

5984

In the District Court of Taylor County, Texas. September Term A.D. 1913.

H. W. Jacoby

Vs. No. 3098

Sam Henderson. Friday, September, 26th A. D. 1913

On this day the above styled and numbered cause was regularly reached and called for trial, and thereupon came the plaintiff H. W. Jacoby, in person and by counsel and announced ready for trial, and the defendant, Sam Henderson appeared by counsel and announced ready for trial, and the defendant Houston & Texas Central Railroad Company, appeared by counsel and announced ready for trial, ~~and the defendant Houston & Texas Central Railroad Company, appeared by counsel and announced ready for trial,~~ and no jury having been demanded, all matters of facts as well as of law were submitted to the court, who after hearing the pleadings and the evidence and being fully advised as to the law is of the opinion that the boundary line in controversy between the plaintiff H. W. Jacoby and the defendant Sam Henderson, should be fixed where the East line of the pasture fence of the defendant Sam Henderson is now located and built between the plaintiff and said defendant where the said defendant claims that the boundary line between survey No. 33, in Block No. 9, H. & T. C. Ry. Co. Concho County, Texas, claimed by the defendant Sam Henderson, and Survey No. 32, in the same Block claimed by the plaintiff, is located. It is therefore ordered, adjudged and decreed by the court that the boundary line between the parties to this suit be fixed, where the East line of the pasture fence belonging to the defendant Sam Henderson, is now situated, between the land claimed by the plaintiff and the defendant in this cause, which is the line claimed by the said Sam Henderson to be the true boundary line between said Survey No. 33 owned by the defendant and said Survey No. 32 owned by the plaintiff. It is further ordered, adjudged and decreed by the court that the plaintiff, H. W. Jacoby do have and recover of and from the defendant, Sam Henderson, upon his disclaimer, all land described in plaintiffs petition which lies East of said fence. It is further ordered, adjudged and decreed by the court that the defendant, Sam Henderson, go hence without day as to all of the lands lying West of said fence. It is further ordered adjudged and decreed by the court that the plaintiff H. W. Jacoby, do have and recover of and from the defendant, Sam Henderson, all unpaid costs herein incurred, for which execution may issue. It is further ordered adjudged and decreed by the court that the defendant Houston & Texas, Central Railroad Company, warrantor, go hence without day as to the suit of the defendant Sam Henderson herein against it, upon its

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warranty of title of the land hereinabove described. It is further ordered, adjudged and decreed by the court that execution issue in behalf of the officers of court against each party respectively for all costs by such party incurred.

RECEIVED

State of Texas.

County of Taylor.

I, J. Fuller, Clerk of the District Court Taylor County, hereby certify that the above and foregoing is a true and correct copy of the final judgment rendered in said Court in Cause No. 3098, H. W. Jacoby vs Sam Henderson as same appears of record in Vol. "K" pages 236-237 Minutes of said Court.

Witness my hand and the seal of said court this the 16th day of October, 1913.

J. Fuller, Clerk of the District Court,
Taylor County, Texas.

(LS)

Filed this the 21st day of October, A. D. 1913 at 3 P. M.

Recorded this the 22nd day of Oct. 1913 at 4 P. M.

J. B. Waide, Clerk of —
County, Court Concho Co. Texas

By Evalyn Fuller. (Deputy)

THE STATE OF TEXAS

COUNTY OF CONCHO

County

I, Leo Molloy, Clerk of the District/Court

in and for Concho County, Texas, do hereby certify that the above and foregoing is a true and correct copy of Judgment in Cause No. 3098 styled H.W. Jacoby Vs. Sam Henderson, as the same appears of record in Volume 9 Page 586 of the Deed Records of Concho County, Texas.

Given under my hand and seal of office this the 14th day of July, 1948.

Leo Molloy
Clerk County Court, Concho County,
Texas

at Counter 19205

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✓ M

JULY 1948



Clerk County Court, Concho County,

Texas

Given under my hand and seal of office this the 14th day of

Volume 9 Page 588 Deed Records of Concho County, Texas.

styled H. W. Jacoby, as the same appears of record in

foregoing a true and correct copy of Judgment in Cause No. 3098

in and for Concho Texas, do hereby certify that the above and

COUNTY OF CONCHO I, T. MULLOY, Clerk of the Court

THE STATE OF TEXAS County

CONCHO COUNTY SKETCH FILE NO. 43

Judgment in Cause No. 3098, Seeks to establish the E. line of Survey No. 33 and the West line of Survey No. 32. H&TC R.R. Co., Block 9.

July 14, 1948

County, Court Concho Co., Texas

J. B. Waide, Clerk of

recorded this the 22nd day of Oct. 1913 at 4 P. M.

Filed this the 21st day of October, A. D. 1913 at 3 P. M.

(13)

Taylor County, Texas.

J. Fuller, Clerk of the District Court,

October, 1913.

Witness my hand and the seal of said court this the 16th day of

appears of record in Vol. "K" pages 536-537 Minutes of said Court.

rendered in said Court in Cause No. 3098, H. W. Jacoby vs Sam Henderson as same

that the above and foregoing is a true and correct copy of the said Judgment

I, J. Fuller, Clerk of the District Court Taylor County, hereby certify

County of Taylor,

State of Texas.

incurred.

officers of court against each party respectively for all costs by party

adjudged and decreed by the court that execution issue in behalf of the party

warranty of title of the land hereinabove described. If

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JUL 16 1948

GENERAL LAND OFFICE