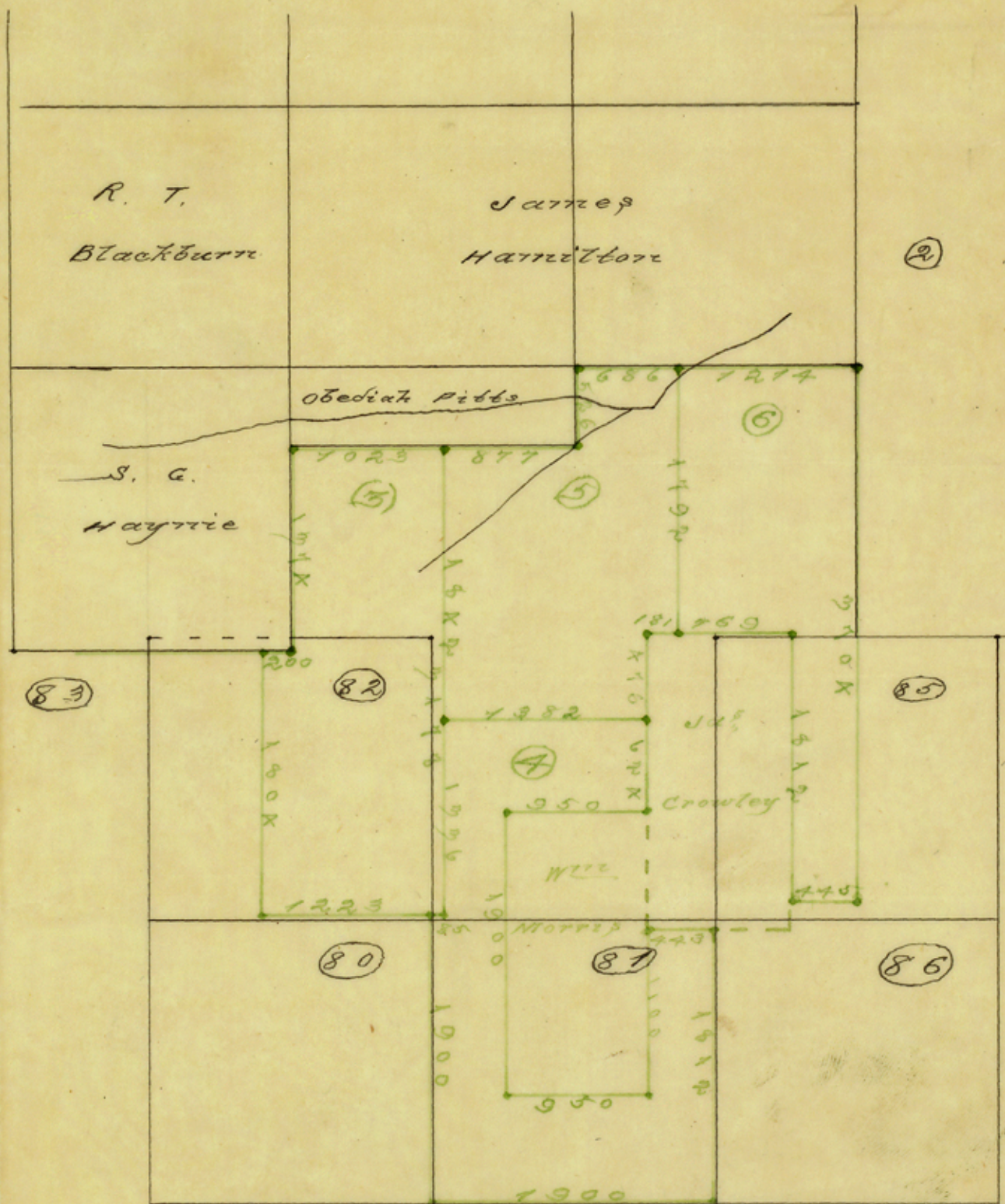


(A)



Sketch

Showing Nos. 3, 4, 5 & 6 as originally made on the ground, in conflict.

Nos. 5 & 6 were floated, and nos. 3 & 4 corrected, see next sketch.

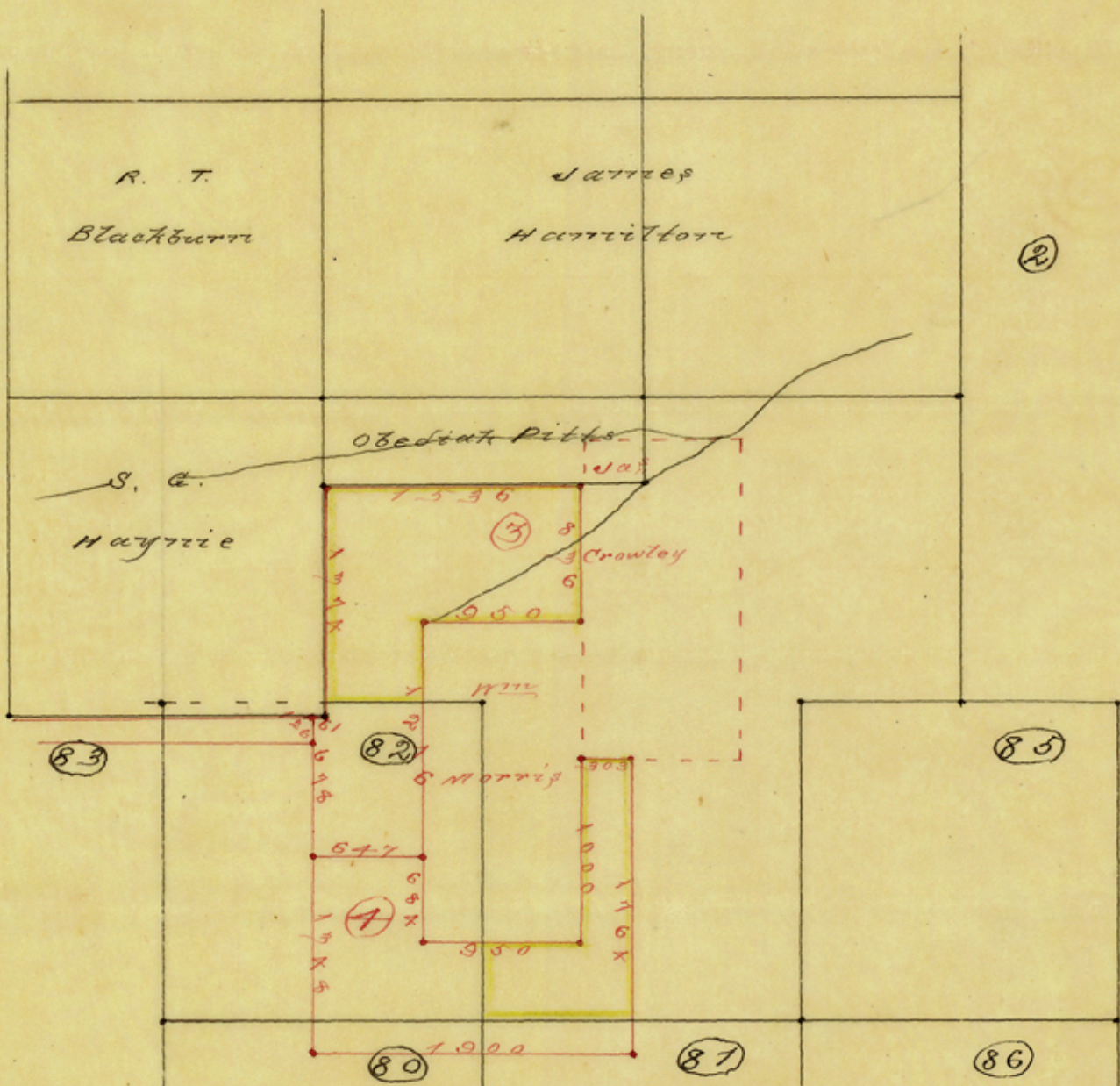
See also Position of the Crowley and Morris surveys, as supposed then to lie.

1/2

Bureau of Land Management

Counter 14989





*Sketch*

*Showing Nos. 3 & 4 as per correction out of conflict, as supposed, certificate expired while the field notes were in this shape. See what is clear of conflict, shaded in yellow,*

*See also Position of Crowley and Morris surveys, as then supposed to lie.*

V<sup>3</sup>

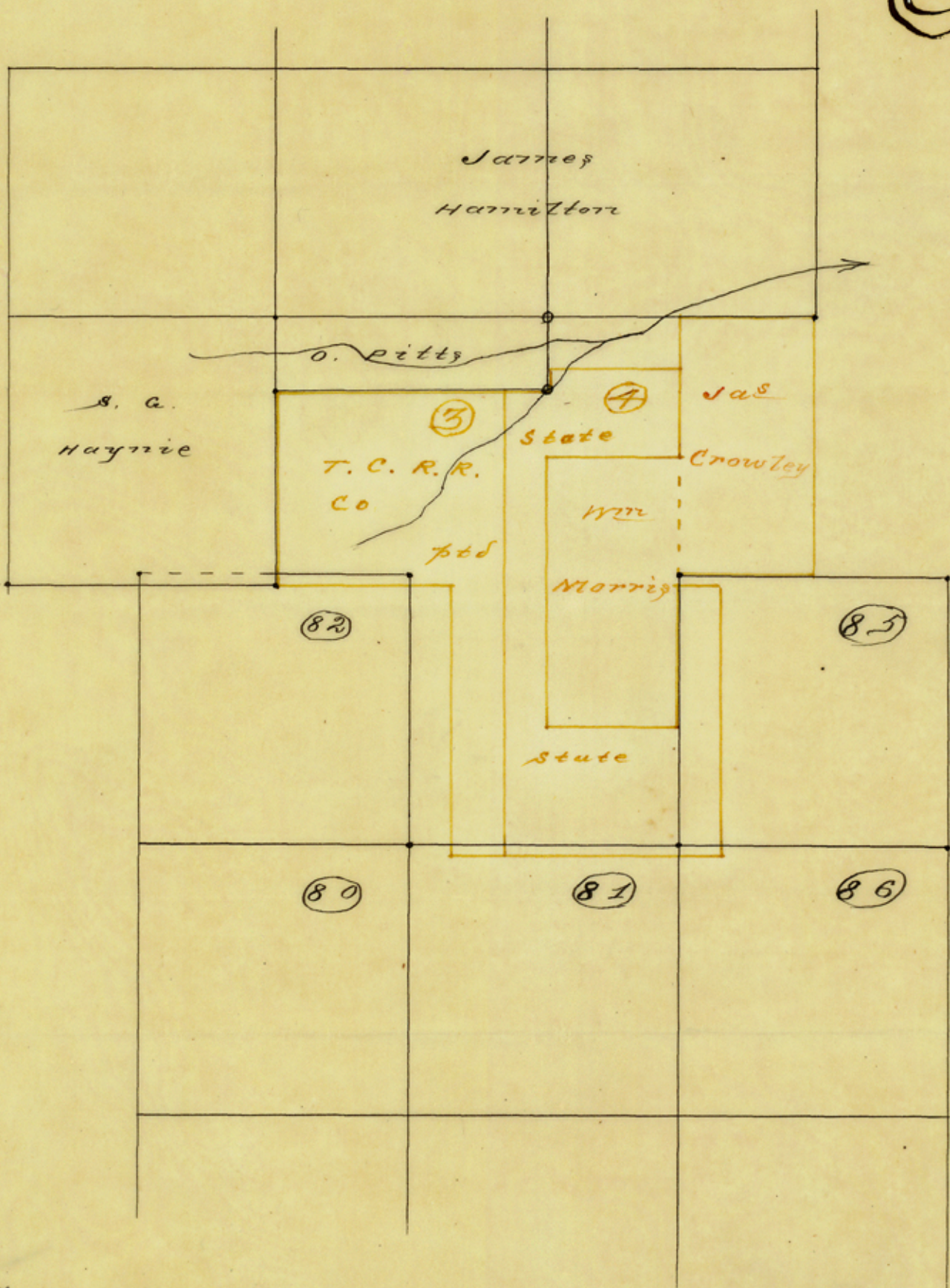


This Sketch shows the TCRRCo.sections Corrected contrary to law, to take in land first covered by notes of GC&SFERRCo.sections, and then by Fields and the Dupuy & Roberts surveys, and yet patented.

It also shows the Crowley and Morris surveys as then supposed to lie on the ground by the surveyor.

This is the THIRD position given those surveys by OUT-SIDERS.

(C)

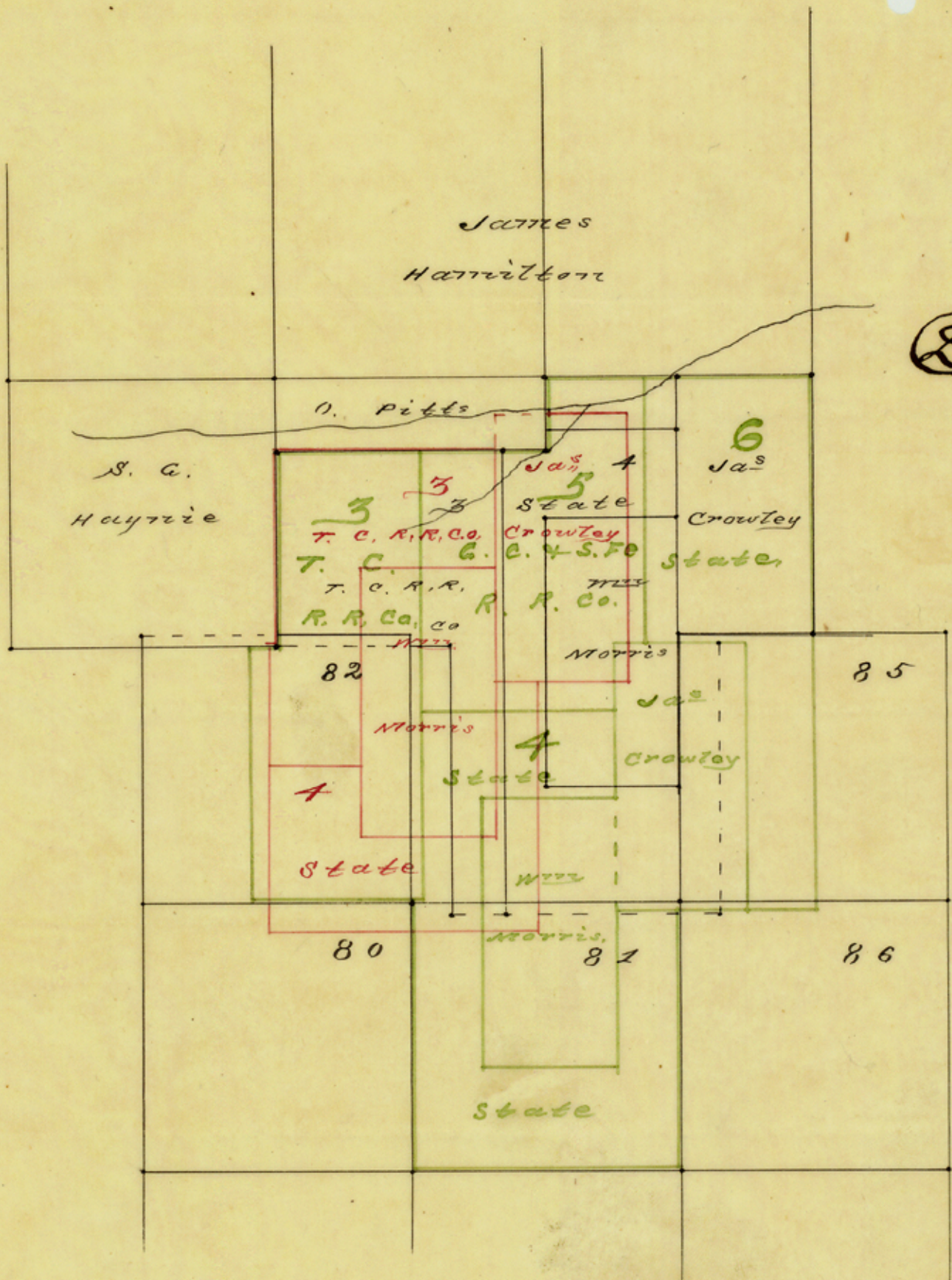


V4

Brown Co. S. F. File # 12

Counter 1991





This Sketch shows the three different positions in which the Crowley and Morris surveys have been supposed by owners of T.C.R.R.Co. And G.C.&S.Fe R.R.Co. certificates - Outsiders - to lie on the ground, to wit :

- (1) As first sketch of sections shows them, in Green Ink ;
- (2) As second sketch of T.C.R.R.Co. sections shows them, in Red Ink ;
- (3) As sketch of T.C.R.R.Co sections, as finally patented, shows them, in Black Ink.

There is nothing of record to indicate in what position the Owners of said Crowley and Morris surveys claimed them to lie on the ground, except an apparent consent to take them ANYWHERE.

V5/2

BRASSIERE CO. ST. LOUIS, MO.

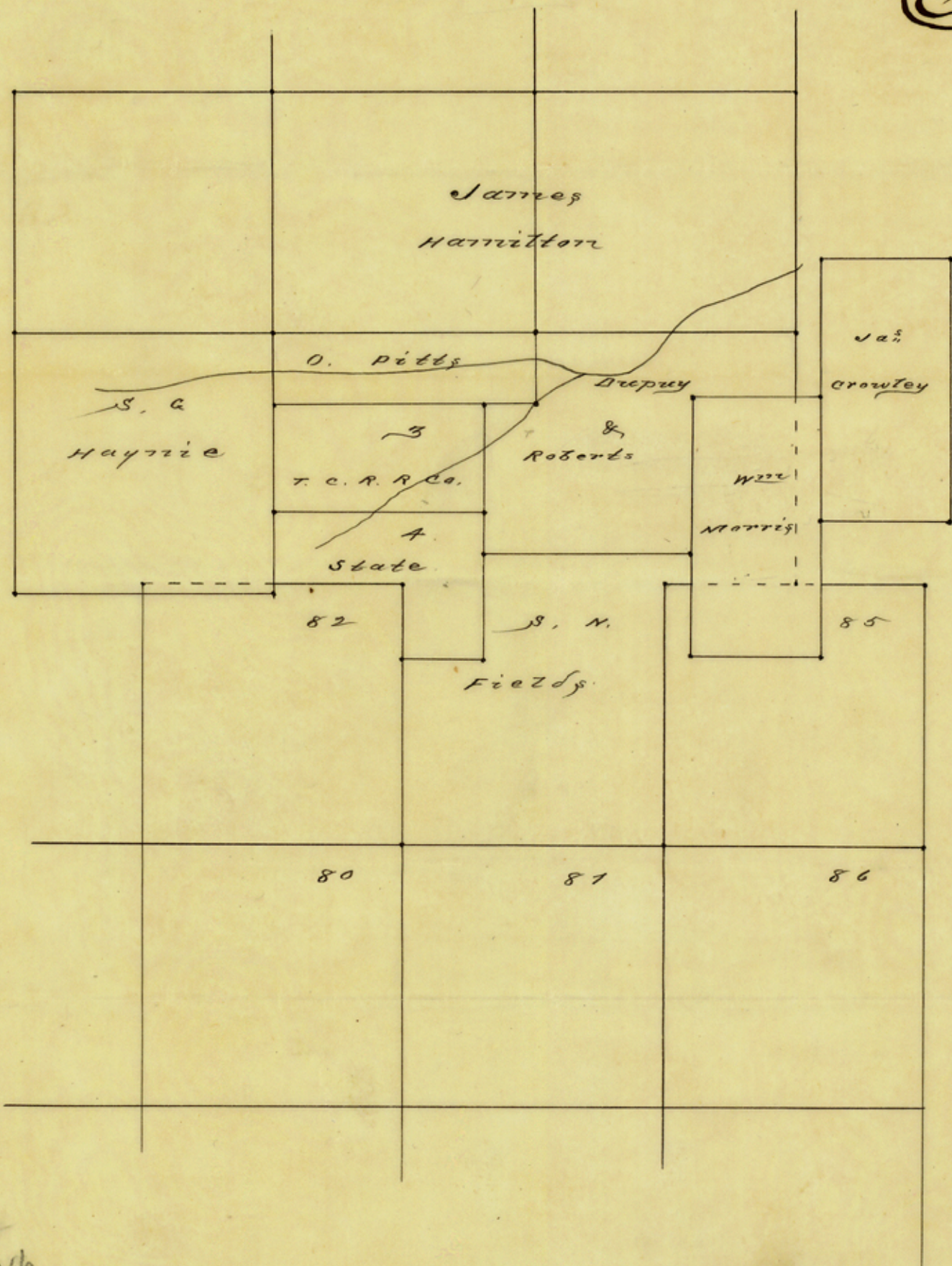
Counter 14992



This sketch shows the T.C.R.R.Co. sections Corrected According to Law, and the Crowley and Morris surveys where they would be if a magnetic Variation was used in making out field notes, as I thought when sketch was made was done. But Sketches on face of their notes show that no VARIATION was used : so that they are magnetic notes, and the surveys must lie some distance East of this position, as shown of the next sketch following.

Map showing surveys as this sketch shows them has been certified as Correctly representing them, by Commissioner, which I have in hand. Such map is erroneacous only as to position of Crowley and Morris surveys.

8

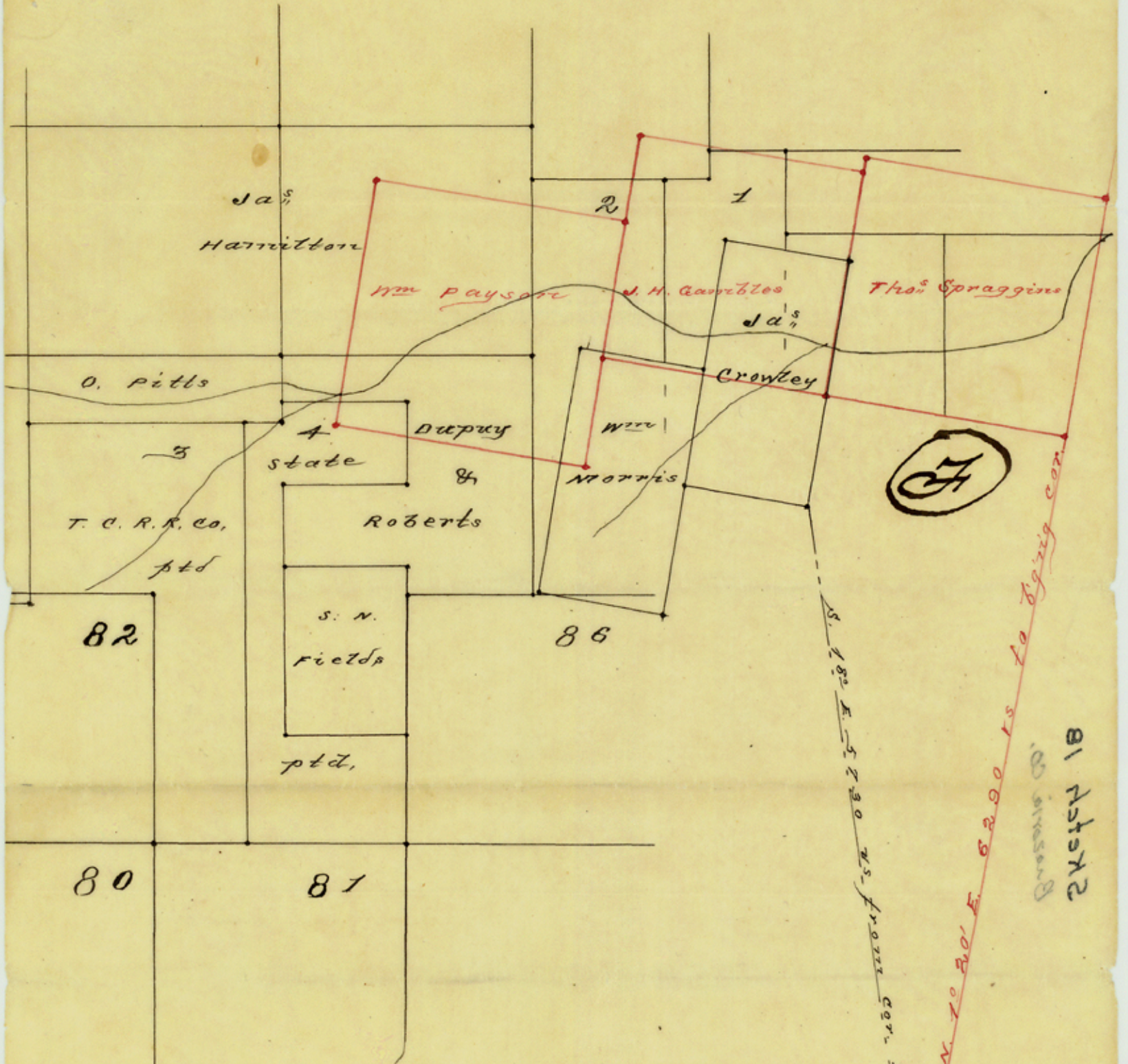


66

BRIDGE CO. 12.5.18 #18

Counter 14993





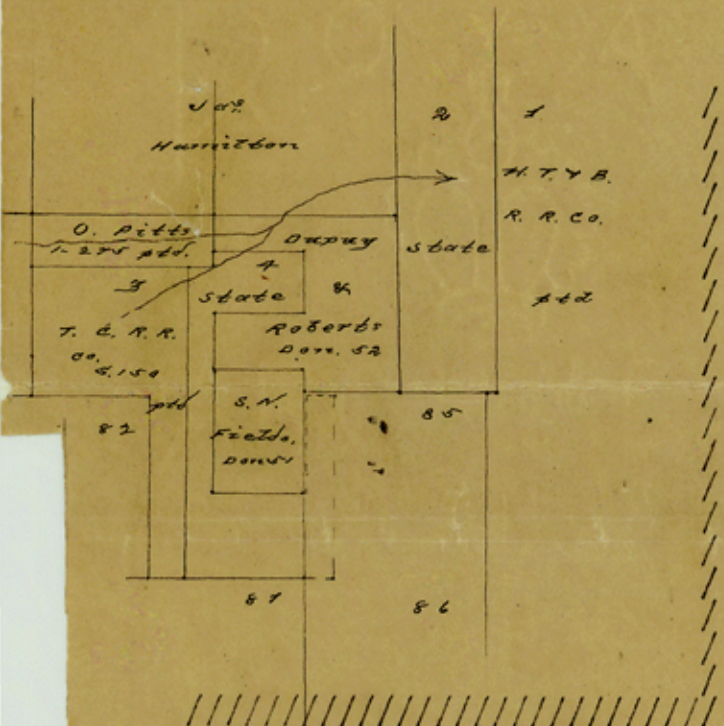
This sketch shows all surveys thereon as they actually belong - sections Nos. 3 & 4 as patented, and as agreed upon by owners of them and of Dupuy & Roberts and S. N. Fields surveys, and the Crowley and Morris surveys as Court decided them to lie in Injunction case, and the Dupuy & Roberts survey is in the Actual possession of owner.

E.

Little

VZ





The State of Texas )  
 County of Harris )

Corrected Field  
 Notes of a survey of 494.2 acres of land,  
 made by virtue of Un-located Balance Cer-  
 tificate No.27/144 for 795.8 acres of Vet-  
 eran Donation Certificate in name of W.W.  
 Dupuy & L.F.Roberts, and made according to  
 an Agreement of the Owners of same, with the  
 Owners of surveys Nos.3 & 4, in name of the  
 T.C.R.R.Co.as patented, in settlement of con-  
 troversy as to conflict of surveys, etc.

Said survey is situated on Clear Creek,  
 about 24.000 varas S.11° W.from Houston.  
 Beginning at the N.E.corner of the survey  
 of One Labor in name of Obediah Pitts, and  
 the Joint corner of two sections in name  
 of James Hamilton, a stake set in middle of  
 a Graded Road running north & south between

said sections. ( The bearing tree that stood 220 vs.south, on Clear Creek,  
 is gone )

Thence East, with the South line of a said section in name of Hamilton,  
 at 725 varas cross Clear Creek, in all 1931.6 vs. to an Iron Pipe at the  
 S.E.corner of said section, in the West line of section No.2 in name of  
 H.T.& B.R.R.Co., 392 vs.S.1°30' E.from center of Clear Creek on said line ;

Thence S.1°30' E. along said line, as fenced, at 27.6 vs. pass Iron Pipe  
 set for division corner of said section No.2, at 1487 vs. cross a Slough, in  
 all 1847.3 vs. to an Iron Pipe for the S.E.corner of this survey, in N.line  
 of section No.85, H.T.& B.R.R.Co.;

Thence West, at 259 vs. cross branch of slough, at 297 vs. cross another,  
 in all 1019.4 vs. to an Iron Pipe at S.W.corner this survey as fenced, in  
 the East line of the survey in name of S.N.Fields ;

Thence North, with said line, 234.7 vs. to the N.E.corner said survey ;

Thence West, with N.line same, 958.7 vs. to stake in an E.line of survey  
 No.4 in name of Texas Central R.R.Co.as patented ;

Thence North 612 vs. to an interior corner of said survey ;

Thence East 954.3 vs. to a S.E.corner of said survey ;

Thence N.0°25' W. 624 vs. to an Iron Pipe set for N.E.corner same ;

Thence West 950 vs. to the N.W.corner same, in the E.line of said sur-  
 vey in name of Pitts, 150 vs. north of the S.E.corner of same in a Branch ;

Thence North, with said line, at 150 vs. cross Clear Creek, in all 376 vs.  
 to the beginning.

Surveyed April 23/14. Var.9°E.  
 George Williford &  
 R.H.Barrow Chainmen.

I, J.S.Boyles, Deputy County Surveyor of Harris county, Texas, do  
 hereby certify that the foregoing survey was made by me on the ground, ac-  
 cording to law, and that the limits, boundaries and corners, natural and ar-  
 tificial, are truly described in the foregoing plat and field notes ; And

I further certify that said survey was made according to the Original  
~~Sketch of the locality used by the parties interested, in the settlement~~  
~~of the aforesaid controversy, and also according to the statement of Facts~~  
 and Explanation of surveys in Brazoria county, made by R.H.Barrow, and duly  
 certified as approved by E.S.Atkinson jr. County Surveyor Brazoria c. Tex. as  
 furnished by said R.H.Barrow.

Y8

Counter 4995



Statement and Explanation

The Vacancy covered by surveys in names of Dupuy & Roberts and S.N. Fields readily appears when sections Nos.3 & 4 in name of T.C.R.R.Co. are corrected according to law out of conflict with sections in name of the H.T.& B.R.R.Co.

The surveys in names of James Hamilton, O.Pitts, and S.G.Haynie on the head of Clear creek were well fixed and established on the ground by their calls for objects, and when sections in names of T.C.R.R.Co. Nos. 3 & 4, and G.C.& S.Fe R.R.Co. Nos.5 & 6, were made the said old surveys were carefully identified on the ground for the express purpose of connecting his work on said sections with them, and fixing said sections permanently on the ground. The position of the block of sections containing Nos.80 - 86, in name of the H.T.& B.R.R.Co. was not known by the surveyor at the time, or with any pains sought to be ; but in dense ignorance of such position he laid out his work on said sections at the peril of his employer's interest, and laid said sections largely in conflict with said block. See Sketch (A) herewith, showing them in Green.

The owner of certificate by virtue of which sections nos.5 & 6 were made learned of such conflict, and seeing the shrinkage of area, floated said certificate, located it elsewhere, and had correction made as shown on Sketch (B) in Red ink, of sections Nos.3 & 4.

But Such correction was almost as wide of fact and erroneous as to position of said block of H.T.& B.R.R.Co. sections as the first fieldnotes were. And while such poor correction was pending in Land Office the certificate by virtue of which said sections were made, expired by constitutional limitation, and left the owner thereof with only the land within said surveys that was free of conflict at that time - no more, and no other - upon which to make any further correction. But no further correction was made then. I found said sections in such condition, and badly neglected by the owner. The land covered by field notes of surveys Nos. 3 & 4 at time certificate expired, that was free of conflict, was cut in two by conflict, and in two separate tracts.

From Actual survey I found vacant land left from sections Nos.5 & 6 GC&SFeRRCo. and set about appropriating it. I had field notes of said sections Nos.3 & 4 corrected as the law required, to wit : No.3 was corrected so as to cover one half of the land covered by both sections at time certificate expired, and the same land so covered at that time. And No.4 was corrected so as to include and cover same amount of land as No. 3 : but as such survey was required by law to lie contiguous to said No. 3, and as it could not cover the proper area within former boundaries and lie contiguous to No.3 at same time, it was corrected to cover land not included in the former survey, but new land in part, and contiguous to No. 3, as it had been corrected. See (E) showing Nos.3 & 4 so corrected, and also my locations in name of S.N.Fields and Dupuy & Roberts. I supposed the Crowley & Morris surveys occupied position indicated, then.

With said sections so disposed of I made locations in names of Dupuy & Roberts and S.N.Fields, and returned them to Land Office. Upon the information so disclosed and published by me, a new party took charge of sections Nos.3 & 4 and field notes of them corrected (?) and so changed as to cover new land, and land never covered by original or corrected field notes of said sections, but land covered and appropriated by my said locations. These latter notes were patented over my protest, and are now admitted, contrary to law. See sketch (C) for this, and note position of Crowley and Morris surveys. Said sections are still in conflict with said block of HT&BRRCo.sections.

I claim that said TCRRCo.sections are bound by their calls for the Haynie and Pitts surveys ; that their calls for sections of said block of HT&BRRCo.were inserted by guess, are erroneous, and worthy of no force or effect, and that said sections are entitled to only so much of the land covered by field notes of said sections at the time the certificate expired as was free of conflict, an NO MORE. Said sections CANNOT BE NOW MADE TO COVER land NOT COVERED AT THAT TIME, especially AFTER RIGHTS OF THIRD PARTIES HAVE VESTED in such.

Draftsman has admitted my position correct, but not till injustice had been done me.

*L.H. Burrow*

Return this

wherever you find it.

Counter 14996

24. Files No. 18.  
Barrow's Copy



Brazoria Co sk. File # 18

County 1999

APD

Brazoria County

sk. File No. 18.

Brazoria County

Filed Aug. 24, 1914.

Corrected Field Notes & Sketches

W. W. Dupuy & L. F. Roberts

(Brazoria County 52).

28 1/2 Mi. N. 7° E. Angleton

had been done me.

Driftman has admitted my position correct, but not still injustice

THIRD PARTIES HAVE ABBELED IN ENOUGH. MADE TO COVER LAND NOT COVERED AT THAT TIME, ESPECIALLY AFTER RIGHTS OF

expired as was free of conflict, and NO MORE. Said sections CANNOT BE NOW

land covered by field notes of said sections at the time the certificate

of title was issued, and the same sections are now covered by their calls for the

same as the survey; that their calls for sections of said plot

of title that said TGM Co. sections are still in conflict with

the original survey. Said sections are still in conflict with

also my locations in name of S. W. Fields and Dupuy & Roberts. I supposed

3, and as it could not cover the proper area within former boundaries and

3; but as such survey was returned by law to lie contiguous to said No.

times certificate expired, and the same land so covered at that time. And

sections Nos. 3 & 4 corrected as the law required, to wit: No. 3 was cor-

rected as to cover one half of the land covered by both sections at

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Statement and Explanation

H. T. & B. R. Co.

The vacancy covered by surveys in names of Dupuy & Roberts and S. W.

Fields readily appears when sections Nos. 3 & 4 in name of T. C. R. Co. are

corrected according to law out of conflict with sections in name of the

H. T. & B. R. Co.

corrected according to law out of conflict with sections in name of the

*Handwritten signature and notes*

*Handwritten signature*