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Corpus Christi, Texas, May 30, 1938

Hon. Wm. H. McDonald,
Commissioner, General Land Office,
Austin, Texas.

Dear Sir:

Herewith is plat and report of work done by me in connection with locating B. S. & F. Survey 637 (A-152) Frio County, Texas, and adjoining surveys in this area.

The Dolores Garcia 1409 was surveyed by W. Friedrich on November 17, 1866. Between September 1 to 7, 1875, Theodore Melms surveyed A. B. & M. Surveys 5(1060/1), 6(1060/2), 7 (1061/1), 8(1061/2), 9(1062/1), & 10(1062/2) and B. S. & F. Surveys 1(476/1), 2(476/2), 3(477/1), 4(477/2) and on April 17, 1876 he surveyed BS&F 1(1397/1) and re-surveyed same February 16, 1881. On July 12, 1876, W. E. Hight surveyed BS&F 637/1 and 637/2. The field notes of B.S.&F. 637/2 were never used for patent. Hight also surveyed the Mary Pigford Survey in 1877 and the G. B. & C. N. G. R. R. Survey #1 on March 1, 1878. The remaining surveys in this area, with the exception of the James Reynolds Survey surveyed by J. W. Crouch 10-27-1887 and the W. P. Wolfe Survey #12 surveyed by A. L. Curtis 4-27-1903, were surveyed by W. W. Haynes from 1878 to 1885.

In making my investigation of the surveys involved, I began at the original south corner of B. S. & F. Survey #1 (476/1) and west corner of B. S. & F. Survey #3 (477/1) at a stake from which a 20" mesquite, marked \bar{X} very old, bears S 7° W - 61-1/2 varas. No evidence of the other witness tree was found. I then ran N 44° 54' W. and finding no evidence of the west corner of B. S. & F. Survey #1, continued on to a total distance of 3947.6 varas and set a stake from which a 22" L. O. marked \bar{X} very old, bears N 17° W. 71-3/4 varas and a 18" L. O. marked \bar{X} very old, bears N 16° W 75-1/2 varas, which is the original west corner of A. B. & M. Survey 9 and the south corner of A. B. & M. Survey #7. I then ran N 44° 57' W. 1958.9 varas to an old rock pile for the west corner of A. B. & M. Survey #7 and the south corner of A. B. & M. Survey 5 and proceeding N. 44° 29' W. at 301 varas passed the recognized east corner of the Pablo Ortis Survey 1411 (Original witness trees not found) at 1953.5 varas, set a stake for the south corner of Dolores Garcia Survey 1409 and the west corner of A. B. & M. Survey #5 from which stake a 21" mesquite (which appeared to have been marked and is the only large mesquite in the immediate vicinity) bears N 24° 45' W. 110.5 varas and a mesquite stump bears N 41° 45' E. 116 varas. These fit exactly the calls of the Garcia Survey for witness trees at this corner.

From the west corner of A. B. & M. Survey #5 and the south corner of the Garcia Survey as above located, I ran N. 45° 17' E. with the southeast line of the Garcia Survey 1409, at 2288 varas, I passed a point from which a 36" L. O. (with very old axe marks -- no definite markings discernable) bears N. 47° 20' E. 122 varas (this call in the original notes is N. 35° E. 122 varas) at 3463.7 varas set a stake for the east corner of the Garcia Survey 1409 and from which stake a 39" L. O. Snag (with the west side burned out) bears N 66° 30' E. 355 varas. I found no evidence of the other witness tree called for in that it stood in the present road and was grubbed out some ten years ago. The L. O. snag referred to above was accepted by A. C. Sweeney as an original witness tree for the east corner of the Garcia Survey in his surveyor's explanation dated April 6, 1911. Continuing N. 45° 17' E at 3794.2 varas (330.5 varas from the East corner of the Garcia Survey) I set a stake for the southerly east corner of the J. W. Little Survey 90/2 and from which stake above 39" L. O. snag bears S. 45° E. 128 varas. Continuing N. 45° 17' E. at 3840 varas I passed a 28" mesquite (marked = fore and aft, marks old enough to be original) and at 3863.4 I set a stake for the north corner of A. B. & M. Survey 6, which corner is N. 45° 17' E, 400 varas (call distance) from the east corner of the Garcia Survey.

From the north corner of A. B. & M. Survey 6, I ran S. 45° 00' E. (call bearing) at 1232.0 varas set a stake for the west corner of the southeast half of B. S. & F. 638. I found no stake or pile of rocks as called for in the original field notes. Continuing S. 45° 00' E., I found no evidence of the east corner of A. B. & M. Survey 6, which is the north corner of A. B. & M. Survey 8 and at 2322.0 varas (1090 varas (call distance) from west corner of SE-1/2 B. S. & F. 638) set a stake for the south corner of the southeast half of B. S. & F. Survey 638. Continuing S. 45° 00' E, I found no evidence of the east corner of A. B. & M. Survey 8, which is the north corner of A. B. & M. Survey 10, nor did I find the 24" L. O. marked \bar{X} on two sides called for on the northeast line of Survey 8, at 4683.2 vrs I crossed a very old fence for the northwest line of the James Reynolds Survey. Continuing S. 45° E. and finding no evidence of

original corners at the east corner of A. B. & M. Survey 10, the east corner of B. S. & F. 2(476/2) and the east corner of B. S. & F. 4(477/2) I set a stake in the occupied southeast line of B. S. & F. 4 at a total distance of 9750.1 varas from the north corner of A. B. & M. Survey #6.

I then returned N. 45° 00' W. along the line just run and at 1912 varas set a stake for the east corner of B. S. & F. 2 (476/2). I then ran S. 45° 00' W. along the southeast line of B. S. & F. #2 at 1898.0 I set a stake in the road along the southwest line of B. S. & F. 2 and 4 and from which stake a 12" mesquite snag (snag appears to have been marked and is the only old mesquite in vicinity) bears S. 85° W. 92 varas. Also a 14" mesquite stump adjoining the above mentioned mesquite snag would fit the call of S. 86° W. 92 varas. It will be noted that the witness trees fitting these calls are called for at the south corner of B. S. & F. #4 (477/2) and I found same to be at the west corner of this survey. W. W. Haynes, according to his report of May 30, 1883, also found such trees at the west corner of this survey.

From the above west corner of B. S. & F. #4 I ran S. 44° 54' W. 1994.3 varas to the south corner of B. S. & F. 1, which is the beginning corner of my survey in this area.

I then returned to the west corner of B. S. & F. #4 which is the south corner of B. S. & F. #2 and ran N. 45° 53' W finding no evidence of W. cor. B. S. & F. #2 at 3979.2 varas to an old rock pile for the west corner of A. B. & M. #10. Returning S. 45° 53' E. along the southwest line of A. B. & M. #10 just run at 1989.6 varas (midway between the west corner of B. S. & F. #4 and the west corner of A. B. & M. 10) I set a stake for the south corner of A. B. & M. #10. I then ran N. 45° 00' E. at 1928.7 varas I set a stake for the east corner of A. B. & M. #10 in the line previously run for the northeast lines of A. B. & M. #6, 8, 10 and B. S. & F. 2 and 4.

I then ran S. 45° E. with the northeast line of B. S. & F. #2 1078 varas, the location of the south corner of B. S. & F. Survey 637 as placed by its beginning call in the original field notes. I then ran N. 45° 00' E. 1656 varas; N. 45° 00' W 2180 varas and S. 45° W. 1656 varas to intersect the northeast line of A. B. & M. Survey 10. I find no evidence of B. S. & F. Survey 637 in this position and I also find that such a position would be in conflict with junior surveys, namely, James Reynolds, W. P. Wolfe, J. R. Bolin, Mary Pigford, Parke Scott, W. A. Adams and J. C. Eldridge Surveys. The Mary Pigford and Parke Scott having been also surveyed by Hight who surveyed B. S. & F. 637.

Returning to the west corner of the southeast half of B. S. & F. Survey 638 I ran N. 45° 00' E. at 1629 varas set a stake for the north corner of the southeast half of B. S. & F. Survey 638 and the east corner of the northwest half of B. S. & F. Survey 638, from which stake the remains of large live oak bears N. 24° 30' W. 34.2 varas, 6" mesquite marked \bar{X} bears S. 63° 15' W. 6 varas and a 9" mesquite marked \bar{X} bears S. 44° 30' W. 16.2 varas, which trees are the original witness trees called for at such corners of such surveys.

I then ran S. 45° 20' E. at 1090 varas (call distance) I set a stake for the east corner of the southeast one half of B. S. & F. 638 at 1326.2 varas a rock pile for the southwest corner of the J. E. Berry Survey 12/1, at 2132.5 varas I set a stake for the southeast corner of the J. E. Berry Survey 12/1 and the northerly southwest corner of the W. P. Wolfe Survey 1144 from which a 21" mesquite, marked \bar{X} very old bears N. 18° 00' E. 40 varas (original corner), at 2400.3 varas a rock marked W. P. for the southerly southwest corner of the W. P. Wolfe Survey 1144 (original corner), at 3319.2 varas passed the occupied most northerly north corner of the W. P. Wolfe Survey #12 at 3423.8 varas a 14" forked mesquite. (an 8" mesquite blazed on four sides is called for at the south corner of the Jacob Pigford 70/9) No marks discernable on mesquite found, due to the tree being used as the corner post. Tree is recognized as south corner of the Jacob Pigford 70/9.

I went to the southwest corner of the Parke Scott Survey 1143 and set a stake from which a 14" mesquite marked \bar{X} very old, bears S. 34° 30' east 50 varas, being an original witness tree. I then ran N. 0° 10' W. at 456.8 varas passed 1.5 varas left of large set stone for the southeast corner of the J. R. Bolin Survey, at 1128.5 varas I set a stake for the northwest corner of the Parke Scott Survey and the southerly northeast corner of the J. R. Bolin Survey from which a 14" mesquite snag (being an original witness tree) marked \bar{X} very old bears N. 60° W. 9 varas. I made a careful search and found no evidence of the other tree called for. I then ran west at 570 varas (call distance) set a stake

in fence corner for the inner corner of the J. R. Bolin Survey and the southwest corner of the Mary Pigford Survey. I then ran north at 950 varas (call distance) set a stake in the road along the north line of the Pigford and Bolin Surveys for the northerly northeast corner of the J. R. Bolin and the northwest corner of the Mary Pigford. From the northwest corner of the Mary Pigford located above, I ran east with the road along the north line of the Pigford Survey at 950 varas (call distance) set a stake in the intersection of the road along the north line with the road along the east line of the Pigford Survey which stake is in the recognized east line of the Pigford Survey.

I then returned to the northwest corner of the Mary Pigford Survey and the northerly northeast corner of the J. R. Bolin Survey located above and ran west with the road at 316 varas (call distance) set a stake for the northwest corner of the Bolin Survey. From the northwest corner of same I ran south at 1621.2 varas (call distance is 1627 varas) set a stake for the southwest corner of the J. R. Bolin Survey. I found no stone marked X as called for at this corner. I then ran east at 890 varas (call distance is 886 varas) to the large set stone for the southeast corner of the J. R. Bolin Survey.

Returning to the southwest corner of the J. R. Bolin Survey, I ran north with the west line of same at 534.2 varas (call distance 510 varas). I set a stake at the intersection of the northeast line of the James Reynolds as evidenced by an old marked line which marks are old enough to be the original and old fence with the west line of the Bolin. No evidence of the original trees called for was found. I then proceeded N. 45° 00' W. with said old marked line and fence at 561.9 varas I set a stake for the north corner of James Reynolds Survey in the line of a very old wire fence. This fence was reported to me by old residents to have been one of the first fences in this area and is considerably over fifty years old. I then ran S. 44° 04' W. with the very old wire fence which is the northwest line of the James Reynolds at 1073.8 varas I intersected my previously re-established northeast line of A. B. & M. Survey 10, at 1131.5 varas set a stake in fence corner at the intersection of the fence along the northwest line of the James Reynolds Survey with the fence along the southwest line of the Reynolds. (Fence corner is called for in the original field notes of the Reynolds). I then proceeded S. 46° 11' E. with the old fence as called at 1000 varas set a stake for the south corner of the James Reynolds Survey in the old fence line. I found no stake and pile of rocks as called for at this corner.

Returning to my previously re-established north corner of the James Reynolds I ran N. 46° 14' W. with an old fence at 106.5 varas set a stake in fence corner. I then ran N. 44° 20' E. with an old fence at 576.0 varas set a stake in the southwest line of the Jacob Pigford.

I then went to the re-entrant corner of the G. B. & C. N. G. R. R. Survey #1 at which corner the original field notes call for a triple L. O. Marked \bar{I} to bear N. 72½ E. 54 varas. At this corner I find a large set stone from which the remains of a large L. O. stump bears N. 72° 30' E. 54 varas. The adjoining land owners recognize the remains of the L. O. stump as the original witness tree. From the above large rock I ran south with an old fence at 1061 varas (call distance) set a stake for corner. I made a diligent search and found no evidence of the two witness trees called for at this corner. I then proceeded west with an old fence at 516 varas (call distance) a stake for the southerly re-entrant corner of said G. B. & C. N. G. R. R. Survey #1. I then ran south at 892 varas (call distance) found a rock pile for corner. The rock pile is called in the original field notes of the J. E. Berry 12/1 to be at the south corner of the G. B. & C. N. G. R. R. Survey, which is borne out by the above location of the south corner of the G. B. & C. N. G. R. R. Survey 1.

From the information developed by my field work, I find that B. S. & F. 637 placed from its beginning call (calls to begin S. 45° E. 1078 varas from the east corner of L. Unger Survey #10 (1062/2) and by call for adjoinder on its closing line of its field notes for the northeast lines of survey 10 and 2, does not exist on the ground and such a position would conflict surveys previously named above.

I also find that the field notes for the Parke Scott Survey contains the certification by W. W. Haynes that his survey of said Parke Scott is a re-survey and that he finds the corners and lines as surveyed by W. E. Hight, at some prior date and whose notes were apparently never recorded, to be the same as Hight's original field notes. I also find that the Mary Pigford Survey was

surveyed by W. E. Hight in 1877 (a year after his survey of the B. S. & F. Survey 637/1 and 637/2) and that the Mary Pigford is called to begin E. 410 varas and north 187 varas from the east corner of B. S. & F. Survey 637/1. The beginning corner of the Mary Pigford is the northwest corner of same and was located by me as explained above.

Placing the east corner of B. S. & F. 637 as called in the beginning corner of the Mary Pigford places same in the southwest line of the Jacob Pigford Survey 70/9 as previously located by me and S. 45° 20' E. 2200.7 varas (call distance is 2180 varas) from the east corner of the southeast half of B. S. & F. 638.

I also find that at the most southerly west corner of the G. B. & C. N. G. R. R. Survey #1 (surveyed by W. E. Hight March 1, 1878) Hight calls for the north corner of 637/2, now 638, I find that by placing the most southerly west corner of said G. B. & C. N. G. R. R. Survey #1 call distance (N. 45° 00' W 2443 varas) from the south corner of this survey previously located by me the distance between the north corner of B. S. & F. 637/2 and the east corner of B. S. & F. 637/1 located from the northwest corner of the Mary Pigford to be 4409.5 varas (combined call of 637/1 and 637/2 is 4360 varas).

Returning to the east corner of the southeast half of B. S. & F. Survey 638 as previously established by me I ran S 45° 00' W. 1645.3 varas to the stake previously set by me for the south corner of same.

Returning to the east corner of B. S. & F. Survey 637 as located by me from the northwest corner of the Mary Pigford, I ran S. 45° 00' W and at 1648.2 varas set a stake in the northeast line of A. B. & M. #10 for the south corner of B. S. & F. 637. I find that B. S. & F. 637 so located contains 640 acres of land.

I attach hereto corrected field notes for B. S. & F. 637. The corrected position of B. S. & F. 637 is outlined red for your convenience on attached white print.

Yours very truly,

Hayes Dix

Hayes Dix - Licensed State Land Surveyor
of the State of Texas.



Corpus Christi, May 30, 1938

Hon. Wm. H. McDonald,
Commissioner, General Land Office,
Austin, Texas.

Dear Sir:

Herewith plat and report of work done by me in connection with locating B. S. & F. Survey 1 (Script 1397) (A-149) Frio County, Texas, and adjoining surveys in this area.

The Dolores Garcia Survey 1409 was surveyed by W. Friedrich on November 17, 1866. Between September 1 to 7, 1875, Theodore Melms surveyed AB&M Surveys 5(1060/1), 6(1060/2), 7(1061/1), 8(1061/2)9(1062/1), 10(1062/2) and B. S. & F. Surveys 1(476/1), 2(476/2), 3(477/1) and 4(477/2). On April 17, 1876 Melms surveyed B. S. & F. 1 (1397) and B. S. & F. 2 (1397) and on February 16 and 17, 1881 he resurveyed said surveys. B. S. & F. 1 (1397) was patented on its original notes and his corrected notes were marked "of no use". Both sets of field notes prepared for B. S. & F. #2 were canceled and same was patented using field notes prepared by A. C. Sweeney after his survey dated May 5, 1915.

W. E. Hight surveyed G. B. & C. N. G. R. R. Survey #1 on March 1, 1878, while W. W. Haynes surveyed the southeast half of B. S. & F. 638 on July 11, 1883 and the James Merriwether Survey 90/3 on April 15, 1886. The J. W. Little Survey was surveyed by A. L. Curtis in December 12, 1889, while Hartsfield surveyed the northwest half of 638 on February 27, 1922.

In making my investigation of the surveys involved, I began at the original south corner of B. S. & F. Survey #1 (476/1) and west corner of B. S. & F. Survey #3 (477/1) at a stake from which a 20" mesquite marked $\frac{X}{X}$ very old bears S. 7° W. 61-1/2 varas. No evidence of the other witness tree was found. I then ran N 44° 54' W. and finding no evidence of the west corner of B. S. & F. Survey #1, continued on to a total distance of 3947.6 varas and set a stake from which a 22" L. O. marked $\frac{X}{X}$ very old bears N. 17° W. 71-3/4 varas and a 18" L. O. marked $\frac{X}{X}$ very old bears N 16° W. 75-1/2 varas which is the original west corner of A. B. & M. Survey 9 and the south corner of A. B. & M. Survey 7. I then ran N 44° 57' W 1958.9 varas to an old rock pile for the west corner of A. B. & M. Survey 7 and the south corner of A. B. & M Survey 5 and proceeding N. 44° 29' W at 301 varas passed the recognized east corner of the Pablo Ortis Survey 1411 (original witness trees not found) at 1953.5 varas set a stake for the south corner of Dolores Garcia Survey 1409 and the west corner of A. B. & M. Survey #5 from which stake a 21" mesquite (which appeared to have been marked and is the only large mesquite in the immediate vicinity) bears N 24° 45' W 110.5 varas and a mesquite stump bears N. 41° 45' E. 116 varas. These fit exactly the calls of the Garcia Survey for witness trees at this corner.

From the west corner of A. B. & M. Survey 5 and the south corner of the Garcia Survey as above located, I ran N. 45° 17' E. with the southeast line of the Garcia Survey 1409, at 2288 varas I passed a point from which a 36" L. O. (with very old axe marks - no definite markings discernable) bears N. 47° 20' E. 122 varas (this call in the original notes is N. 35E. 122 varas) at 3463.7 varas set a stake for the east corner of the Garcia Survey 1409 and from which stake a 39" L. O. snag (with the west side burned out) bears N. 66° 30' E. 355 varas. I found no evidence of the other witness tree called for in that it stood in the present road and was grubbed out some ten years ago. The L. O. snag referred to above was accepted by A. C. Sweeney as an original witness tree for the east corner of the Garcia Survey in his surveyor's explanation dated April 6, 1911. Continuing N. 45° 17' E. at 3794.2 varas (330.5 varas from the east corner of the Garcia Survey) I set a stake for the southerly east corner of the J. W. Little Survey 90/2 and from which stake above 39" L. O. snag bears S. 45° E. 128 varas. Continuing N. 45° 17' E. at 3840 varas I passed a 28" mesquite (marked Ξ) fore and aft, marks old enough to be original) and at 3963.4 I set a stake for the north corner of A. B. & M. Survey 6, which corner is N. 45° 17' W. 400 varas (call distance) from the east corner of the Garcia Survey.

From the north corner of A. B. & M. Survey 6, I ran S. 45° 00' E. (call bearing) at 1232.0 varas set a stake for the west corner of the south-east half of B. S. & F. #638. I found no stake or pile of rocks as called for in the original field notes. Continuing S. 45° E. I found no evidence of stake and pile of rocks for the east corner of A. B. & M. Survey 6, at 2318.2 varas (call distance of 1090 varas from the west corner of the SE-1/2 of B. S. & F. 638) set a stake for the south corner of the southeast half of B. S. & F. Survey 638; at 2418 varas (1900 varas call on the north-east line of A. B. & M. 6 plus 518 varas the beginning call in the original field notes of B. S. & F. #1 (1397). I made a diligent search and found no evidence of the 24" L. O. marked X on two sides called for. Only a few motts of young live oaks were found in the immediate vicinity.

From this point I ran N. 45° 00' E. 1900 varas; N 45° 00' W 1900 varas and S. 45° 00' W. 1900 varas to intersect the northeast line of A. B. & M 6. I find no evidence of B. S. & F. #1 in this position on the ground and I also find that such a position is in conflict with junior surveys, namely NW/2 B. S. & F. 638, SE/2 B. S. & F. 638 and G. B. & C. N. G. R. R. Survey #1.

I am of the opinion that the beginning call of B. S. & F. #1 (Script 1397) is in error and that said B. S. & F. #1 was not originally surveyed by Melms in this position. This belief is based on my failure to find any evidence of the survey at such location and on the matters hereinafter detailed and is confirmed by an endorsement on the original field notes of such survey in the General Land Office, such endorsement being made by E. Schutze who was chief draftsman.

Returning to the west corner of the southeast half of B. S. & F. 638 previously re-established by me, I ran N. 45° 00' E. at 1629.7 varas set a stake for the north corner of the southeast half of B. S. & F. 638 and the east corner of the northwest half of B.S.&F. 638, from which stake the remains of a large live oak bears N. 24° 30' W. 34.2 varas, a 6" mesquite marked X bears S. 63° 15' W. 6 varas and a 9" mesquite marked X bears S 44° 30' W. 16.2 varas, which trees are the original witness trees called for at such corners of such surveys. I then ran N. 45° 00' W. 1104.2 varas (call is N 45° W 1098 varas) and set a stake for the north corner of the northwest half of B. S. & F. 638. Proceeding S. 45° W. from said corner at 1629.7 varas intersect the northeast line of A. B. & M 6, at 1699.3 the 39" L. O. snag (west side burned out) for the west corner of said northwest half of B. S. & F. 638.

Returning to the east corner of the Dolores Garcia I ran N. 45° 11' W. at 1537 varas (call in Melms corrected field notes of B. S. & F. #1 is 1503 varas) set a stake from which a 15" L. O. stump with very old axe marks bears N. 81° 30' E. 330 varas (as called for in the corrected notes of B. S. & F. #1). Marked "A" on plat attached.

I then returned to the original east corner of the J. W. Little established on the northwest line of A. B. & M. #6 and ran N. 45° 00' W. with a very old wire fence at 1773 varas (call distance) set a stake in the corner of the old wire fence for the re-entrant corner of said Little Survey.

I then went to the re-entrant corner of the G. B. & C. N. G. R. R. Survey #1 at which corner the original field notes call for a triple L. O. marked F to bear N. 72-1/2 E. 54 varas. At this corner I find a large set stone from which the remains of a large live oak stump bears N. 72° 30' E. 54 varas. The adjoining land owners recognize the remains of the L. O. as the original witness tree. From the above large rock I ran south with an old wire fence at 1061 varas (call distance) set a stake for corner. I made a diligent search and found no evidence of the two witness trees called for at this corner. I then proceeded west with an old fence at 516 varas (call distance) a stake for the southerly re-entrant corner of said G. B. & C. N. G. R. R. Survey #1. I then ran south at 892 varas (call distance) a rock pile for corner. The rock pile is called in the original field notes of the J. E. Berry Survey 12/1 to be at the south corner of said G. B. & C. N G. Survey #1. and which is borne out by the above location of the south corner of said survey. I then ran N. 45° 00' W. at 1326.0 varas the original north corner of the southeast half of B. S. & F. 638 and the east corner of the northwest half of

B. S. & F. 638, at 2430.2 varas the north corner of said northwest half of B. S. & F. 638 as previously re-established by me, and the most southerly west corner of said G. B. & C. N. G. Survey #1. I found no evidence of the witness trees called for in the original field notes of said survey #1. I then ran N. 45° 00' E. at 249.6 varas set a stake, which stake is N. 45° E-1948.9 varas from the 39" L. O. snag. Then I ran N. 45° 20' W. with a very old marked line (old enough to be an original marking) and old wire fence at 530.6 varas set a stake from which a mesquite stump bears N 22° E. 76-3/4 varas and a 8" mesquite stump bears N. 33° 30' E. 74-1/2 varas. This is the original south corner of B. S. & F. #2 (script 1397). These stumps fit exactly the calls for witness trees at this corner on the original survey of said B. S. & F. #2. I call your particular attention to A. C. Sweeney's report dated May 14, 1915 in General Land Office, file 16978, in which he states that he found this corner and stumps. Continuing N. 45° 20' W. with the very old marked line and the old wire fence at 2455.8 varas set a stake in fence corner for the west corner of B. S. & F. #2 (Script 1397) and north corner J. M. Merriwether from which a burnt mesquite stump bears N. 72° E. 1 vara. I found no evidence of other witness tree. However, Sweeney in 1915 found both original witness trees at this point as shown by his report above referred to.

I then ran S. 45° 00' W. with the old wire fence found along the southeast line of B. S. & F. #3 (1/925) at 453.2 varas set a stake in fence corner from which a 10" dead mesquite (marked \square with the tree in between the two marks rotted out) bears S. 7°30' E. 140 varas. This is the original south corner of B. S. & F. #3 (1/925) and east corner of B. S. & F. #4 (1/925) as established in resurvey field notes used for patent. Continuing S. 45° W at 490 varas above 10" mesquite bears S. 22° E. 140.8 varas.

Returning to the north corner of the J.M. Merriwether and the west corner of B. S. & F. #2, I retraced the southwest line of B. S. & F. #2 S. 45° 20' E. at 518 varas (call distance) set a stake for the east corner of J. M. Merriwether on the south side of a rocky hill. I then ran S. 45° 00' W. , finding no evidence of the southeast line of said survey at 1650 varas (call distance) set a stake for the south corner of said Merriwether Survey. I then proceeded S. 37° 50' W. 290.0 varas to the re-entrant corner of the J. W. Little Survey located by me.

From the information developed by my field work, I find that B. S. & F. #1 (script 1397) as located by its beginning call in the field notes used for patent does not exist on the ground and such a position would be in conflict with surveys named above whose position is definitely located on the ground. I also find that the recognized position of B. S. & F. #1 is not in conflict with adjoining surveys.

I also find that B. S. & F. #1 was originally surveyed by Melms in April 17, 1876, and resurveyed by him on February 16, 1881. B. S. & F. #1 and B. S. & F. #2 (Script 1397) are companion surveys and were both surveyed and resurveyed by Melms at the same time. A patent was issued to B. S. & F. #1 on March 6, 1882, using the original field notes, and the resurvey notes now carry the notation "Of no use". However, the original field notes now also carry the notation that the beginning call is wrong and refers to surveyor's sketch and certificate. W. W. Haynes in a statement dated February 24, 1885, states that he found the bearing tree called to be N. 67-5/8° E. 355 varas from the east corner of the Garcia Survey (is 39" L. O. snag found by me) to be marked \times on both sides and in his accompanying sketch shows B. S. & F. #1 to be in its recognized and occupied position.

I also find that in the original survey and resurvey of B. S. & F. #2 (1397) Melms' call for witness trees at the south and west corners are identical but his beginning calls for adjoinder are different. Also I find that A. C. Sweeney in his survey of B. S. & F. #2 in 1915 finds at the south corner of said survey mesquite stumps which fit the original calls by Melms (These stumps found by me) and that Sweeney also finds the witness trees called for by Melms at the west corner of said survey.

I am, therefore, of the opinion that said B. S. & F. #1 was located on the ground by Melms in his original survey thereof as I have located same in the corrected field notes thereof prepared by me under date of May 26, 1938, except that I have eliminated a conflict between such B. S. & F. Survey #1 and A. B. & M Survey 6 at the ~~south~~ corner of B. S. & F. #1. Since the distance between the southwest line of the J. W. Little Survey is in excess of 1900 varas, I have gone northwest along said lines a sufficient distance to include 640 acres of land.

I feel certain that the 24" L. O. called for by Melms at the ~~south~~ corner of B. S. & F. #1 as being marked \bar{X} on two sides is the same tree, the snag of which I found 355 varas N. $66^{\circ}30'$ E. from the east corner of the Garcia Survey, and which W. W. Haynes said was marked \bar{X} on two sides in his report of February 24, 1885 which is in General Land Office file 16978.

You will note that Melms in his resurvey of B. S. & F. #1 locates the beginning corner 68 varas N 45° E. from this tree, and he changes the shape of this survey so as not to conflict with A. B. & M. 6 and to extend southwest to the Garcia. I have found at the point marked "A" on the attached plat the original west corner of B. S. & F. #1 as resurveyed by Melms (field notes not used for patent) and identified same by original witness trees. However, he resurveys B. S. & F. #2 off B. S. & F. #1 as resurveyed and calls for the same witness trees in the resurvey of B. S. & F. #2 as he called for in his original survey.

Yours very truly,

Hayes Dix

Hayes Dix, Licensed State Land Surveyor
for the State of Texas



File No 105
Hayes Dix - 24
W. W. Haynes
June 17th 1885
W. W. Haynes, Comr
Hayes Dix
Hayes Dix - 24
June 17th 1885
Hayes Dix
Hayes Dix - 24
June 17th 1885
Hayes Dix

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Law

SKETCH FILE 12

File No. 12

Frio County
Statement
Hayes Dix - Sk.

Filed June 17th 1938

WM. H. McDONALD, Com'r

Attlee
File Clerk

See Frio Co. Rolled Sk.
No 6 - same date.



Hayes Dix, deceased, ex and land surveyor.

Yours very truly,

his original survey. The same witness trees in the resurvey of H. S. & F. W. as he called for in the resurvey B. S. & F. W. of B. S. & F. W. as resurveyed and called for. However, not used for patent) and identified same by original witness trees. However, the original west corner of B. S. & F. W. as resurveyed by Melms (field notes to the Gerolds. I have found at the point marked "A" on the attached plat this survey so as not to conflict with A. S. & M. S. and to extend southwest along corner of A. S. & M. S. from this tree, and he changes the shape of. You will note that Melms in his resurvey of B. S. & F. W. locates the begin- of February 24, 1895 which is in General Land Office file 18938. of survey, and which W. W. Hayes said was marked "A" on two sides in his report which I found 325 A. S. & M. S. from the east corner of the Gerolds B. S. & F. W. as being marked "A" on two sides in the same tree, the area of. I feel certain that the S. S. & F. W. called for by Melms at the west corner of to include 640 acres of land. fence between the southwest line of the J. W. Little survey is in excess of and A. S. & M. Survey & at the east corner of B. S. & F. W. Since the dis- except that I have eliminated a conflict between such B. S. & F. W. Survey & the corrected field notes placed prepared by me under date of May 28, 1938, around by Melms in his original survey thereof as I have located same in I am, therefore, of the opinion that said B. S. & F. W. was located on the