

Sketch File <sup>31</sup>

Jack County -

Sketch and Statement  
by George Spiller,

Filed Mch 11<sup>th</sup> 1926.

J. F. Robinson, Comm.  
Sec.

See sketch by Sylvester  
Saunders filed, 5/24/26

567  
5-99-600

April 1, 1926.

Mr. George Spiller,  
Jacksboro, Texas.

Dear Sir:

Answering yours of the 26th in reference to the recent sketch and report made by you showing surveys Nos. 1 and 2, Certificate 1/261, B. S. & F. and surrounding surveys in the S. W. part of Jack County, beg to advise that same has been duly considered. From the records of this office I find on file four sets of field notes for survey No. 2, B. S. & F. as follows:

The original field notes made by W. A. Benson, March 22, 1875. These field notes call to begin at the S. W. corner of survey No. 1 and to run North and thence West 1010 varas.

The second field notes were made by Benson, March 3, 1876 and give the distance of 910 in width east and west.

The third field notes by W. C. Roberts, deputy surveyor, under date of March 3, 1883 give the width of 1224 varas east and west and call for the east line of surveys Nos. 7 and 8 on the west.

The fourth and last set of field notes signed by George Spiller under date of April 23, 1904, call to begin at the S. W. corner of No. 1 and run north to its Northeast corner; thence west 1164 varas; thence south calling for the east lines of said surveys Nos. 7 and 8. These field notes contain 801 acres.

George Spiller-----#2.

The Benjamin Stevens preemption survey was made by A. A. McDaniel, deputy surveyor, August 6, 1885 after the corrected field notes by W. C. Roberts were filed. This preemption was never approved by this office for reason of the apparent conflict with said survey No. 2. The corrected field notes of the 160 acres out of No. 2, purchased by Benjamin Stevens and patented to B. W. Clendenin, are signed by George Spiller under date of January 15, 1904. These field notes and certified plat, attached thereto, conform to the boundaries of survey No. 2, as shown by the corrected field notes of No. 2 by George Spiller of date April 23, 1904. B. W. Clendenin purchased 160 acres of No. 2 designated as North half of the South half on his application filed September 11, 1896. This tract appears to lie immediately North of the 160 acre tract originally purchased by Benjamin Stevens. The North half, 320 acres, was purchased by E. T. Kender July 5, 1902, leaving unsold in said survey No. 2 according to its last corrected field notes, 161 acres south of the 160 acre tract patented to B. W. Clendenin, as shown by the late official map of Jack County. This 161 acres has been listed and will be on the market September first next.

According to the foregoing, I am inclined to the opinion that survey No. 2, under its corrected field notes, will hold all the space between survey No. 1 on the east and surveys Nos. 7 and 8 on the west.

Very truly yours,

Clark/h

Commissioner.

5512

Jas. W. C. C. C.

(Jockeburg)

RECEIVED

Jan 16/1922

JAN 19 1922

How J. P. Robinson

Commissioner

Dear Sir:

I have yours 15 inst. relating to certain  
 Survey for the County - S. P. R. R. Co., 7 and 8  
 scrips 172 and S. P. R. Co. 2 scrips 259 - you  
 have your conclusions of the locations of these  
 surveys from erroneous data, you have  
 regarding these surveys. I have recently  
 made a survey of these surveys from actual  
 surveying in the ground from known and  
 established corners. I am enclosing a rough  
 sketch showing the true and correct posi-  
 tion of these surveys on the ground. This is not  
 an official sketch - which will differ little  
 if any from this. I am writing to verify my  
 former survey with the old and established  
 of the survey on the land adjoining these  
 surveys it shows the Ben Slerns to be a  
 valid Preemption, which is returned to its  
 proper owner - and the School tract out of  
 Sec. 2. can be adjusted to accrue to the proper  
 owner Mr A. B. Tully Kendall, who has for  
 years been paying on three of these tracts, one  
 as assignee of B. W. Clendenen which tract has  
 very stale been patented. Mr Tully Kendall is assured  
 of J. E. T. Kendall, an Ben Slerns - meritable man I  
 think, by Mr Clendenen having owned both his tract and  
 the Slerns and sold to Mr Tully Kendall - the corners  
 on the West side controlled the S. P. R. R. Co survey

were well established and The Ino  
7 Ino on East side was entered  
by established corners and The dis-  
tance from the other sides of the survey  
was measured by me and the dis-  
tance found sufficient for these lo-  
cations of Sec. 2 and the Ben Horis  
Survey which will show as  
soon as I perform the sketch of  
these Survey and certify to  
it

Very Truly Yours  
George Spiller

VS-9548  
F. 40487  
92487

1799  
3150

John Joseph Jones

Construction of  
No 2 - out of  
Harmony with  
R.O. records -  
Clark

Sketch & Statement  
Received in General Land Office  
March 11<sup>th</sup> 1926.

J. T. Robison  
S. C. Clerk, C. K.

RECEIVED  
MAR 11 1926  
REFERRED TO MAP

5-9-21

The Commissioner of the  
General Land Office,  
Austin, Texas

Dear Sir:

This is an explanation of the sketch I am sending you showing the location of certain surveys in Jack County. The surveys shown hereon get their connections from different directions; there has been no connection determined between the S P R R survey on the west belong to a block of surveys getting their connections from the west. Of those on the east some get connections from the East and some from the South. This sketch shows the correct position of the surveys represented hereon by actual surveying on the ground. The surveys on the east get their connections from the northeast corner of the John Ariola survey, the connections determined by the subdivisions of this survey, the length of this north line is excessive; these connecting surveys have been resurveyed too far west, by the difference in the north line of the Ariola. This sketch shows the location to correspond to the correct line.

This sketch shows the B S & F survey 2, script 1/261 as it was originally located, which I think should govern. I can see no grounds for the corrected field notes which have been sent to the General Land Office, as these corrected notes go outside of the original appropriation of the land, and the Ben Stevens survey is a valid survey, preempted in compliance with the preemption law and proof made. When surveying this land I found

the remains of an old house on the land--and the B S & F survey gets it full quantity without interfering with this preemption, and that Clendennon purchase of school land is erroneously surveyed; there was plenty of land inside of survey number 2 to get its quantity without going outside of the boundaries of the original survey. I notice I signed these field notes. It was done through curtesy to my predecessor, who asked me to approve the notes as he had surveyed it for a purchaser but had not made out the field notes until after his term of office had expired. I supposed he had made a correct survey and signed them as an accommodation; The original field notes include all the land the certificate is entitled to except the conflict on the east with B. S. & F. Number 1

This is offered merely in explanation of matters as I see them and not in the nature of any criticism or suggested course of action.

Respectfully  
George Spiller

Kindly ruled on this at your  
earliest convenience  
Spiller



Field notes of a survey of 320 acres made for A. B. Kuykendall, assignee of E. <sup>F</sup>X. Kinder, original purchaser by virtue of his application of June 30, 1902, to purchase School Land under an Act of the Legislature providing for the sale of alternate sections located by Railroad Cos. and other works of internal improvement, which sections were set apart to the General Free School Fund.

Said land being the North one-half of Section 2, B. S. & F., scrip 1/261, original grantee, in Jack County, on waters of Rock Creek, tributary of Brazos River, situated about 16 miles Southwest of Jacksboro,

BEGINNING at N. W. cor. of B. S. & F. 2, pile stone from which N. E. cor. S. P. R.R. Co. 7 (old cor.) brs <sup>X</sup>573½ W. 329 varas;

THENCE East at ~~516~~<sup>646</sup> varas cross East line R. <sup>N</sup>#. Erwin Survey, 910 varas for N. E. cor on bank of branch;

THENCE South at 410 vrs cross North line B. S. & F. Survey 1, scrip 1/261, 1985 varas for S. E. cor;

THENCE West at ~~597~~<sup>264</sup> varas cross West line same, 910 varas for S. W. cor. in West line said Survey 2;

THENCE North 1985 varas to place of beginning.

Surveyed January 14, 1926                      Chester Brummett) Chain  
Variation 9 deg. 30 min. East              W. J. Kinder        ) Carriers

I, George Spiller, Surveyor, Jack County, hereby certify that survey represented by foregoing field notes was made on ground according to Law; that the Lines, Corners and Boundaries, with marks natural and artificial, are correctly described in said field notes, which are recorded in Surveyor's Office, Jack County, in Book 2, page 341.

*George Spiller*  
Surveyor, Jack County, Texas.

40487  
15107

Field notes of a survey of 160 acres of land made for A. B. Kuykendall, assignee of Ben Stevens, original purchaser by virtue of his application (13344) to purchase School Land under Act of Legislature providing for sale of alternate Sections located by Railroad Companies and other works of Internal Improvements, set apart to the Public Free School Fund.

Said Survey being the South ( $\frac{1}{4}$ ) one-fourth of B. S. & F. Survey 2, scrip 1/261, in Jack County on waters of Rock Creek, tributary of Brazos River, situated about 16 miles Southwest of Jacksboro;

BEGINNING at the S. E. cor. of Section 2, B. S. & F., scrip 1/261, on West line of Jno. F. Torry 622 varas North of its S.E. cor. which is the N. W. cor. of R. M. Murkerson Survey;

THENCE North with said West line 1309 varas for N. E. cor. in West line Jno. F. Torry Survey 2;

THENCE West 690 varas for N. W. cor. in West line said Sec. 2;

THENCE South 1309 varas S. W. cor. same;

THENCE East 690 varas to place of beginning.

Surveyed Jan. 14, 1926

Chester Brummett) Chain

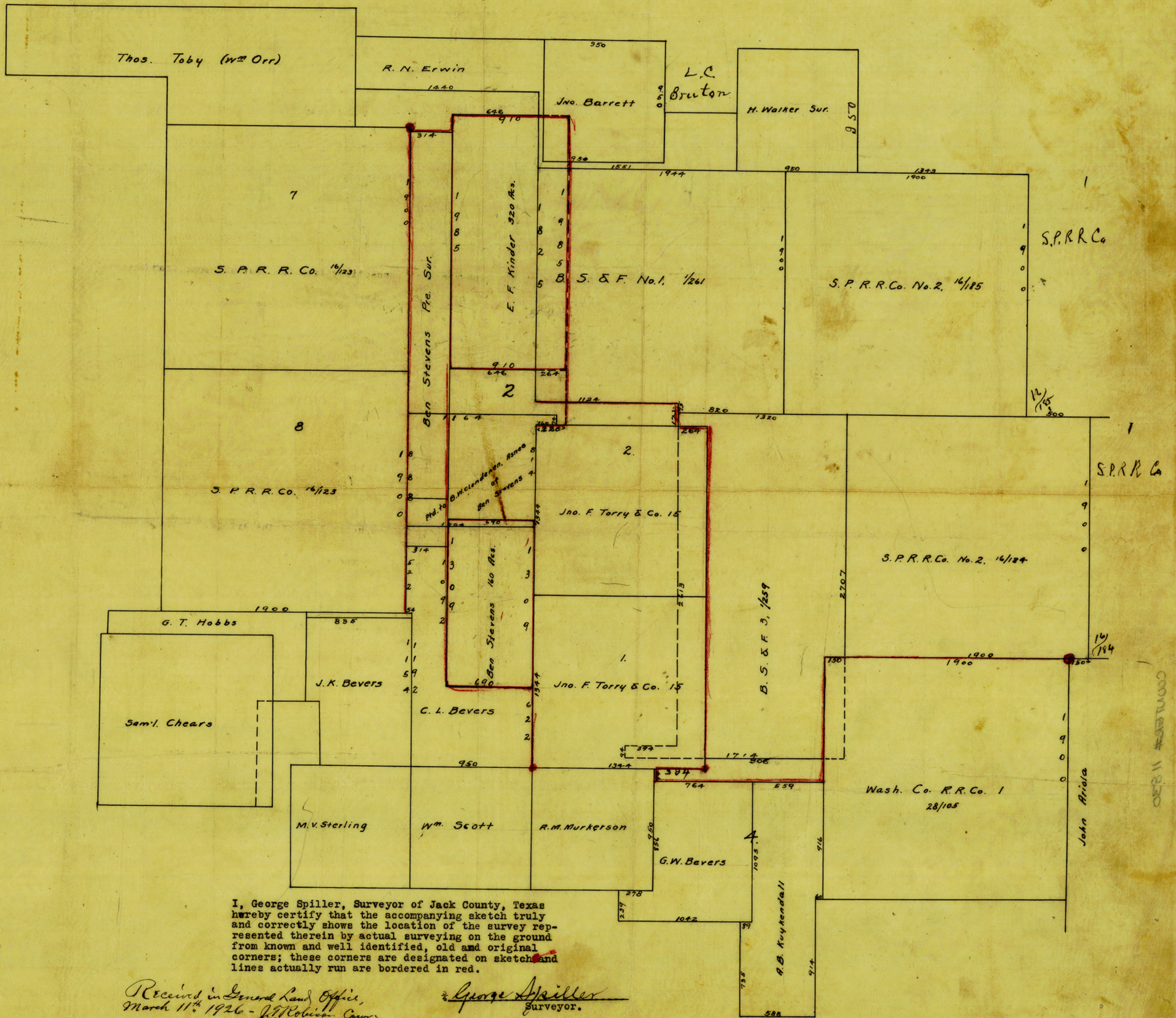
Variation 9 deg. 30 min. East

W. J. Kinder ) Carriers

I, George Spiller, Surveyor, Jack County, hereby certify that the survey represented by foregoing field notes was made on the ground according to Law; that the Corners, Lines and Boundaries, with marks both natural and artificial, are correctly described in said field notes, which are recorded in Surveyor's Office of Jack County, in Book 2, page 342.

*George Spiller*  
Surveyor, Jack County, Texas.

F13334



I, George Spiller, Surveyor of Jack County, Texas hereby certify that the accompanying sketch truly and correctly shows the location of the survey represented therein by actual surveying on the ground from known and well identified, old and original corners; these corners are designated on sketch and lines actually run are bordered in red.

Received in General Land Office,  
 March 11<sup>th</sup> 1926 - J. J. Robison, Commr.  
 SECTION OK

*George Spiller*  
 Surveyor.