

1 The Heirs of Juan Gonzales, dec^d, Petition

2 vs Edward Ross et al 3 in Trespass
3 3 to try Title

4 In the Honorable the
5 Judge of the Circuit Court of the United States
6 for the Western Judicial District of Texas, at
7 San Antonio:—

Original
Petition

Filed
March
24th
1880

8 The petition of
9 Dolores del Moral y Gonzales, who is the
10 widow of Juan Gonzales, late of the Republic
11 of Mexico, deced^d, and of Miguel M Gonzales,
12 Augustin Gonzales, Juan Manuel Gonzales,
13 Rafael Gonzales, Miguel A. Gonzales, Ruperto
14 Gonzales, Rita Gonzales, Felipa Gonzales, Guadalupe
15 Gonzales, of Seal, who is also joined herein by her
16 husband Guadalupe Seal, Refugia Gonzales
17 y Guzman, who is also joined herein by her husband
18 José Maria Guzman, and Dolores Gonzales y
19 Fuente, who is also joined here in by her
20 husband Antonio de la Fuente, and who are
21 the children of said Juan Gonzales deced^d by
22 said Dolores del Moral y Gonzales, respectfully
23 represents unto your Honor that they are the
24 sole heirs of said Juan Gonzales deced^d, - that
25 your petitioners are all citizens and subjects of
26 the Republic of Mexico and aliens to the United
27 States of America - that they are all now resi-
28 ding in said Republic of Mexico, except said
29 Manuel M. Gonzales who is temporarily in the
30 County of Bexar and State of Texas.

31 And your petitioners
32 complaining of Edward Ross who is a resident

1 Citizen of the State of Texas and County of Kinney,
2 within said Western District of Texas, and of the
3 International and Great Northern Rail Road
4 Company, a body corporate created by the Legislature
5 of the State of Texas, further represents that said
6 Juan Gonzales deceased died seized and rightfully
7 possessed; (having fee simple title thereto) of the
8 land and premises herein after described - that
9 your petitioners as such sole heirs of said Juan
10 Gonzales deceased inherited and became
11 seized and possessed thereof as aforesaid as
12 tenants in common.

13 Petitioners aver that on the
14 first day of January, A. D. Eighteen hundred
15 and Seventy-Nine they were rightfully in the
16 possession of Eleven Leagues of Land in said
17 County of Kinney herein after described, that
18 on said day the said defendants Edward Ross,
19 and said Rail Road Company with force
20 and arms, wrongfully and against the will
21 of your petitioners (the plaintiffs herein) entered
22 upon said tract of land and ejected there
23 plaintiffs therefrom, and have so forcibly kept
24 plaintiffs ejected and dispossessed therefrom from
25 said last named day and date to the day of the
26 filing of this petition, and said defendants
27 have committed divers trespasses and wastes
28 thereon by cutting down the trees and
29 have received and converted to their own
30 use the rents, issues and profits of said land
31 to the damage of these petitioners Twenty Thousand
32 dollars. The land herein sued

for is described as follows, to wit: Eleven Leagues of Land granted by the Government of Coahuila and Texas, a State of the Republic of Mexico in the year 1832 to said Juan Gonzales, now deceased, the grant being from the then sovereignty of the soil and in fee simple, to said Juan Gonzales the ancestors of petitioners - lying and situate in said County of Kinney and State of Texas in the limits of said Western District of Texas," Starting out from the point from which the lines of the boundaries of the possession of Dona Dolores Soto de Beales forms an angle between South and West, there will be measured a line to the South, prolonged in the same direction which there terminates this section at the distance of Thirteen Thousand Seven hundred and fifty varas; from where will be measured another line at right angles which passing the Piedra Pinta Creek will extend the distance of Twenty Thousand varas, and from this point there will be measured another to the North parallel to the first and of the same length, and concluding, it will end with another to the East which passing the same Creek will continue to the point where it commenced; And said tract of Eleven Leagues of Land by a survey and division thereof into four equal parts is more particularly described as follows to wit:

"Field notes of a re-survey of the Eleven league tract of land in Kinney County, State of Texas, granted Juan Gonzales by the Government of

1 of Mexico, Beginning at the South West
 2 corner of the Dolores Soto de Beales tract of
 3 Eleven Leagues of Land which is the North East
 4 corner of this the Juan Gonzales tract, set a
 5 mulberry stake at said corner around which
 6 erected a mound of stones, from which a mesquite
 7 8 inches in diameter bears N 19° E 113 ²/₅ varas;
 8 and a mesquite 4 inches in diameter bears N
 9 43 ¹/₂ E 44 ²/₅ varas, Thence S, 25° W, along the
 10 easterly side of this survey and 4800 varas is
 11 a small creek called bow creek from N E
 12 runs off S, E, cross a bend with the line at 6875
 13 varas set a stake with a mound of stones
 14 for middle corner on the eastern line (no trees
 15 near) at 7270 varas a mesquite 6 in in diameter
 16 (line tree a lone tree) at 10,470 varas a road
 17 bears N. E. and S. W. - 12,830 varas bow creek
 18 runs S. E. at 13,750 varas set a stake with a mound
 19 of stones for the S. E. corner of this survey from
 20 which a mesquite 3 inches in diameter bears
 21 N. 15, W, 9 varas and a mesquite 3 in in dia
 22 bers N 96 19 ³/₅ varas. Thence N 65 W, along the
 23 southerly side of the Gonzales survey at 1600 varas
 24 a road, at 2660 varas another road, at 7580 varas
 25 Piedra Pinta creek, at 10,000 varas set a
 26 stake with a mound of stones for the middle
 27 corner on the southern line, from which a mesquite
 28 8 inches in diameter bears N 22 ³/₄ E, 90 ³/₅ varas
 29 and a mesquite 7 inches in diameter bears N 20 ¹/₂
 30 E 115 varas at 16,900 varas a road bears
 31 N. W. & S. E. - at 18,160 varas enter a small willow
 32 tree at 19045 varas to bank of Rio Grande set

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a stone with a stone mound for corner (the bank here is low, no trees except small willow bushes near) Thence N. 25 E and at 1433 varas run N. 65. W, and at 320 varas Sycamore Creek and 955 varas bank of Rio Grande at high bluff set a stone and raised a mound of stones for S. W. corner of this survey on the Rio Grande (no trees near on top of bluff for bearing trees).

Thence N. 25 E, along the westerly side of the Gonzales Survey at 4635 varas, counting from the southerly line of the survey to a road bears nearly west by S. E, at 6277 varas a creek from N. W, runs east - 6875 varas counting from southerly line set a stone with a mound of stones for middle corner on westerly line, from which a mesquite 8 inches in diameter bears S 84. W 81 $\frac{1}{10}$ varas a mesquite 7 inches in diameter bears S 34 $\frac{1}{4}$ W, 83 varas, and a mesquite 8 inches in diameter bears S 33 $\frac{4}{5}$ W 87 $\frac{1}{5}$ varas at 8520 varas a road at 9830 varas a bunch of small Hackberry trees 8 inches in diameter - at 10560 varas to Sycamore Creek runs nearly south (E of S) and at 13750 varas set a stone and mound of stones for the N. W corner of this survey from which a bunch of small mesquite bushes 13 in number bears S 59 $\frac{1}{2}$ W 75 varas, (the mesquites cut about $\frac{1}{2}$ off and bent down)

Thence S. 65. E, along the northerly side of the Gonzales Survey at 5210 varas Toquete Creek (dry) 8140 varas, a road at 10000 varas raised a large mound of stones for the middle corner on the northerly line of this survey (no trees near this corner), at 10360 varas a creek now dry

1 runs S. E, when it runs - at 13680 varas to
 2 Piedra Pinta Creek, runs South here, - at
 3 at 20.000 varas to the N E or beginning Corner.

4 From the middle on the Southern line of this
 5 Survey N. 25 E through the middle of the Survey
 6 at 3400 varas a small creek has pools of water
 7 in it, - at 6875 varas set a stone with a mound
 8 of stones for Centre Corner of this Survey from which
 9 a mesquite 4 inches in diameter bears N 66 1/2
 10 W, 75 3/5 varas, at 13750 varas to middle corner
 11 on the northerly line. Thence from the middle
 12 corner on the westerly line S 65 E through the
 13 middle of this Survey, at 2000 varas Sycamore
 14 creek at 10.000 varas Centre Corner of this Survey
 15 at 11000 varas a mound of stones on high bank
 16 of Piedra Pinta Creek - 11.100 varas to channel
 17 of the creek - 20.000 varas to middle Corner on
 18 the easterly line of this Survey.

Gonzales

19 _____ Petitioners aver that the said
 20 Edward Ross and the said International and
 21 Great Northern Rail Road Company defendants
 22 herein, being so as aforesaid in the unlawful and
 23 forcible possession of said land and premises, from
 24 the said first day of January, A. D. 1879 has received
 25 and converted to their own use against the Will
 26 of plaintiff the rents, issues and profits thereof
 27 and which are well worth and amount to the
 28 sum of Fifteen hundred Dollars per annum for
 29 pasturage, wood, hay and other issues and profits

30 _____ Your petitioners shows to your Honor
 31 that said incorporated Rail Road Company has no
 32 office in said Western District of Texas, nor

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1 does the President, Secretary or Treasurer of said
2 Company reside in said State, nor has said Company
3 any local agent in said Western District known
4 to these plaintiffs, other than said Edward Ross.

5 But that said Ross in so as aforesaid ejecting
6 your petitioners acted as and was the agent of said
7 Company, and now so unjustly withholds the possession
8 thereof as the tenant of said Company under a
9 contract and lease written and recorded in said
10 Rimney County.

11 Petitioners further aver that the principal
12 office of said Company in said State of Texas is at
13 Palestine in the County of Anderson in said State,
14 and that Ira H. Evans is their agent and Attorney
15 in fact there.

16 Wherefore Petitioners pray that said
17 Edward Ross be personally cited and summoned
18 to answer hereto for himself as well as for said
19 Company; and that said Company be also duly sum-
20 moned to answer hereto by service upon their said agent
21 Ira H. Evans. And upon a hearing of this cause
22 petitioners pray for judgment against said defendants the
23 said Ross and the said Rail Road Company for their costs
24 and damage as aforesaid, for writs of possession, that plaintiff
25 title be decreed and declared to be a good title in fee simple,
26 that any claims of title or right that defendants may set
27 up be decreed and declared null and void, and for
28 general relief &c. Howard & Harrison.

29 Attorneys for Plaintiff

30 Endorsed, No 21 U.S. Circuit Court. Heirs of Juan Gonzales vs Edward
31 Ross, et al, original Petition Tresspass to try title; this action is brought as well
32 to try title as for damages. Howard & Harrison atty for plffs
Filed March 24. 1880 W. C. Roberts, clk.

In the Circuit Court of the United States for the
Western District of Texas, at San Antonio.

Heirs of Juan Gonzales Et al

vs

Edward Ross and the
International and
Great Northern Rail
Road Company

No 21

1st Supplemental Petition
in nature of a reply to
defendants 1st Amended

answer, the leave of this honorable Court first
being obtained to file same.

1st
Supplemental
Petition

Filed
Oct 10th
1882

The Plaintiffs
Dolores del Moral y Gonzales, who is the widow
of Juan Gonzales, late of the Republic of Mexico
now deceased, and Miguel M. Gonzales, Augustine
Gonzales, Juan Manuel Gonzales, Rafael Gonzales,
Miguel A. Gonzales, Ruperto Gonzales, Rita Gonzales,
Felipa Gonzales, Guadalupe Gonzales & Leal, who is
also joined herein by her husband Guadalupe Leal,
Refugia Gonzales y Guzman, who is also joined herein
by her husband Jose Maria Guzman, and Dolores
Gonzales y Fuente, who is also joined herein by her
husband Antonio de la Fuente, state that they
are the children and widow of Juan Gonzales
deceased and are the legal heirs of the Estate of said
Juan Gonzales now deceased.

Your petitioners the above named plaintiffs
most respectfully represent that they are all citizens
residents and subjects of the Republic of Mexico and
aliens to the United States of America, that they are
now all residing in the Republic of Mexico, that

1 the matter in controversy is situated in the State of
 2 Texas, in the County of Kinney and within the
 3 Western District of Texas and in value exceeds the
 4 sum of Five hundred Dollars, exclusive of costs and
 5 is of the value of One thousand Three hundred Dollars,
 6 and that the defendant Edward Ross is a citizen
 7 of Texas, and the defendant the International and
 8 Great Northern Rail Road Company is a Corporation
 9 duly created, organized and existing under and by
 10 virtue of the laws of the State of Texas, and is a citizen
 11 of the State of Texas within the Constitution and laws
 12 of the United States.

13 Your petitioners the above named plaintiffs Com-
 14 plain of the defendants for that the said Juan Gonzales
 15 now deceased died seized and rightfully possessed
 16 (having a fee simple title thereto) of the land and
 17 premises herein after described and your petitioners
 18 plaintiffs above named as such sole heirs of said
 19 Juan Gonzales deceased inherited and became seized
 20 and possessed thereof as aforesaid as tenants in com-
 21 mon. and that said plaintiffs were on the first
 22 day of January, A. D. 1879 rightfully in the possession
 23 of eleven leagues of land in said County of Kinney
 24 herein after described - that on said day the defendants
 25 with force and arms wrongfully and against the
 26 will of the plaintiffs herein entered upon said tract
 27 of land and ejected the plaintiffs therefrom and
 28 have so forcibly kept the plaintiffs ejected and
 29 dispossessed therefrom since the day last mentioned
 30 to the date of filing this petition, and that the defendants
 31 have committed divers trespasses and wastes
 32 thereon by cutting down the trees &c and

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1 received and converted to their own use the
2 rents, issues and profits of said land to the
3 damage of these plaintiffs in the sum of Twenty
4 thousand dollars.

5 The land herein sued for is
6 is described as follows, to wit: Cienega League of Land
7 granted by the Government of Coahuila and Texas
8 a state of the Republic of Mexico in the year 1832
9 to said Juan Gonzales, now deceased, the grant
10 being from the then sovereignty of the soil and in fee
11 simple to said Juan Gonzales the ancestor of the
12 plaintiffs, lying and situate in said County of Dimmit
13 and State of Texas in the Western District of said,
14 " Starting out from a point where the possession of
15 Dalores Soto de Beales makes an angle between
16 South and West, Thence a line shall be drawn
17 South prolonging in the same direction that (line)
18 which there terminates of the aforesaid section to
19 the distance of 13,750 varas. From thence another
20 line shall be drawn in a right angle which
21 passing the creek "Piedra Pintada" shall have the
22 length of 20,000 varas. And from this point
23 shall be drawn another line to North parallel
24 to the first and of the same length and at its ter-
25 mination, finishing with another line to East, which
26 passing the said creek runs to the place of beginning "
27 Plaintiffs aver that the Edward Ross
28 and the said International and Great Northern Rail
29 Road Company being so as aforesaid in possession
30 of said premises are holding same unlawfully and
31 forcibly since the first day of January 1879 and
32 have received and converted to their own use against

1 the will of plaintiff the rents, issues and profits
2 thereof and which are well worth and amount
3 to the sum of Fifteen hundred Dollars per annum
4 for pasturage, wood, hay and other issues and profits.

5 That your petitioners state that
6 the grant and concession of said premises was
7 made to Juan Gonzales in his life time on the
8 10th day of October 1832 by the Governor of Coahuila
9 and Texas who was duly authorized under
10 and by the laws of that state to make said
11 grant. That it was a grant of purchase
12 under Article 13 of an act of the government
13 of the State of Coahuila and Texas. That the
14 grantee Juan Gonzales was at the time
15 of receiving said grant on the date last aforesaid
16 a native born Mexican citizen.

17 That in conformity to such grant the
18 purchase money having been paid and all
19 conditions precedent having been fully and
20 completely performed by said Juan Gonzales
21 and his Attorney in fact, the title of possession
22 was extended in a legal and perfect manner
23 by Commissioner Fortunato Soto who was at that
24 time fully and duly qualified to extend said
25 possession, which act of possession was done
26 the 18th day of April 1834 and the protocol
27 of said possession and the testimonio of same
28 were legally issued to said Juan Gonzales
29 and his title on the day said possession was given
30 as aforesaid became and was a perfect legal
31 title in fee simple under the laws under
32 which it was issued and the grantee was

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1 at that time and remained a citizen of the
2 Republic of Mexico until after the 4th day of
3 July 1848.

4 That the title of Juan Gonzales and
5 these plaintiffs has always been and still is
6 recognized by the laws of Texas legally passed
7 and promulgated and by the rules of the General
8 Land Office of Texas as a good, perfect and valid
9 legal title since the year 1845 down to the
10 present time.

11 Your petitioners further state that
12 the patents or junior titles plead in defendants
13 1st Amended Answer are absolutely void
14 and this your petitioners will show and that
15 same convey not title to defendants as claimed.

16 Wherefore plaintiffs ask judgment
17 as prayed in this petition

18 H. C. Barnard

19 Attorney for Plaintiffs.

20
21 Endorsed No 21

22 Heirs of Juan Gonzales

23 vs

24 Edward Ross et als

25 1st Supplemental Petition

26 Filed Oct 10 1882

27 M. C. Roberts

28 Clerk,

Abstract of Title

To Eleven Leagues of Land
Granted to Juan Gonzales
on Piedra Pinta Creek
in Kinney County Texas

Government of Coahuila and Texas.

pepp
Abstract
of
Title

To
Juan Gonzales, Recorded in Book
"B" N 1 p 295, 296 vs: Kinney Co Records

Filed
Oct 23
1880

Testimonio, measure and Possession

Fortunato Soto, acting as Commissioner of the State, in the colony of Rio Grande, extended the title in the name of said Government, and in accordance with the terms of the Supreme Decree of the 16th of Octo. 1832. to Juan Carlos Beales, as attorney for said Juan Gonzales, for Eleven Leagues of Land, measured and bounded as follows:

Starting out from the point from which the lines of the boundaries of the possessions of Dona Dolores Soto de Beales form an angle between South and West, there will be measured a line to the South, prolonged in the same direction, which there terminates the said section at the distance of 13,700 varas; from whence will be measured another line at right angles, which passing the Piedra Pinta Creek, will extend the distance of 20,000 varas, and from this point there will be measured another

1 towards the North, parallel to the first and
 2 of the same length, and concluding it will
 3 end with another to the East, which passing
 4 the same creek will continue to the point where
 5 it commenced."

6 Dated 18, Apr, 1834.

7 Fortunato Soto

8 Comm^r

9 Witnesses

10 Mrs H. C. S. Addicks

11 Mrs Blucknett,

12
 13 certificates of authentication attached, also
 14 certificates of registration, Kinney Co, Texas

15
 16 Proof of Marriage

17
 18
 19 Proof
 20 of
 21 Marriage

18 Juan Gonzales and Maria Dolores del Moral
 19 Recorded in Book "B" No 1. pages 226, 227.

20 Kinney Co Records,

21 Sets forth that Juan Gonzales
 22 aged 32 years - Son of Manuel Gonzales and M^a
 23 Antonia Zertuches - and Maria Dolores del Moral
 24 13 years old - daughters of Manuel de Moral,
 25 and Maria Juana Espadas were joined in the
 26 holy bands of Matrimony, in the city of Santiago
 27 del Leon Vicaro, on the 11th day of August 1830 by
 28 the Parish Priest Jose Ignacio Sanchez - as
 29 appears upon the records of said parish.

30 certificates of authentication attached, certified to by the
 31 Consul General of the United States of America,

32 Certificate of registration Kinney Co Texas.

Proof of Death and Burial

Proof of Death and Burial

1
2
3 Act of Juan Gonzales, dec^d, Recorded in
4 Book "B" No 1 pages 228, 229. Records Dimmy Co
5 Sets forth that the corpse
6 of Juan Gonzales was buried on the 14th day
7 of Nov, 1859; as appears from the Church Records
8 of Saltillo.

9 Certified to and certificates of authentication
10 attached certified to by the German consul at
11 Monterey.

12 Certificate of Registration Dimmy Co, Texas,

Proof of Heirship

Proof of Heirship

14
15
16 Heirs of Juan Gonzales, dec^d,
17 Recorded in Book "B" No 1 pages 230, 231,
18 Dimmy Co Records.

19 Sets forth that:
20 Dolores del Moral is the widow of said Juan
21 Gonzales, dec^d

22 and that the following are the
23 children of said Gonzales and his surviving
24 wife. viz: —

25 Miguel Gonzales grande

26 Angelina Gonzales

27 Juan Gonzales

28 Manuel Gonzales

29 Rafael Gonzales

30 Miguel Gonzales chico

31 Jacobo Gonzales

32 Ruperto Gonzales

1 Rita Gonzales chico
 2 Felipa Gonzales
 3 Guadalupe Gonzales
 4 Refugio Gonzales
 5 Dolores Gonzales.
 6 sworn and certified to,
 7 certified to by U.S. Consul at
 8 Saltillo Mexico.
 9 Certificate of Registration Kimney Co, Texas,
 10
 11
 12 Endorsed, No 21
 13 U.S. Circuit Court
 14 Heirs of Juan Gonzales
 15 vs
 16 Edward Ross, et al
 17 Plaintiffs abstract of Title
 18
 19 Filed Oct 23rd 1880
 20 W. G. Roberts, Clerk
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Order of Survey

In the Circuit Court of the United States
for the Western District of Texas, at San Antonio
Heirs of Juan Gonzales

vs
Edward Ross, et al

No 21.

In Vacation

Before the Honorable
E. B. Turner Judge of the United States Circuit
Court within and for the Western District of Texas,

The matter of the petition of
Plaintiffs now this 27th day of September 1882
coming on for examination and hearing on
motion of H. E. Barnard Attorney for the
plaintiffs, and the judge being fully advised
in the premises, it is hereby concluded that
the petition shows good cause why a judicial
survey should be at once ordered, and it
appearing from the original notice before
me that a copy of same had been duly served
upon the defendants Attorneys in this case, and
being fully advised in all the matters,
things, and premises,

It is hereby ordered
that Joseph James, the acting County Surveyor
of Kinney County, Texas, and William Benson
Deputy Surveyor of Bexar Land District and
J. M. Cummings formerly Deputy Surveyor of
Bexar Land District, be and the same are hereby
appointed to make a correct, true and exact
survey of the land described in plaintiffs
petition filed in this case, using the field notes

order
for a
Survey

Appointing
of
Surveyors

1 set forth in said petition of plaintiff, and
2 make return of their survey with their
3 affidavits thereto attached, into court on
4 or before the 12th day of October 1882.

5 _____ That in case of the inability or
6 refusal to act, of either of the above parties
7 the other two shall perform the duty hereby
8 stated, and report same as above, with the
9 same effect as if the whole number shall act.

10 _____ C. B. Turner

11 _____ Judge

12 _____
13 Endorsed Av 21.

14 _____ Heirs of Juan Gonzales _____

15 _____ vs _____

16 _____ Edward Ross et al _____

17 Petition for order of judicial survey, and
18 the order appointing surveyors _____

19 _____ Filed Sept 28th 1882 _____

20 _____ M. L. Roberts _____

21 _____ CLK

22 _____ By M. Mc Master, sep

18

Surveyors Report

Report
of
Surveyors

Statement of a survey made by Joseph Jones and William Benson under the order for a judicial survey of the Juan Gonzalez 11 League grant, made by order of Hon E. B. Turner U.S. District Judge.

Beginning at a stake on the S.E. bank of the Los Moches Creek, the same which was shown us by J. W. Cummings, one of our board, as the point which he established August 16th 1887 for the most northern boundary on said bank of the old town site of "Dolores" from which three Pecan Trees, the middle one about 6" marked "D" brs $S 10\frac{1}{2}^{\circ} W, 86\frac{4}{10}$ vrs. Thence $N, 65^{\circ} W$, magnetic course, 10.000 vrs a point.

Thence $S, 25^{\circ} W, 5,773$ vrs set a stake for S.W. corner of the "Dolores Soto de Beales 11 League grant" and N.E. of the Gonzalez grant, from which, a mesquite 5" brs $N 14\frac{1}{2}^{\circ} E, 73\frac{1}{5}$ vrs do, 2 pronged 8" brs $N, 34^{\circ} W, 116\frac{2}{5}$ vrs,

Thence $S 25^{\circ} W$, at 3200 vrs branch of Cow Creek, at 3800 again, at 5400 vrs again, at 8500 vrs a road, at 8600 vrs a point on line from which a mesquite 4" brs $S 64\frac{1}{4}^{\circ} E, 3\frac{2}{5}$ vrs and window in west end of Newells New Store House brs $S 88\frac{3}{4}^{\circ} E$, about 600 vrs, at 10,440 vrs Cow Creek, at 11,950 vrs, again 13750 vrs to a stone mound on east side of a rocky ridge from which a mesquite 10" brs, $S 59^{\circ} E, 103$ vrs

1 do 9" bears S $23\frac{3}{4}^{\circ}$ E. 80 vrs, do 9" vrs S $23\frac{3}{4}$ E,
 2 80 vrs.

3 Thence N 65° W. at 2248 varas
 4 marked a bunch of small mesquite on top of a
 5 hill, at 2800 vrs a road, at 3240 vrs another, at
 6 5924 varas a pile of Rock on bank of Piedra
 7 Pinto creek at 6400 vrs, crossed it again,
 8 at 10,640 varas marked a mesquite 9" with 3 haers,
 9 at 16,680 varas a stake on the bank of the Rio
 10 Grande River from which a double mesquite
 11 $67\frac{1}{4}^{\circ}$ bears S. $36\frac{1}{2}^{\circ}$ E. $25\frac{3}{5}$ varas, do 16" bears N 76°
 12 $67\frac{2}{5}$ varas.

13 Thence with the Rio Grande River,
 14 N 32° W. 3959 varas crossing the mouth of Sycamore
 15 creek to a stake on bank of said River.

16 Thence N. 25° E, at 419 varas a mound
 17 of Rock on a hill, between two Spanish daggers
 18 crossing two roads at 4300 varas, crossed Sacastosa
 19 creek, at 4600 varas, again, at 5600 varas again,
 20 at 9000 varas crossed Sycamore creek, 11,594 varas,
 21 a stone mound.

22 Thence S, 65° E. Crossing Mud Creek
 23 and Piedra Pinto creek 20,000 varas to the
 24 place of beginning. Bearings marked \bar{x}

25 Surveyed from September 30th to Oct 3rd inclusive.

26 Oscar C Feuerhizer
 27 Rafael Sarate } chain carriers

28 All the courses are magnetic
 29 Joseph Jones
 30 Wm Benson } Surveyors

Affidavit of Surveyor Jones

Affidavit
of
Surveyor
Jones

State of Texas

County of Kinney

Joseph Jones being duly sworn. Says he is the County

Surveyor of Kinney County, and in accordance with an order of the Hon C. B. Turner judge of the U.S Circuit Court for the Western District of Texas issued in the case of 'The Heirs of Juan Gonzales' vs Edward Ross et al - he did in conjunction with Mr Benson Deputy Surveyor of Bexar Land District, make a Survey of the Juan Gonzales 11 League grant, according to the best data which they could obtain, as to the relative position of said Survey with the adjoining Surveys, and with the only data they could get as to the beginning point of said other surveys. That said statement gives an exact, true, and correct description of the Survey which they made.

Joseph Jones

sworn to and subscribed before me 4th October 1882

J. L. Martin

County Clerk Kinney Co

By W. H. Ragin

Deputy

JB

Affidavit of Mr. Benson, Surveyor

Affidavit
of
Mr Benson
Surveyor

The State of Texas

County of Bexar

William Benson, being duly sworn

says that he is Deputy Surveyor of Bexar Land District and that in accordance with an order of the Hon E. B. Turner judge of the U.S. Circuit Court for the

Western District of Texas issued in the case of
the Heirs of Juan Gonzalez vs Edward Ross, et al
he did in conjunction with Joseph Jones the County
Surveyor of Kinney County, make a survey of the Juan
Gonzalez 11 League grant according to the best data
which they could obtain as to the relative position
of said survey surveyed with the adjoining surveys and
with the only data they could get as to the beginning
point of said other surveys, that said statement
gives an exact, true and correct description of the
survey which they made.

W Benson

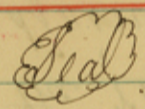
Dep Dist Sur B4 or Co

know to and subscribed before me this October the
6th 1882 In witness whereof I hereunto affix my
official seal and signature at office in Dvalde.

J. M. Mc Cormick

Judge County Court

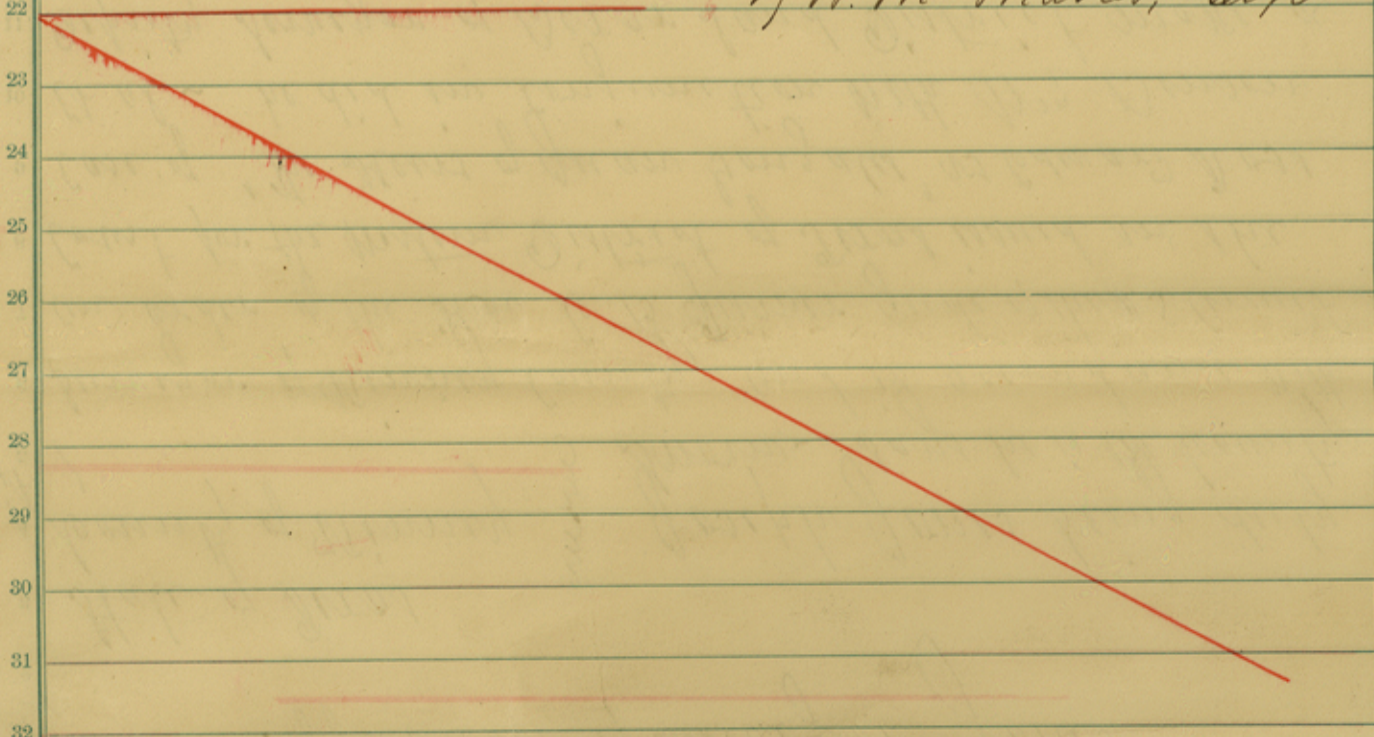
Dvalde County



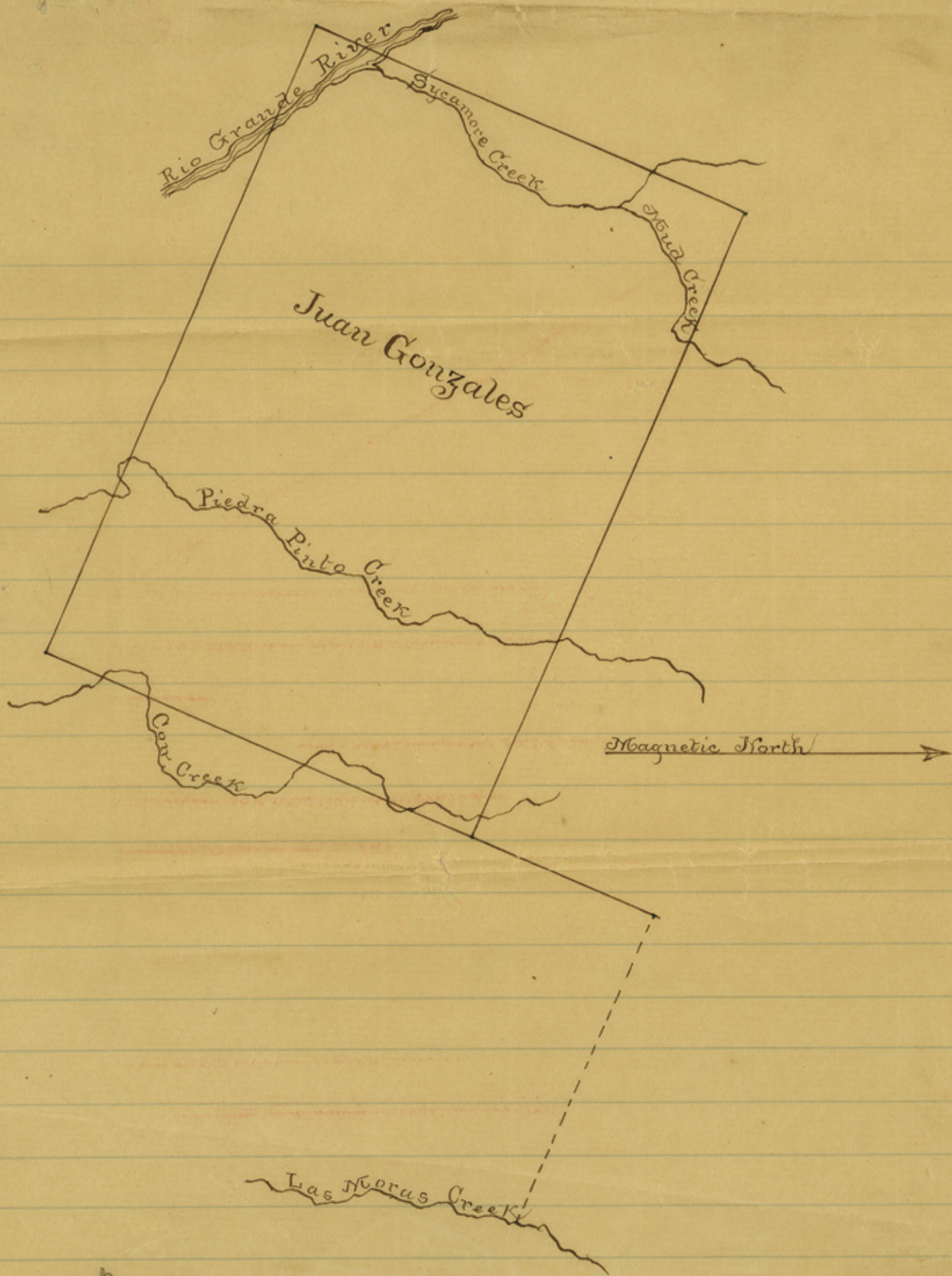
Endorsed, Filed Oct 9. 1882

M. C. Roberts, clk

by W. Mc Master, sep



22



23

counter 29157

No. 21 Chancery

In the Circuit Court of the United States,

For the Western District of Texas, at San Antonio.

I, W. G. ROBARDS, Clerk of the Circuit Court of the United States for the Western District of Texas, at San Antonio, do hereby certify that the foregoing and attached ~~and~~ *Twenty three* () page of manuscript, numbered in the margin of said pages from *one* () to *Twenty three* (*1 to 23*) both inclusive, contain a full, true and correct copy and transcript of the original *Plaintiff's Petition, 1st Supplemental Petition, Plaintiff's Abstract of Title, Order for Survey, and Report of Surveyors*

in the case of *Steers of Juan Gonzales* plaintiffs vs. *Edward Ross, et al* defendants all of which appears from the records of said Court, now in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Circuit Court of the United States of America for the Western District of Texas, at San Antonio, at my office in said City of San Antonio, this *31st* day of *December* A. D. 188*7*.

W. G. Robards
Clerk of the U. S. Circuit Court, W. D. T., at San Antonio.

By *D. West* DEPUTY.

containing full notes by
of Court (Kinney Co)

102 No. 2 Kinney
~~Kinney Co Sketches~~

IN U. S. Circuit COURT,

Western District of Texas.

Kinney Co

Heirs of Juan Gonzales
vs.

Edward Ross Et al

Decree of US Circuit Ct.
Dated Dec 31, 1887.
Filed Jan 5, 1888.

COPY OF

Petition of Reff, Abstract
of Title, order of Survey,
and Report of Surveyors

G. F. Sigmond & Co., Printers, 231 Market Street, San Antonio.

Filed in the General Land
Office January 5th 1888.

R. Shulley
Chief Clerk

See Decree of U. S.
Court in Case P. 2472

counter 29159

