the Honorable Court } In accordance with your instructions
Louis County } I have surveyed the 1/4 of a league or generally
granted to the Edward Shipman, situated on
Gunn's Bayou about 10 miles from the city of
Houston, according to data furnished by the Commissioner,
Genl Land Office, and by leave to present the accompany-
ing sketch and field notes of said survey.

On the 22nd of Feb 1850 I began the survey on
the East bank of the Gunn's Bayou opposite the S.E. corner
of P. Carl's labor 6 1/2 from the water's edge at a stake
firm which a water-cake 24 in dia with curvatures
the East side bears S 45° W 5 1/2°.

East 481 is (with a variation of 10 East) measured with survey chain
through cultivated field at 200 is middle of a spring
branch at 380 is cut-out timber (small pines, black & white
oak &c very 3c) to a stake firm which ^{is} a pine stump
10 in dia br N 17° W 9 1/2°, a pine stump 18 in dia br
N 27° W 12 1/2° & a pine stump 18 in dia br N 11° W 8 1/2° &
a pine stump N 77° W 8 1/2° & a Hickory 8 in dia with X and
hollow at the but on the West side br N 63° W 3 1/2°
in this line at enough to have marks of the original survey
North at 190 is middle of gully (course S.W.) at 200 is corner
H^c Anton's field, at 270 is corner H^c Anton's North
line, a 646 middle of small gully, a 886 crossed
Sylvan Hennis's North line, at 1000 is middle of a gully

gully, at 1100 is crossed the Liberty road at 1710 is
intersected the South boundary line of BC Wilsons league up to
this point (the pine timber of the old timber cut) at 2400 is
open pine woods of small growth at 2520 is middle of
large gully course SW at 2600 is a 3rd one cut and
cut with blaze at original survey, at 3340 is pine
cut and marked at 4350 is to a point 44 is North
of the line claimed for the South boundary line of the old
Sawyer, 277 is West of a pine cut in the timber 2 stands
in the edge of the prairie, at 44 is North of the cut is
a stake from which a bearing was run to a stake N 61° E
5210 and a pine cut 30 in dia N 61° E 5240 12 in dia
timber near

at 400 is old timber, white oak, pine, no cut marks, at 1160
crossed a road, on the West side of this road stands a pine
with an old blaze on the East side, corresponding in
age with marks of original survey, at 1330 large
clearing, gone with old blaze, and standing on the East
side of a deep gully, at 1700 is timber, pine, white oak,
South cut found some 2 large pines between timber
gully and the river, at 1870 is intersected the prairie
of the East boundary line of the Kels, Bidwell
league, a Stake from which a pine stump 24 in dia
N 61° E 1705, a pine tree 20 in dia N 61° E 1705
South 44 is pass to the corner of Kels, Bidwell at

To the W. M. of the Grand Lodge of the State of New York
back of the Grand Lodge and the Grand Lodge of the State
with all the records and the papers of the Grand Lodge

Wm. M. of the Grand Lodge
of the State of New York

7124
Harris D. C.

Magens & Wife
vs 3 Report of
3 Surveyor
[illegible]

Filed May 13th 1870
A. T. Taylor Clk
By Ed. L. Leonard
[illegible]

Survey adopted
by verdict of the
jury April 7, 1871

7124

Harris D.C.
Maggie + wife
Culbertson } Report of
 } surveyor

Filed May 13th 1870

A.K. Taylor CLK
By Ed L. Leonard
Dy.

Survey adopted by
verdict of the jury
April 7th 1871.

Filed Sept. 4, 1925.

Ed P. Mucker

Copy of Surveyor's Report -
accompanying Boyle's
Report.
J. H. Robinson
Clerk.

S.F. 12547

13.

J.W.Maxcy et al

vs No.60798

Annie E.Oates et al

On this 16th day of November 1916, the trial of this cause was completed, the case having been called in its regular order for trial on the 13th day of November 1916, and proceeded with from day to day until this day; and it appearing that the plaintiffs are J.W.Maxcy and wife Anna B.Maxcy and that the defendants are Annie E.Oates (feme sole), Robert Wyatt Oates, Charles H.Oates, Annie Lucinda Norsworthy (nee Oates) and her husband A.M.Norsworthy, Bertha Eliza Oates (feme sole), Lucy L. Parker and husband John Parker, Mrs.Ellen Magee (feme sole), Mrs.Lizzie Taylor (feme sole), Harry Magee, Roy Magee, Timmie Magee, a minor, and Martha Magee, a minor; and it appearing that all of said defendants had been duly and legally cited, and thereupon the plaintiffs appeared and announced ready for trial, but the defendants Lucy L.Parker and husband John Parker did not appear, but it is shown to the court that they do not own nor claim any interest in the land in controversy in this suit, and thereupon the plaintiffs dismissed this suit as against the said defendants Lucy L.Parker and husband John Parker; and it appearing to the court that the defendants Timmie Magee and Martha Magee are minors without a duly qualified guardian of their estates, and thereupon the court appointed as guardian ad litem for them G.W.Tharp, Esq., a practicing attorney of this bar, who represents the mother and brothers and sisters of said minors and who accepted the appointment and duly qualified and answered for said minors, and all of the other defendants were duly cited and appeared and announced ready for trial, and thereupon a jury consisting of O.E. Reynaud and eleven others were duly empanelled and sworn and the trial proceeded, and the court and jury heard the pleadings and the evidence, and the court heard the arguments upon the questions of law, and the court finds that the plaintiffs sue for the J.W.Maxcy survey hereinafter described, and that the defendants claim the Thomas Earle labor and also claim that the same includes the land sued for, which was subsequently pat-

ented to J.W.Maxcy, and the court instructed the jury upon the law applicable to the case and submitted a special issue, and after hearing the arguments of the counsel the jury retired, and subsequently on the same day returned into court its verdict in favor of plaintiffs; which special issue reads substantially as follows, to-wit:

Does the Thomas Earle labor, as it was originally located in the grant to Thomas Earle, include and embrace the 37.2 acres of land patented by the State of Texas to J.W.Maxcy July 5, 1912?

To which special issue the jury answered "no" and the verdict was signed by O.E.Reynaud, foreman.

Thereupon on this 16th day of November 1916, the said verdict was returned into court in due form and is accepted and approved by the court and is in favor of the plaintiffs, and therefore in accordance with the verdict of the jury and the law and the facts, it is herenow ordered, adjudged and decreed by the court and the court doth herenow order, adjudge and decree that the plaintiffs J.W.Maxcy and wife Anna B.Maxcy do have and recover (as the separate estate of Mrs. Anna B.Maxcy) of and from the defendants Mrs. Annie E.Oates, (feme sole), Robert Wyatt Oates, Charles H.Oates, Annie Lucinda Norsworthy (nee Oates) and her husband A.M.Norsworthy, Bertha Eliza Oates (feme sole), Mrs. Ellen Magee (feme sole), Mrs. Lizzie Taylor (feme sole), Harry Magee, Roy Magee, Timmie Magee, a minor, and Martha Magee, a minor, and of and from each of them, the title and possession of that tract of thirty seven and two tenths (37.2) acres of land situated in Harris County, Texas, about nine miles North 76° East of Houston, described as follows, to-wit:

Beginning at a pine stake at the Southwest corner of James Gordon Survey, at a point where a fallen pine tree bears North 61° East 20 feet, a post oak 12 inches in diameter marked X bears North 74° 45' West 18 varas, and another post oak 12 inches in diameter bears South 65° 45' East 18 varas marked M, and a post oak 12 inches in diameter marked Y bears South 53° West 12.6 varas distant;

thence East along the South line of James Gordon survey 200 varas to Northwest corner of the Thomas Earle labor, a pine stake, from

which a pin oak marked X bears South $64\frac{1}{2}^{\circ}$ East $4\frac{1}{2}$ feet, a post oak marked X 14 inches in diameter bears North 21° West 21.6 varas, another post oak 14 inches in diameter marked Y bears South 90° East 22.7 varas;

thence South along the West boundary line of the Thomas Earle labor 1051 varas to the Southwest corner of the said Earle survey, from which a post oak 18 inches in diameter marked M bears North $44^{\circ} 30'$ West 24.1 varas, a post oak marked X bears North $55^{\circ} 30'$ East 3 varas;

thence West along a marked line 200 varas to the East line of Reels and Trobough survey at a pine stake, from which a post oak marked X bears North 84° East 9 varas, a pin oak marked M bears South 48° East 8 varas, a pin oak marked Y bears South $30^{\circ} 30'$ West 19.8 varas;

thence North along the East line of the Reels and Trobough Survey, which is well marked, passing the two large pines described in the Bradburn notes, 1051 varas to the place of beginning, and being the same land patented by the State of Texas to J.W. Maxcy by patent No. 374, Vol. 44, dated July 5, 1912.

It is further ordered, adjudged and decreed that all of the right, title, interest and claim of said defendants and each of them in and to the aforesaid land and premises be and the same are hereby divested out of them and vested in the plaintiffs as the separate estate of the plaintiff Anna B. Maxcy, and that the plaintiffs may have their writs of restitution and possession for said property whenever and as often as may be necessary.

It is further ordered, adjudged and decreed that the costs of making Lucy L. Parker and husband John Parker parties to this suit be and the same are hereby adjudged against the plaintiffs and that the said G.W. Tharp is hereby allowed a fee of \$25.00 as guardian ad litem for said minors, which is taxed as costs against the plaintiffs, for which execution may issue; and it is further ordered, adjudged and decreed that all other costs of court incurred in this cause be and they are hereby adjudged against said defendants, for which execution may issue against all of said defendants, except the minors,

Timmie Magee and Martha Magee and that their part of the costs shall be paid in due course of guardianship if and when a guardian is appointed for them.

The State of Texas
County of Harris

I, O.M. Duclos, Clerk District Court, Harris County, Texas, do hereby certify that the above and foregoing is a true and correct copy of Decree in Cause No. 60,798, entitled J.W. Maxey, et al vs Annie E. Oates, et al, as the same appears of record in my office in Vol. 14, Page 602, Minutes District Court, Harris County, for the 61st Judicial District of Texas.

Given under my hand and seal of said Court at office in Houston, Texas, this the 11th day of February, A.D. 1925.

O.M. Duclos
Clk. Dist. Ct. Harris Co., Texas.

By O. Dupree Dpty.

F⁹

SF 12547 (14)

No. 60,798

J.W. Maxcy, et al

vs

Annie E. Oates, et al

Certified Copy of Decree.

THE STATE OF TEXAS

TO THE DISTRICT COURT OF HARRIS COUNTY, GREETING:

Before our Court of Civil Appeals, on the 20th day of June A.D.1918, the cause upon Writ of Error to revise or reverse your judgment between

Annie E.Oates, et al.,

No.7606

vs

From Harris County.

J.W.Maxcy, et al.,

was determined; and therein our said Court of Civil Appeals made its order in these words:

" This cause came on to be heard on the transcript of the record and the same being inspected, because it is the opinion of this Court that there was no error in the judgment, it is therefore considered, adjudged and ordered that the judgment of the Court below be in all things affirmed; that the plaintiffs in error, Mrs. Annie Oates, Charley H.Oates, Robert W.Oates, Bertha Eliza Oates, Anna Lucinda Norsworthy, A.M.Norsworthy, Mrs. Ellen Magee, Mrs. Lizzie Taylor, Harry Magee, Roy Magee, Timmy Magee and Martha Magee, and their sureties, John Farmer and D.A.Oates, pay all costs of this appeal and such other costs as were adjudged against the said plaintiffs in error in the court below, and this decision be certified below for observance. "

THEREFORE, we command you to observe the order of our Court of Civil Appeals in this behalf; and in all things to have it duly recognized, obeyed and executed.

WITNESS, the Hon. R.A.PLEASANTS, Chief Justice of our said Court of Civil Appeals, with the seal thereof annexed, at Galveston, this the 12th day of June, A.D.1919.

(SEAL)

H.L.Garrett, Clerk.

By Jno.J.Pleasants Deputy.

Endorsements: No. _____ . Mandate Court of Civil Appeals Galveston
Annie E. Oates, et al., vs J.W. Maxcy, et al.
Issued June 12th 1919.
H.L. Garrett
Clerk
By Jno. J. Pleasants
Deputy
To Harris County

No. 60798. Filed June 19, 1919. O.M. Duclos, Clerk District Court,
Harris County, Texas, by C.C. Dudley, Deputy.

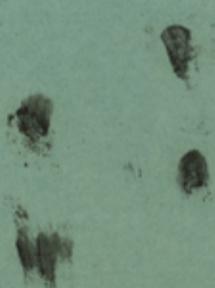
The State of Texas
County of Harris

I, O.M. Duclos, Clerk District Court, of Harris
County, Texas, do hereby certify that the above and foregoing
is a true and correct copy of Mandate in Cause No. 60798, entitled
J.W. Maxcy, et al vs Annie E. Oates, et al, as the same appears
on file in my office.

Given under my hand and seal of said Court at office in
Houston, Texas, this the 11th day of January, A.D. 1925.

O.M. Duclos
Clk. Dist. Ct. Harris Co., Texas

By C.C. Dudley Dpty.



S.F. 12547 (15)

No. 60,798

J.W. Maxey, et al

vs

Annie E. Oates, et al

CERTIFIED COPY OF MANDATE.

Jas McGee and wife

vs No.5839

Henderson and Martin

Be it remembered that on this this Eleventh day of May A.D.1870 this cause came on to be heard, wherein James P.Magee and Elizabeth L.Magee his wife, are plaintiffs and James W.Henderson and Thomas Martin are defendants when the parties appeared by their Attorneys and waiving the right of trial by Jury, submitted the cause to the Court, for decision on the pleadings and evidence agreed upon and upon consideration thereof, it is adjudged and decreed by the Court, that the plaintiffs do have and recover possession of the defendants and be quieted in their title to the land claimed by them, known as the E.Shipman Grant of one quarter of a League on the Northern or East side of Green's Bayou bounded as follows to wit:

beginning at a point opposite to the South east corner of the T.Earl labor where is the stump of a Water Oak on the eastern bank, marked E.S. about 5 varas distant S.45° West,

thence East with variation of a compass 10 $\frac{1}{2}$ ° East 481 varas to a point in a cultivated field, where are old stumps of trees and young growth,

thence North 4385 varas to a point about 40 varas north of the south line of a survey for J.W.Moody by defendant Henderson,

thence West 1700 varas to the north west corner , and

thence south (passing the S.line of Moody's survey at about 40 varas) to the Bank of Green's Bayou, about 2700 varas to a point near a Water oak on the Bayou,

thence with the meanders of the Bayou downwards to the beginning point, being the bounds according to a survey recently made by J.J.Gillespie Surveyor, under an Order of this Court in a suit of these plaintiffs against J.C.Culbertson and others No.7124, and the same land granted to Edward Shipman by the Mexican Government.

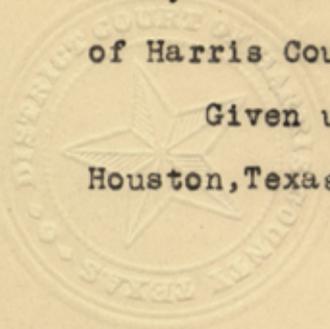
And it is further ordered that each party plaintiffs and defendants, be taxed equally one half the costs herein sustained for which

execution may issue.

The State of Texas
County of Harris

I, O.M. Duclos, Clerk District Court, Harris County, Texas, do hereby certify that the above and foregoing is a true and correct copy of Decree in Cause No. 5839, entitled Jas. McGee and wife vs Henderson and Martin, as the same appears of record in my office in Vol. N, page 107, Minutes of the District Court, of Harris County, for the 11th Judicial District of Texas.

Given under my hand and seal of said Court at office in Houston, Texas, this the 7th day of February, A.D. 1925.

A circular seal of the District Court of Harris County, Texas, featuring a five-pointed star in the center. The text around the star reads "DISTRICT COURT OF HARRIS COUNTY, TEXAS".
O.M. Duclos
Clk. Dist. Ct. Harris Co., Texas

By Joseph Lehan Dpty.



32

S.F. 12547 16
No. 5839

Jas McGee and wife

vs

Henderson and Martin

CERTIFIED COPY OF DECREE.

Houston, Texas June 24th, 1922

Hon J. T. Robison, Commsr
General Land Office,
Austin, Texas.

Dear Sir:- Your petitioner, represents that he has made application to purchase unsurveyed area in Harris County and bounded as stated in the application as follows-

On the North by the J W Moody survey

On the East by the Shipman survey

On the South by the Greens Bayou

On the west by Reels & Trobough survey.

amounting to 89.6 acres free of all conflict with older valid surveys, as shown by the sketch and field notes now on file in your office.

In order to have the necessary information before you upon which you can make the award, I submit the following statement, which to my mind beyond doubt establishes this area as unsurveyed Public Free School land, subject to entry and sale as provided by law.

First - The Reels & Trobough east line which is the same and coincident with my west line is well established on the ground and is not in dispute. It does not call for the Shipman line. Its original beginning call on the North bank of Greens bayou opposite the mouth of a gully or branch on the south side is found and identified on the ground and is in the same position as described by the original surveyor. The distance from this point North to its N E Corner is 2247 vrs, while the call is for 2500 vrs. This does not effect the east line of the R & T nor my west line as I can go no further north than the south line of the Moody, an older valid grant.

Second - The position of the Earle and the true location of its S E corner is a very important point, from the fact that that the beginning call of the Shipman is dependent upon this location as the Shipman calls to begin on the East bank of Greens bayou, opposite the lower or S E corner of the Earle.

The Earle is correctly located as shown on the Maxcy map attached to my field notes, having its N E and SE corners located as called for in the original notes as titled to Earle. For some unknown reason the Earle was platted on the Colony map showing Greens Bayou as its NORTH boundary, while the description in the grant gives Greens Bayou as its EAST boundary. A small plat on the margin of the Earle notes as recorded in Book B of Harris County records shows that the S E corner of the Earle has about the same relative position of the abrupt bend in the bayou as now found on the ground and shown on the Maxcy map. The Colony map on file in your office shows a very incorrect and confusing situation in this vicinity and cannot be depended upon to fix the true or relative location of the surveys shown thereon. It is at best not conclusive but merely illustrative and is decidedly incorrect in the following-

a - It shows the Earle in the wrong position with boundaries and dimensions at total variance with the calls in the grant.

b - It shows a distance of 1000 varas between the south line of the R & T and the North line of the Thomas league, while as a matter of fact this true distance is about 3526 varas as found by Bringhurst in 1852 when he made the Martinez survey and by all other surveyors since that time &

c - It shows the west line of the Earle to be coincident with the East line of the R & T, although not called for and is not a fact.

d - It shows the west line of the Shipman to be coincident with the east line of the R & T which is not a fact as neither the Shipman or the R & T call for each other.

There is no warrant of law or fact that would justify this

These facts considered, the Colony map and subsequent maps maps compiled in your office would be of little value in arriving at the merits of an award, and as such I request that you so consider them.

When J. J. Gillespie, in the early Seventies made the location of the James Gordon survey found the Earle Corners in the position shown on the Maxcy map and so described them- see field notes of Gordon in your Office.

The owners of the Earle by an unwarranted extension of its north and south lines to the R & T line arbitrarily included a territory that was not embraced in the grant just as the Shipman owners are seeking to do. They subdivided and conveyed the Earle to reach the R & T line. In 1912 you made the award and issued a patent to Maxcy for 37.2 acres west of the Earle, although your maps did not show any land there. In 1913 Maxcy instituted suit in the 61st Dist Harris County Court, cause No 60.798 and the jury rendered a verdict in his favor giving him the area prayed for and upon appeal to the First Court of Civil Appeals No 7606 this verdict was affirmed in every particular. This decision placed the Earle as shown on the Maxcy map, where it always belonged and where it was placed by the original Surveyor, and where a survey was originally put it will always be in that position and cannot be moved, extended, distorted, established or placed elsewhere.

Third - Having the Earle S E Corner located as called for in the original grant fixes the beginning call of the Shipman as called for in its grant, for the Earle is the only survey mentioned in the Shipman field notes having been made in 1824. From this beginning call the other boundaries are easily established by following the calls in the Shipman grant in the order named in the original field notes.

Beginning the Shipman as called for, on the east bank of Greens Bayou at a point opposite to the S E or lower corner of the Earle labor and running its first call east 481 varas from the high bank, or 490 from the waters esgeits east line it found and is well marked through the timber, but none of these marks are original. It is true that the S E corner of the Shipman as subdivided is marked on the ground at a point 189.1 varas farther south, but this does not, in the least affect the position of the east line nor the position of the N E corner which is well known and marked with a T rail not called for in the grant but is recognized as the corner and the subdivisions were made from that point. From this point the line runs west 1700 vrs and no further and does not call for the R & T nor does it describe the same tree called for at the N E Corner of the R & T. None of the original marks can be found either at this point or on the east line of the R & T, therefore the course and distance called for will prevail as no grant can be extended to embrace land not included in the original grant. It is a mere presumption with out any possible proof that the Shipman line reaches the R & T line as both surveys were made by the same surveyor only three years apart and had the surveyor intended these lines to be coincident he certainly would have so stated, At the end of the 1700 vara course Mr Maxcy informs me that no marked line to the south can be found that he could positively identify as having been made by a surveyor but as there are no marked lines in this section bearing marks made by the original surveyor this fact is immaterial as the same facts existed along the west line of the Earle Labor in establishing the Maxcy patent. In 1919 the owners of the Shipman made a subdivision of what purported to be their holdings out of the Shipman and in so doing they arbitrarily extended the west line of the Shipman west 229 varas to reach a line not called for and to include an area of 89.6 acres not included in the Shipman nor ever any part of it, There is no warrant of law or fact that would justify this ex-

tension. The physical fact that the subdivision was extended to include an area not a part of the Shipman does not divest the State of its title to the land, nor does it add anything to the security of the title of the owners of the Shipman, for if it did it would amount to a conveyance of realty by parole which is not tolerated as a matter of law.

If the north line of the Shipman is 1700 varas long as called for it will contain all the acreage claimed by the owners and upon which they have paid taxes and an additional 79 acres which has been carried on the Assessors rolls as UNKNOWN. No one has paid taxes on any part of the particular land described in my field notes and would therefore have no prior or superior rights of any sort.

I find from the Harris County deed records that the owners of the western subdivisions made to the R & T Line sold these lands to J. W. Greer and W. S. Hunt both of whom I am informed are very able lawyers fully capable of protecting their interests if they have any.

Another phase of the Shipman location, which I call to your attention, merely as an incident is that if the beginning call for the Shipman at the S E corner of the Earle is abandoned, there are no other calls in the field notes by which it could possibly be located, other than the calls for Greens Bayou. If these calls are to be accepted as the actual foot steps of the original surveyor, neglecting all other calls it would place the east line of the Shipman 281 varas further east which would more than double the area but would not in any way affect the area which I am seeking to purchase. The meanders of Greens Bayou show only one possible position of the Shipman that would put its N W Corner 2700 varas North of Greens bayou its N E corner 1700 varas east of the N W Corner; its S E corner 4380 varas south of its N E Corner and 481 varas east of Greens Bayou as called for in the original Notes. This construction will place the Shipman further East and further from the R & T and destroy its beginning call for the only survey mentioned in its field notes and would otherwise disarrange the lines as now known and recognized. I make no claim for this area unless you require it but think it due you to have it in the record.

For the same legal reasons and in accordance with the same facts by which the Maxcy patent was sustained west of the Earle labor, the land applied for by me exists west of the Shipman and I therefore request that you award me the land so that I may establish my rights by due process of law and without any expense to the State.

In conclusion I will cite the law points involved in the Maxcy location which are equally applicable to the land I seek to purchase. If requested will give you references to the authorities

- 1- Patent will pass title to only the land therein described,
- 2- If there are no ambiguities in the calls for course and distance, they will prevail.
- 3- That a line will not be extended beyond the distance called for to reach an object on the ground not called for.
- 4- Calls in the field notes cannot be varied or contradicted by extrinsic evidence.
- 5- Objects called for, but not now found, will be presumed to be at the course and distance called for.
- 6- If monument called for has perished and its former location cannot be proved, the call for C & D will prevail.
- 7- Calls in the F N should be retraced in order given.
- 8- Limited effect of general reputation.

These matters of law combined with the facts on the ground show conclusively that the north line of the 937.6 acres does not overlap the south line of the Moody, That its East line does not overlap or conflict with the west line of the Shipman but is coincident therewith and that the entire acreage is free of all conflict with surrounding older valid grants and as such I pray for its award,

Respectfully

Authorities
next page

Applicant

Essex

A D D E N D A

I cite you to the following Texas cases all of which are to the point.

Thompson- Langdon 87 Tex 258
 Herrman- Thomas 168 S W 1045
 Sloane - King -77 S W - 50
 Brodbent - Carper 100 S W 183
 Williams - McLeroy 135 S W 251
 Johnson- Archibald-78 Tex 102
 Guill- O'Bryan 121 S W 596
 Upshur- Stewart 101 S W 1013
 PolkCo - Stevens 143 S W 206
 Chew- Zweib -69 S W 210
 Hamilton- Blackburn 95 S W 1094
 Goodrich- West Lumber Co 182 SW 347
 Strak - Adams 183-S-W 60 --
 Fagan- Stoner -67 Tex 287
 Keystone- Peach River 96 S W 65--
 Boynton- H O Co 189 S W 749
 Daughtrey- McCoy 135 S W 1062
 State - Dayton Lumber Co 159 S W 749
 Thatcher- Mathews 183 S W 813
 Maddox - Dayton Lumber Co -188 S W 958
 Dunn- Land 193 S W 706
 Maxcy - Oates Reference not known

S.F. 12547

Иксса - Орта	Келеленсе	ноф	Кном	
Дили- Гам		182	2 M 100	
Ичдох - Делтон	Глироф	со	182	2 M 828
Дитсней- Идрема		182	2 M 812	
Эсте - Делтон	Глироф	со	128	2 M 148
Делитсней- Иссол		122	2 M 1093	
Волтон- Н О со		182	2 M 142	
Келдроне- Бекер	Итле	до	2 M 82-	
Белли- Эстон		21	2 M 581	
Эрлек - Урша		182	2 M 80 -	
Содитер- Делт	Глироф	со	185	2 M 241
Ивитулон- Вискрин	до	2 M	1084	
Снем- Зледр		82	2 M 510	
Болко - Фелена		142	2 M 300	
Иверил- Эремел		101	2 M 1012	
Силит- О. Вилли		181	2 M 280	
Торелон- Вискрин	до	2 M	105	
Итлелна - Игелел		122	2 M 321	
Влодрент - Селвел		100	2 M 192	
Эстон - Кил		11	2 M 20	
Ноллел - Дронел		188	2 M 1042	
Дронелон- Глироф	со	21	2 M 828	

the book.

I state you to the following books since all of which are to

V D D E I D V

177

E. S. ATKINSON
214 SCANLAN BUILDING
TELEPHONE PRESTON 4337
HOUSTON, TEXAS

June 28th 1922.

Hon. J. T. Robison
Land Commissioner
Austin, Texas.

Dear Sir;

Mr. Maxey, State Licensed Surveyor, advises me that he has forwarded to your office, application, field-notes, connecting line and a sketch of the unsurveyed Public/School Land lying between the Reels-Troubough and the Shipman Surveys, in Harris Co., for which I have applied to purchase.

I am inclosing a statement which in my opinion establishes this survey and feel sure that it will convince you of its existence on the ground.

Will you kindly give this your careful attention before reaching a conclusion and file it with the other papers in your office.

I will be glad to furnish you any further information obtainable should you require it.

Tours very truly,

E. S. Atkinson
206 Bing Bldg -

*See letter to Atkinson
6/6/22 in regard to his inquiry
also another letter since above
in which he was advised that
no vacancy could be recognized
Clark*

RECEIVED
JUN 30 1922
Referred to Map

E. S. ATKINSON

SIX BOGARDUS BUILDING

TELEPHONE PRESTON 4537

HOUSTON, TEXAS

JUN 20 1933

Hon. J. T. Robinson
Land Commissioner
Austin, Texas

Dear Sir:

I have the honor to acknowledge the receipt of your letter of the 15th inst. in relation to the proposed survey of the land owned by the State of Texas in the county of [unclear] and to advise you that the same has been referred to the proper authorities for their consideration.

I am indebted to you for the information furnished in your letter and am sure that it will convince you of its existence on the ground.

Will you kindly give this your careful attention before reaching a conclusion and file it with the other papers in your office.

I will be glad to furnish you any further information obtainable.

Yours very truly,

E. S. Atkinson

(18) 5.F.12547

RECEIVED

JUN 20 1933

Returned to Mail

JOHN WHARTON MAXCY
CONSULTING ENGINEER
HOUSTON, TEXAS

SPECIALIZING IN THE LOCATION AND PRODUCTION OF PETROLEUM

719, First National Bank
July 10th, 1922

Hon J. T Robison,
Commsr G L O
Austin, Texas

Dear Sir:- At the request of Mr B. T. Collier
of this City, I am sending a document recorded in Harris
Co- pertaining to a seeming settlement with E S Atkinson
and himself. I know nothing of its merits but am merely
forwarding it for your files as a matter of courtesy.

Yours Respectfully
John Maxcy

State licensed Surveyor

RECEIVED

JUL 1 1922

Referred to Map

JOHN WILSON MACKY
CIVIL ENGINEER
HOUSTON, TEXAS

719, First National Bank
July 10, 1932

Mr. J. T. Robinson,
Company D L O
Austin, Texas

Dear Sir: In response to your letter of July 7, 1932, regarding the matter of the proposed extension of the contract for the construction of the proposed highway between the points mentioned in the enclosed letter, I have the honor to advise you that the same is being handled as a matter of courtesy.

Yours Respectfully,
John Wilson Macky
State Licensed Surveyor

L4521-F.S. (61)

RECEIVED
JUL 11 1932

September 14th, 1922

Mr. E. S. Atkinson,
214 Scanlan Bldg.,
Houston, Texas.

Dear Sir:

Answering yours of the 5th instant, referring to your scrap survey of 89.6 acres of land in Harris County, the field notes of which are recorded in the Surveyor's office Book "L," Page 489, will state that certain further other information is desired. In your statement you refer to J. W. Greer and W. S. Hunt as owners of the Western subdivisions of the Edward Shipman Survey. I would like to know if they are the present owners. If not, who are, and what are their present addresses. Also, if they do not pay taxes on this land at present, is there anybody who does? I would also like to have their names and addresses. This should come over the certificate of the Tax Collector of Harris County.

If the Surveyor has run out the creek meanders of the Shipman Survey within recent years, or, particularly, in making your scrap survey, I would like to have a copy of same.

If you will let me have this information at once, the matter can be given attention as soon as it is received in this office. Please refer to S. F. 12547 when you write.

Yours very truly,

Commissioner

Blucher/c

(20) SF 12547

401

E. S. ATKINSON

214 SCANLAN BUILDING

TELEPHONE PRESTON 4337

HOUSTON, TEXAS

September 19th, 1922.

RECEIVED

SEP 20 1922

Referred to Map

Mr. J. T. Robison,
Commissioner, General Land Office,
Austin, Texas.

Dear Sir:

Referring to S.F. 12547 and answering yours
of the 14th.

At the time I furnished you with the names
of the persons owning land in the Shipman and adjoining
its west line it was my knowledge and belief that J. W.
Greer and W. S. Hunt were claimants to a portion of my
scrap location as a part of the Shipman Survey. Upon
careful examination of the records pertaining to the
land in the western part of the Shipman Survey extending
up to its west line the complete ownership of the land
I find disclosed as follows:

J. A. Hunter, W. S. Hunt, C. A. Teagle,

W. C. Moore, Lee Hager and Otto Magee. *all of Houston, Texas.*

The above owners or their assignors, have paid taxes
on a part of the Shipman as shown in the letter attached
from the County Assessor, but as to this unsurveyed land
I take it that no taxes have been paid.

The State Surveyor has not meandered all of
Greens Bayou along the front of the Shipman. For this
reason I am unable to send you these meanderes. It is
possible that reference to the United States Topographi-
cal survey of Harris County, which I have invariably
found to be very accurate will satisfy you that the calls
in the field notes of the Shipman are satisfied under the
construction that the State Surveyor had placed upon it
in making my location.

Trusting that this information will be satis-
factory and that you may see fit to make the award at
an early date, I beg to remain.

Yours very truly,

E. S. Atkinson

205 Binz Bldg.,
Houston, Texas.

E. S. ATKINSON

214 SCARLETT BUILDING

TELEPHONE BRISTOL 4527

HOUSTON, TEXAS

September 19th, 1932

RECEIVED

SEP 20 1932

Related to Map

Mr. J. T. Robinson,
Commissioner, General Land Office,
Austin, Texas.

Dear Sir:

Reference to S.T. 13847 and answering yours
of the 14th.

At the time I furnished you with the names
of the persons owning land in the Shipman and adjoining
its west line it was my knowledge and belief that J. A.
Greer and W. S. Hunt were claimants to a portion of the
survey location as a part of the Shipman survey. Upon
careful examination of the records pertaining to the
land in the western part of the Shipman survey extending
up to the west line the records show the ownership of the land
I find disclosed as follows:

J. A. Hunter, W. S. Hunt, G. A. Fogle,

W. S. Moore, Lee Hager and Otto Hager.

The above owners or their assignors, have held taxes
on a part of the Shipman as shown in the latter attached
from the County Assessor, but as to this surveyed land
I take it that no taxes have been paid.

The State Surveyor has not considered it
advisable to send you these names. It is
possible that records to the United States Geological
and Survey of Texas County, which I have investigated
found to be very accurate will satisfy you that the calls
in the 13th notes of the Shipman are entitled under the
conclusion that the State Surveyor had placed upon it
in making my location.

E. S. ATKINSON

Trusting that this information will be satis-
factory and that you may see fit to make the record of
an early date, I am, Sir, very respectfully,

Yours very truly,

E. S. ATKINSON
Houston, Texas.

(21)

S. F. 12547

September 27th, 1922

Mr. E. S. Atkinson,
214 Scanlan Bldg.,
Houston, Texas.

Dear Sir:

Yours of the 19th instant, with statement by the Harris County Tax Assessor, received. This statement is entirely too general to be satisfactory. What I want is information from him showing which one, or ones, of the parties mentioned in your letter are paying taxes on the West portion of the Shipman Survey. As you know it is important that it be established to the satisfaction of this office that there is no valid claim against any lands to be awarded as vacant or unsurveyed tracts and it is my desire to find out whether the Assessor's rolls can show definitely that no one has been paying taxes on this area, which you apply for. It is true that the Assessor shows 104.7 acres on the unknown roll, but I would like to know, as stated above, whether the area you are applying for is not now claimed by parties who have paid taxes on this land for some time.

Kindly let me have this information at once and the matter will be given prompt attention when it is received in this office.

In writing you should refer to S. F. 12547.

Yours very truly,

Commissioner

Blucher/c

(22) SF 12547

September 6th, 1923

Mr. E. S. Atkinson,
214 Scanlan Bldg.,
Houston, Texas.

Dear Sir:

I have been holding up your scrap survey of 89 acres of land in Houston County lying between the E. Shipman and Reels and Trobaugh for certain information requested of you under date of September 27th, 1922. Please give this matter your attention and let me hear from you. Refer to S. F. 12547 when you write.

Yours very truly,

Commissioner

Blucher/c

(23)

SF12547

October 1st, 1923

Mr. E. S. Atkinson,
205 Binz Bldg.,
Houston, Texas.

Dear Sir:

Replying to yours of the 25th ultimo, referring to your scrap survey in Harris County, between the Edward Shipman Survey on the East and the Reels & Trobough Survey on the West, you are advised as follows. On September 27th, 1922, I wrote you as follows in reference to this file.

"Yours of the 19th instant, with statement by the Harris County Tax Assessor, received. This statement is entirely too general to be satisfactory. What I want is information from him showing which one, or ones, of the parties mentioned in your letter are paying taxes on the West portion of the Shipman Survey. As you know it is important that it be established to the satisfaction of this office that there is no valid claim against any lands to be awarded as vacant or unsurveyed tracts and it is my desire to find out whether the Assessor's rolls can show definitely that no one has been paying taxes on this area, which you apply for. It is true that the Assessor shows 104.7 acres on the unknown roll, but I would like to know, as stated above, whether the area you are applying for is not now claimed by parties who have paid taxes on this land for some time. Kindly let me have this information at once and the matter will be given prompt attention when it is received in this office. In writing you should refer to S. F. 12547."

The intention is to assure myself that there are no parties who can set up a claim to the area embraced in this vicinity under Section 8 Act approved April 3, 1919, through payment of taxes over a long period of time and by claiming this as being embraced originally

50

#2---- E. S. Atkinson.

in the Edward Shipman Survey. It is possible that the Collectors or Assessor's Records may show that parties have been claiming this definite area and not an undivided portion of said Shipman Survey.

When this information is received I shall be glad to again consider your file. Please refer to S. T. 12546 when you write in regard to this matter.

Yours very truly,

Commissioner

-Blucher/c

24

SF 12547

LAW OFFICES OF
HUNT & TEAGLE

W. S. HUNT
C. A. TEAGLE
JESSE E. NOSELEY

EIGHTH FLOOR UNION NATL BANK BLDG.

HOUSTON, TEXAS
February 12th., 1925.

1691
RECEIVED
FEB 13 1925
RECEIVED TO COMR.

In Re: Mineral File of Boyd T. Collier and E. S. Atkinson,
Harris County, Texas, File # 12547 and File # _____

Hon. J. T. Robison,
Commissioner General Land Office,
Austin, Texas.

Dear Mr. Robison:-

Confirming our conversation of yesterday, I beg to advise that among the owners of the west 300 acres of the E. Shipman Survey, which would include all of the alleged vacancy under the Maxey file, are the following parties who reside in Harris County, Texas: W. S. Hunt, C. A. Teagle, J. A. Hautier, Miss. Jessie M. Gilliam, Lee Hager, W. C. Moore and The Texas Company.

There may be some other interests in addition to the above, but I do not know the names and addresses. Mr. J. A. Hautier is the owner of 226 acres in the Reels and Trobough Survey, which adjoins the Shipman on the west and is in possession of that tract, as well as 99 acres, including the alleged vacancy, adjoining it out of the northwest corner of the Shipman Survey. I am not advised as to the possession of the alleged vacancy south of the 99 acres above referred to.

Hunt, Teagle and Hautier purchased the 99 acres above referred to on May 18th., 1922, from Mrs. Katie J. Harrington, who was one of the heirs of J. P. Magee, who had been in possession of all of the Shipman Survey, including the alleged vacancy, since 1859, and who was plaintiff in the suit of Magee vs. Culberson, in which J. J. Gillespie established the lines by survey made February 22nd., 1870, which report of survey was adopted by the verdict of the jury, the field notes and map of which I exhibited to you and Mr. Blucher on yesterday. At the time we purchased this 99 acres we obtained a certificate from the Tax Collector of Harris County, Texas, that this 99 acres was not delinquent, but that all taxes had been regularly paid, and we have regularly paid the taxes since that date, both State, County and School District, for the years 1922, 1923 and 1924. We bought before there was any oil excitement, but after we reached the conclusion that it was prospective oil land, and paid \$18.00 per acre for the land in fee.

I appreciate the many courtesies you showed me on my visit and particularly your advise that you would notify me and give me a hearing at such time as Mr. Maxey may bring the matter up for further hearing.

②
2/20/22
V22022

I would greatly appreciate your advising me of any further developments in this matter, as I believe we now have matters in such shape that we can convince you, should this be necessary, that no vacancy exists between these two old titled surveys.

With assurances of good wishes, I am,

Yours very truly,

W.S. Barrett

WSH:D

I would greatly appreciate your advising me of any further developments in this matter, as I believe we now have matters in such shape that we can convince you, should this be necessary, that no vacancy exists between these two old titled surveys.

With assurances of good wishes, I am,

Yours very truly,

W. J. Bennett

WJH:D

(25) S.F. 12547

May 26, 1922.

Mr. F. S. Atkinson,
205 Binz Bldg.,
Houston, Texas.

Dear Sir:

7225172
2715247

This is to advise that I have carefully investigated the facts as developed by your inquiry, application and field notes on a supposed vacancy in Harris County, lying between the Edward Shipman and the Reels and Frobough Leagues. I find that on June 6th and again on June 17th, 1922, I advised you that this office could not recognize a vacancy between these Leagues, which advice bears date prior to your survey of this area. Under these circumstances your survey was not authorized and your file, accordingly, cannot be approved.

A copy of this letter is being sent to Mr. W. S. Hart, Houston, Texas for his information in the premises.

Very truly yours,

Commissioner.

SF-12547.
Blucher/h

May 28, 1936.

Mr. R. E. Atkinson,
205 Bina Bldg.,
Houston, Texas.

Dear Sir:

This is to advise that I have
carefully investigated the facts as
developed by your inquiry, and field
and field notes on a supposed vacancy in
Harris County, lying between the Edward
Shipman and the Heala and Thompson Leases.
I find that on June 21 and again on June
17th, 1932, I advised you that this office
could not recognize a vacancy between these
leases, which advice bears date prior to
your survey of this area. Under these cir-
cumstances your survey was not authorized
and your title, accordingly, cannot be
approved.

A copy of this letter is being
sent to Mr. W. E. Hunt, Houston, Texas for
his information in the premises.

Very truly yours,

Commissioner.

BE-12547
Bina Bldg.

(26) SF 12547

W. S. HUNT
C. A. TEAGLE
JESSE E. MOSELEY

LAW OFFICES OF
HUNT & TEAGLE,
EIGHTH FLOOR UNION NATL BANK BLDG.

HOUSTON, TEXAS
May 28, 1926.

470

Hon. J. T. Robison,
Commissioner, General Land Office,
Austin, Texas.

Dear Sir: Attention Mr. Blucher:

In re: SF 12547

This is to acknowledge receipt of copy of communication of May 26 addressed to Mr. E. S. Atkinson, 205 Binz Bldg., Houston, Texas. We felt sure from the data before your department that you would be confirmed in the conclusions which you had reached on this matter several years ago.

Thanking you to keep us advised of any further action which may be taken in the Land Office relative to this matter and thanking you for past favors, I beg to remain

Yours very truly,

W. S. Hunt

WSH:S

RECEIVED

MAY 29 1926

REFERRED TO MAP

470

LAW OFFICES OF
HUNT & YEAGLE

EIGHTH FLOOR UNDER VAIL BLDG.

HOUSTON, TEXAS

May 28, 1936

HUNT & YEAGLE
LAW OFFICES
EIGHTH FLOOR UNDER VAIL BLDG.

(27) SF 12547

Hon. J. T. Hobson,
Commissioner, General Land Office,
Austin, Texas

Dear Sir: Attention Mr. Finchers

Re: SF 12547

This is to acknowledge receipt of copy of communication of May 28 addressed to Mr. E. S. Atkinson, 205 Pine Bldg., Houston, Texas. We felt sure that the data before your department that you would be confirmed in the conclusions which you had reached in this matter.

Thanking you to keep us advised of any further action which may be taken in the land office relative to this matter and thanking you for past favors, I beg to remain

Yours very truly,

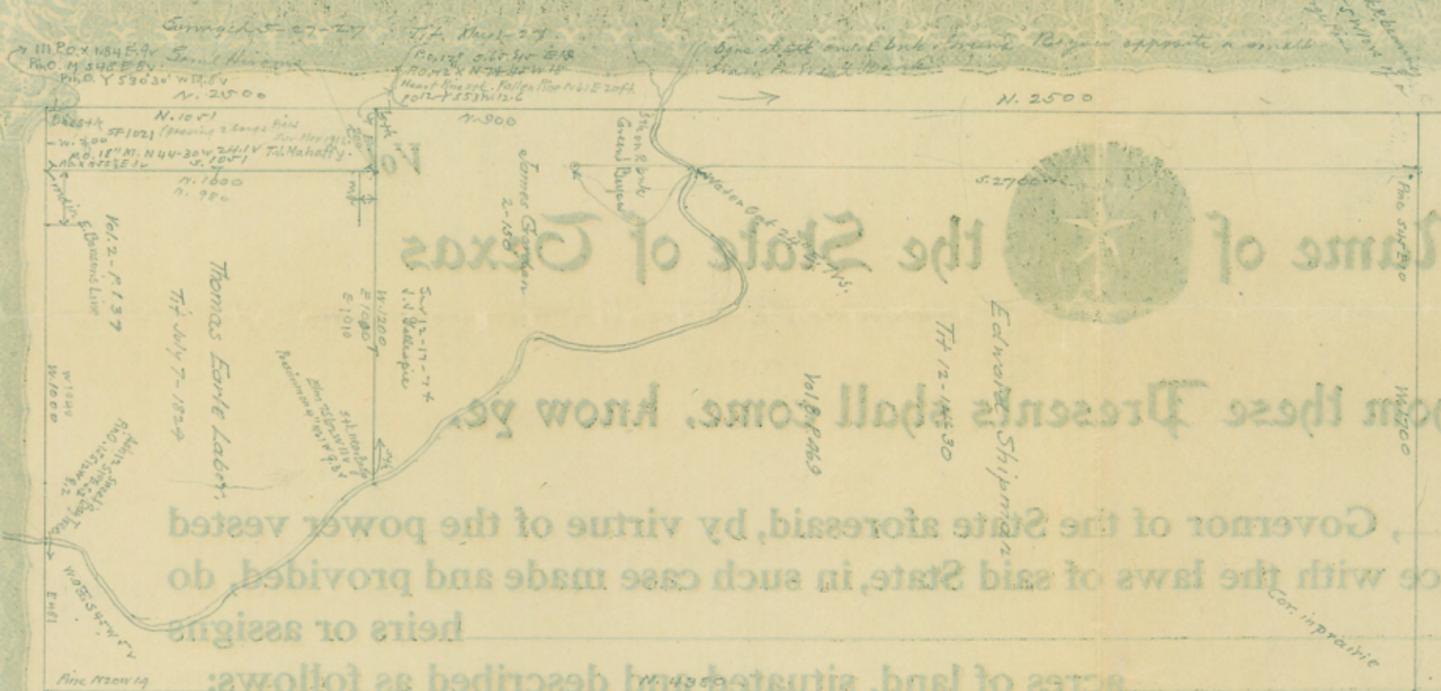
W.H.S.

RECEIVED

MAY 30 1936

RETURNED TO CAP

Patric Reeb & John Trobaugh



in me by law, and in accordance with the laws of said State, in such case made and provided, do by these presents Grant to _____ heirs or assigns _____

Forever, _____ acres of land, situated and described as follows: _____ In Nueces County, known as Sur. No. _____, Blk. No. _____, on Mustang Island, about 20 miles East from county site, said land having been purchased and fully paid for in accordance with an Act approved April 24, 1907, providing for the sale of lands on Mustang Island. Beginning at the south corner of Sur. No. _____, Blk. No. _____; thence S. 37° 02' W. 47.6 vs., thence N. 52° 58' W. 119 vs.; thence N. 37° 02' E. 47.6 vs.; thence S. 52° 58' E. 119 vs. to the beginning.

Hereby relinquishing to _____ the said _____ and _____ heirs or assigns Forever all the right and title to and in said land heretofore held and possessed by the said State, and I do hereby issue this Letter Patent for the same.

The Testimony Whereof, I have caused the Seal of the State to be affixed, as well as the Seal of the General Land Office. Done at the City of Austin on the _____ day of _____ in the Year of our Lord One Thousand Nine Hundred and _____

Governor

Commissioner of the General Land Office

How are lands marked lands?

No. _____

Vol. _____

In the Name of  the State of Texas

To all to whom these Presents shall come, know ye,

I, _____, Governor of the State aforesaid, by virtue of the power vested in me by law, and in accordance with the laws of said State, in such case made and provided, do by these presents Grant to _____ heirs or assigns Forever, _____ acres of land, situated and described as follows:

In Nueces County, known as Sur. No. _____, Blk. No. _____, on Mustang Island, about 20 miles East from county site, said land having been purchased and fully paid for in accordance with an Act approved April 24, 1907, providing for the sale of lands on Mustang Island. Beginning at the south corner of Sur. No. _____, Blk. No. _____; thence S. 37° 02' W. 47.6 vs., thence N. 52° 58' W. 119 vs.; thence N. 37° 02' E. 47.6 vs.; thence S. 52° 58' E. 119 vs. to the beginning.

Hereby relinquishing to _____ the said _____ and _____ heirs or assigns Forever all the right and title to and in said Land heretofore held and possessed by the said State, and I do hereby issue this Letter Patent for the same.

In Testimony Whereof, I have caused the Seal of the State to be affixed, as well as the Seal of the General Land Office. Done at the City of Austin on the _____ day of _____ in the Year of our Lord One Thousand Nine Hundred and _____

Commissioner of the General Land Office

Governor

(28) SF-12547