Hays. 84

File 603

Travis

FIRST CLASS.

abt - 664

Fannie A D Darden

Sole Heir of Genl Moseley Baker dec

2763 2/10 a

15598.660 sq. vs

2763 2/10 acres

See Bex 1st - 2694 for Copy Cert + relocation

I UB copy Certificate No. 25/55

See Bex 1 - 2109 for part of this

See Bex 1 - 2106 for Orgl Cert + transfers

See 2251 Bex 1 - for u/B Cert

According to decree of Court correct on map of Hays Co. Aug. 28/87. G Schmitz

Patent to Leroy G Denman apl 9/20/87 Shelley

Patented Sept 21, 187

539 - Vol. 24. A C Buckner

Mgl. 18680

Mkd. pts & Regd Sept 8 1884

CONTENTS.

No. 1. Certificate.

Nos. 2 ~~and 3.~~ Field Notes.

No. 4. 3 Surveyors Explanation

" 4 application 9/8/84 Bledsoe

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6. Surveyors Cert April 1/85. Daniel

7 Transfer

8 Affit of ownership 6/5/85 - Davis

9 Copy of Decree of Court Nu. Bal. Cert No 25/190 for 5855.713 sq. vs issued and forwarded to Leroy G. Denman San Antonio Texas June 5/85 - D N Robinson

10 Withdrawal of Protest 9/15/87 - Daniel

~~Cocke & D~~ Joe C Eve Cocke & Denman

~~San Marcos~~

11. Receipt for Cert.

No. 25/55 Class First Quantity 21,454,373 Sq. Vrs.

GENERAL LAND OFFICE,

Austin, Texas, October 15th 1883

To any Legally Authorized Surveyor of the State of Texas:

This is to Certify, That Special Act Certificate No. 14/60 issued to Fannie A. D. Darden sole heir of General Mosely Baker deceased by W. C. Walsh Commissioner of the General Land Office on the 18th day of May 1883 for Four thousand Six hundred & Five acres of Land, is now on file in this office, upon which Four Millions Five hundred and Forty Five thousand, Six hundred and Twenty Seven (4,545,627) Square Varas

have been returned ~~and patented~~, leaving a balance of Twenty-One Millions Four hundred and Fifty-Four thousand, Three hundred and Seventy-Three (21,454,373) Square Varas

to be located, which you are authorized to survey by virtue of this Certificate.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office, the date first above written.

D. N. Robinson
Chf Clk & Actg Commissioner.

See File 2106 Bexar 1st class for original Certificate & transfer to R. M. Thomson

15598 Ac 29 vrs Patented Sept 21 1889

Nul Bal Certificate Art. 35/140 for 5,857,143 Sq. Vrs. of Land issued and forwarded to Bexar Co. Denman Sanderson Pres. Jan 15th 1883

D. N. Robinson Chf Clk

[S. P. O. No. 2.—G. L. O.]

THE STATE OF TEXAS.

General Land Office,

Austin, July 28th 1884

I, W. C. WALSH, Commissioner of the General Land Office of the State of Texas, **Do Hereby Certify,** That the annexed is a correct and true copy of the Original Certificate on file in this Office; and that the Field Notes of a Survey, located in Maverick County, made by virtue of the aforesaid Certificate, have been returned to this Office, and having been found to conflict with older, valid surveys that this copy is floated in lieu of the Original Certificate, for relocation, but without any prejudice to the rights of any person by virtue of such Certificate, in accordance with Art. 3888, Revised Statutes.

In Testimony Whereof, I hereunto set my hand and affix the impress of the seal of said office, the day and date above written.

D. N. Robinson
Chf Clk & Actg Commissioner.

☞ For ~~Original~~ Nul Bal Certificate, see File 2109 Bexar 1st class and same for transfer to Max L. Oppenheimer

File 603

Travis 1st Class

Fannie A. D. Darden

Copy of Cert

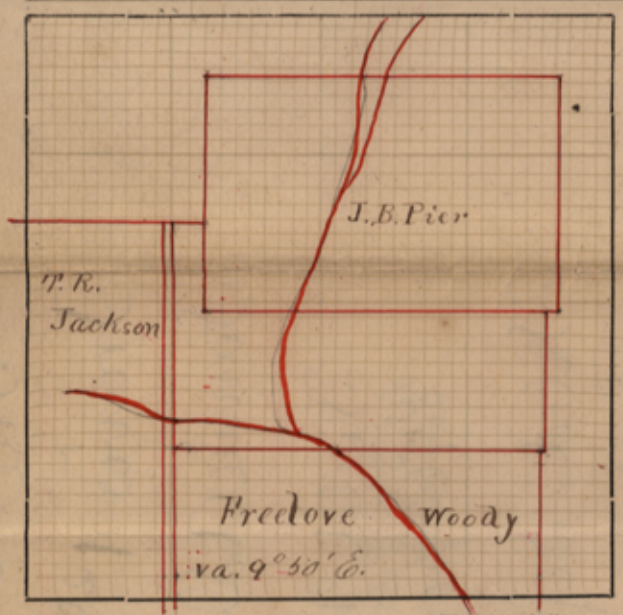
No 25/55

Filed Sept 8/84

Geo Robinson

Chf Clk

No. 1816 Printed and for sale by Geo. D Barnard & Co., Printers, Lithographers and Stationers, St. Louis.



SCALE: ..... Varas per inch.

THE STATE OF TEXAS, } SURVEY

Hays COUNTY. } No. .....

15.598.660 sqr varas or

FIELD NOTES of a Survey of 2763 2/10 acres Land, made for Leroy G. Denman, By Virtue of Land Scrip No. 25/55 Class First. No. 14/60 issued to Fannie A. D. Darden sole heir of General Mosely Baker, deceased.

Said Survey is No. ....., in Hays County, Texas, situated on the waters of Onion Creek a tributary of the Colorado River, about ~~24~~ 17 miles N. 12 W of San Marcos Beginning at a stake 55 vs. E. of the N. E. corner of the Freelove Woody League No. 23

Thence N. 1891 vs. to the N. W. corner of the Seaborn J. Whatley League No. 22, 2361 vs. to a stake.

" W. 5800 vs. to a stake from which a P. O. 18 in. dia. mkd. X brs. S 50 vs. and a B. J. 13 in. dia. brs. N 19° W. 13 3/5 vs.

" N. 1411 vs. to a stone md. a P. O. 15 in. dia. mkd. X brs. S 13° W. 7 vs. and a L. O. 15 in. dia. mkd. X brs. S 50° W. 24 4/5 vs.

" W. 505 vs. to a stone md. the N. E. corner of G. W. Wood's Homestead Donation.

" S. 3772 vs. to the N. W. corner of the Freelove Woody League, which is 550 vs. South of Onion Creek.

" E. 2680 vs. cross Onion Creek. 6305 vs.

* See Note of Explanation on next Page.

..... to the place of the beginning.

Bearings marked .....

Surveyed Aug 25th 1884. J. B. Hancock, J. R. Brown } CHAIN CARRIERS.

I, Joe. C. Eve, County Surveyor of Hays County, Texas, do hereby certify that the foregoing described Survey was actually made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that all the corners, lines, boundaries and marks of the same, whether natural or artificial, are truly and correctly described and set forth in the foregoing Plat and Field Notes.

Joe. C. Eve

By ..... Deputy. County Surveyor Hays County, Texas.

Filed for Record the ..... day of ..... 188...., at ..... o'clock ..... M. } ..... SURVEYOR.

2/ File 603

Travis 1st Class

Fannie A D Darden

Field Notes
15598 6 600 grs
~~2763 2/10 acres~~

Filed Sept 8/84
D W Robinson
Chf Clk

According to decree of Court correct on map of Hays Co. Aug. 27/87. E Schnitze.

Patented Sept 21/87
A C Buckner

c/c Sept 8/84
JWW

Note of Explanation

I began at the N. E. corner of the Freelove Woody League, No. 23 at an old stone md. from which a stump brs. N 32° E. 20 vs. (Five years ago I was at this corner and the trunk of this Tree was lying on the ground,) a L. O. 12 in. dia. brs. N 52½° W 16⅖ vs. There is a plain mkd. line running W. from this corner to the recognized N. W. corner of the Freelove Woody League.

Thence N. 1891 vs. to a point 55 vs. W. of the N. W. corner of the Seaborn J. Whatley League, known as the dug up corner.

" E. 55 vs. to said corner.

" N. 470 vs. to a point.

" E. 255 vs. " " " from which a P. O. 30 in dia. mkd. X brs. S 20° W. 30 vs.

" W. 3820 vs. to a Creek, running in a Southerly direction, (now known as Pier Branch, 6055 vs. to a point from which a P. O. 18 in. dia. mkd. X brs. S 50 vs. and a B. J. brs N 19° W. 13⅗ vs. not mkd.

" N. 3884 vs. to a scattered stone md., scrubby live oak timber in this section of country; did not cross on this line a water course.

" E. 6055 vs. found nothing, ran on 6250 vs., found nothing to indicate a corner, on this line; crossed a branch at 2830 vs. and 3240 vs. crossed a branch.

The above facts are submitted to the Comr. of the Gen. L. Office, for him to decide whether the above facts are sufficient to establish the J. B. Pier League.

Resp. Sub.

Sept. 2nd 1884.

Jos. C. Eves
C. S. Hays Co. Tex.

3) File 603

Travis 1st Class

Fannie A D Darden

Surveyors
Explanation

Filed Sept 8/84
G A Rolinm
Chf Clk

To the Surveyor
of Hoyt County.
Sir

By virtue of unlocated balance certificate No 25/55 issued October 15th 1883 by the acting Commissioner of Genl. Land Office Texas to Fannie A D Darden for 21,454,373 Square varas (or about 3800 acres) and filed herewith I hereby Apply for the file entry and survey of the following lands out of the vacant public domain of Texas 3797 acres situated in Hoyt County Texas

Beginning at the North west corner of league No (22) in name of Seaborn P Whitley said corner being known as "the dug up corner" - thence South with West boundary line of said Whitley league to a point where the North boundary line of league survey No (23) in name of Freelove Woody if extended Eastward will intersect said west line of said Whitley league - thence West with said North boundary line of said Freelove Woody league No (23) & the Eastern boundary line of G W Wood survey - thence North with said Eastern boundary of said G W Wood survey to a point where said Eastern boundary line of the G W Wood survey if extended North and the North boundary line of the James B Pier league survey No (24) if extended West would intersect - thence East to the North west corner of said Pier survey - thence South with the West boundary line of said Pier survey to its South west

corner - thence West with South boundary line of said Pier survey to a point where the ~~line~~ West line of aforesaid of said Whatley survey if extended North would intersect said South boundary line of the Pier or its extension if extended Eastward - thence South to the place of beginning - said lands and surveys referred to above lying in Hays County Tex. This eleventh day of August A.D. 1884

Leroy G. Denman

Filed Aug. 11th 1884
Jos. C. Eve
C. S. Hays Co
Tex.
Recorded in File
Bk. Pages 33 & 34

4/ File 603
Travis 1st Class
Fannie A. D. Darden
Application
Filed Sept 8/84
D. A. Robinson
Chf Clk

San Marcos, Tex. Oct. 29th 1884.

To Hon. H. C. Walsh, Com. Ld. Office.
Austin Tx.,

Dear Sir,

J. B. Pier, original grantee and sole ~~owner~~ owner of the J. B. Pier league of land in Hays County, Texas, enters this his protest against the issuance of patent to L. G. Dunnam for the 2763 2/10 acres of land located by him in said County by virtue of Land Scrip. 25/55 Class 1st No 14/60 issued to Fannie A. D. Darden, sole heir of Moses Baker, and for grounds of protest states.

1st The land so located is part of the J. B Pier league.

2nd In order to make same vacant land said Pier league will have to be pushed north from its present location and thus be made to run over and other surveys now lying north of it. Said Pier league calls to commence on the N. W. corner of the Fraclover Moody survey, and if it (the Pier) is pushed north of its present location it will have to carry the Moody with it, or be torn from its beginning corner.

3rd The calls of the Pier as located and changed by the parties seeking to establish said vacancy do not correspond with the original calls of said league in this:

1st In changed location the first line - south line - calls to run west and at 5800 vs. come to Post Oak 18 in. in dia. mkd. X bearing S. 50 vs. when in original location call is "at 6250 vs a Post-Oak etc. W. 50 vs.

2nd In changed location the east line running North crosses no water course but in original it does.

In former said line runs 3884 to scattered stone mound in scrubby Live Oak timber - in latter distance is 4000 vs. and timber called for is post oak.

3rd The N. line running E. in changed location calls to cross branch 2830 vs. cross branch 3240 vs. no corners found - in original no water course is called for on this

line.

The calls above mentioned were obtained from our County Surveyor, and, therefore, are correct.

Very Respectfully,

Hutchison & Franklin

Attys. for. J. B. Rice

File 603
Travis 1st Class
F. A. D. Darden
Protest
Filed Nov. 1st 1884
D. N. Robinson
Chf. Clk.

State of Texas }
County of Hays }

This is to certify that we, the undersigned Surveyors both of the County of Travis State aforesaid being entirely disinterested in the lands affected by the location of any of the lines or lands herein after mentioned. did on the 26" 27th and 28" of March 1885 make a Survey and inspection on the ground, of the lines and corners of Twelve Woodey league and the lines and corners of a tract claimed to be J B. Pier league situated in Hays County Texas, as represented on the sketch, a part of this statement and make the following report of what we found.

We began at "A" at which point ~~we~~ there was a post Oak tree about 20 inches in diameter on which there is an old looking mark thus X which seems to be an ancient mark. Thence from a point N 20 E from said tree 20 varas we ran West at 3820 varas we crossed Pier branch of Onion Creek. Course nearly South

Surveyors Cert
March 31/85
Robinson

After crossing said Creek we found evidences of an old marked line on the trees said line running with the same course to wit West, and about three varas to our right.

At 60 36 vrs we came to "B" from which a post Oak tree marked X, which mark appears to be old and is in a Post Oak about 18 inches in diameter, bears South 59 pts from this point there is a Black Jack tree bearing N. 20 W. about 13 rods cut not marked, there is also evidence of a similar tree having been a few feet nearer.

From "B" we run North 3880 varas to an old looking stone mound.

Thence from "C" we run East at ~~2830~~ 1180 varas crossed a small branch at 2830 varas crossed the Pear branch of Onion Creek, course nearly South.

Beginning at A. we run a line north 3880, to D. which is in a post Oak, flat, but we did not find any marked trees at this point resembling Surveyors marks.

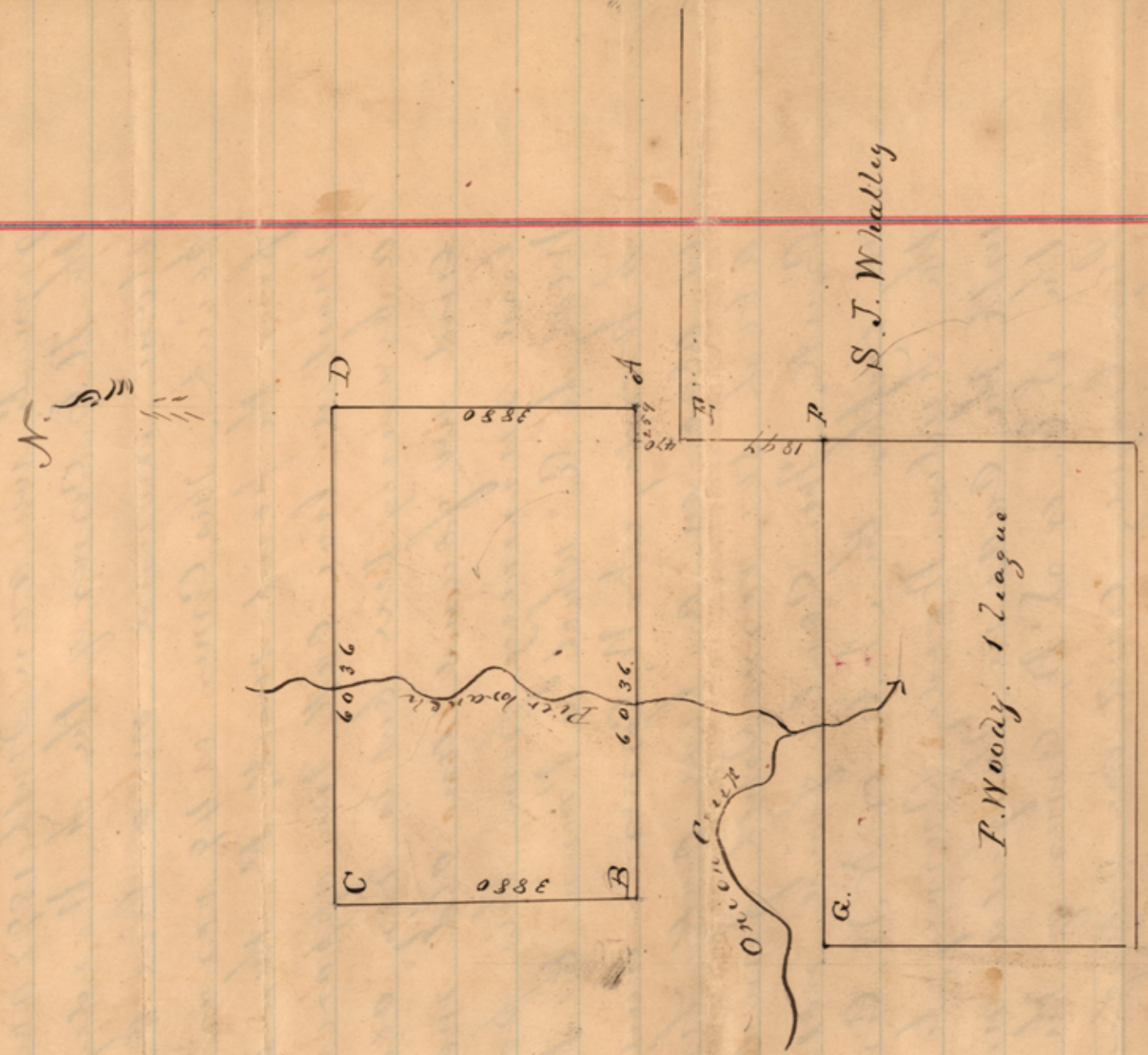
Beginning again at the point "A" we run West 259 varas and South 470 varas to what is known

as the burnt corner or the N.W. Corner of the S. J. Whatley league. Thence from E. we run South 1897 varas to the N.E. corner of the F. Woodey a stone mound on a live oak point. This corner is 49 varas West from the point mark, F. there is one marked live oak tree apparently a bearing tree but is very old marks and we found an old marked line running from this point West to "G." which is known as the F. Woodey N.W. corner. and which is also on a live oak hill about 500 varas South from Onion Creek. We could find nothing at either the N.E. or N.W. Corner of the Freelove Woodey Survey, to correspond with the calls in the field notes of the S.E. or S.W. Corner of the J.B. Pier league, and are satisfied that the North line of said Woodey, and the South line of said Pier if made according to description in the field notes are not identical.

This the 30th March 1885

Dennis Corwin

Jno. E. Campbell



(6) File 603.
Travis 1st Class.
Fannie A. D. Darden
Surveyor's
Certificate
Filed Mch 31/85.
D. A. Robinson
Chief Clk.

LEGHORN ABSTRACT
FROM
GEO. D. BARNARD & CO.
ST. LOUIS.

Bex 1-2106
" 1-2109
Bovis 1-603

1865-2
1865-6
1868-9

The State of Texas }
County of Bexar. }

Know all Men by these presents that I Max L Oppenheimer of the County of Maverick and State of Texas for and in Consideration of the sum of 5 Dollars Cash to me in hand paid by Leroy G. Denman of the County of Bexar, and State of Texas. have sold and do hereby sell transfer Convey and deliver to the said Leroy G Denman his heirs and assigns my Certificate No 14/60. dated 18th May 1883. for 21.454.373 square varas (3797 42/100 acres) issued by W C Walsh Commissioner of the General Land office - to have & to hold unto the said L. G Denman his heirs and assigns for ever. Witness my hand this 29th day of July 1884.

Max L. Oppenheimer

The State of Texas }
County of Bexar }

Before me Edward Miles, Notary Public in and for the County and State aforesaid on this day personally appeared Max L. Oppenheimer known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me. that he had executed the same for the purposes. and Considerations therein expressed.

Given under my hand & Seal of office this 29th day of July 1884.

Edward Miles.
Notary Public for Bexar County, State of Texas -

E
~ 791 ~

7/ File 603

Travis 1st Class

Fannie A. D. Darden

Max L. Oppenheimer

To Transfer

21 45 37 3 89 [illegible]

Leroy G. Denman

Filed May 29/85

D N Robinson

Chf Clk

Transfer

1

Tr. C. Opp. [illegible]

State of Texas
Bexar County }

To Hon W C Walsh
C G L Officer

Sir – This is to certify that I am owner of unlocated balance certificate No 20/55 (issued to Fannie A D Darden Oct 15/83 for 21,454,373 sq varas or (3797 3/10 acres) and that I have located 2763 2/10 acres out of said certificate in Hays County leaving a balance of 1034 1/10 acres unlocated which unlocated balance I ask be issued and sent to me by express to San Antonio Texas

Leroy G Denman

Leroy G Denman

State of Texas } Before me the undersigned Authority
County of Bexar } on this day personally appeared Leroy G Denman known to me to be the person whose name is subscribed to the foregoing instrument of writing who being by me duly sworn on oath states that the facts set forth in the above certificate are true. Leroy G Denman

Sworn to and subscribed before me this 4th day of June 1885

S G Newton
Notary Public Bexar Co Tex

S G Newton N.P.

8/ File Col 3

Travis 1st Class

Fannie A. D. Darden

Affit of ownership

Filed June 5/85 –

D N Robinson

Chf Clk

603 Train 1st

957 J. B. Pier
vs.
Cocke and Denman

March 16, 1887
Trespass to try title and for Damages.

And now on this day came on to be heard the above entitled cause, the Plaintiff and the Defendants by their Attorneys and announced ready for trial; and it appearing to the Court that after an inspection and examination of the survey of the premises in controversy in this suit, made by the agreement of the parties to this suit, and reported to the Court and filed among the papers of this cause, on the 23rd day of June A.D. 1886, and upon a verification of the facts stated in this report, and the conclusion of the Surveyor making said report, by other competent Surveyors employed to survey and determine the location of the James B. Pier league, and the further fact as to whether the land located by virtue of the Frannie A.D. Darden Certificate, unlocated balance number $\frac{25}{55}$ out of original Certificate number 1460 claimed and owned by the Defendants in this suit, Cocke and Denman is in conflict with said James B. Pier league of land as claimed by Plaintiff to this suit.

Now therefore after due consideration of the report of said survey and the verification of the same as aforesaid and the full consideration of all other facts accessable to the parties and bearing upon and material to the issue between the Plaintiff and Defendants in this

cause, it is conceded by the Plaintiff in Open Court that the land described in Defendants first amended answer filed by leave of the Court on the 8th day of September A.D. 1886, which is the land located by virtue of the Fannie A.D. Darden Certificate aforesaid and described as follows; by field Notes: Beginning at a Stake 55 varas East of the N.E. corner of the Freelove Woody league No. 23. Thence North 1891 varas to the N.W. corner of the Seaborn J. Whatley league No. 22 — 2361 to a Stake. Thence West 5800 varas to a Stake, from which a P.O. 18 in. dia. marked X bears S. 50 varas and a B.J. 13 in. dia. brs. N. 19° W. 13 3/5 varas. Thence North 1411 varas to a Stone Mound, a P. oak 15 in. dia. marked X bears S. 13° W. 7 varas, a live oak about 15 in. dia. marked X brs S. 50° W. 24 4/5 varas Thence West 505 varas to a Stone Mound, the N.E. corner of G.W. Woods Homestead donation. Thence S. 3772 varas to the N.W. corner of the Freelove Woody league No. 23 which is 550 varas South of Onion Creek. Thence East 2680 varas, cross Onion Creek 6305 varas to the place of beginning. It is not nor is any part of the same in conflict with, nor does said land constitute and part of the land claimed by Plaintiff, James B. Pier, in this suit by virtue of Patent to the said James B. Pier, dated on the 8th day of February A.D. 1846, Patent number 193 Volume 3; but that the land included in said James B. Pier patent lies North of and adjoining the Fannie A.D. Darden survey

a'

aforesaid; said Fannie A. D. Darden survey situated in Hays County State of Texas. Therefore in consideration of the premises aforesaid it is considered and adjudged by the Court, that the Plaintiff in this cause James B. Pier take nothing by this suit. And that the Defendants in this suit, Fred Cocke and Leroy G. Denman be quieted in their title and possession of the land located by virtue of the Fannie A. D. Darden certificate aforesaid, and described by Field Notes as aforesaid herein, and that the said Defendants recover all costs in this behalf expended of the said Plaintiff for which let execution issue.

The State of Texas.
County of Hays } I, James G. Burleson, Clerk of the District Court in and for Hays County, Texas, do hereby certify the foregoing to be a true and correct Copy of the Decree of the District in said Cause No 957 James B. Pier vs Cocke and Denman as the same appears of Record in the minutes of said Court in Book F on pages 277-278.

In Testimony Whereof witness my hand and seal of said Court at Office in San Marcos, Texas, this 30th day of May AD 1887.

Jas G. Burleson
Clerk D C Hays Co. Texas.

(9) File 603.
Travis 1st Class
Fannie A D Darden

Copy of
Decree of Court
Filed Aug 5/87
R C Shelley
Chief Clk

No 957

J. B. Pier
vs
Cocke & Denman

Decree of Court
Copy

Issued May 30. 1887
Jas G. Burleson
Clerk D C Hays Co

8/5/87
Shelley

603 Travis 1st
(2 10)

93

FRED COCKE. 9580 LEROY G. DENMAN. 603 Filed Sept 1st THOS. H. FRANKLIN.

Cocke, Denman & Franklin,

Attorneys,

COMPLETE ABSTRACTS OF LAND TITLES OF BEXAR DISTRICT IN CHARGE OF COCKE, HILDEBRAND & CO. IN OFFICE.

OFFICE: FEDERAL COURT HOUSE.

NOTARY IN OFFICE.

San Antonio, Bexar Co., Tex., Sept. 10th 1887

Hon. R. M. Hall
Com. Genl. L.D. Office
Austin
Tex.

Dear Sir,

The protest filed by us as attys. of J. B. Pier against issuance of Patent on land in Hays Co. located by Leroy G. Denman by virtue of certificate issued to Fanny A. D. Dardin, is hereby withdrawn & party protesting consents to issuance of Patent to said Denman for said land.

Respfly &c.

Hutchison & Franklin
Attys. for J. B. Pier

(10) File 603.

Travis 1st Class.

Fannie A.D. Darden

Sole heir etc

Withdrawal

of Protest

Filed Sep 12/87

Chifeck

☞ The Law Requires all payments for University, School and Asylum Lands, and purchases made under Act of July 14, 1879, to be made to the State Treasurer—they must not be sent to this office.

General Land Office

Austin, June 5th 1885

Received from the General Land Office U.B. Special Act Certificate No 25/140 issued to Fannie H. D. Darden, Sole heir of General Mosely Baker, deceased, by D. A. Robinson chf clk & Actg Comr. of the General Land Office for 5,855.713 Sq. Yrs. of land on the 5th day of June 1885

Leroy G Dunnaway Owner

5-18-83
8-25-84
9-21-87

File 603
Travis 1st Class
Dannie A. D. Darden
Sole Heir of Geo. Mosely Baker
deceased
Rect. for Cert.

Leroy G. Denman

Fee $5-00 paid by
Maddox Bros & Anderson