

1036

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STATE OF TEXAS  
COUNTY OF GILLESPIE

THIS CERTIFIES THAT on the 28th day of April, 1934, I made a survey of the North 160 acres of the Adams, Beaty, and Moulton Survey #24, Certificate #139, in Blanco County, Texas, and that I submitted field notes signed at Fredericksburg, Texas on the 4th day of May, 1934 to the General Land Office of the State of Texas, and that said field notes, a certified copy of which are hereto attached, include the following call: " Thence West 2202.7 vrs. to stone mound in W. line Sur. No. 24 for S. W. comer of this survey;".

I further certify that this call describes the south line of my survey, and that there was a fence on said line at the date of my survey.

WITNESS MY SIGNATURE on this 18 day of Feb., 1941.

B. L. Enderle  
Licensed State Land Surveyor  
Fredericksburg, Texas

Counter 14675

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AUG 6 - 1941

August 2, 1941

REFERRED TO MAP

Mr. J. Bascom Giles  
 Commissioner General Land Office  
 Austin, Texas

Dear Mr. Giles:

I am submitting for your consideration, corrected field notes of the following Surveys of the D. W. Hays Survey #59, F 79,474, old file S. F. 1998.

South 1/4 Survey #24, F 56720.

Northeast 1/4 Seale, Morris & Seale Survey #2, F 47,454.

The following facts may assist you in your study.

In connection with this report I have prepared a map which I have identified as Plan #3331 and all of the foregoing surveys shown in detail together with surveys or portions of surveys adjacent thereto. Sizes, locations and marks on trees are shown on said map or in the accompanying field notes on said plan #3331 I identified some of the corners by letters such as A. J. X etc., so that it will be easier to understand this report.

I have found upon the ground all of the corners either found or set by Orin E. Metcalfe for the W. A. Maxey Survey and have adopted all of the adjacent lines of the said Maxey Survey for the east boundaries of Survey #24 and for the north line of the D. W. Hays Survey #59, I found a rock mound (A), the southeast corner of the H. B. Hamilton Survey #808 and S 75° E 40 varas distant from same I found another rock mound (R) on the top of and near the brink of the high bluff of the Pedernales River, which last rock mound is the northeast corner of the Seale, Morris and Seale Survey #1.

These two rock mounds (A & R) are also corners of the A. B. & M. Survey #23. From this rock mound the southeast corner of Survey #808, I ran N 63° 30' E 1776.4 varas and found that same came in the bed of the Pedernales River, (See point I) which agrees with the description set forth for the beginning corner of Survey #24 according to the field notes of John E. Campbell and dated November 8, 1881. I then continued and ran N 85° 35' E from this

point (I) and at 441 varas I found a rock mound, evidently the same corner used by John E. Campbell as the southeast corner of the B. B. Milum (J) Survey #640.

I relocated the south line of the B. B. Milum Survey #640, the south line of the D. W. Hays Survey #59 and one of the north lines of Survey #24 by going to the northwest corner (I) of the A. B. & M. Survey #28 located in the bed of the river and ran S 85° 35' W 1063.3 varas and placed a rock mound for the southwest corner of Survey #59 at a point (G) which is S 5° E 548.5 varas from the southwest corner of the W. A. Maxey Survey #79 as placed by Orin E. Metcalfe, Licensed Land Surveyor in January 1939. For the east line of Survey #59, I followed the Homeyer location of the B. B. Milum Survey #640 as described in detail in the aforementioned report of Orin E. Metcalfe by extending one of the easterly lines of the W. A. Maxey Survey S 7° 25' E a distance of 554.6 varas to an intersection of the north line of Survey #24. This makes the D. W. Hays Survey #59 (F 79474) short in area but the details in connection with same have been more fully explained in the aforementioned report of Orin E. Metcalfe.

From the southeast (A) corner of the H. B. Hamilton Survey #808, I ran N 75° W and found a rock mound at 676.3 varas, and continued N 75° W a total distance of 1084 varas and set a stake for the southwest corner of Survey #808. I did not find any original rock mound or monument for this corner.

Returning to the southeast corner (A) of Survey #808 I ran N 15° E 1084 varas and at a point marked (K) I found a scattered rock mound. From (K) I ran N 75° W and at 134 varas I found another small rock mound (S) which I consider is the southeast corner of Survey #64 and at 1084 varas I reset the southwest corner of #64, and the northwest corner of the H. B. Hamilton Survey #808.

Returning to the southeast corner of Survey #64 (S) I ran N 15° E 950 varas and reset the northeast corner of Survey #64 (T) I then reset the northwest corner of Survey #64 and all of the corners of the D. G. Cunningham Survey #44 by course and distance, all based upon the corners found by me and as set forth in the preceding paragraphs.

I found a rock mound at the southeast corner of that portion of the Adams, Beaty and Moulton Survey #24 which has been designated as the W. C. Franklin Survey #24 $\frac{1}{2}$  and from which there was a Live Oak 8" in diameter marked  $\bar{x}$  which bears N 60° W 3 varas and westerly from same I found a fence or portions of fence for a distance of about 2300 varas. I have secured a certificate from B. L. Enderle, Licensed Land Surveyor of Fredericksburg, Texas, which states in effect that the south line of the tract surveyed by him was fenced at the date of his survey. Said certificate is filed herewith as a part of this report. I have also talked with one of the chainmen and with the son of another one of the chainmen, both of whom were present at the time Enderle made his survey, and they both state that the intent of the survey was to include all of the land north of the fence which was in place in April 1934. I have therefore, followed the average line of this fence starting at the southeast (L) corner of Survey #24 $\frac{1}{2}$  and ran N 89° 15' W to the east line of the Georgetown Railway Company Survey #135.

I found the southeast corner of the Georgetown Railway Company Survey, an old rock mound from which an old Live Oak 10" in diameter marked x bears N 39° 40' W 35 varas, and a Live Oak 8" in diameter which has an old scar (I did not cut into the tree) bears N 85° 15' W 11.6 varas. From this corner (N) I ran north and placed a corner at a point which is N 89° 50' W from the southeast corner (L) of Survey #24 $\frac{1}{2}$ .

Blanco no. 24 file #44

From this southeast corner of the Georgetown Railway Company Survey #135, I found that the northeast corner of the Andrew Brewster Survey #436, bears SOUTH 17.7 varas and S 89° 40' W 408.8 varas and that the southeast corner of the Survey #486 is S 00° 05' E 1609.2 varas from the northeast corner of same. Both the northeast and southeast corners of the Andrew Brewster Survey are identified by rock mounds and are accompanied by their original bearing trees in proper relation thereto, all as shown on the accompanying Plan #3331.

To locate the south line of the most westerly portion of the D. W. Hays middle part of Survey #24, your file F 79,473 I have retraced the location of the Robert Fuchs Survey, your file F 44,001 as located by Grooms Lee February 12, 1921. From the southeast corner (Q) of the Andrew Brewster Survey #486 I ran N 00° 05' W at 680 varas, I placed a stake, from which I found a rock mound (V) bears S 89° 15' E 14.5 varas and continuing on the true east line of the Andrew Brewster Survey N 00° 05' W at a total distance of 1609.2 varas I found a rock mound (P) which is the northeast corner of Survey #486; and then continuing an additional distance of 441.1 varas I set another stake and from which last stake I found another rock mound (W) which bears EAST 37.5 varas. I consider that the rock mounds found at points shown (V & W) on the accompanying map were either found by, but more likely placed by Grooms Lee for the southwest and northwest corners of of the Robert Fuchs Survey and that he started from the true southeast corner of the Andrew Brewster Survey and ran on a variation which placed his line to the east of the true location of the Andrew Brewster Survey #486 and that he continued on past the northeast corner of Survey #486 and in conflict with the Georgetown Railway Company Survey #135 to fix his Northwest corner of the Seale Morris and Seale Survey #1. Apparently John E. Campbell did the same thing getting not less than three different lengths for the west line of the Seale, Morris and Seale Survey #1, and being also in conflict with the Georgetown Railway Company Survey #135.

From the stake which I placed  $37\frac{1}{2}$  varas West of the Grooms Lee rock mound (W) I ran EAST 409.2 varas and placed a rock mound at the intersection of the east line of the Georgetown Railway Company Survey #135, for the southwest corner of the D. W. Hays middle part of Survey #24. I then ran EAST 486.1 varas to the west line of the D. G. Cunningham Survey #44 as located by me and placed a stake and rock mound for a corner of my survey of the middle part of the A. B. & M. Survey #24. This line follows the location of the north line of the Fuchs Survey as located by Grooms Lee and in my opinion is in conflict with Survey #24 to the extent of 47.2 varas, however, I have submitted to the patented location of a portion of the Seale, Morris and Seale Survey #1. From the last stake I found a fence corner (X) bears EAST 20.1 varas. B. J. Reimers, one of the chain carriers for Grooms Lee when he made the survey for Robert Fuchs, states that this post was placed at the same place that Grooms Lee had fixed the northeast corner of the Robert Fuchs Survey.

There was not any evidence of any line having been run upon the ground for the south line of the Robert Fuchs Survey your file F 44,001, so I went to my relocated southwest corner of the H. B. Hamilton Survey #808 and ran N  $15^{\circ}$  E 605 varas and placed a stake for the southeast corner of the northeast  $\frac{1}{4}$  of the Seale, Morris and Seale Survey #2 as made for D. W. Hays, your file number F 47,454. I then returned to the stake placed by me 680 varas N  $00^{\circ} 05'$  W distant from the southeast corner of the Andrew Brewster Survey and ran S  $89^{\circ} 15'$  E at 14.5 varas, I passed through the rock mound (V) placed by Grooms Lee and at a distance of 915 varas I set a stake and rock mound (Y) for the southwest corner of the northeast  $\frac{1}{4}$  of Survey #2 and continuing the same course an additional distance of 478.8 varas, I intersected the stake and rock mound N  $15^{\circ}$  E 605 varas distant from the southwest corner of the H. B. Hamilton Survey #808.

I returned to a rock mound set by me, the southeast corner (Y) of the northwest 1/4 of the Seale, Morris and Seale Survey #2 and ran N 00° 05' W, finding frequently marked side line trees, a total distance of 1336.3 varas to the south line of the D. G. Cunningham Survey #44 and found that the post which had been placed for the northeast corner of the Robert Fuchs Survey bears N 00° 05' W 47.2 varas.

The north line of the south 1/4 of Survey #24 was determined by running an east and west line between the east line of the D. G. Cunningham Survey #44 and the west line of the W. A. Maxey Survey #79 so as to give said Survey an area of 160 acres.

Respectfully submitted,

By *Marlton O. Metcalfe*  
Marlton O. Metcalfe,  
County Surveyor of Travis County.

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August 2, 1941

Mr. J. Bascom Giles  
Commissioner General Land Office  
State of Texas

Dear Sir:

Referring to your communication of June 12, 1941, I have numbered the paragraphs of same from 1 to 8 inclusive and answer as follows.

In relation to paragraph 8 I am returning the field notes corrected and the accompanying report and map I believe will in general be an answer to most of your specific suggestions, however, I am calling your attention to said paragraph #8 first, as a study of said reports and maps may assist you in considering the answer to your letter.

In answer to paragraphs 2, 4 and 6 I have changed the initials and spelling of the names of the adjacent surveys in accordance with your suggestions.

In answer to your paragraph #3 and in relation to the strip of land which might lay between the east line of the Georgetown Railway Company Survey #135, and west line of Survey #24 I had taken this matter up informally with some of the employees of your office and had been advised that it would favorably considered in the manner it has been presented. I resubmit the same notes in hopes that they may be favorably reconsidered, however, if after careful consideration this cannot or should not be done I will make the necessary changes.

In answer to your paragraph #5 you have come to a conclusion that all of the A. B. & M. Survey #23, certificate # 139 lies wholly on the east side of the Pedernales River, but by actual survey I find that this was not true. The northwest corner of Survey #23 is N 85° W 441 varas distant from the southeast corner of the B. B. Milum Survey #640, and



rock mound recognized as the southeast corner of the B. B. Milum Survey #640 on the north face of the south bluff of the Pedernales River, Running N 85° W 441 varas from said rock mound the corner comes in the middle of the bed of the Pedernales River, and continuing S 63° W at about 200 varas it comes out of the bed of the river on the first low bank and stays on the south bank of the river along a very old and well marked line, again entering the bed of the River at about 1130 varas, then leaving same at about 1550 varas it climbs the north bluff of the Pedernales River about 100 feet high and continues on plateau type of land for the balance of its called distance to an old rock mound which according to my opinion is the original southeast corner of the H. B. Hamilton Survey. This last described line is the north line of companion Survey #23 and is the same line described on the patent for Survey #23 and I have assumed that no vacancy should be created between Surveys #23 and #24.

The State of Texas has patented nearly all of the Surveys which touch the Pedernales River from its mouth up stream to the south corner of the Seale, Morris & Seale Survey #1, which is at the mouth of Cypress Creek, even though those surveys have lines which in nearly every case, cross and recross the Pedernales River and I trust that a variance with this precedence will not be insisted upon in connection with Survey #24.

In connection with your paragraph 7 I believe that I have answered all of the questions which you have raised in my technical report, when used in conjunction with the accompanying map #3331, but I will make the following observations. After several years of following lines of Grooms Lee, I am still unable to account for discrepancies of distances reported by him and those found by me between points on the ground which are known to have been used by him. The fact that his marked line for

the east line of the Robert Fuchs Survey which I have adopted for the west line of the northeast 1/4 of Survey #2 is 915 varas east of and parallel to the true east line of the Brewster Survey is something else I can not explain as the rock mounds which he used for the northwest and southwest corners of said survey will give said Fuchs Survey a shortage of 37.5 varas at the north end and 14.5 varas shortage on the south end. The north and south distance of the common line between the Robert Fuchs Survey F 44,001 and the west line of the D. W. Hays F 47454 is accounted for by the fact that Grooms Lee made a conflict with the Georgetown Railway Company Survey #135, the Adams Beaty & Moulton Survey #24 and the D. G. Cunningham Survey #44. In the amount of 47.2 varas I have submitted to the encroachment on Survey #24 but I have not recognized his encroachment on the D. G. Cunningham Survey #44. All changes made in field notes which I am returning to you have been made on the County Surveyors Records to correspond.

Respectfully submitted,

By *Marlton O. Metcalfe*  
Marlton O. Metcalfe,  
Surveyor of Travis County.

THE STATE OF TEXAS )  
County of Blanco )

Survey No. 24-1/4

Field notes of a survey of <sup>1605</sup> ~~161~~ acres of land made for W. C. Franklin, it being the land to which he is entitled by virtue of his purchase from the State of Texas, the north part of original Survey No. 24, in the name of A. B. & M. by Certificate No. 139.

Said survey is No. 24-1/4, located in Blanco and Travis Counties, North of the Pedernales River on the waters of Falls Creek about 18 mi. N. 62 deg. E. of Johnson City, and is described by metes and bounds as follows:

BEGINNING at a stone mound for the N. W. corner of Sur. No. 24, in the S. line of Sur. No. 303, in the name of W. R. Perry, assignee of H. E. & W. T. Ry. Co.

THENCE East with N. line Sur. No. 24 and S. line Sur. No. 303, 1724 vrs. to a st. md. for a N. E. corner of Sur. No. 24;

THENCE S. 5 deg. E. 463 vrs. to a stone mound for a S. W. corner of said Sur. 303;

THENCE N. 85 deg. E. 440 vrs. to a st. md. for a N. E. corner of Sur. No. 24 in S. line Sur. No. 303, a L. C. 6 in. dia., old mark X, brs. S. 74-1/2 deg. E. 15-1/2 vrs.;

THENCE South 80.7 vrs. to a st. md. for S. W. corner of this survey, a L. C. 8 in dia., old mark X brs. N. 60 deg. W. 3 vrs.;

THENCE West 3203.7 vrs. to stone mound in W. line Sur. No. 24 for S. W. corner of this survey;

THENCE North 503.6 vrs. to the place of beginning.

F. Y. Herrin )  
Joe Stricklan ) Chain carriers.

surveyed April 28, 1934.

I, B. L. Enderle, Licensed State Land Surveyor, do hereby certify that I have actually made the survey designated by the foregoing plat and field notes on the ground, according to law, and that the limits, boundaries, and corners, with the marks, natural and artificial are truly and correctly described.

Witness my signature at Fredericksburg, Texas, the 4th day of May, 1934.

B. L. Enderle  
Licensed State Land Surveyor

1036

THE STATE OF TEXAS,

County of Travis

MARION FOWLER, Clerk of the County Court within and for the County and State aforesaid, do hereby certify that the within and foregoing Instrument of Writing, with its Certificate of Authentication, was filed for Record in my office on the 17 day of July A. D. 1934, at 8:00 o'clock A. M., and duly recorded on the 23 day of July A. D. 1934 at 1:45 o'clock P. M., in the Book No. 506 Pages 439 to 440 inclusive County, in Book No. 506 Pages 439 to 440 inclusive

WITNESS MY HAND and seal of the County Court of said County, the date last above written.  
MARION FOWLER,  
Clerk County Court, Travis County, Texas

Ross Malone Deputy.

File No. 57216  
Blanco & Travis County

School Land  
Field Notes

Filed Sept 22 1934  
J. H. Walker, Com'r

File No. 10334

Correct on Map for 169 acres

506/439 1:45

FILED FOR RECORD  
8 1934  
RECEIVED STA

B. J. Stubbs  
Paul Baskell

C. H. COCKE, Recs  
GENERAL AND OFF

FILED FOR RECORD  
10 1934  
MAY 1934

W. L. Enderle  
Paul Baskell

B. L. Enderle  
Paul Baskell

State of Texas }  
County of Travis }  
I, M. V. Horniger, Surveyor of Travis County, Tex. do hereby certify that the foregoing instrument was filed in my office on the 21 day of September 1934 at 10 o'clock A. M. and duly recorded this 21 day of September 1934 at 11 o'clock A. M. in Vol X page 194 of Travis County Records  
M. V. Horniger  
Surveyor of Travis County, Tex.

STATE OF TEXAS

County of Blanco }  
of Blanco County, do hereby certify that the foregoing instrument was filed in my office on the 16 day of July A. D. 1934 at 8:00 o'clock A. M. and duly recorded this 16 day of July A. D. 1934 at 11:25 o'clock A. M. in the Record of Private Surveys records of said County, in volume 1 on pages 349  
Witness my hand and the seal of the County Court of said County, at office in Johnson City, the day and year last above written.

B. J. Stubbs  
County Court, Blanco County, Texas  
Paul Baskell Deputy.

County 1967

GENERAL LAND OFFICE, AUSTIN, TEXAS 12-17 1938

I, Wm H. McDonald Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof and attached hereto is a true and correct copy of the original of this instrument now on file in this office together with all endorsements thereon.

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

Wm H. McDonald Commissioner of the General Land Office

Sk. File No. 47

Blanco ~~Travis~~

Report of  
Surveys on Pedernales River  
in Blanco & Travis Counties

Filed August 15 1941  
Bascom Giles Com'r

W. W. Rosenbly  
File Clerk

See Blanco Co. Rotted Sk. #9

Counter 14676

REFERRED TO MAP

AUG 6 1941

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