FRANK T. DROUGHT CONSULTING ENGINEER 117 WEST PECAN SAN ANTONIO 5, TEXAS

LICENSED STATE LAND SURVEYOR ASSOCIATE MEMBER OF AMERICAN SOCIETY OF CIVIL ENGINEERS

Attached to GOLIAD SK. File \$40

H-120

Hon. Bascom Giles, Commissioner General Land Office Austin, Texas

Dear Sir:

The following report and map covers an alleged vacancy of 16.04 acres located in northern Goliad County. This vacancy is applied for by Good Faith Claimant Henry J. Hausmann.

The Thomas Hancock, A. Berry, Joseph Simons and John Davis surveys were placed by R. F. Hord, County Surveyor of Goliad County in February and March of 1838. The T. Jones, John Payne, M. G. Carrico, Robert Walker, W. H. Pendleton, and St. Luke de Mott Surveys were placed by R. F. Hord in September of 1838.

M. T. Tippen, County Surveyor of Goliad County, surveyed the L. A. Maetze and Brothers survey in July of 1881.

The W. M. Haun was surveyed by W. H. Striebeck, Jr., Licensed State Land Surveyor of Live Oak County in January 1945.

Original corners marked by R. F. Hord were found with witness trees still standing at Point "A" (southwest corner Pendleton) and Point "B" (common corner of Pendleton, Carrico, Payne, and Haun surveys).

The remains of what I believe to be original corners marked by R. F. Hord were found at Points "C", "D", and "E".

I placed the west line of the Hancock and Davis, also the east line of the Berry and part of the east line of the Simons through Point "C" and along the occupied and recognized boundary of the Hancock and continued southerly for the west line of the Davis. The south line of the Hancock being also the north line of the Davis is placed perpendicular to the west line of the Hancock along the recognized boundary of the Hancock. The north line of the Davis can be established in the position shown from its southeast corner at "D" and from the creek call in its east line. The south line of the Davis which is the north line of the Jones is established through the corner at "D" and perpendicular to the west line.

The southwest corner of the Joseph Simons is placed at Point "F", using the original corner at "B" as a reference. M. T. Tippen when surveying the L. A. Maetze and Brothers in 1881, found the original southwest corner of the Simons and the original corner at "B" and gives the relation between them as S 5° W 305 varas and west 322 varas from "F" to "B".

The Joseph Simons was one of the surveys involved in a suit styled Adolph Meyer versus C. Kerlicks, et al, Cause #1524 in the 24th Judicial District of Texas filed April 17, 1893. This suit was apparently the result of a survey made by C. W. Smith for Adolph Meyer along FRANK T. DROUGHT CONSULTING ENGINEER 117 WEST PECAN SAN ANTONIO 5, TEXAS -2-

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LICENSED STATE LAND SURVEYOR Associate Member of American Society of Civil Engineers

the west line of the Simons in which an effort was made to separate the Simons from the surveys to the west. The court, from testimony of various surveyors, found that the west line of the Simons and Berry was the east line of the surveys to the west and that the bearing of this line was N  $\mu^{\circ}$  E.

From extensive work to the north of this area, I have found the west line of the Simons and Berry to be N 3° 45' E and have established this line from the southwest corner of the Simons at Point "F".

I find the bearing of the south line of the Pendleton, between original corners at "A" and "B" to be N 89° 13' E. I have extended the south line of the Pendleton easterly on this same bearing for the north line of the Payne and the lower north line of the Walker.

I have established the inner corner of the Robert Walker, which is also the southeast corner of the Joseph Simons, in the line extended through "A" and "B" at a point 300 varas east of a creek. I then placed the lower portion of the east line of the Simons from its southeast corner to the southwest corner of the John Davis, and find this line to be parallel with the west line of the Simons.

As previously stated, the east line of the A. Berry and the upper portion of the east line of the Joseph Simons were placed along occupation. If this line was extended south to an intersection with line "A" "B" then the creek call would not check by approximately 115 varas.

You will also note that the south line of the Davis is excessive and the southeast corner of the Jones is out of position, causing its south line to be short of call. If the east line of the Simons and Berry was placed from Point "C" to the southeast corner of the Simons as I have established same then the south line of the Davis would have approximately 210 varas excess.

I have placed the east line of the John Payne from occupation along its southern portion, perpendicular to its north line. This line is also the west line of the Robert Walker.

The L. A. Maetze and Brothers is located as called for in its field notes. The W. M. Haun is also located as called for in its field notes.

When the surveys in this area are located as shown on the attached map and as discussed in this report, a triangular strip of 16.04 acres is left between the Joseph Simons on the north and the L. A. Maetze and Brothers and the Robert Walker on the south.

I believe this strip to be vacant land and the attached field notes in the name of Henry J. Hausmann cover same.

Respectfully submitted,

Frank T. Drought, Licensed State Land Surveyor

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I have established the inner corner of the Robert Walker, which is also the southeast corner of the Joseph Simons, in the line extended through "A" end "B" at a point 500 vargs east of a creek. I then placed the lower portion of the east line of the Simons from its southeast corner to the southwest corner of the John Davis, and find this line to be parallel with the west line of the Simons.

As previously stated, the east line of the A. Berry and the upper portion of the east line of the Joseph Simons were placed along occupation. If this line was extended south to an intersection with line "A" "B" then the creek call would not check by approximately 115 varas.

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File No. 40 GOLIAD County Sketch File NOBLHEBN Filed June 23 1949 BASCOM GILES, Com'r YTMUOD V.E.S. File Clerk SKETCH AND REPORT OF SURVEYOR IN RE SF. 14993 By F.T. DROUGHT MAY 28,1949 17 GOLIAD AREA #3 NCOCK A12 Son part WALKEN



