

PAPERS KEPT IN A FIRE-PROOF VAULT.

—OFFICE OF—

W. VON ROSENBERG,  
NOTARY PUBLIC,  
Land and General Agent,  
AUSTIN, TEXAS.

Land business in all its  
branches, and any busi-  
ness connected with the  
Departments of the State  
Government attended to.

January 19 1884

Hon. W. Scott  
House of Representatives

Dear Sir

The locations of Chas. Schreiner  
are now examined by the Draughtsman — and the Examining  
Clerk has endorsed thereon, that the fieldnotes of conflicting  
surveys (made by the Bexar Distr. Surveyor) need only be  
recorded by the Surveyor of Kerr Co., when they would  
be patented by the General Land Office.

This endorsement I think is erroneous. It would  
be correct if the Surveyor of Bexar District when making  
the questionable surveys had reasonable doubts as to the  
true locality of the West line of Kerr County, so much  
so that he without knowing to be eleven miles  
outside of his District could make these surveys.

The presumption is that the Surveyor should make  
himself familiar with Laws governing the bounda-  
ries of his territory, and if he fails to do so he  
cannot plead uncertainty of county lines. I will  
demonstrate that there was no excuse whatever  
for the District Surveyor of Bexar County to  
go eleven miles East of the line of his District

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a part of Kerr County since 1862.

The District Surveyor of Bexar County did respect the West line of Baudera County, showing, that he knew where that line is, he cannot therefore plead any uncertainty as to the locality of the West line of Kerr Co., which line is a continuation North of the West line of Baudera Co. With the Law before him the Surveyor could not go East of the said line, and claim that there is doubt where the West line is of Kerr County. He respected the West line of Baudera hence he cannot plead Error — he went outside of his District knowingly (he must be presumed to know the Law) and knowingly made surveys outside of his District. Such surveys so made are illegal, null and void, and cannot be cured by having fieldnotes recorded in Kerr County. In this case the surveys were not made for want of an established County line to incidentally run outside of his District, but they were made intentionally to cover the whole territory of eleven miles in width, which did since 1862

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belong, and was attached to Kerr County.

The Surveyor of Kerr County has never recognized the work done by the Surveyor of Bexar Dist. and has refused to record any of the field notes; he has surveyed other locations on the same land, which were legally made and are the surveys made by the authorized Surveyor in his Land District, Chas Schreiner surveys among them. If the Surveyor of Kerr County would now try to better the condition of surveys illegally made by Bexar Dist. Surveyor, by recording the field notes of same in his Office - he would cloud his own work, and the legal work, and would make himself liable on his Bond.

I do not therefore think that the endorsement of the Examining Clerk is correct, and would ask to refer the matter to higher authority

Yours respectfully  
W. Von Rosenberg

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Kerr Co

W<sup>m</sup> von Rosenbergs letter in  
re to locations of the Chas.  
Schreiner Surs.

Dated Jan. 19, 1884.

2<sup>d</sup> page missing 6/5/97.