

No. 12 |  
J. M. POLING |  
VS |  
LEE BIVINS | IN THE 84TH DISTRICT COURT,  
CARSON COUNTY, TEXAS.

No. 14 |  
E. S. POLING |  
VS |  
LEE BIVINS |

In consideration of the mutual covenants and agreements on the part of the respective parties herein-contained it is hereby agreed by and between J. M. Poling, E. S. Poling and Lee Bivins, parties plaintiff and defendant in the above styled and numbered causes, as follows:

I.

The defendant Lee Bivins agrees within 90 days, from and after the date of the execution hereof, to remove the fence heretofore constructed by him along the Eastern boundary line of the B. B. Wright surveys as established by Howard Trigg, and erect the same on the Western boundary line of Sections Numbers 22, 24, 26, 27, 28, 29, 30, 31 and 32, Block Y-2, in Carson County, Texas, as such lines are established by the judgment of the Court in the above numbered and styled causes. Said boundary line as so established by said judgment, and to which said fence shall be removed is defined as follows:

Beginning at the pile of rock found by the verdict of the jury rendered in said causes to be the original Southwest corner of Section Number 12 and the Northwest corner of Section Number 22, Block Y-2, thence in a Southerly direction in a straight line through the original corner established for the Southeast corner of Section Number 42



and the Northeast corner of Section Number 43, Block M-20, to the original established corner at the Southeast corner of section Number 43, Block M-20, thence in a Southerly direction in a straight line to the Southwest corner of Section Number 32, Block Y-2, as established by the judgment of the Court, at a point 11498 varas West and 3800 varas North of the iron pipe at the Southwest corner of Section Number 11, Block 5, I. & G. N. Ry. Co., surveys, all in Carson County, Texas. Upon erection of said fence on said line as above defined the said J. M. Poling and E. S. Poling shall be permitted to join their division fences thereto. And the line as so defined shall hereafter constitute the division line between the lands owned by the plaintiffs J. M. and E. S. Poling and the defendant Lee Bivins.

II.

The defendant Lee Bivins agrees to pay the costs in the above numbered and styled causes and to abandon appeal  $\left\langle \text{notice of which has been given} \right\rangle$  thereof.

III.

The said J. M. Poling and E. S. Poling agree to remit the damages awarded to them, respectively, in the judgments in said causes, and to enter credit on said judgment showing payment of said respective amounts by the said Lee Bivins.

Executed in triplicate originals this the 25 day of February A.D. 1928.

J. M. Poling  
E. S. Poling  
Plaintiffs.

Lee Bivins  
Defendant.



THE STATE OF TEXAS |  
COUNTY OF Pettus 0

Before me, the undersigned, a Notary Public, in and for said County and State, on this day personally appeared J. M. Poling, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office on this the 25 day of February 1928.

Ad L. Upham  
Notary Public, in and for  
Pettus County, Texas.

THE STATE OF TEXAS |  
COUNTY OF Pettus |

Before me, the undersigned, a Notary Public, in and for said County and State, on this day personally appeared E.S. Poling, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

CERTIFICATE OF TRUE COPY OF PAPERS ON FILE

(Arts. 4611-4638.)

Texas Standard Form

THE STATE OF TEXAS, }  
COUNTY OF CARSON. } I, C. L. Upham, Clerk  
of the Carson County Court of Carson County, Texas, do hereby certify that the foregoing is a true and correct copy of the original agreement in cause No. 12 & 14 styled J M Poling et al Vs. Lee Bivins as the same appears of record in the Deed Records Book 44, Page 158 of the Records of Carson County Texas, ~~now on file in said Court~~

Given under my hand and seal of said Court, at office in Panhandle, Texas, this 1st day of March 1930.

C. L. Upham Clerk.  
By \_\_\_\_\_ Deputy.

acknowledged to me that he executed the same for the purposes and consideration therein expressed. counter # 17374

Given under my hand and seal of office on this the 27 day of February 1928.

Haynes Smith  
Notary Public, in and for  
Pettus County, Texas.



File No. 66a

Carson County

Court Order  
Agreement Filed in Court.  
~~Field Notes~~

Filed Mar 4 - 1930

J. H. Walker Com'r.

H. F. McDonald  
File Clerk

Surveys in Bk Y-2  
- N.W. Cor. County -

No.12  
No.14

IN THE 84TH DISTRICT COURT  
CARSON COUNTY, TEXAS.

J. L. POLING

VS

LEE BIVINS

E. S. POLING

VS

LEE BIVINS

-----  
A G R E E M E N T  
-----

WILLIAM BOYCE  
LAWYER  
AMARILLO, TEXAS

Counter  
17377



THE STATE OF TEXAS |

COUNTY OF Pettus 0

Before me, the undersigned, a Notary Public, in and for said County and State, on this day personally appeared J. M. Poling, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office on this the 25 day of February 1928.

A. L. Lumpkin  
Notary Public, in and for  
Pettus County, Texas.

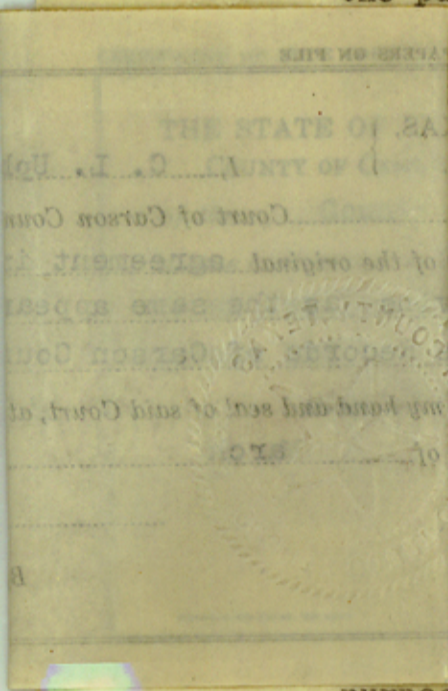
THE STATE OF TEXAS |

COUNTY OF Pettus |

Before me, the undersigned, a Notary Public, in and for said County and State, on this day personally appeared E.S. Poling, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office on this 25 day of February 1928.

A. L. Lumpkin  
Notary Public, in and for  
Pettus County, Texas.



STATE OF TEXAS |

OF POTTER |

*Clerk*  
Before me, the undersigned, a Notary Public, for said County and State, on this day personally appeared Lee Bivins, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office on this the 27 day of February 1928.

Haynes Smith  
Notary Public, in and for  
Pettus County, Texas.