

F. M. WEAVER

NO. 41 VS

R.W.HIGGINBOTHAM ET AL

July 12th, 1917.

This day this cause came on for trial, when came the Plaintiff, F. M. Weaver, in person and by Attorneys, and also came R.W. Higginbotham, J.M.Higginbotham and John G. Harris, composing the firm of Higginbotham, Harris & Company, in person and by Attorneys, Also L. C. Cumpston, Defendants herein, in person and by attorney, all of which said parties announced ready for trial. A Jury of twelve good and sufficient men having been selected and sworn to try this said cause, the same proceeded to trial, whereupon further deliberation, the parties heretofore ~~openly~~ ~~agreed~~ ~~that~~ ~~said~~ ~~Jurors~~ ~~and~~ ~~Jury~~, should be discharged and that the matters in controversy herein should be submitted to the Court, and it appearing to the Court, that a re-survey of the land lines, in dispute between the parties hereto, should be made, and that a ~~commission~~ ~~to~~ ~~do~~ ~~said~~ ~~work~~ should be appointed by the court, and it further appearing to the Court that R. E. Estes, County Surveyor in Midland County and C.B.Collard, County Surveyor of Dawson County, are surveyors duly and properly qualified and fully competent persons to make such survey. It is therefore ordered by the Court, and they are hereby appointed by the Court, as a commission, and are hereby directed to proceed at once to make such survey. It is therefore ordered by the court, and they are hereby appointed by the Court, as a commission, and are hereby directed to proceed at once to make such survey and report this work together with a plot and field notes of their survey not later than July 23rd, 1917.

It is further ordered by the Court that said commission shall begin their survey at the iron pipe set by the said R.E.Estes for the North West Corner of Section 6, Blk. 35 T.S. 5 N. T. & P. Ry. Co. Surveys in Dawson County, and for the N. E. Cor. of Section No. 1 Blk. 36, T.S. 5 N., said T. & P. Ry. Co. Surveys, and proceed Westward and locate the N. W. Cor. of Section No. 6, Blk. 36, T.S. 5 N. and from said point locate and mark upon the ground the corners of all surveys of the Plaintiff and Defendant respectively, as they may find

find or ascertain the same to exist, and they are further directed to mark upon the ground, as they may find the same to exist, the northern corners of Sections 1, 2, 3, 4, 5, and 6, Block 36, T.S. 5 N, and in the event they shall find the N.W. Cor. of said Section No. 6, Blk. 36 T.S. 5N., to be of a less distance than six miles from their starting point herein, then they shall prorate the shortage between said sections No. 1 to 6 inclusive above mentioned and establish corners accordingly: In all surveys so made by them, they shall take into consideration such shortage or excess as they may know or find to exist and prorate the same to the respective surveys on lines where no natural or artificial corners can be found as called for in the field notes.

They are hereby directed to file their report under oath as required by law, and this cause is hereby postponed to July the 27th 1917, for further hearing.

July 27th, 1917, this day this cause came on for further hearing, when came the parties, Plaintiff and Defendants, each in person and by attorneys, and submitted the matters of law, as well as of fact involved in this case, to the Court, and at the same time came on to be heard and considered the report of Robert E. Estes and C. B. Collard, filed herein on the 23rd day of July, 1917, they being the commission heretofore appointed in this cause to survey the land lines between the land and premises of the Plaintiff and Defendants herein, and to ascertain the true and correct corners of the surveys and place the same on the ground, and the Court having examined said report and found the same in all things, regular and correct, is of the opinion that the same should be and it is hereby, in all things, approved, and ordered filed among the papers in this cause. And the matters of fact and of law, having been submitted to the court, as hereinabove stated, the Court is of the opinion that the Plaintiff, F. M. Weaver, ought to recover in the premises. It is therefore, ordered, adjudged and decreed by the court, that the Plaintiff, F.M. Weaver, do have and recover of and from the Defendants, R. W. Higginbotham, J.M. Higginbotham, John G. Harris, and L. C. Cumpton, all of the north half of section No. 18, Block No. 36, Township 5 North, as surveyed by the Texas and Pacific Railway Company in Dawson County, Texas, bounded as follows, to-wit:

Beginning at an iron pipe $1\frac{1}{2}$ inches in diameter, marked 7-18, B. 36, T.5 N. for the northwest corner of Survey No. 18, from whence a windmill bears south $70^{\circ} 40'$ W. Another windmill bears N. $29^{\circ} 28'$ W.; another windmill bears N. $78^{\circ} 26'$ E; South Edge of court house in Jamesa bears N. $61^{\circ} 55'$ E.; Thence south $14^{\circ} 44'$ E 955 Varas to a stake in the west line of said section 18, and in the east line of League No. 277, Glasscock County School Land; Thence North $75^{\circ} 35'$ E. 1854 $\frac{1}{3}$ Varas to a stake in the east boundary line of said section No. 18; Thence North $14^{\circ} 44'$ West 955 vrs to a stake set for the northeast corner of said section No. 18; thence South $75^{\circ} 35'$ West 1854 $\frac{1}{3}$ Varas to the place of beginning.

It is further ordered, adjudged and decreed by the court that the Plaintiff, F.M. Weaver do have and recover of the from the defendants R. W. Higginbotham, J.M. Higginbotham, John G. Harris and L. C. Cumpton the title and possession of all of the Taylor County School Land Leagues N Nos. 1 and 2 in Dawson County, Texas, bounded as follows:

Beginning at an iron pipe $1\frac{1}{2}$ inches in diameter, same being the northwest corner of survey No. 6, Block 36, Township 5 North marked N.W. 6 B . 36 T. 5 N. in Dawson County, Texas, from whence a stake, known as Dodds, stake, bears North $58^{\circ} 48'$ East 292.4 Varas, an iron pipe, known as the Estes pipe, bears south $61^{\circ} 42'$ West 288 $\frac{1}{2}$ varas to an iron pipe $1\frac{1}{2}$ inches in diameter marked N. 30 bears N. $14^{\circ} 25'$ West 10.8 Varas, windmill bears north $78^{\circ} 41'$ East, and another windmill bears south $81^{\circ} 40'$ East and another windmill bears north $17^{\circ} 15'$ East, the last windmill being Weavers west windmill at his headquarters ranch; thence south $75^{\circ} 35'$ West 6483.2 varas the southwest corner of said Taylor School land league No. 2, an iron pipe $1\frac{1}{2}$ inches in diameter, marked S.W. L.2 from which Cumpton's windmill bears north $78^{\circ} 35'$ East; thence north $14^{\circ} 25'$ West, 760 Varas; thence north 13° West 4240 varas to the northwest corner of said league No. 2; thence North 77° east 10,000 varas to the northeast corner of Taylor County School League No. 1; Thence south 13° east 5000 varas to a point in the north line of Section No. 5, Block 36, Tsp. 5 N. Texas and Pacific Ry. Co. Surveys in Dawson County, as shown by the plat attached to the report of said commission filed herein; thence south $77^{\circ} 35'$ West 3516.8 Varas to the place of beginning.

It is further ordered, adjudged and decreed by the court that the Plaintiff, F .M. Weaver, shall have and recover of and from the Defendant L. C. Cumpton, all of section No. 8, Block 3, D. L. Cunningham Survey

in Dawson County, Texas, bounded as follows, to-wit:

Beginning at an iron pipe set in the ground $1\frac{1}{2}$ inches in diameter for the northeast corner of L.C.Cumpton's land and in the west line of Taylor County School League No. 2, which corner is north $14^{\circ} 25'$ West, 760 varas, from the Southwest corner of said League, No. 2, Taylor Co. School Land hereinbefore described; Thence south $75^{\circ} 35'$ West 1400 varas, to an iron pipe set in the ground marked S.W. 8; Thence north 13° West 2580 varas to the Northwest corner of said Section No. 8; Thence North 77° East 1400 varas to a point in the west line of said Taylor County School League No. 2; thence south 13° east 2580, varas to the place of beginning.

It is further ordered, adjudged and decreed by the Court that the Plaintiff, F.M.Weaver do have and recover of and from R.W.Higginbotham, J.M.Higginbotham, John G. Harris and L. C.Cumpton the title and possession to all of section, or survey, No. 101, in Block M., as Surveyed by the E. L. & R. R. R. R. Co. in Dawson County, Texas, bounded as follows, to-wit:

Beginning at an iron pipe set in the ground $1\frac{1}{2}$ inches in diameter for the Southeast Corner of said Section No. 101, Block M., from whence C Cumpton's windmill bears North $76^{\circ} 39'$ East, and a dug well Bears north $59^{\circ} 54'$ East and north $59^{\circ} 44'$ east and 1400 varas south $75^{\circ} 35'$ West from the Southwest corner of Taylor County School League No. 2, hereinabove described; Thence South $75^{\circ} 35'$ West to an iron pipe $1\frac{1}{2}$ inches in diameter set in the ground, marked S.W.101 B.M.from whence a windmill bears north $25^{\circ} 15'$ East, and another bears north 25° east and another bears north $24^{\circ} 58'$ east and another bears North $58^{\circ} 20'$ West; Thence north 13° west 1900 varas to the northwest corner of said section 101; Thence north 77 Deg. east 1900 varas to a point for the Northeast corner of said section No.1 in the west boundary line of Section No.8, D. L. Cunningham survey, hereinabove described; thence south 13° deg. east 1140 varas to an iron pipe $1\frac{1}{2}$ inches in diameter set in the ground for the southwest corner of said section No.8 D. L. Cunningham survey; thence south 14° deg. $25'$ east 760 varas to the place of beginning.

It is further ordered, adjudged and decreed by the Court that the defendants R. W. Higginbotham, J, M, Higginbotham, John G. Harris and the Defendant L. C. Cumpton, take nothing by reason of their

pleas of limitation filed herei , or by reason of ay cross action filed in this cause and it further appearing to the Court, that the parties hereto have agreed, in writing, and in open Court, that the intervenor, Dawson County , may have judgement for thirty feet of land, off of each parties land boundary line between their respective surveys as found and adjudged by this court, for the purposes of a first class public road.

It is further ordered, adjudged and decreed by the court that Dawson County do have and recover of and from F. M. Weaver a strip of land off of the south side of League No. 1 and the south side of League No. 2, between the lands of the said F. M. Weaver and Higginbotham Harris Company as follows:

Beginning at a point thirty feet north of the northwest corner of section 6 block 36 Tsp. 5 North, in Dawson County, Texas running thence westward course south 75deg. 35' west to a point thirty feet north of an iron pin set in the ground for the most north easterly northeast corner of L. C. Cumpston's tract of land; that said county do have and recover of and from J. M. Higginbotham R. W. Higginbotham, John G. Harris and L. C. Cumpston, a strip of land off of what is known as the Adair surveys, as follows;

Beginning at a point thirty feet south of the northwest corner of said section 6, block 36, Tsp. 5 North, hereinabove described, thence westward course south 75 deg. 35' West, to a point in the east line of Cumpston's tract of land thirty feet south of an iron pin set for this said northeast corner.

It is further ordered, adjudged and decreed by the court that Dawson County do have and recover of and from L. C. Cumpston R. W. Higginbotham, J. M. Higginbotham, and John G. Harris a strip of land thirty feet wide on each side of L. C. Cumpston east line beginning at an iron pipe set for the northeast corner of his said tract of land; thence south with his east line to the southeast corner of the said L. C. Cumpston tract of land, also that said County recover of said last named parties of strip of land thirty feet wide on each side of the south line of L. C. Cumpston's land from his southeast corner, hereinabove described, to his southwest corner which southwest corner is a point about 400 varas south of the southeast corner of section 101, Block M, hereinabove described, being the property of F. M. Weaver, Also that Dawson County do have and recover of and from L. C. Cumpston, R. W. Higginbotham, J. M. Hig inbotham and John G. Harris,

thirty feet of land on west side of L. C. Cumpton's land, described in the report filed herein by the Commission of surveyors; beginning at an iron pipe at the southeast corner of said section 101; thence south 14deg. 25' east to the southeast corner of L. C. Cumpton's land, hereinabove described; and that Dawson County do have and recover of and from F. M. Weaver, R.W. Higginbotham, J. M. Higginbotham and John G. Harris, a strip of land thirty feet wide on each side of the south line of said section 101, Block M. E. L. & R. R. R. RyCo., hereinabove described beginning at its southeast corner and running westward course south 75 deg. 35' west 1901 varas.

It is further ordered, adjudged and decreed by the Court that Dawson County do have and recover of and from F. M. Weaver a strip of land thirty feet wide on the south boundary line of sections 69, 70 and 72, Block M. E. L. & R. R. R. Co., and off the south side of section 1, D. L. Cunningham surveys; Beginning at an iron pipe set in the ground by R. E. Estes, for the northeast corner of section 1, block 36, Tsp. 5ⁿ North, described in the surveyors report filed herein running thence westward course south 75Deg 35' west to the southeast corner of Taylor County School League No. 1, hereinabove described, for public road purposes and that further Dawson County take nothing as against the Plaintiff herein or the Defendants herein.

It is further ordered, adjudged and decreed by the Court that the plaintiff and the Defendants each pay one half of the costs accrued in this suit for all of which let execution issue.

It is further ordered, adjudged and decreed by the Court that the plaintiff may have this writ of possession, within the terms of the law and as prescribed by law, against all of the Defendants herein respectively for the possession of the land and premises herein adjudged to him.

It is further ordered, adjudged and decreed by the Court that certified copy of this judgement be issued by the Clerk of this Court and transmitted, together with the surveyor's report filed herein and the plat of the survey made herein by the Commission hereinabove referred to, to the County Clerk of Dawson County, Texas for record, said County Clerk shall record said certified copy of this judgement and the report of said commission of surveyors and, in connection therewith, shall fasten into the record, where he records said report, the map and the plat of said commission so transmitted by the Clerk of this court. all of which are adopted and made part of this decree.

THE STATE OF TEXAS †

COUNTY OF GARZA †

I, Ira Weakley, Clerk of the District Court in and for Garza County, Texas, do hereby certify that the above and foregoing is a full, true and correct copy of the judgement in cause No. 41, wherein F. M. Weaver is plaintiff and R. W. Higginbotham et al, are Defendants rendered at the July Term of the District Court of Garza County, Texas, and as the same appears of Record in the Minutes of the District Court of said County, at Page 284 et seq Book One (1)

Given under my hand and seal of office this the 30th day of

July A. D. 1917,

Seal.

Ira Weakley Clerk District

Court, Garza County, Texas.

F. M. WEAVER

VS. 41.

R. W. HIGGINBOTHAM, et al.

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IN THE DISTRICT COURT OF GARZA COUNTY, JULY TERM A. D. 1917.

To the Honorable W. R. Spencer, Judge of said Court,

We, the undersigned Commissioners acting under orders of this court made and entered in the above styled and numbered cause on the 12th day of July A. D. 1917, beg leave to report that in obedience to said order that on the 16th day of July we proceeded to survey, mark and plat the lands as described in said order and that after carefully going over and surveying the grounds we herewith return to you for consideration a report of our work and that we find the boundary lines between the lands in controversy in this suit should be located and described as follows:

FIELD NOTES.

Beginning at an iron pipe whence cupola School house at Lamesa, Bears S. 3 deg. 41' E. and center line of Court house Bears S. 62 deg. 35' E. windmill at Weavers ranch house bears S. 89 deg. 3' W. set for the N. W. Corner section 6 Block 35, Tsp. 5 N. and the N. E. Cor. Sur. No. 1, Blk. 36, Tsp. 5 N. T. & P. Ry. Co., surveys Dawson County, located by R. E. Estes by projecting a line course and distance from what is known as the Coffee corner the same being the N. W. Cor. Sur. 6 Block 34, Tsp. 5 N.;

Thence S. 75 deg. 35' W. 1854. 3 vrs. set 1 1/2 in. iron pipe in the N. W. Cor. Sec. 1, marked 1 and 2, B. 36-T-5-N. in west edge of Sulphur draw 40 vrs. west from center whence cupola of School House bears S. 76 Deg. 9' E. and 1 1/2 inch iron pipe marked N. 30 bears N. 14 Deg. 25' W. 10.8 vrs;

Thence Cu

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Thence S. 75 Deg. 35' W. at 42 $\frac{1}{2}$ vrs. cross fence 1854.3 vrs. set 1 $\frac{1}{2}$ In. iron pipe for the N. W. Cor. section 2, Mkd. 2-3 B.36, T. 5 N. in bed of lake 50 vrs. from east edge whence a 1 $\frac{1}{2}$ inch iron pipe Mkd. N. 30 vrs. N. 14deg. 25' W. 10.8 vrs:

Thence S. 75 deg 35' W. at 165 vrs. leave bed of lake at 615 vrs. pass 16vrs. N. of a windmill 1572 vrs. pass 8.3 vrs N. of a windmill 1854.3 vrs. set 1 $\frac{1}{2}$ In. iron pipe for N. W. Cor. Sur. 3 Mkd. 3-4 B. 36, T 5 N. whence a 1 $\frac{1}{2}$ inch iron pipe Mkd. 30-N. vrs. N. 14 deg. 25' W. 10.8 vrs a windmill bears S. 47deg 43' W. Ado. bears S. 15 deg 18' E.:

Thence S. 75 deg. 35' W. at 927 vrs. set stake in line 1854.3 vrs set 1 $\frac{1}{2}$ inch iron pipe for the N. W. Cor. Sur. 4, Mkd. 4-5 B. 36 T. 5 N., Whence 1 $\frac{1}{2}$ inch iron pipe mkd. 30-N. bears N. 14deg. 25' W. 10.8 vrs., S. W. Cor Court house bears N, 81 deg. 39' E. Windmill bears S. 38 deg. 4' E. Ado, bears S. 49 Deg. 55' W.;

Thence S. 75 deg. 35' W. 1854. 3 vrs, set 1 $\frac{1}{2}$ inch iron pipe for the N. W. Cor. Sur. 5 Mkd. 5-6 B. 36 T. 5 N. Whence a 1 $\frac{1}{2}$ inch iron pipe Mkd 3-N. bears N. 14Deg 25' W. 10.8 vrs. windmill bears N. 82Deg. 33' E. Windmill at Weavers ranch house bears N, 18Deg. 13' W. Ado. bears S. 68 deg. 29' W.

Thence S. 75 deg. 35' W. at 927 vrs. set $\frac{1}{2}$ in. iron rod 1854.3 vrs. set 1 $\frac{1}{2}$ in. iron pipe for the N. W. Cor. Sur. 6 Blk. 36 Tsp 5 N. Mkd/ N.W.6 B.36, T 5 N, Whence Dodds stakes set for the N. W. Cor. said Sur.6 bears N. 58deg. 48' E. 292.4 vrs. and Estes pipe set for the N. W. Cor. said Sur. 6, bears S. 61deg. 42' W. 288 $\frac{1}{2}$ vrs. a 1 $\frac{1}{2}$ inch iron pipe Mkd. N.30 bears N. 14 deg. 25' W. 10.8 vrs. windmill bears N. 78 deg. 41' Ado. bears S. 81 deg. 40' E. Ado. bears N. 17 deg. 15' E. Weavers West windmill at headquarters;

Thence S. 75deg. 35' W. 4516 vrs. set 1 $\frac{1}{2}$ inch iron pipe Mkd. N.E. C for the N. E. Cor. of L. C. Cumpton tract, whence a 1 $\frac{1}{2}$ inch iron pipe bears N. 14 deg, 25' W. 10.8 vrs. and a 1 $\frac{1}{2}$ inch iron pipe bears S. 14deg 24' E 10.8 vrs. Cumptons windmill bears S. 73 Deg. 41' W. Thence S. 75 deg. 35' W. at 264. 3 vrs strike Cumptons East fence 113.7 vrs. S. 14 deg. 25' E. from the N. E. Cor. his fence 1967.2 vrs. to a 1 $\frac{1}{2}$ inch iron pipe set for the S. W. Cor. of League Number 2 Taylor County School land Mkd. S. W. L. 2 whence Cumptons windmill bears N. 78 deg. 33' E.;

Thence N. 14° 25' W. at 119 vrs. strike Cumptons N. fence

4 vrs. E. from his Ell corner 760 vrs. set $1\frac{1}{2}$ in. iron pipe for a N.E. Cor. of the Cumpton tract and at the S.E. Cor. Sur. 8, D. L. Cunningham Blk. 3, whence the N.E. Cor. of Cumptons' fence bears N. $14^{\circ} 25'$ W. 129 vrs. and $1\frac{5}{8}$ vrs. W.

Thence S $75^{\circ} 35'$ W. 1400 Vrs set $1\frac{1}{2}$ in. iron pipe mkd. S.W. 8 for the N.W. Cor. Cumpton tract whence Cumptons' west fence is $2\frac{1}{2}$ vrs west and the N.W. Cor. of his fence bears N. $14^{\circ} 25'$ W. 154 vrs. and Thence S. $14^{\circ} 25'$ E. 760 vrs set $1\frac{1}{2}$ in., iron pipe mkd S.E. 101 B M for S.E. Cor. Sur. 101, Block M, whence Cumptons windmill bears N. $76^{\circ} 39'$ E. dug wells bears N. $59^{\circ} 54'$ E and N. $59^{\circ} 44'$ E.

Thence S $75^{\circ} 35'$ W. at 5 vrs. cross Cumptons' west fence at 1689 Vrs., cross fence 6 Vrs. N. from fence Cor. 1901 Vrs set $1\frac{1}{2}$ in. iron pipe 1 vrs. N. from fence, mkd S W 101 B.M. whence windmill bears N $25^{\circ} 15'$ E. ado Bears N. 25° E. ado bears N $24^{\circ} 58'$ E and ado bears N. $58^{\circ} 20'$ W;

Thence S $75^{\circ} 35'$ W. 1901 vrs set $1\frac{1}{2}$ in. iron pipe mkd S.W. 102 B.M. 13 vrs W. of a fence cor. whence a windmill bears N $58^{\circ} 37'$ E ado bears S $32^{\circ} 19'$ E. and ado bears S. $31^{\circ} 3'$ E;

Thence S $75^{\circ} 35'$ W. at 1890 Vrs cross fence 1901 vrs. set $1\frac{1}{2}$ in. iron pipe mkd S W 131 B. M. 12 Vrs. N. of fence line;

Thence S $75^{\circ} 35'$ W 1901 Vrs set $1\frac{1}{2}$ in. iron pipe mkd S.W. 132 B M for the S.W. Cor. Sur. 132, Block M. whence windmill bears N $33^{\circ} 5'$ E. west wells bears S $82^{\circ} 58'$ W and S $84^{\circ} 31'$ W;

Beginning at a $1\frac{1}{2}$ in. iron pipe set for the N.W. Cor. Sur. 6, Blk. 36 Tsp. 5-N., as above described whence Dodds stakes set for the N. W. Cor. said Sur. 6 Bears N. $58^{\circ} 48'$ E. 292.4 Vrs and Estes pipe set for the N.W. Cor sd. Sur. 6, brs S $61^{\circ} 42'$ W. 288 $\frac{1}{2}$ vrs;

Thence S $14^{\circ} 44'$ E. which course projected will strike the N.W. Cor. Sur. 6, Blk. 36 Tsp. 3-N., as determined by judgement of the Court in the case of E. R. Wolcott vs. Cauble, 1910 vrs to a $1\frac{1}{2}$ in. iron pipe mkd 6-7 B 36 set for the SW Cor. Sur. 6, in lake bed whence 6 in. casing in old well bears N. $51^{\circ} 1'$ W. 76 Vrs. windmill bears N. $76^{\circ} 41'$ E.;

Thence S. $14^{\circ} 44'$ E. 1910 Vrs to a $1\frac{1}{2}$ in. iron pipe Mkd 7-18 B 36 T 5 N for the N W Cor. Sur. 18, whence a windmill bears S $27^{\circ} 10'$ W. ado bears N. $29^{\circ} 28'$ W ado bears N $78^{\circ} 26'$ E. south edge of Court

Housee bears N. $61\frac{1}{2}$ 55' E;

Thence S. $14^{\circ} 44'$ E. at 1560 $\frac{1}{2}$ Vrs to a point whence a $1\frac{1}{4}$ in. iron pipe mkd. N.E. 276, brs. N. $75^{\circ} 16'$ E. 233 vrs. 1910 vrs to a $1\frac{1}{4}$ in. iron pipe mkd 18-19 B 36 T 5 N. set for the S.W. Cor. Sur. 18, B. 36, Tsp. 5-N., whence a windmill bears S. $24^{\circ} 33'$ W and ado bears S. $65^{\circ} 24'$ W;

There are 67. 6 acres of land owned by F.M. Weaver North of the dividing line between Weaver and L. C. Cumpton, that falls in the enclosure of the said L. C. Cumpton, as determined by the above described Survey.

Surveyed July 11 1917.

Chain Carriers: J. R. Manry, Creed Rhea. Magnetic Variation, $11^{\circ} 36'$ East.

We Robert E. Estes, and C.B. Collard, Surveyors do hereby certify that the foregoing described survey was made by us upon the ground and according to instructions and that the limits boundaries and corners, are correctly described.

Witness our hands at Lamesa, Texas, this 20th day of July, A. D. 1917.

Robert E. Estes, County Surveyor Midland County, Texas.

C. B. Collard, County Surveyor, Dawson County, Texas.

Subscribed and sworn to before me this 20th day of July, A.D. 1917.

(Seal) M. Shaw, Notary Public, in and for Dawson County, Texas.

Filed 7-23d 1917, *** ** ** ** ** Dist. Clerk, Garza Co. Texas.

Filed for record this 2nd day of August, A.D. 1917, at 8:10 o'clock A.M., recorded this 3rd day of August, A.D. 1917, at 4 o'clock P.M.

Dixie Kilgore, County Clerk

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THE STATE OF TEXAS 0

COUNTY OF DAWSON i

I, Viola Thruston, County Clerk,
in and for Dawson County, Texas, do hereby certify that the fore-
going is a true and correct copy of Certified Copy of Judgement
in Cause No. 41, Styled F.M. Weaver Vs. R.W. Higginbotham, et al,
in Garza Co. Dist, Court, and Report of Commissioners in said
Cause, above described, as same are found in the Deed Records of
Dawson County, Texas, in Volume 21, pages 182, 183-184-185-186-
187-188, of the Deed Records of Dawson County.

Given under my hand and seal of office, this 4th day of
June, A. D. 1926.

Viola Thruston,

County Clerk, Dawson County, Texas.

BY Elizabeth Merrick Deputy

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SKETCH "C"

Mon 21.4.183

Dawson Co.

37N W

N 218-1936 5N

Sec 6 - Blk

36 - T 5 N

T & P

Dawson Co

Jan 1927

Submitted by H. A.
Stoneham in connection
with Cor. 7/18 S block 36, T 5 N,
Dawson Co.

Cor. 7/18 S rtd. 10/19/28 -

See letter to Stoneham - Book 1699
224

above letter asks for sketch
explanation 7/7/31 Blucher

Clark

Counter 20481

F.M. WEAVER

NO. 4 L. VS

JULY 12th. 1917.

R.W. HIGGINBOTHAM *vs*

This day this cause came on for trial, when came the Plaintiff, F.M. Weaver, in person and by Attorneys, and also came R.W. Higginbotham, J.M. Higginbotham and John G. Harris, composing the firm of Higginbotham, Harris & Company in person and by Attorneys. Also L.C. Cumpton, Defendants herein, in person and by Attorney, all of which said parties announced ready for trial. A jury of twelve good and sufficient men having been selected and sworn to try this said cause, the same proceeded to trial, whereupon upon further deliberation, the parties hereto in open court agreed that said Jurors and Jury, should be discharged and that the matters in controversy herein should be submitted to the Court, and it appearing to the Court that a resurvey of the land lines, in dispute between the parties hereto, should be made, and that a commission to do said work should be appointed by the Court, and it further appearing to the Court that R.E. Estes, County Surveyor of Midland County and C.B. Collard, County Surveyor of Dawson County, are Surveyors duly and properly qualified and fully competent persons to make such survey. It is therefore ordered by the Court, and they are hereby appointed by the Court, as a commission, and are hereby directed to proceed at once to make such survey and report this work together ^{with} a plot and field notes of their survey not later than July 23rd, 1917.

It is further ordered by the Court, that said commission shall begin their survey at the iron pipe set by the said R.E. Estes for the North West Corner of Section 6, Blk. 35, T.S. 5N. T&P. Ry. Co. surveys in Dawson County, and for the N.E. Cor. of Section No. 1, Blk 36, T.S. 5N. said T.&P. Ry Co. Surveys, and proceed westward and locate the N.W. Cor. of Section No. 6, Blk. 36, T.S. 5N. and from said point locate, ^{and mark} ~~locate~~ upon the ground the corners of all surveys of the

Plaintiff and Defendant respectively, as they may find or ascertain the same to exist, and they are further directed to mark upon the ground, as they may find the same to exist, the northern corners of Sections 1,2,3,4,5, and 6 Block 36, T.S.5 N., and in the event they shall find the N.W. Cor, of said Section No.6, Blk 36, T.S.5N. to be of a less distance than Six miles from their starting point herein, then they shall prorate the shortage between said sections No.1 to 6 inclusive above mentioned and establish corners accordingly, In all surveys so made by them, they shall take into consideration such shortage or excess as they may know or find to exist and prorate the same to the respective surveys on lines where no natural or artificial corners can be found as called for in the field notes.

They are hereby directed to file their report under oath as required by law, and this cause is hereby postponed to July the 27th 1917, for further hearing.

July 27th, 1917, this day this cause came on for further hearing when came the parties, Plaintiff and Defendants each in person and by attorneys and submitted the matters of law, as well as of fact involved in this case, to the Court, and at the same time came on to be heard and considered the report of Robert E. Estes and C.B. Collard, filed herein on the 23rd day of July 1917, they being the commission heretofore appointed in this cause to survey the land lines between the land and premises of the Plaintiff and Defendant herein, and to ascertain the true and correct corners of the surveys and place the same on the ground, and the Court having examined said report and found the same in all things regular and correct, is of the opinion that the same should be and it is hereby in all things, approved, and ordered filed among the papers in this cause. And the matters of fact and of law having been submitted to the Court, as hereinabove stated, the Court is of the opinion that the Plaintiff, F.M. Weaver ought to recover in the premises. It is therefore ordered adjudged and decreed by the Court that the Plaintiff, F.M. Weaver, do have and recover of and from the Defendants R.W. Higginbotham, J.M. Higginbotham, John G. Harris and L.C. Cumpton, all of the north half of section No. 18, Block No. 36, Township 5 North as surveyed by the Texas ~~and Pacific~~ ^{and Pacific} / Railway Company in Dawson County, Texas bounded as follows: *To wit*;

Beginning at an iron pipe $1\frac{1}{4}$ inches in diameter, marked 7-18 B.36 T. 5N. for the northwest corner of survey No. 18, from whence a windmill bears south $70^{\circ} 10'$ W Another windmill bears N. $29^{\circ} 28'$ W.; another windmill bears N. $78^{\circ} 26'$ E; South edge of court house in Lamesa bears N, $61^{\circ} 55'$ E; Thence

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"C" Dawson Co. Sch. Lands

South $14^{\circ} 44'$ E. 955 varas to a stake in the west line of said section 18, and in the east line of League No. 277, Glasscock County, School Land; thence North $75^{\circ} 35'$ E. 1854- $\frac{1}{3}$ varas to a stake in the east boundary line of said section No. 18; thence north $14^{\circ} 44'$ West 955 varas to a stake set for the northeast corner of said section No. 18; thence south $75^{\circ} 35'$ West 1854- $\frac{1}{3}$ varas to the place of beginning. @

It is further ordered, adjudged and decreed by the Court that the Plaintiff, F M Weaver, do have and recover of and from the defendants R W Higginbotham, J M Higginbotham, John G Harris and L C Cumpton the title and possession of all of the Taylor County School Land Leagues Nos. 1 and 2 in Dawson County, Texas, bounded as follows;

Beginning at an iron pipe 1- $\frac{1}{4}$ inches in diameter, same being the northwest corner of Survey 6, Block 36, Township 5 North, marked N W 6B 36, T 5-N. in Dawson County, Texas, from whence a stake known as Dodds' stake, bears north $58^{\circ} 48'$ East 292.4 varas an iron pipe, known as the Estes pipe, bears south $61^{\circ} 42'$ West 288- $\frac{1}{2}$ varas to an iron pipe 1- $\frac{1}{4}$ inches in diameter marked N 30 bears N $14^{\circ} 25'$ West 10.8 varas, windmill bears north $78^{\circ} 41'$ East and another windmill bears South $81^{\circ} 40'$ east and another windmill bears north $17^{\circ} 15'$ east, the last windmill being Weaver's west windmill at his head quarters ranch; thence south $75^{\circ} 35'$ West 6483.2 varas the southwest corner of said Taylor School land league No. 2, an iron pipe 1- $\frac{1}{4}$ inches in diameter, marked S W L 2 from which Cumpton's windmill bears north $78^{\circ} 35'$ East; Thence North $14^{\circ} 25'$ West, 760 varas; Thence north 13° West 4240 varas to the northwest corner of said league No. 2; Thence North 77° East 10,000 varas to the northeast corner of Taylor County School League No. 1; Thence South 13° East 5000 varas to a point in the north line of section No. 5, Block 36, Tsp. 5 North, Texas and Pacific Ry., Co., surveys in Dawson County, as shown by the plat attached to the report of said commission filed herein; Thence South $77^{\circ} 35'$ West 3516.8 varas to the place of beginning.

It is further ordered, adjudged and decreed by the Court that the Plaintiff, F M Weaver, shall have and recover of and from the Defendant, L C Cumpton, all of section No. 8, Block 3, D L Cunningham survey in Dawson County, Texas, bounded as follows, to-wit;

Beginning at an iron pipe set in the ground 1- $\frac{1}{4}$ inches in diameter for the northeast corner of L C Cumpton's land and in the west line

of Taylor County School League No.2, which corner is north 14° 25' West 760 varas from the southwest corner of said league No.2, Taylor County School Land hereinbefore described; thence South 75° 35' West 1400 varas to an iron pipe set in the ground marked S W 8; Thence North 13° West 2580 varas to the northwest corner of said section No.8; Thence North 77° East 1400 varas to a point in the west line of said Taylor County School League No.2; Thence south 13° East 2580 varas to the place of beginning.

It is further ordered, adjudged and decreed by the Court that the plaintiff, F M Weaver do have and recover of and from R W Higginbotham, J M Higginbotham, John G Harris, and L C Cumpton the title and possession to all of Section, or survey No.101, in Block M as surveyed by the E L & R R R R Co., in Dawson County, Texas, bounded as follows to-wit:

Beginning at an iron pipe set in the ground 1-1/4 inches in diameter for the southeast corner of said section No.101, Block M from whence Cumpton's windmill bears north 76° 39' east and a dug well bears north 59° 54' east and north 59° 44' east and 1400 varas south 75°35' West from the southwest corner of Taylor County School League No.2, hereinabove described; thence South 75° 35' West to an iron pipe 1-1/4 inches in diameter set in the ground, marked S W 101 R M from whence a windmill bears north 25° 15' east, and another bears north 25 east and another bears north 24° 58' east and another bears north 58° 20' west; thence north 13° west 1900 varas to the northwest corner of said section 101; thence North 77° east 1900 varas to a point for the northeast corner of said section No.1, in the west boundary line of section No.8, D L Cunningham survey, hereinabove described; thence south 13° east 1140 varas to an iron pipe 1-1/4 inches in diameter set in the ground for the southwest corner of said section No.8, D L Cunningham survey; thence south 14° 25' east 760 varas to the place of beginning.

It is further ordered, adjudged and decreed by the court that the defendants R W Higginbotham, J M Higginbotham, John G Harris and the defendant L C Cumpton, take nothing by reason of their pleas of limitation filed herein, or by reason of any cross action filed in this cause. And it further appearing to the court that the parties hereto have agreed, in writing, and in open court, that the intervenor, Dawson County, may have judgment for thirty feet of land, off of each parties land, boundary lines between their respective surveys as found and adjudged by this Court, for

W. T. K. D. record

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the purpose of a first class public road.

It is further ordered, adjudged and decreed by the Court that Dawson County do have and recover 6f and from F M Weaver a strip of land off of the south side of League No.1, and the south side of League No.2, between the lands of the said F M Weaver and Higginbotham-Harris Company, as follows;

Beginning at a point thirty feet north of the northwest corner of section 6, Block 36, Tsp.5 north, in Dawson County, Texas, running thence westward, course south $75^{\circ} 35'$ west to a point thirty feet north of an iron pin set in the ground for most northeasterly northeast corner of L C Cumpton's tract of land; that said county do have and recover of and from J M Higginbotham, R W Higginbotham, John G Harris, and L C Cumpton, a strip of land off of what is known as the Adair surveys as follows;

Beginning at a point thirty feet south of the northwest corner of said section 6, block 36, tsp.5 north, hereinabove described; thence westward, course, south $75^{\circ} 35'$ west to a point in the east line of Cumpton's tract of land thirty feet south of an iron pin set for his said northeast corner;

It is further ordered, adjudged and decreed by the court that Dawson County do have and recover of and from L C Cumpton, R W Higginbotham, J M Higginbotham, and John G Harris, a strip of land thirty feet wide on each side of L C Cumpton's east line beginning at an iron pipe set for the northeast corner of his said tract of land; thence south with his east line to the southeast corner of the said L C Cumpton tract of land, also that said County recover of said last named parties a strip of land thirty feet wide on each side of the south line of L C Cumpton's land from his southeast corner hereinabove described, to his southwest corner which southwest corner is a point about 400 varas south of the southeast corner of section 101, Block M, hereinabove described, being the property of F M Weaver. Also that Dawson County do have and recover of and from L C Cumpton, R W Higginbotham, J M Higginbotham and John G Harris, thirty feet of land on west side of L C Cumpton's land, described in the report filed herein by the commission of surveyors;

Beginning at an iron pipe at the southeast corner of said section 101; thence South $14^{\circ} 25'$ east to the southeast corner of L C Cumpton's

land, hereinabove described, and that Dawson County to have and recover of and from F M Weaver, R W Higginbotham, J M Higginbotham and John G Harris, a strip of land thirty feet wide on each side of the south line of said Section 101, Block M, E L & R R R R Co., hereinabove described,

Beginning at it's southeast corner and running westward course south 75°35' West 1901 varas;

It is further ordered, adjudged and decreed by the Court that Dawson County do have and recover of and from F M Weaver, a strip of land thirty feet wide on the south boundary line of sections 69, 70 and 72, Block M, E L & R R R R Co., and off the south side of Section 1, D L Cunningham surveys;

Beginning at an iron pipe set in the ground by R E Estes, for the north ~~west~~^{east} corner of Section 1, Block 36, Tsp.5 North, described in the surveyor's report filed herein, running thence westward course south 75° 35' West to the southeast corner of Taylor County School League No.1, hereinabove described, for public road purposes and that further Dawson County take nothing as against the Plaintiff herein, or the Defendants herein.

It is further ordered, adjudged and decreed by the Court that the Plaintiff and the defendants each pay one-half of the costs, accrued in this suit for all of which let execution issue.

It is further ordered, adjudged and decreed by the Court that the plaintiff may have his writ of possession, within the terms of the law and as prescribed by law, against all of the Defendants herein respectively for the possession of the land and premises herein adjudged to him.

It is further ordered, adjudged and decreed by the Court that certified copy of this judgment be issued by the Clerk of this Court and transmitted, together with the surveyor's report filed herein and the plat of the survey made herein by the Commission hereinabove referred to, to the County Clerk of Dawson County, Texas, for record, said County Clerk shall record said certified copy of this judgment and the report of said commission of surveyors, and, in connection therewith, shall fasten into the record, where he records said report, the map and plat of said commission so transmitted by the Clerk of this Court all of which are adopted and made part of this decree.

THE STATE OF TEXAS. §

COUNTY OF GARZA. §
-----§

I, Ira Weakley, Clerk of the District Court in and for Garza County, Texas, do, hereby certify that the above and foregoing is a full, true and correct copy of the Judgment in Cause No.41, wherein F M Weaver is Plaintiff and R W Higginbotham et al, are Defendants, rendered at the July Term of the District Court of Garza County, Texas, and as the same appears of Record in the Minutes of the District Court of said County, at page 284 et seq., Book One (1),

Given under my hand and seal of office this the 30th day of July A.D. 1917.

IRA WEAKLEY.

Clerk District Court, Garza County, Texas.

(Seal)

Filed for record this 2nd day of August A.D. 1917, at 8.00 o'clock A. M.

recorded this 3rd day of August A.D. 1917, at 2;30 o'clock P. M.

DIXIE KILGORE. County Clerk.

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Counter 20488

F M WEAVER.

No.41-vs

R W HIGGINBOTHAM, ET AL

In the District Court of Garza County,

July Term, A.D. 1917.

TO THE Honourable W R Spencer, Judge of said Court;

We the undersigned Commissioners acting under orders of this Court made and entered in the above styled and numbered cause on the 12th day of July A.D. 1917, beg leave to report that in obedience to said order that on the 16th day of July we proceeded to survey, mark and plat the lands as described in said order and that after carefully going over and surveying the grounds we herewith return to you for consideration a report of our work and that we find the boundary lines between the lands in controversy in this suit should be located and described as follows:

FIELD NOTES.

Beginning at an iron pipe whence Cupola School House at Lamesa, bears $S 3^{\circ} 41' E$ and center line of Court house bears $S 62^{\circ} 35' E$ windmill at Weavers' Ranch house bears $S 89^{\circ} 3' W$ set for the N W Cor. Sec.6, Blk. 35, Tsp.5-N, and the N E Cor. Sur. No.1, Blk.36, Tsp.5-N, T & P Ry., Co., Surveys Dawson County, located by R E Estes by projecting a line course and distance from what is known as the Coffee Corner, the same being the N W Cor. Sur.6, Blk.34, Tsp.5-N;

Thence $S 75^{\circ} 35' W$ 1854.3 vrs set 1-1/4 in. iron pipe for the N W Cor. Sec.1, marked 1 and 2, B-36-T-5-N in west edge of Sulphur Draw 40 vrs west from center whence Cupola of School House bears $S 76^{\circ} 9' E$ and 1-1/4 in., iron pipe marked N 30 bears $N 14^{\circ} 25' W$ 10.8 vrs;

Thence $S 75^{\circ} 35' W$ at 42-1/2 vrs cross fence 1854.3 vrs set 1-1/4 in. iron pipe for the N W Cor. Sec.2, mkd 2-3 B 36 T 5 N in bed of lake 50 vrs from east edge whence a 1-1/4 in iron pipe mkd N 30 bears $N 14^{\circ} 25' W$ 10.8 vrs;

Thence $S 75^{\circ} 35' W$ at 165 vrs leave bed of lake at 615 vrs pass 16 vrs N of a windmill, 1572 vrs pass 8.3 vrs N of a windmill, 1854.3 vrs set 1-1/4 in. iron pipe for N W Cor. Sur.3, mkd 3-4 B 35 T 5 N whence a 1-1/4 in. iron pipe mkd 30-N bears $N 14^{\circ} 25' W$ 10.8 vrs; a windmill bears $47^{\circ} 43' W$ and brs $S 15^{\circ} 18' E$;

Thence $S 75^{\circ} 35' W$ at 927 vrs set stake in line, 1854.3 vrs set

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1-1/4 in. iron pipe for the N W Cor. Sur. 4, mkd 4-5 B 36 T 5 N whence
10.8 vrs S W Cor. Court House, brs N 81° 39' E windmill bears S
1-1/4 in. iron pipe mkd 30 N bears N 14° 25' W \wedge 38° 4' E, ado bears S 49°
55' W;

Thence S 75° 35' W, 1854.3 vrs set 1-1/4 in. iron pipe for the
N W Cor. Sur. 5, mkd 5-6 B 35 T 5 N whence - 1-1/4 in. iron pipe mkd 30 N
bears N 14° 25' W 10.8 vrs, windmill bears N 82° 33' E windmill at Weavers'
Ranch house bears N 18° 13' W, ado bears S 68° 29' W;

Thence S 75° 35' W at 927 vrs set 1/2 in. iron rod, 1854.3
vrs, set 1-1/4 in. iron pipe for the N W Cor. Sur. 6, Blk. 36, Tsp. 5-N,
mkd N W 6 B 36 T 5 N, whence Dodds stakes set for the N W Cor. said Sur.
6, bears N 58° 48' E 292.4 vrs and Estes pipe set for the N W Cor. said
Sur. 6, bears S 61° 42' W 288-1/2 vrs a 1-1/4 in. iron pipe mkd N 30 bears
N 14° 25' W 10.8 vrs, windmill bears N 78° 41' E ado bears S 81° 40' E,
ado bears N 17° 15' E Weavers' west windmill at headquarters;

Thence S 75° 35' W, 4516 vrs set 1-1/4 in. iron pipe mkd N E C
for the N E Cor. of L C Cumpton tract, whence a 1-1/4 in. iron pipe bears
N 14° 25' W 10.8 vrs and a 1-1/4 in. iron pipe bears S 14° 25' E 10.8 vrs
Cumpton's windmill bears S 73° 41' W;

Thence S 75° 35' W at 264.3 vrs strike Cumpton's East fence,
113.7 vrs S 14° 25' E from the N E Cor. his fence, 1967.2 vrs to a 1-1/4
in. iron pipe set for the S W Cor. of League Number 2, Taylor County School
Land mkd S W L 2, whence Cumpton's windmill bears N 78° 33' E;

Thence N 14° 25' W at 119 vrs strike Cumpton's N fence 4 vrs E
from his Ell corner 760 vrs set 1-1/4 in. iron pipe for a N E Cor. of the
Cumpton tract and at the S E Cor., Sur. 8, D L Cunningham, Blk. 3, whence the
N E Cor., of Cumpton's fence bears N 14° 25' W 129 vrs and 3/4 vrs W;

Thence S 75° 35' W 1400 vrs set 1-1/4 in. iron pipe mkd S W 8,
for the N W Cor. Cumpton tract, whence Cumpton's west fence is 2-1/4 vrs
west and the N W Cor., of his fence bears N 14° 25' W 134 vrs;

Thence S 14° 25' E 760 vrs set 1-1/4 in. iron pipe mkd S E
101 B M for the S E Cor. Sur. 101, Block M, whence Cumpton's windmill bears
N 76° 39' E Dug wells bears N 59° 54' E and N 59° 44' E;

Thence S 75° 35' W at 5 vrs cross Cumpton's west fence at 1689
vrs cross fence 6 vrs N from fence cor. 1901 vrs set 1-1/4 in. iron pipe
1 vrs N from fence, mkd S W 101 B M whence windmill bears N 25° 15' E, ado

bears N 25° E, ado bears N 24° 58' E and ado bears N 58° 20' W;

Thence S 75° 35' W 1901, vrs set 1-1/4 in. iron pipe mkd S W 102 B M 13 vrs W of a fence Cor. whence a windmill bears N 58° 37' E ado bears S 32° 19' E and ado bears S 31° 3' E;

Thence S 75° 35' W at 1890 vrs cross fence 1901 vrs set 1-1/4 in. iron pipe mkd S W 131 B M 12 vrs N of fence line;

Thence S 75° 35' W 1901 vrs set 1-1/4 in. iron pipe mkd S W 132 B M for the S W Cor. Sur. 132, Block M, whence windmill bears N 33° 5' E West wells bears S 82° 58' W and S 84° 31' W;

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Beginning at - 1-1/4 in. iron pipe set for the N W Cor. Sur. 6, Blk. 36, Tsp. 5-N, as above described whence Dodds stakes set for the N W Cor. said Sur. 6, bears N 58° 48' E 292. 4 vrs and Estes pipe set for the N W Cor. sd, Sur. 6, brs S 61° 42' W 288-1/2 vrs;

Thence S 14° 44' E, which course projected will strike the N W Cor. Sur. 6, Blk. 36, Tsp. 3-N, as determined by judgment of the Court in the case of E R Wolcott vs Cauble, 1910 vrs to a 1-1/4 in. iron pipe mkd 6-7, B 36 set for the S W Cor. Sur. 6, in lake bed whence 6 in., casing in old well bears N 51° 1' W 76 vrs, windmill bears N 76° 41' E;

Thence S 14° 44' E 1910 vrs to a 1-1/4 in. iron pipe mkd 7-18 B 36 T 5 N for the N W Cor. Sur. 18, whence a windmill bears S 27° 10' W, ado bears N 29° 28' W ado bears N 78° 26' E south edge of Court house bears N 61° 55' E;

Thence S 14° 44' E at 1560-1/2 vrs to a point, whence a 1-1/4 in., iron pipe mkd N E 276, brs N 75° 16' E 233 vrs, 1910 vrs to a 1-1/4 in. iron pipe mkd 18-19 B 36 T 5 N set for the S W Cor, Sur. 18, B 36, Tsp. 5-N, whence a windmill bears S 24° 33' W and ado bears S 65° 24' W;

There are 67.6 acres of land owned by F M Weaver North of the dividing line between Weaver and L C Cumpton that falls in the enclosure of the said L C Cumpton, as determined by the above described survey.

Surveyed July _____ 1917.

Chain Carriers: J R Manry, Creed Rhea. Magnetic, Variation 11° 30' East.

We Robert E Estes, and C B Collard, Surveyors, do hereby certify that the foregoing described survey was made by us upon the ground and ac-

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ording to instructions and that the limits boundaries and corners, are
correctly described.

Witness our hands at Lamesa, Texas, this 20th day of July A.D.
1917.

ROBT. E ESTES,
County Surveyor Midland County, Texas.

C B COLLARD.
County Surveyor Dawson County, Texas.

Subscribed and sworn to before me this 20th day of July A.D.
1917.

(Seal)

M. SHAW.
Notary Public in and for Dawson County, Texas.

Filed 7-23d-1917. Ira Weakley Dist. Clerk, Garza Co. Texas.

Filed for record this 2nd day of August A.D. 1917, at 8-10, o'clock A.M.

Recorded this 3rd day of August A.D. 1917, at 4 o'clock P.M.

DIXIE KILGORE, County Clerk.

J. W. ...

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Counter 20492

The State of Texas |

County of Dawson |

I Dixie Kilgore clerk of the County court in

and for Dawson County, Texas. do certify that the above and foregoing

is a true and correct copy of the judgement rendered in cause No. 41

F.M.Weaver vs R.W.Higginbotham et al in the District Court of Garza

County also Surveyors report and map as found of record in the Deeds

records of Dawson County, Texas in Vol. 21 Pages 182 to 188 inclusive

except surveyors account attached to said report which has been

omitted.

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

September A.D.1917.

Dixie Kilgore County Clerk
in and for Dawson County, Texas.

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Sketch "C."
Dawson Co. SK. Files.

Cert. Copy Decree,

Filed Sept. 17. 1917-

J. Robison, Court.

J. D. Melick, for F. C. C.