THE STATE OF TEXAS, " CHILDRESS COUNTY "

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Statement of the Work done and of the Methods adopted in determining the true Original Locations of Surveys Nos. 29 to 50, Block

No. 1, Southern Pacific Railroad Company situated on Prairie Dog River, North bank, Hall County, Texas.

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These Surveys were originally located by Geo. Spiller, in 1874, by actual work upon the ground. My investigation of this work shows that Mr. Spiller meandered the N. bank of the river with much care.

His work can be acurately retraced at the present time and each and every one of these surveys thus located will be found to contain its full compliment of land, viz. 640 acres, will conflict with no other surveys of this or any other grant and they will have their S. boundaries conforming to the bank of the river whereever there is a stable bank, and there are several such banks in this locality on the N. bank of the river. This block of surveys will, when thus abjusted, conform, in all respects, to the original as shown by the maps compiled by said Spiller.

I carefully retraced this said meander line, (from the S. E. Cr. of No. 30 to the S. W. Cr. of No. 50) and the work was done as follows, to wit: Beginning at the common S. Cr. of Surs. Nos. 29 &30. Here the original field notes give, for this Cr. "A mesonite tree, 6" in diameter, marked  $\overline{X}$ , bears N 15 W." This corner was reestablished by intersecting in one point, the three lines, the bearing, S. 15 E., the S. boundary line of No. 29, N. 66 W and the S. boundary line of No. 30, S. 54 30 E; the bank of the river at this place showing no material change since the original work, which is evidenced by meander-ing the N. bank of the river both up and down stream, with the origi-nal field notes as data. This said Cr. is now marked by a stone mound placed there some eighteen years ago, and from which a yypsum rock set on the site of the old bearing tree brs. N. 15 W. Two large gyp stone firmly set in the ground with a stake on the N. side of them Brs. N. 0.27 E. 502 Vs. All the old time surveyors of this locality have recognized this as the original Cr . Nearly all the sorounding surveys are tied to it. This is especially true of the pre-emption surveys immediately N. of these "River Surveys" of said Block No. 1. The fact that this is the true corner can be established by the testimony of several persons.

Continuing the work up stream I find, upon reaching the common S. corner of Surs. Nos 41 and 42 that the river has greatly encroached upon these two surveys. This Cr., thus determined, falls more than 100 Vs S. of the present river bank and more than two hundred Vs E. of the present mouth of Berkleys Creek. I find, by enquirey among persons who have been familiar with this locality for many years that once there was a large flat S. of the present mouth of the creek with many cottonwood and other trees growing upon it and through which said creek flowed. There was, also, a small branch, locally known as Sand Arryo

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that flowed into said flat forming a junction with Berkleys Creek (See sketch marked Exhibit A). This flat has been entirely washed away and the present mouth of Sand Arryo is far above the present mouth of Berkleys Creek. The original field notes call from this point (the S. E. Cr. of No. 42), "Thence N. crossing Berkleys Creek twice" I retraced this line from the true Cr. and find that said line crosses the creek twice. Please note that this Cr., the S. E. of 42, was located in the original work on the W. bank of Berkleys Creek at its mouth. (See sketch marked Exhibit A). Now if a line were run N. from the present mouth of the creek it would not touch said creek but it would lie wholly W. of it. No one would, of course attempt to fix a point at the mouth of this creek as a beginning for any survey, but would be compelled to relocate the original corner from other well defined points

Continuing my work, from the true S. E. Cr. of No. 42 E. at 950 Vs. the common S. Cr. of Sur. No 42, Block No. 1, and Sur. No. 15, Block No. R, T. A. Thomson. This corner falls properly upon the N. bank of the river at the foot of a high rocky bluff forming the stable N. bank of the river. This checks the work thus far. From the worn condition of the projecting rocks of this bluff one would led to believe that there has not been a flat S. of them skince the time of the original work This rocky bluff extends about one and a half miles above the said S. W. Cr. of 42 and the old meander line fits it nicely.

Along the S. side of Surs. Nos. 47, 48, 49 and the W. part of 50 the river has greatly encroached upon these surveys. At the S. W. Cr. of No. 50, near the Mouth of Morgans or Indian Creek there is a large flat newly formed by sediment washed down by the said creek, and the the S. W. Cr. of No. 50 is considerably N. of the present N. bank of the river.

I believe from my work that, that the only possible adjustment of these surveys is that conforming to the original field notes. It will give general satisfaction. I firmly believe that no other scheme would do so, that it would be illegal and worthless.

The relocation of these surveys as deliniated upon the accompaning blue print sketch, marked Exhibit B, was compiled from field notes made from actual work up on the ground. The party making these notes took his beginning point at the present mouth of Berkleys Greek, and based all that he did upon that beginning.

His work would conflict nearly 300 vs with the vested rights of many others, with cultivated fields, fences and other improvements. No such adjustment of these surveys will be tolerated here Even the party who made the notes in question ,will not endorse them.

> Lev. A. Chipman, County Surveyor, Childress County, Texas.

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I, Geo. H. Chipman, County Surveyor of Childress County, Texas do hereby certify that the above and foregoing sattements, to the best of my knowledge are true and correct.

Sworn to and subscribed before me. This the 19th day of april. a.D. 1906. a. E. DeBerry, Clerk of the County Court of Childress County. Jess By Frank 2. Freeman, Deputy,

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DZZ Sketch D. Hall County. Sketches Statement of Geo. H. - Olipman Br. Jar. of Children County, approved by J.C. Hamm County Luner Hall county, Correcting surveys no. 11, 12 1.3,14815 Block "R", T.a. Thomas on the Sounds about 8 aniles S.W. from Memphis, Filed May 12/1906, Cobston acting Courses Tee Skelder marked Exhibit A & B, accompanying this report.