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THE ATLANTIC REFINING COMPANY
INCORPORATED - 1870
PETROLEUM PRODUCTS
ATLANTIC BUILDING
DALLAS, TEXAS

March 29, 1963

DOMESTIC PRODUCING DEPARTMENT
EXPLORATION AND LAND DIVISION
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- R. S. AGATSTON, DIVISION RESEARCH GEOLOGIST
- JULIUS BABISAK, DIVISION GEOLOGIST
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- M. S. HATHAWAY, DIVISION OPERATIONS GEOPHYSICIST
- C. H. HIGHTOWER, DIVISION GEOPHYSICIST
- J. P. WOODS, DIVISION RESEARCH GEOPHYSICIST

MAILING ADDRESS
P. O. BOX 2819
DALLAS 21, TEXAS

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APR 2 1963

General Land Office

Mr. Jerry Sadler, Commissioner
General Land Office
Austin, Texas

Attention: Mr. Ray Wisdom

Re: SF-16104 - T. & S. L. R. R.
Co. Blocks 213, 214, 215 & 217
Brewster County, Texas

Dear Sir:

The corrected field notes filed for SF-16104 covering 428.71 acres as depicted on Brewster County Rolled Sketch No. 112 contain the following call for the East line and Southeast corner of the vacancy: "Thence South - 4281.4 varas along the West line of Sections 13 and 14, T. & S. L. Ry. Co. Block 248 and Minchen -1 (SF-15439) to a point in the North line of the said Section 8, Mrs. L. J. MARLEE, for the SW corner of said Minchen -1 and SE corner of this 428.71 acre tract, whence a rock mound and iron pin brs. West -63 varas;". An examination of Brewster Co. Rolled SK. No. 111 shows a R.M.I. Pipe at the Southwest corner of M. Minchen No. 1 (SF-15439), said R.M. & I.P. being 2796.3 varas East of the Southwest corner of M. C. Medlin Survey. An examination of Brewster Co. Rolled SK. No. 112 shows the Southwest corner of the M. Minchen to be 2796.3 varas East of the Southwest Corner of the M. C. Medlin Survey "set by me (Carney) 1955". Thus, Mr. Carney has the SW corner of the Minchen No. 1 in the same position on both maps and on R. S. No. 111 shows an R.M.I. Pipe at the corner. Mr. Gard's Report and Sketch on SF-15439 shows that he set a rock mound at this corner. Mr. Carney's field notes on SF-16104 as copied above show its SE corner to be 63 varas East of a rock mound and iron pipe. I feel sure that the wording "whence a rock mound and iron pin brs. West -63 varas" was unintentional. Nevertheless, this wording should be completely eliminated from the description. Gard located the Southwest corner of the Minchen No. 1 5 miles (9500 varas) West of the Northeast corner of Section 3, T. & S. L.

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-2-

Block No. 217as established by R. S. Dod. This Dod corner, of course, has no authority and should not be used to reestablish the West line of T. & S. L. Blocks 248 and 217. If this was permissible and then the East line of T. & S. L. Block No. 215 were established even miles from Dod's relocated East line of Section 34, Block 215, the supposedly common line of Blocks 215 and 217 would be pulled 213.8 varas apart and S. A. Thompson's excess distances would be completely ignored. When the West line of T. & S. L. Block No. 248 is reestablished on Thompson's work it will definitely be West of the West line of SF-15439. Therefore, I believe that the description of SF-16104 should not call for the West line of Block No. 248. This might eventually place it in conflict with Block No. 248 but it will also negate any possibility of there being a new vacancy adjoining SF-15439 on the West. Since the East line of SF-16104, as established by Mr. Carney, is 7 even miles (13,300 varas) West of the recognized Northeast corner of Block No. 217 there would be no possibility of an additional strip lying between SF-16104 and Block No. 248.

T. & S. L. R. R. Co. Blocks No. 213, 214, 215 & 217

The Atlantic Refining Company is the owner of $10\frac{1}{4}$ Sections of minerals scattered through these 4 Blocks. We feel that we, like all other owners in these Blocks, are entitled to the excess acreages that are in the S. A. Thompson surveys and we also feel that no small, isolated surveys within these Blocks should be accepted by the General Land Office. It has been our unfortunate experience in the past to be plagued with vacancy troubles wherever we have found R. S. Dod resurveys of S. A. Thompson being accepted.

Therefore, we urge that the General Land Office not accept any surveys in these 4 Blocks that are not based on a retracement of S. A. Thompson's original work. Certainly, those corners which Dod set in running his connecting lines and which have not previously been accepted for patent corners should not now be used in relocation since they do not take into consideration the known Thompson excesses.

Actually, a study of the surveying records of all the contiguous T. & S. L. R. R. Co. Blocks in this area would probably reveal that the above is generally applicable.

It is obvious that the only correct solution to the problem would be a comprehensive survey of a large area and,

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Austin, Texas

-3-

of course, the cost would be prohibitive to any individual owner. It is probable that Atlantic would be willing to participate in a joint survey effort now or in the future. At least, we will always be ready and willing to discuss it.

Yours very truly,

THE ATLANTIC REFINING COMPANY

By *W. J. Burkart*
W. J. Burkart
Land Survey

Box 2-2
Bike 513 514 512 511
T. E. R. K. Co.
Thompson corners
Re Dog and
W. J. Burkart
Mr. Tom
Protect
Mr. Sadler
HEER SADLER Com'y
Filed April 5 1963
Steph File
Dismaster Com'y
File No. 2-50

WJB:ht

6 C 2

Box 4-5

(A)

File No. 5-26

Brewster County

Sketch File

Filed April 2 1963

JERRY SADLER, Com'r

By W. J. Burkart

Protest

Ltr. from

W. J. Burkart

Re. Dod and

Thompson corners

T. & S. L. R. R. Co.,

Bks. 213, 214, 215 & 217

Attest, Texas
Mr. Jerry Sadler

-3-

At testat, we will always be ready and willing to discuss it.
participate in a joint survey effort now or in the future.
owner. If it is proposed that Atlantic would be willing to
of course, the cost would be prohibitive to any individual

Yours very truly,
THE ATLANTIC REFINING COMPANY

Dr.

W. J. Burkart
M. J. Sadler

W. J. Burkart

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Counter 12832

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