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Surveyor's Report

Commissioner of General Land Office

Austin, Texas

Dear Sir:

This is a report covering a resurvey of J. Poitevent Surveys 211 and 213, and G. B. & C. N. G. Ry. Co. Surveys 215, 217 and 219 in Duval County, Texas.

These surveys are a part of a larger block of surveys located by Mr. A. M. French from a traverse that he made September 10 to 16, 1880, to find the corners of prior surveys made by Lafayette Caldwell and John J. Dix and then locate his surveys in the vacant area. It later developed that there were substantial excesses in the lines of the French traverse and as a result, in the lines of his surveys. Mr. French reran this traverse February 19 to 22, 1936 and his report on this later work is on file in the General Land Office.

In April 1935, Robert E. Estes, a licensed land surveyor, pursuant to instructions from the Commissioner of the General Land Office, made a comprehensive traverse by which he connected a number of the French and older corners. Mr. Estes' report and plat are filed in "Duval County Rolled Sketch E", at the General Land Office.

The surveys and resurveys, showing the date of survey and original surveyor are shown upon the enclosed working sketch.

On July 14, 1933, A. B. Conner, Deputy Surveyor of Duval County, by virtue of an application made by L. R. Clarkson, compiled field notes of a mineral lease of 1428 acres. On August 1, 1933, corrected field notes of the Clarkson Survey were made showing it to contain 940.7 acres. On October 24, 1936 the State delivered Mineral Lease 20220 covering the 940.7 acres to L. R. Clarkson. In cause No. 3967 District Court of Duval County, styled Humble Oil & Refining Company et al v. L. R. Clarkson on October 19, 1936, judgment was rendered by which the Humble, Magnolia and Texas Companies recovered 699.2 acres of land from L. R. Clarkson out of Mineral Lease 20220. It appears that Clarkson's interest was forfeited on June 5, 1940 and that lease 28069 covering 241.5 acres was made to Edwin D. Cox and J. L. Hammon. On June 13, 1946, the Commissioner of the General Land Office issued a Certificate of Facts covering this land, Register No. 20259, Files 20220; 24672; 28069. This detail is given because those holding under this lease are the only people who could be affected adversely by this resurvey. I did not survey this

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lease but know that it conflicts with Surveys 211, 215 and 216.

I ran a traverse to find the outside lines of Surveys 211 to 219 as surveyed by A. M. French and those of the subsequently patented surveys within it. An account of this preliminary traverse follows:

I began at a rock mound in fence corner for the S.W. corner of the R. R. Stolley Survey from whence the original 14 inch Mesquite tree marked X by A. M. French in 1880 witnessing the S.W. corner of the Samuel Alexander Survey No. 102, now dead and down in pipe line sendero, Bears S. 13° E., 27 varas and a 12 inch Mesquite tree marked V by L. L. Brumfield in 1937 to witness the S.W. corner of the Stolley Survey Bears S. 52° E., 14.4 varas. The James F. Welder Heirs, owners of Survey No. 102 and Hayes Dix, the surveyor, thought that this corner was the S.W. corner of Survey 102, but it was ascertained in suit styled Loma Novio Oil Corporation et al v. Petroleum Producers Company et al, 137 SW (2) 207, that it was not; that A. M. French's marked tree actually located the north lines of surveys 78, 211, 212 and 215 some 51 varas south of the south line of the Alexander Survey, thus making the Stolley vacancy along the south line of Survey 102.

Thence, East, with fence on the south line of the Stolley Survey, at 800 varas, the call distance on D. I. & A. Co. Survey No. 78, I set a concrete monument in fence for the N.W. corner of J. Poitevent Survey No. 211 and marked an 8 inch Mesquite tree \bar{V} , which Bears S. 29° 30' E., 32 varas; continuing on same course with fence, at 2709 varas in all set a concrete monument by an old mesquite stake in fence for the N.W. corner of J. Poitevent Survey No. 212 from whence a 12 inch original Mesquite tree marked \equiv by Hayes Dix in 1914, Bears S. 41° 30' E., 27.2 varas; Thence, S. 89° 50' E., with fence on the south line of the Stolley Survey, at 1950.2 varas found an iron pipe in fence by an old pointed mesquite stake set by Hayes Dix for the N.E. corner of Survey No. 212, from whence a 16 inch original Mesquite tree marked $=$ by Dix in 1914 Bears S. 18° W., 33.7 varas, this is also the N.W. corner of G. B. & C. N. G. Ry. Co. Survey No. 215; Thence, S. 89° 45' E., with the fence on the north line of Survey No. 215 and the south line of the Stolley Survey, at 1099.8 varas set a concrete monument in fence corner at the S.E. corner of the Stolley Survey and the W.S.W. corner of G. B. & C. N. G. Ry. Co. Survey 220, from whence an 11 inch original Mesquite tree marked $=$ by L. M. Brumfield in 1937, Bears N. 42° 15' W., 15.5 varas and a 17 inch Mesquite tree marked X by Brumfield at this same time Bears S. 73° 20' E., 13.7 varas. At this point the fence turns north, so I measured N. 0° 32' W., with fence 56.4

varas and found a 2 1/2 inch iron pipe in the fence set by L. M. Brumfield in 1937 for the N.E. corner of the Stolley Survey, I also found both of his marked trees witnessing this corner, a 10 inch Mesquite tree marked \equiv which Bears N. 80° 10' W., 23.1 varas and a 10 inch Mesquite tree marked \equiv which Bears S. 35° 54' E., 22 varas. Returning to the S.E. corner of the Stolley Survey, thence, S. 89° 11' E., with the general course of an old sendero on the north line of Survey 215 and the south line of Survey 220, at 843.2 varas set a concrete monument for the N.E. corner of Survey 215 and the N.W. corner of G. B. & C. N. G. Ry. Co. Survey 216, from whence I found a 6 inch Mesquite tree marked $=$ Bearing S. 12° 20' W., 22.4 varas and I marked a 4 inch Mesquite tree \underline{X} which Bears N. 76° W., 5 varas, then continuing on same course with the south line of Survey 220 and the north line of Survey 216, at 2789.3 varas found an old Mesquite stake on the ground and reset it from an 8 inch Mesquite marked \equiv by L. M. Brumfield in 1943 which Bears N. 30° W., 2.2 varas. It is noted that the Brumfield call at this corner is for a 6 inch Mesquite tree marked \equiv Bearing N. 30° W., 2.2 varas.

Returning to the N.W. corner of J. Poitevent Survey No. 211 in the south line of the Stolley Survey at a point 800 varas East of its S.W. corner; Thence, S. 0° 08' E., with the east line of Survey No. 78 and the west line of Survey 211, at 2124.7 varas found a 2 1/2 inch iron pipe for the original N.W. corner of Survey No. 210 as resurveyed for C. W. Hahl from whence an original 7 inch Mesquite tree marked \bar{X} was found bearing N. 66° 43' W., 12.2 varas and an original Mesquite tree marked \equiv Bearing S. 7° 30' W., 6.2 varas.

Thence, N. 89° 37' E., with sendero on the north line of Survey 210, at 1909.5 varas found a railroad rail, the original N.E. corner of Survey 210, from whence an original 13 inch Mesquite tree marked \bar{X} on S. prong was found bearing S. 83° 38' E., 78.7 varas. This corner is in the W. line of Survey 212 and I called it the S.E. corner of Survey 211. Thence, N. 0° 09' W., with the west line of Survey 212, 2111.9 varas to its N.W. corner as above reported for the N.E. corner of Survey 211.

Returning to the N.E. corner of Survey No. 210 and the S.E. corner of Survey 211; thence, S. 0° 09' E., with the east line of Survey 210 and the west line of Survey 212, at 356.4 varas set a concrete monument by an old mesquite stake set by Hayes Dix in 1914 for the S.W. corner of Survey 212 and the N.W. corner of Survey No. 213, from whence

I marked a 6 inch Mesquite X Bearing N. $28^{\circ} 30'$ W., 14.4 varas and also marked a 5 inch Mesquite V which Bears S. $74^{\circ} 45'$ E., 25.6 varas. Thence, S. $0^{\circ} 33'$ E., continuing with the east line of Survey No. 210 and now on the west line of Survey 213, at 1773.1 varas found a 2 inch iron pipe for the original S.E. corner of Survey No. 210 and the S.W. corner of Survey 213, from whence a 6 inch original Mesquite tree marked $\frac{X}{N}$ Bears S. $0^{\circ} 43'$ E., 16.9 varas and a 5 inch original Mesquite tree marked $\frac{T}{X}$ Bearing N. $72^{\circ} 08'$ W., 18.7 varas were found, both trees were marked on the resurvey of Survey No. 210 for Hahl. Thence, S. $89^{\circ} 35'$ W., with the south line of Survey 210, at 1910.2 varas found a sucker rod about 4 inches deep in ground on north edge of a graded road from whence an 8 inch original Mesquite tree marked \equiv Bearing N. $73^{\circ} 55'$ E., 24.5 varas and a 9 inch original Mesquite tree marked \bar{X} Bearing N. $46^{\circ} 18'$ W., 27.3 varas were found. While running the lines of Survey 210 I had the patent in hand, this was issued on April 9, 1942, and the marked trees, senderos, etc. indicate that the surveys were made about that time.

I then began at a 6 inch pointed mesquite stake 20 inches high at the N.W. corner of Survey 551, S.W. corner of Survey 552, both in the name of Arnold & Barrett for the N.E. corner of B. S. & F. Survey No. 553 and the S.E. corner of B. S. & F. Survey 554. These four surveys were made by J. C. Caldwell on October 24, 1876. Bearing N. $41^{\circ} 30'$ W., 41 varas from this mesquite stake I found the original Mesquite tree marked B by Caldwell; it is 13 inches in diameter and only about 5 1/2 feet of the stump is standing. Thence, N. $0^{\circ} 08'$ W., with old sendero on the west line of Survey 552 and the east line of Survey 554, at 628.1 varas pass 1/2 of a vara east of a 6 inch Mesquite post for the S.E. corner of the Manuel Garza Diaz Survey No. 77, at 646 varas cross center of creek, at 668.1 varas pass an original 10 inch Mesquite tree marked M by J. C. Caldwell in 1876, at 1593 varas pass 1.3 varas west of an 8 inch pointed mesquite post, at 1981.3 varas found a 4 inch pointed mesquite stake for the recognized N.W. corner of Survey 552, from which I marked a 6 inch Mesquite X Bearing N. $74^{\circ} 30'$ W., 19.5 varas; Thence, East, with old sendero on the north line of Survey 552, at 207.8 varas pass a 4 inch pointed mesquite stake at a corner of Survey No. 71 and the S.W. corner of Survey 70, at 1946.7 varas set a stake at the S.E. corner of Survey 70 and the N.E. corner of Survey 552, from whence the original 16 inch Mesquite tree marked D, by J. C. Caldwell in 1876 Bears South, 29 varas.

J. J. Dix in his survey of S. K. & K. Survey No. 70, September 5, 1878 also witnesses this tree from the S.E. corner of that survey.

Returning to the pointed mesquite stake at the S.W. corner of Survey 70 on this last line; Thence, North, at 2135 varas, (the called distance in the Original Surveys of 70 and 71 made by John J. Dix, in 1878) I set a concrete monument for the N.W. and N.E. corners of these two surveys and marked a dead 8 inch Mesquite tree = which Bears S. 8° E., 27 varas. The lines that emanate from the S.W. corner of Survey 551 were run to find French's south lines of 213, 214 and 217.

I then went to the E.N.E. corner of Survey No. 220 and found the original corner, a fence post marked \equiv from whence I found a 12 inch original Mesquite tree marked = which Bears N. 44° 30' W., 10 varas, both marked by L. M. Brumfield in 1943. I set a concrete monument here for the N.W. corner of Survey 219. This corner is 254 varas east of the S.W. corner of Survey 592. Thence, N. 89° 41' E., with fence on the south line of Survey 592, at 1654.4 varas found mesquite stake in fence for the S.E. corner of Survey No. 592 and probably the S.W. corner of the H. T. Hopkins Survey SF 11124, from whence the stump of a mesquite marked + on the ground Bears S. 76° E., 8.3 varas, at 1891 varas set a concrete monument in fence for the N.E. corner of G. B. & C. N. G. Ry. Co. Survey No. 219 and the N.W. corner of Louis Ridder Survey No. 115 surveyed November 27, 1914 by Hayes Dix, from whence I marked an 8 inch Mesquite tree = which Bears S. 9° 15' E., 10 varas. Nothing was found marking this corner, but I called it the N.E. corner of 219 because it is Mr. French's called distance, it runs with the south line of 592 as per his call, and a fence corner post at Hayes Dix's N.E. corner of the Ridder Survey 115 Bears N. 89° 41' E., 45 varas, its called distance.

Thence, from the N.E. corner of Survey No. 219, S. 0° 19' W., with the west line of the Ridder Survey, at 2659.6 varas set a concrete monument for the S.E. corner of Survey 219 in fence on the north line of Survey No. 89 by an old mesquite stake set by Dix for the S.W. corner of the Ridder Survey, a 10 inch Mesquite tree which Bears N. 6° E., 7.6 varas was marked X. Thence, S. 88° 21' W., with fence on the north line of Survey 89, at 7 varas found a tall pointed fence post for the N.W. corner of Survey 89 and the N.E. corner of Survey 90 as surveyed by Hayes Dix on November 29, 1914, from whence Dix's witness tree, a 14 inch Mesquite tree marked A was found on ground 2 varas west of his call distance of S. 28 1/2° W., 37 varas, where it had been bulldozed to the

edge of a road. Then continuing on same course with fence on the north line of Survey 90, at 1373 varas in all (Mr. French's call) set a concrete monument in fence corner on the east line of Survey 218 by a pointed mesquite stake set by Dix for the N.W. corner of Survey 90, from whence, N. 40° E., 14 varas, found his original witness tree, a 10 inch Mesquite tree marked M. There is also a stump which Bears S. 52 3/4° W., 8 1/2 varas from the corner where he marked a Mesquite tree T. This stump is 8 inches in diameter and 2 feet high but I did not find the tree. Thence, North, with fence on the east line of Survey 218, at 372.9 varas set a concrete monument in fence corner by a pointed mesquite stake set by Hayes Dix when resurveying Survey 218 on November 5, 1914, from whence an original 10 inch Mesquite tree, now dead, marked H Bears N. 26° 30' W., 8.7 varas and a 16 inch Mesquite marked X Bears S. 29° 15' W., 11.5 varas, both of these trees were found and both were marked by Dix in 1914. Mr. French's call on this last line is North, 373 varas. Thence, N. 89° 20' W., with fence on the north line of Survey 218, at 518.7 varas, set a concrete monument by a very large fence post for the S.E. corner of G. B. & C. N. G. Ry. Co. Survey No. 220, as surveyed by L. M. Brumfield in his 1943 resurvey of Survey 220. I found a 16 inch original Mesquite tree marked V Bearing N. 28° 15' E., 30 varas and a 12 inch original Mesquite tree marked X Bearing S. 76° 30' E., 26 varas from this corner, both trees are called for by Brumfield but the marks on them appear to be older than his work, then continuing on same course with fence on the north line of Survey 218, at 1472.4 varas in all, to a fence corner post marking the N.W. corner of Survey 218 and a corner of Survey No. 220. Thence, S. 0° 27' W., with the fence on the west line of Survey 218, at 192.6 varas set a concrete monument for the S.E. corner of 216 and the N.E. corner of 217 from whence, N. 64 1/2° W., 8.8 varas, marked a 15 inch Mesquite tree V, then continuing with fence, at 2266.1 varas set a concrete monument in fence for the S.E. corner of Survey 217, from which a 12 inch Mesquite tree marked X Bears S. 27° 30' W., 19.3 varas and a 14 inch Mesquite tree Marked X Bears S. 63° 30' E., 20 varas. I do not know who marked these trees. Thence, continuing with fence, at 2281.2 varas passed a pointed Mesquite post, at 2466.5 varas in all a fence corner post for the S.W. corner of Survey 218 as resurveyed by R. M. Gonzales on January 17, 1923, from whence an 18 inch original Mesquite tree marked = Bearing N. 39° 15' W., 38.5 varas was found. The resurveyed south one-half of Survey 218 will overlap the north line of S. K. & K. Survey No. 69 by 185.3 varas.

Returning to the S.E. corner of Survey 217 which is S.0° 27'W., 2266.1 varas from the N.W. corner of Survey 218; Thence, West, with the north lines of S. K. & K. Surveys 69 and 70, at 1925.5 varas set a concrete monument for the S.W. corner of Survey 217 and the S.E. corner of Survey 214, from whence marked an 8 inch Mesquite = which Bears S. 66° 30' E., 5.3 varas, continuing on same course, at 3256.2 varas in all to the concrete monument that I set for the N.W. corner of Survey 70 and the N. E. corner of Survey 71, as above reported. Thence, S. 89° W., at 594.8 varas set a concrete monument for the S.W. corner of Survey 214 and the S.E. corner of Survey 213, from whence I marked a 4 inch Mesquite L which Bears S. 3° W., 32.2 varas, then continuing on same course at 2530.4 varas in all to the iron pipe at the S.E. corner of Survey No. 210 as above reported.

After making this preliminary connecting traverse, the lines of Surveys 211, 213, 217 and 219 were run on the ground, as shown by the field notes and plat, both of which are a part of this report.

Respectfully submitted,

Phillip G. Young

PHILLIP G. YOUNG
Licensed Land Surveyor

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MAY 27 1949

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County 21455

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File No. 67
Duval County
Sketch File

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Surveyors Report of
re-survey of J. Poitevent
surveys # 211 & 213, and
G.B. & C.N.G.Ry Co. surveys
215, 217 & 219, about
20 miles N.50°W. from
San Diego -
surveyed by -
Phillip G. Young
March 30, 1949

- Relied Sk 32 -