

H-117

LAW OFFICES OF
JAMES G. BARKER
ATTORNEY AND COUNSELOR AT LAW
CONSULTING SURVEYOR
JASPER, TEXAS

August 15, 1948

Hon. Bascom Giles, Commissioner
General Land Office, State of Texas
Austin, Texas

Re-survey: Ab. 97, Jas. A. Craig
Ab. 367, B. F. Mott
Ab. 507, T&NO RR Sec. 61
Ab. 508, T&NO RR Sec. 63

Dear Sir:

In the course of my field work in the vicinity North-east of Evadale in Jasper County, I resurveyed the above named surveys and found them well recognized for many years and properly marked on the ground. However, certain creek calls contained in the original field notes in the North line of the James A. Craig Survey, in the South, West and North lines of the B. F. Mott Survey and in the line of T&NO Section 61 common to the North line of the B. F. Mott survey, do not correspond with the facts on the ground. Therefore, I suggested for owners of said surveys, the South-western Settlement and Development Corporation, et al, and the Kirby Lumber Corporation to take this matter up with the General Land Office.

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On August 9, 1948, the General Land Office advised the Southwestern Settlement and Development Corporation of Houston, Texas, to "recognize the James A. Craig and the B. F. Mott as being located in a position beginning 727 varas North of the Southeast corner of the Nugent Survey". I am therefore submitting corrected field notes for the James A. Craig, the B. F. Mott, T&NO Section 61 and T&NO Section 63. The latter survey has an excess of 81.8 acres over the acreage patented to the patentee and I advised the owners of said section to make application to purchase the excess acreage. In order to make you acquainted with the position of the senior surveys with reference to the surveys mentioned heretofore I am giving you herewith a short history of the surveys in that area.

The Benjamin Richardson Survey, Abst. 414, surveyed by O. H. Delano on April 15, 1838, calls twice for Mill Creek and Jasper-Jefferson Road and I found both in approximately the same location as called for (See notes on the attached map). I was able to identify the Southeast corner of the Benjamin Richardson by both bearings. Therefore, there is no doubt as to the correct position of the Benjamin Richardson Survey. The next survey placed on the ground was the Benjamin B. Nugent Survey (George A. Patillo, Assignee of B. B. Nugent), which was surveyed on April 24, 1838, by O. H. Delano, and said survey begins at the Northeast corner of the aforesaid

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Benjamin Richardson Survey. Thence I went North from said corner and I crossed and recrossed Mill Creek from 49 varas to 124.0 varas, which is in the correct position as given in the original field notes and at 1046.66 varas (1027.75 F/N calls) I came to the Northeast corner of the Benj. Nugent Survey. Going West from the Northeast corner of the Benj. Nugent Survey at 895 varas (F/N 925 varas) I found the Jasper-Jefferson Road, but located the beginning of the "Neches bottom" at 1190 varas instead of 1000 varas as called for. The entire length of the North line was 3073.08 varas (F/N 3055.5 vrs.). Thence I turned South and found a cypress slough from 744 varas to 833 varas (F/N 750 varas), I found Mill Creek bottom from 1607 varas to 1659 varas (F/N 1600 varas), Cypress Slough from 2138 varas to 2215 varas (F/N 2155 varas), a branch bottom from 2522 varas to 2608 varas (F/N 2540 vrs.) and hammock land from 2608 varas South (F/N 2600 vrs.) and at 3077.65 varas (F/N 3055.5 vrs.) I found the recognized corner of the Benj. B. Nugent Survey, but did not locate the original bearings. Thence I went in an Easterly direction and found an old road at approximately 600 varas (F/N 676 vrs.), at 950 varas a branch (F/N 925 vrs.) and at 3082.75 varas (F/N 3055.5 vrs.) I found the recognized Southerly Southeast corner of the B. B. Nugent Survey. Thence I went North $0^{\circ}24'$ West 1018.54 varas (F/N 1027.75 vrs.) to the identified Southeast corner of the Benjamin Richardson Survey. Thence with the South, West and North lines of the

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Benjamin Richardson to the place of beginning. From my survey on the ground I am convinced that the Benjamin Richardson and Benjamin B. Nugent Surveys are in the proper positions as surveyed originally by O. H. Delano in 1838.

In order to resurvey the James A. Craig Survey, I started at the recognized Southerly Southeast corner of the Benjamin B. Nugent Survey. Thence I went North $0^{\circ}24'$ West and at 706.16 varas (F/N 727 vrs.) I found the old recognized Southwest corner of the James A. Craig Survey. Then I re-ran the James A. Craig according to the old recognized lines on the ground and as described in the corrected field notes submitted herewith. I also re-ran the B. F. Mott as recognized on the ground and fully described in the corrected field notes attached.

In resurveying Abst. 507, T&NO Section 61, I found the recognized lines and locations of corners considerably different from the description of the original field notes made by James Ingalls, dated April 19, 1876. For instance, you will note that the most Easterly South line has a length of 761.98 varas instead of 948 varas, the most Easterly East line has its proper length, but the two north lines are considerably in excess of the distance called for in the original field notes. You will note also that the original field notes call for a straight line for the West line of T&NO Section 61. However,

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the North line of Section 61 has to go to the East line of the Isaac Winfree Survey and the Nugent Survey is in such a position as to form an offset of 370.47 varas in the West line of T&NO Section 61. Although we have no identification of the original Isaac Winfree field notes, we do have the identification of a sub-division of 738 acres of land surveyed out of the Northeast portion of the Isaac Winfree, said survey was made by W. W. Blake, County Surveyor of Jasper County, Texas, on September 23, 1890, and a photostatic copy of the certified field notes, as recorded in Volume A, Page 77, Private Surveys, Jasper County, Texas, is attached herewith. For the Northeast corner of said sub-division W. W. Blake "found the bearing trees gone and re-established same as follows: Pine 10" S. 6 de. W. 6 vrs. and a Pine 10" S. $73\frac{1}{2}$ W. 14 vrs....". I found both Pine Stumps of W. W. Blake bearings in the true positions. As for the Southeast corner of said Sub-division I have positive proof of the bearings called for in the field notes by W. W. Blake.

In the course of my surveying work in this vicinity I also resurveyed Abst. 508, T&NO RR Section 63 and found same to be excessive 81.8 acres. Therefore I am including corrected field notes for said survey and recommend for the owners of T&NO RR Section 63 to apply to purchase said excess acreage. We do not have very much original proof of the location of Section 63, except I identified the Southwest and Northwest corners of the Elly Richardson, which was surveyed by M. B. Lewis on August 17, 1843.

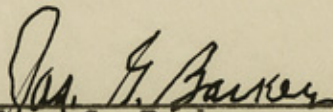
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Reviewing the findings of my field work in this area, I do have positive identification of the proper location of the Benjamin Richardson and Benjamin Nugent Surveys, the sub-division identification to the Isaac Winfree Survey and the South line of the Elly Richardson Survey. I found that the James A. Craig Survey is excessive 6.75 acres, the B. F. Mott Survey has its acreage, the T&NO Section 61 has a shortage of 23.43 acres and the T&NO Section 63 has an excess of 81.8 acres above the patent field notes. There is no dispute as to the boundary lines between these surveys and its neighboring surveys and I did not find any lines or markings other than the ones described in the corrected field notes.

Attached I am sending you a map showing all courses and distances as measured on the ground. Also attached are the acreage calculation sheets to the above named surveys.

Should you need additional data, please feel free to call on me at any time.

Yours very truly,



Jas. G. Barker
County Surveyor of Jasper
County, Texas

RECEIVED

SEP 16 1948

REFERRED TO MAP

Counter 27863

Sketch File No. 30

Jasper County

Jas. G. Barker's Report of Surveys 61/63
T. & N. O. R. R. and adjoining surveys

Located about 35 miles S. 5° W. from Jasper

Filed September 20, 1948

RASON GILES, Com'r

H. von Rosenberg

see Rolled Sk. 5 for sketch

D-282

County 27864

F9

FIELD NOTES

OF 738 ACRES, MADE FOR

THE BEAUMONT LUMBER COMPANY

FIELD NOTES

SURVEYED September 23, 1890

RECORDED Vol. A, p. 77

PRIVATE SURVEYS

JASPER COUNTY, TEXAS.

THE STATE OF TEXAS,

JASPER COUNTY.

FIELD NOTES of a survey of 738 acres of land, made for the Beaumont Lumber Company on the Isaac Winfrey headright league. Said survey is No. ___ in Jasper County, Texas, situated on the waters of - a tributary of Neches River, about 40 miles south of Jasper.

BEGINNING at the N. E. cor. of said Winfrey where I found the bearing trees gone, and re-established same as follows: Pine 10 in. dia. brs. S. 6 deg. W. 6 vrs. and a pine 10 in. dia. brs. S. $73\frac{1}{2}$ deg. W. 14 vrs.

THENCE SOUTH with the East line of said league 1888 vrs. to the S. E. cor. of the N. 1/2 of said league set a stake for cor. from which a pine 12 in. dia. brs. N. 39 deg. E. 4 vrs. and a post oak 10 in. dia. brs. S. 45 deg. W. 2-6/10 vrs.

THENCE WEST 2206.5 vrs. set a stake for cor. from which a pin oak 8 in. dia. brs. S. 45 deg. E. 4 vrs. and a sweet gum 12 in. dia. brs. - 10 vrs.

THENCE NORTH 1888 vrs. to the north line of said Winfrey a stake for cor. from which a pin oak 15 in. dia. brs. N. $50\frac{1}{2}$ deg. W. 5 vrs. and a gum 20 in. dia. brs. N. 39 deg. E. 10 vrs.

THENCE EAST with said north line of league 2206.5 to the place of beginning.

Steward Richardson)

Sam Good)

Chain
Carriers

Bearings marked X.

Surveyed Sept. 23, 1890.

I, W. W. Blake, County Surveyor of Jasper
County, Texas, do hereby certify that the foregoing described
survey was actually made by me on the ground, according to
law, on the date and with the chain carriers aforesaid,
duly qualified, and that all corners, lines, boundaries
and marks of the same, whether natural or artificial,
are truly and correctly described and setforth in the fore-
going plat and field notes.

W. W. BLAKE, COUNTY SURVEYOR,
JASPER COUNTY, TEXAS

THE STATE OF TEXAS,

COUNTY OF JASPER.

This is to certify that the above and foregoing is a true, full, correct and complete copy of the foregoing field notes of 738 acres on the Isaac Winfrey League, situated in Jasper County, Texas, surveyed for Beaumont Lumber Company, as the same appears of record in the Surveyors' Records of Jasper County, Texas, in Volume A, page 77, Private Surveys Record.

TO CERTIFY WHICH, witness my hand and seal this the 7th day of July, 1948.




ABSTRACTER OF LANDS IN JASPER
COUNTY, TEXAS