

September 29, 1948

The Texas Company
P.O. Box 1720
Fort Worth 1, Texas

ATTN: Mr. E.W. Lewis, Div. Land and Leaseman

Dear Mr. Lewis:

Your letter of September 24, 1948, requesting information regarding excess in the Rodman Survey No. 4 $\frac{1}{2}$ in Fisher County, Texas, has been received.

I have examined the field notes of the John Rodman Surveys 1 $\frac{1}{2}$ through 7 $\frac{1}{2}$ and adjoining surveys. According to the field notes of the J.J. Griffin No. 5, S.F. 8007, adjoining Survey No. 1 $\frac{1}{2}$ on the north and partly on the west, the north line of Survey 1 $\frac{1}{2}$ is 1668 varas long. The easternmost north line of Survey 1 $\frac{1}{2}$ is 226 varas long, which will make the south line of Survey 1 $\frac{1}{2}$ 1894 varas in length.

The southernmost south line of the John Rodman Survey 6 $\frac{1}{2}$ is 1100 varas long and the northernmost south line of the John Rodman Survey 6 $\frac{1}{2}$ is 871.7 varas, making a total of 1971.7 varas. 1100 varas is the length of the north line of Survey 7 $\frac{1}{2}$, John Rodman. The northernmost south line of Survey 6 $\frac{1}{2}$ is based on the distance of the north line of the NW/4 of Sec. 8, H.T. & B. Blk. 1 and a strip between the John Rodman Survey 7 $\frac{1}{2}$ and Sec. 8, which is 184.1 varas long.

According to the field notes of the A.J. Long Survey No. 2, S.F. 361, the west lines of Sections 5 $\frac{1}{2}$ and 4 $\frac{1}{2}$ are 2007 varas each. These field notes call to begin at the SW corner of Survey 5 $\frac{1}{2}$, thence N 15° W 2007 varas pass the NW corner of Survey 5 $\frac{1}{2}$, at 4014 varas pass the NW corner of Survey 4 $\frac{1}{2}$ and SW corner of Survey 3 $\frac{1}{2}$, etc.

Should you require copies of field notes or sketches of this area, please so advise.

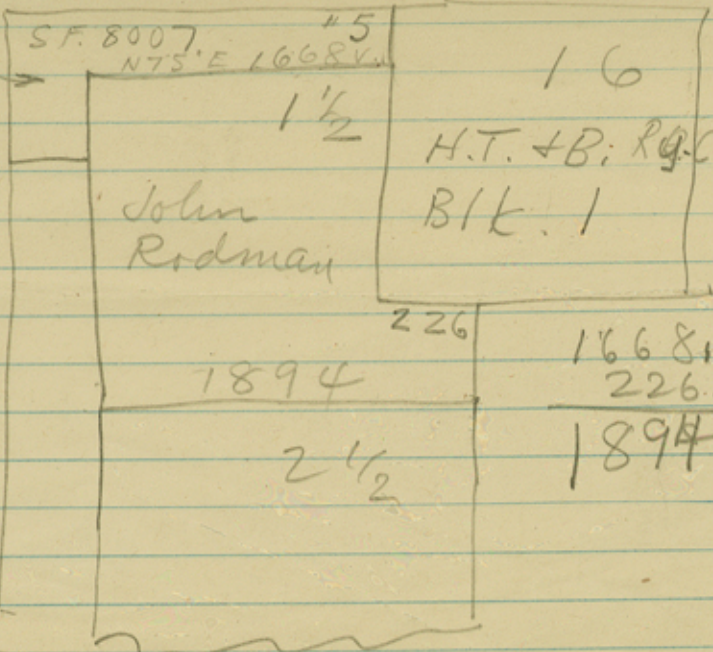
Sincerely yours,

BASCOM GILES, COMMISSIONER
OF THE GENERAL LAND OFFICE

HUvR:bh
F: S.F. 361, 8007, 14320
Bex.S-40094-5-6, 40100
Sch.-42449

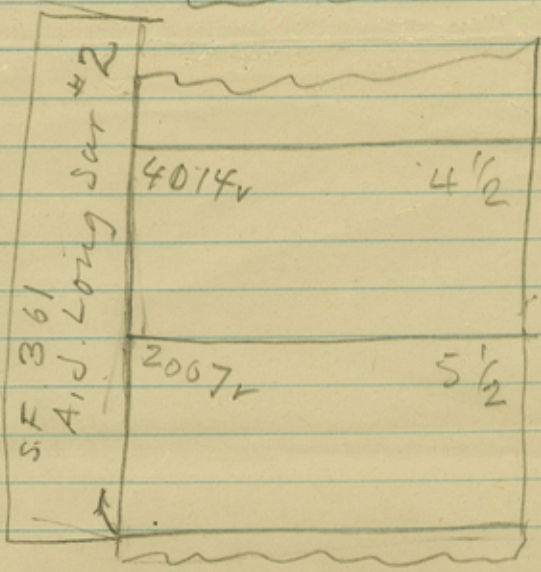
Counter 22651

J.J. Griffin #5



16
 H.T. + B. Ry. Co.
 Bk. 1

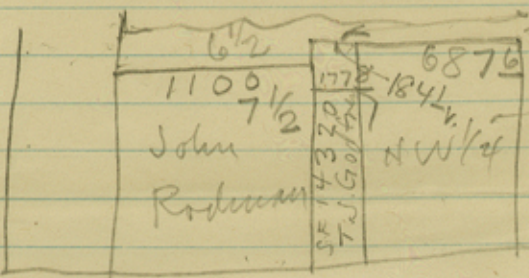
1668.0
 226.0
 1894.0



by W.P. Couch
 Oct 9, 1940
 according to
 sketch
 1971.7

1841
 682.6
 871.7
 1000
 1971.7

1100
 184.1
 687.6
 1971.7



Section 8
 HT + B. Ry. Co.
 Bk. 1

Counter 22653

D416

T-125

THE STATE OF TEXAS

County of Fisher

FIELD NOTES of a survey of 676.9 Acres

Made for W.B. Parshall

By virtue of his request for survey

Original Grantee John Rodman

Patentee

ScaleVrs. per
inch

Certif. No.....Survey No. 4½

Variation

Section No..... Block No./

Quantity 676.9 acres

Said Survey is in Fisher County, Texas, Situated on the waters of Sweetwater Creek Tributary of Brazos River, About 5 miles S.E. of Roby, Texas.

BEGINNING AT: A rock mound from which a Mesquite stump brs. N 68 W 17 vrs, and another Brs S 12½ deg W 6.5 vrs. This mound is 1260 vrs N 15 deg W of the center of Plum creek, and is set for S.W. corner of the John Rodman Survey # 4½, in the E.B.L. of the A.J. Long S.E. # 361.

Thence N 15 deg W 2020 vrs with the W.B.L. of the Rodman Svr. 4½, to an buried stone under an old fence line for the N.W. corner of said Svr. # 4½. This point is 4051 vrs S 15 deg E of the recognized, and occupied N.W. corner of John Rodman Svr. # 2½, & in the E.B. L. of S.F. # 361.

Thence N 75 deg East 1892 vrs with an old fence line to a corner post set for the N.E. corner of Svr. # 4½, and the S.E. corner of Svr. # 3½, and in the W.B. L. of Sect. # 13, H T & B R.R. Blk. 1.

Thence S 15 deg E, passing the N.W. corner of Sect # 12, Blk. # 1, 1904.3 vrs S 75 deg W of it's N.E. corner, 2020 vrs to an old stone mound set for the S.E. corner of this survey, in the W.B.L. of Sect. # 12, Blk. # 1.

Thence S 75 deg W 1892 vrs with the S.B.L. of Svr. # 4½, following an old fence line to the place of beginning. This line runs with the recognized, and occupied N.B.L. of Survey # 5½.

This survey is occupied according to the above field notes, by very old fence lines, and since it was conveyed by these dimensions in 1907, it very likely was fenced in this manner at that time. There is a like excess occupied by Svrs. # 3½, and 2½ to the North, and by 5½ to the south, indicating that this excess was surveyed and distributed, probably at the time the scrap files were granted to the West, and since there is no conflict as to occupation, and all the patent field notes tie to the adjoining surveys, this is a matter of excess in the Rodman surveys, and there is no vacant strip between. It is my opinion that a deed of acquittance should be granted by the State for the excess shown by these field notes.

TO THE PLACE OF BEGINNING:

Counter 226 59

THE TEXAS COMPANY

TEXACO PETROLEUM PRODUCTS



PRODUCING DEPARTMENT
WEST TEXAS DIVISION
C. B. WILLIAMS, DIVISION MANAGER

P. O. BOX 1720
FORT WORTH 1, TEXAS

September 24, 1948.

124492 - W. B. Parshall et al
Fisher County, Texas

Commissioner of the General Land Office
Austin, Texas

Dear Sir:

We are taking an oil and mineral lease covering the South 1/2 of Survey 4-1/2, of the John Rodman Survey, Abstract 412, containing 338.2 acres, more or less, in Fisher County, Texas.

Our attorney makes the following comment in connection with examination of title to this tract of land:

"Rodman Survey No. 4-1/2 was patented to John B. Rector, assignee of John Rodman, on August 8, 1882. The field notes in the patent call for east and west lines of 2007 varas and north and south lines of 1800 varas. The acreage content is stated to be 640 acres (page 3 of the second abstract). At page two of the second abstract are field notes on Survey No. 4-1/2 certified by the County Surveyor of Fisher County in which the east and west lines of the survey are stated to be the same as in the patent field notes (2007 varas) but the called distances of the north and south lines are 1892 varas each instead of the patent field note distances of 1800 varas. The acreage content in this set of field notes on page two of the abstract is stated to be 672 acres, an excess of 32 acres over the acreage content called for in the patent field notes.

"It is impossible to say whether the boundary lines as established by the survey upon which the patent field notes are based have actually been extended by the later surveys or whether later surveys have proven the calls for distance in the original survey field notes to have been incorrect. If the later surveys have actually extended the boundary lines as established upon the ground by the original survey then it would seem likely that a vacancy exists. If, on the other hand, the boundary lines have not been extended beyond their positions on the ground as established by the original survey but the original calls for distance have been found to be incorrect and the Survey has been found to contain 32 to 36 acres more than was supposed at the time of the patent then there would seem to be no excess of acreage in the survey and the State of Texas would appear to have an undivided interest in the survey to the extent of such excess."

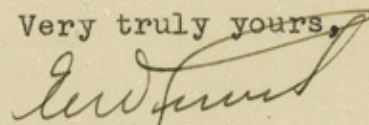
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9-24-48

We have had a survey made of said Survey 4-1/2, and according to the field notes there are 676.9 acres in the survey. Photostat of the field notes are enclosed.

We will appreciate your advising us promptly whether or not this survey develops excess or vacancy land and if so, the exact procedure necessary for the owners (there are two, Thomas T. Krahl, owner of the North 1/2, and William B. Parshall, owners of the South 1/2 of said Survey) to purchase such excess or vacancy, stating the amount to be paid therefor. If such amount is to be ascertained, then in what manner is the amount ascertainable?

Very truly yours,



E. W. Lewis
Division Land and Leaseman

EWL-ECW

cc-Mr. William B. Parshall, Attorney,
9 Court Street,
Uniontown, Pennsylvania.

cc-Mays, Perkins & Sheridan,
Sweetwater, Texas.

RECEIVED

SEP 25 1948

REFERRED TO ~~MINERALS~~

Law

Counter 22656