

THE STATE OF TEXAS, §
COUNTY OF JIM WELLS. §

BEFORE ME, the undersigned authority, on this day personally appeared Hays Dix, well known to me to be a credible person, who, after being by me duly sworn, deposes and says, as follows:

My name is Hays Dix and I reside in Corpus Christi, Nueces County, Texas, and I am sixty-eight years old. I am a son of John J. Dix, who resided in Duval County, Texas, for many years and who was County Surveyor of Duval County, Texas, from the date of its organization for a number of years, and departed this life during the year 1911.

That deponent was also County Surveyor of Duval County for six years and has been actively doing surveying work in Duval County since 1898.

That deponent is familiar with the location of the corners of Surveys 1, 2, 74, 76, 119, 120, 221, 222, 223, 413, 414, 416, 415, 224, 467, 468, 224 and 560, in the North central portion of Duval County and the Northeast of the present Government Wells Oil Field near what is now called the La Novia Oil Field, and has been familiar with said property since the year 1901.

That during the year 1906 deponent found the Southeast corner of Survey 120; the Southwest corner of 120; the Northeast corner of Survey 222; the Southwest corner of Survey 117 and the Southwest corner of 118. That deponent found the Southeast corner of Survey 225 and made bearings on the ground and established the Northeast corner of 224 and made bearings. That he also found the lower Southwest corner of Survey 222 and made bearings. That he found the Southwest corner of Survey 222

and established the Northeast corner of Survey 222, which was 93 varas East of the Southeast corner of Survey 120. That he found the Northwest corner of Survey 560 and from it established the Southwest corner of 221. That he visited on this date said Northwest corner of Survey 560 and found the old original corner post marked "F"; but found that the Southwest corner of Survey 221 has been destroyed by the reconstruction of a fence.

That on this date deponent went to the Northwest corner of 560 and found the original post marked "I" or "L", which was supposed to have been placed there by Lafayette Caldwell, who was District Surveyor of the Nueces Land District at that time. That the corners hereinabove referred to were practically all found when deponent made a resurvey of Survey Number 222 in 1906.

That deponent is familiar with the South boundary line of Surveys 221, 2, 413, 414 and 465 and has been familiar with said boundary lines since prior to the year 1911. That E. N. Gray who owned the Gray Ranch built a fence line along said boundary lines about the year 1880 and deponent recalls surveying with his father sometime during the year prior to the year 1911, in which his father stated that this line was originally established by Lafayette Caldwell, who was acting as Deputy District Surveyor for R. H. Brown, who was the District Surveyor for Live Oak County, and that his father told him this Gray fence was built upon said line. That he further recalls his father stating to him at said time that Caldwell first run the line a little north of where the fence was built and found out that he had made a mistake and went back and corrected the line upon which the Gray fence was constructed. That deponent saw said fence on this date and there still remains evidence of where the fence stood at that time. There has

been a new fence constructed along this line, but there is evidence on the ground of where the old posts were and from which they have been removed. That deponent inspected the South end of Survey 221 on this date and found a line approximately 120 varas North of the South boundary line and running parallel with the South boundary line and believes that this line as it now appears from age is the line that his father had reference to when he told him that Caldwell made a mistake when he first surveyed out this south line.

Witness to me:

Jack S. Flusk
Gilbert Prusey

Hayes ^{His} Dix
 ^{mark}

SWORN TO AND SUBSCRIBED BEFORE ME, this 30th day
of September, A. D. 1935.

Jack S. Flusk
Notary Public in and for Jim Wells
County, Texas.

55 #48
Dural

Hays Dix Affidavit,
Dated Sep 30, 1935.

Please with Bureau
Co. St. file no. 40 B

Number 21908

13