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REPORT ON RE-SURVEY OF THE JOSEPH CALLAGHAN
ONE-THIRD LEAGUE SURVEY IN GOLIAD COUNTY, TEXAS
CERT. NO. 267, ABSTRACT NO. 81

I began my survey at the intersection of an old fence line, supposed to be on the east line of the Wm. Stewart survey, with the channel of Mujerrero Creek and then ran S 20° 45' W along said old fence line 616 varas to an iron windmill spindle set in the ground at the northwest corner of the W. P. Miller survey. According to the Wilkinsons this windmill spindle was placed there several years ago by R. W. Fenner, surveyor for Bee County at the time, and Flecher Wilkinson and the five live oaks were still standing, with the marks on them plainly visible. I found the decayed stumps of three of the live oaks and checked the distance from the spindle to the nearest stump and found it to be West 3.6 varas. I replaced the spindle with a concrete post, marked ^{N.W.C.}_{W.P.M.} on top, and from the concrete post an 18 inch post oak tree, marked A (an old mark) bears N 18° 45' W 24.6 varas and a 30 inch live oak tree, marked V (by me) bears N 41° 15' E 78.9 varas. R. W. Fenner probably marked the post oak at the time he placed the spindle at the northwest corner of the Miller. I might add that Fenner calls for the northwest corner of the Miller to be 620 S 20½° W from the channel of Mujerrero Creek, which is only 4 varas over my distance but about 90 varas greater than the distance given in the Patent notes on the Wm. Stewart survey.

I then surveyed the fence line, the present western boundary of the Miller survey, beginning my survey at the northwest corner of the Miller, a concrete post marked ^{N.W.C.}_{W.P.M.} on top; Thence S 20° 45' W at 1717.3 varas pass a fence corner, the southwest corner of 661 acres conveyed by R. P. Wilkinson to Joseph Fell by deed dated Jan. 7, 1899, recorded in Volume Z, page 82 of the Deed Records of Goliad County, Texas, (I set a concrete post marked ^{S.W.C.}_{FELLS} on top at this corner) at 2690.6 varas a fence corner for the southeast corner of 4498 acres of land conveyed by R. P. Wilkinson and wife to W. M. Albrecht by deed dated May 23, 1899, recorded in Volume Z, page 209 of said Deed Records. Said fence corner also being the northeast corner of the Mrs. Regina New (nee Wilkinson) 660.9 acre tract. I set a concrete post, marked ^{N.E.C.}_{NEW} on top, on the south side of the present fence corner post.

Thence S 20° 02' W along fence on the eastern boundary of said 660.9 acres at 1253.9 varas an iron pipe about 1 vara N 70° W from corner post for the southeast corner of said 660.9 acres. In the deed description of the 660.9 acres this corner is called the southeast corner of the Joseph Callaghan survey. I replaced the pipe with a concrete post, marked ^{S.E.C.}_{NEW} on top.

Thence S 17° 35' W along fence 1388.6 varas to an old stake and pile of rocks in fence from whence a 36 inch live oak tree, marked A (old mark) bears N 67° 45' W 72.8 varas;

Thence S 19° 47' W along fence at 633 varas cross Millers Creek at 806.9 varas a concrete post, marked ^{S.E.C.}_{131AC.} on top, set in a gully by me for the southeast corner of 131 acres conveyed by R. E. Nutt to R. P. Wilkinson by deed recorded in Volume R, page 151, of the Deed Records of Goliad County, Texas, from whence the original bearing tree, a post oak marked B, dead and down, bears N 59° W 7 varas;

Thence S 21° 06' W along fence 914.1 varas to a concrete post, marked ^{S.W.C.}_{75.3AC.} on top, set by me in the northern boundary of a public road for the southwest corner of the Wilkinson's 75.3 acres tract.

Thence S 20° 22' W at 14.4 varas pass a corner post in the southern boundary of said road, said corner post being the northeast corner of the Blackburn land, at 704.6 varas cross the northwest boundary of State Highway No. 12, whence a corner post bears S 63° 23' W 1.5 varas, at 1068.2 varas cross the centerline of the Southern Pacific Railway, running N 63° 28' E, at 1206.4 varas a 56 inch live oak tree on the left bank of the Blanco creek for the original southwest corner of the Miller survey, whence the channel of said Blanco creek bears S 20° W 117 varas.

This tree is well known to the old people in this area and is called the Miller Tree. It is very large and the bark is quite rough. I was unable to identify the original mark on it.

Corners at which I placed concrete post are on the Miller line according to the deed descriptions of same but a straight line running from the northwest corner of the Miller to the southwest corner of the Miller will not touch any of these corners and will miss some as much as 100 feet. This line is very long and the old surveyors in establishing these corner evidently did not go to the trouble of running this line all the way to check and see if their variation was correct or not. From my traverse of the fence I have calculated a straight line for the west boundary of the Miller, the course and distance of which is S 20° W 8258.9 varas.

Returning to the concrete post set at the southeast corner of Mrs. New's 660.9 acres, I ran N 69° 53' W along fence on the southern boundary of the Callaghan survey at 1576 varas crossed the channel of Millers creek at 2867.1 varas passed a 30 inch live oak at an angle in the north boundary of a public, said tree is marked W (old mark) on the south side and is the northwest corner of 528.4 acres owned by Mrs. Etta Terrell et al, at 2950.6 varas I set a concrete post against the east side of a fence corner post in the western boundary of said public road. The concrete post is marked 6.8V on top. At this point the Callaghan fence angles to the left. Thence N 70° 01' W along said fence at 2079.5 varas passed a fence corner, the northeast corner of the Weiss Ranch, at 2423.1 varas passed an old 4x4 stake in fence, called the northwest corner of the Sampson McTenaull survey, at 2878.2 varas an iron pipe on the south side of a rock for the southwest corner of the Callaghan survey and the southeast corner of the Noah G. Stebbins survey. I replaced the pipe with a concrete post, marked ^{S.W.C.}_{J.C.} on top. R. P. Wilkinson originally built this fence line on the southern boundary of the Callaghan in about 1870. It was one of the first fence lines constructed in this area. I found many old oak post still standing and Miss Carlyle Wilkinson informed me that these were some of the original post. They were cut with a saw. Her father owned a saw mill at that time and he cut his own post.

From the southwest corner of the Callaghan survey I ran N 20° 03' E at 1305.9 varas I set a concrete post, marked ^{N.W.C.}_{660.9} on top, for the northwest corner of the Wilkinson Sisters' 660.9 acres (re-calculated and found to contain 660.7 acres) and the southwest corner of the said 4498 acres conveyed by Wilkinson to Albrecht, at 1406.1 varas passed a fence corner and a 4x4 stake, another northeast corner of the Weiss Ranch, and continuing along an old line, no fence but an occasional old broken off post, at 2505.5 varas I set a concrete post, marked ^{N.W.C.}_{J.C.} on top for the northwest corner of the Callaghan survey and the southwest corner of the Samuel Barton Survey, from whence the original bearing tree, a 30 inch live oak, partly burned, bears N 10° E 47 varas and a 12 inch live oak, marked x (by me) bears N 20° E 23.6 varas. The old live oak would probably be much larger if part of it were not burned away. On a portion of the old tree, which has fallen from the main trunk, I found an old mark which is probably a part of the ~~tree~~ called for by C. Q. Ragland in his re-survey of the Callaghan, dated October 16th., 1861. This tree has been well known to the Wilkinsons for many years and was recognized by R. W. Fenner as the original tree when he surveyed the 4498 acres sold to Albrecht.

For the north boundary of the Callaghan survey, I ran a line S 69° 57' E, parallel to the south boundary of the Callaghan, at 5844.05 varas I set a concrete post, marked ^{N.E.}_{J.C.} on top, in the fence boundary between the Fell 661 acres and the Albrecht 4498 acres (the Albrecht tract has been divided and R. F. Irby and Sons now own the eastern part) at 5863.1 varas the northeast corner of the Callaghan survey in the calculated western boundary of the Miller survey, whence the northwest corner of said Miller survey bears N 20° E 1438.8 varas. I did not place any marker at this corner as it was in cultivated land.

Practically all of the Callaghan survey is covered with mesquite, live oak and underbrush and the cost of clearing land in this area is about \$15.00 per acre. Mrs. Etta Terrell recently purchased an undivided interest in a tract of land out of the northeast corner of the McTenaul survey for \$8.00 per acre. I have placed ~~placed~~ an actual value of \$10.00 per acre on the Callaghan survey.

The plat which accompanies this report was compiled by me from the foregoing survey and other surveys made by me in this area and compared with aerial maps.

I am also attaching to this report a certified copy of C. Q. Ragland's field notes of his re-survey of the Callaghan survey.

Respectfully submitted

Herbert W. Whalen

Licensed Land Surveyor

State of Texas |
County of Bee |

I, Herbert W. Whalen, a Licensed Land Surveyor, do hereby certify that the foregoing is a true and correct report on a re-survey made by me on the ground of the Joseph Callaghan survey, Certificate No. 267, during the month of January, 1941.

This 7th. day of April, 1941.

Herbert W. Whalen

Licensed Land Surveyor

State of Texas |
County of Bee |

County-Clerk

Before me, a ~~Notary Public~~ *County-Clerk* in and for Bee County, Texas, on this day personally appeared Herbert W. Whalen, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes therein stated.

Given under my hand and seal of office this 7th. day of April, 1941.

J. J. Malosee County Clerk

~~Notary Public~~, Bee County, Texas

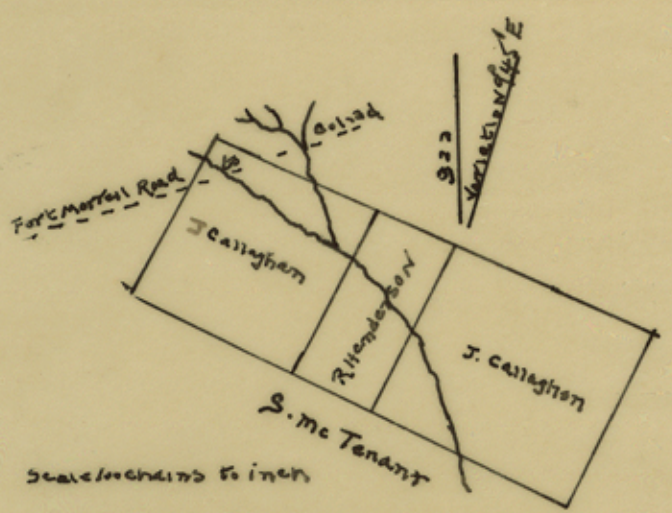
RECORDED TO N 7

APR 8 1941

RECEIVED

N²

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RECEIVED TO MVB

APR 8 - 1891

RECEIVED

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Coaster 29343

"Field Notes"

The State of Texas %
*
County of Goliad #

A resurvey of 1/3 league of land made for J. Callaghan situated in Goliad County about 18 miles South West of Goliad and on the waters of Millers Creek a tributary of the Aroyo Blanco.

Beginning at the N. E. corner of survey made for S. McTennant a stake in West boundary line of a survey made for W.P.Miller whence S. 70 deg. E. 2-95/100 chains an Anqua 8 inches in diameter mkd. B (said tree is in a mott);

Thence N 70 deg. W at 69 chains cross Millers Creek 246 chains a stake the S. W. corner of survey;

Thence N 20 deg. E 103 chains along the Eastern boundary line of a survey made for N. G. Stebbins to a stake the N. W. corner whence N 10 deg. E 3-60/100 chains a burnt Live oak 30 inches in diameter mkd. A and blazed;

Thence S 70 deg. E at 56 chains cross Miller Creek at 134 chains the N.E.corner of Hendersons survey 246 chains to a stake in the West boundary of a survey for W. P. Miller no tree near;

Thence S 20 deg. W 103 chains along the West boundary line of survey for said Miller to beginning containing Twenty Five Hundred and Thirty Four acres of land more or less.

R. Henderson

John Smith Chain Carriers

R. Baker Surveyed October 16th 1861

C. Q. Ragland

Scale 100 chains to inch

Depty. Sur. Goliad County

Variation 9 deg. 45' East

THE STATE OF TEXAS

COUNTY OF GOLIAD.

I, R. A. Burke Clerk of the County Court in and for Goliad County, Texas, do hereby certify that the foregoing is a true and correct copy of Field Notes and Plat of a Survey made for J. Callaghan, as the same appears of record in Volume K, on page 270, Deed Records of Goliad County, Texas.

Given under my hand and seal of office this the 4th day of April, A. D. 1941.



R. A. Burke

Clerk of the County Court
in and for Goliad County, Texas.

RECEIVED TO H. B.
APR 8 - 1941
RECEIVED

N⁵

Counter 24345

Sketch File No. 39

Goliad County

(see Rld. Sk. 1)

Filed April 19, 1941
Bascom Giles, Com'r

Catherine Fischer
File Clerk

Descriptive: Report of
Resurvey of Joseph
Callaghan Survey