

SEP 12 1953

Fostoria, Texas,
July 27, 1953

REFERRED TO LAW

In Re: Re-survey of the David Cole,
Robert A. Hanks and Hiram
Emerson Surveys in Liberty,
County, Texas.

Mr. Bascom Giles,
Land Commissioner
Austin, Texas.

Dear Mr. Giles:

At the request of Mr. Victor E. Sterzing, of your office, I have made a re-survey of the above surveys, to ascertain whether or not a vacancy or vacancies exists between the lines of or adjoining these surveys or whether there exists any excess acreage in these surveys. I wish to report my findings as follows;

For the David Cole survey, I began my survey at the southwest corner of the Ann Holshousen League, on the East bank of the East fork of the San Jacinto River. This corner is recognized as being the true common corner of the Cole and Holshousen surveys. I found an old pine knot for corner from which a large Black Gum stump bears N 69 E 12.5 vrs. This was an original bearing tree marked by N. Magruder in April 1838.

I then ran down the river, far enough South to equal 1444 varas, the call distance of Cole's East line. I did not find a corner but after a search eastward I found an old marked line. I set a stake for corner, on the low bank of the river. I then went to the North East corner of the David Cole survey on the South boundary line of the Holshousen league as now recognized. At this corner there is an angle iron and an old Pine knot for corner, from which a Black Gum stump and the trunk of the tree on the ground, marked X brs. S 76 E 5.4 vrs. This is an original bearing tree marked by Magruder and which is also called for at the Northwest corner of the Samuel Alloway Survey by A. N. B. Tompkins the original surveyor. There is also at this corner a 14" water Oak Mkd. X bearing S 16 W 7.5 vrs. from the old pine knot. From this corner, I ran along the South boundary line of the Holshousen League, N 88 deg. 58' W. which is a very old line, at 4771 varas I crossed a branch, 2 vrs. wide, course southwest, at 5221 varas I crossed another branch, course Southwest (the original surveyor called for these branches at 4770 and 5220 respectively) at 5681.2 vrs. the place of beginning for the Northwest corner of the Cole survey. This line is 11 varas longer than the original call. I then went back to the state that I had set for the Southwest corner of the Cole on the river and paralleled the South line of the Holshousen Survey, running South 88 deg. 58' East at 863 varas I crossed a branch, course Southwest, Mr. Magruder called for this branch at 840 varas. Continuing on the same course, at 2770 varas the original surveyor called for a branch but at this distance the terrane is very flat. At 3618 varas, the original call for the North line of the Robt. A. Hanks Survey, I looked for a corner or line running South, but not finding anything I went to 3653.6 varas and intersected an old line running South, for the North East corner of the Hanks, and at 5761.8 varas from the river I find an old pine knot and a Black Gum mkd. X for witness tree. I ran N 1 deg. 02' E from this corner 1444.0 varas along an old marked line to the North east corner of the Cole on the south line of the Holshousen survey. The south line of the Cole is 6 varas longer and the North line is 11 varas longer than the original calls. Having original bearing trees for the Northwest corner and the Northeast corner of the Cole Survey on the South line of the Holshousen league, and paralleling Cole's south line with the north line, I feel sure that the Cole survey is located properly on the ground. The Cole is 11 acres short of a 1/3 league but possibly due to the changing of the river.

The Robert A. Hanks Survey

This Survey being senior to the Hiram Emerson Survey, I ran it next.

Having located the Cole Survey, I began at the stake I set for Cole's Southwest corner on the East bank of the San Jacinto river. Not having any creek calls for the North line of the Hanks, I re-measured this line, South 88 degs. 58' East, 3653.56 vrs. and set a stake for the North East corner of the Hanks Survey. I then ran South 1 deg. 02' West along an old marked line and at 383.3 vrs. and 899.4 I searched for line running East and West. Finding nothing I continued S 1 deg. 02' W 1283.3 varas to an old pine knot for corner on the North line of the James T. Dunman League. There are several marked trees at this corner. From this corner I ran N 89 deg. 31' W 4700.75 varas along the North line of the Dunman league to a car axle for corner of the Dunman League and the South West corner of the Hanks, on the East bank of the San Jacinto river. This line is 38 varas short of Hanks call and the North line is 35.5 varas long. I then ran the meanders of the river to the place of beginning, calculating the Hanks Survey to contain 954.618 acres, an excess of 314.618 acres. The original notes called for 640 acres.

The Hiram Emerson Survey

I began this survey on the North line of the James T. Dunman League at the southwest corner of the Hanks survey. I then ran N 1 deg. 02' East along the east line of the Hanks and at 990 varas I searched for a line, again, running east and west, but not finding one I continued on to 1283.2 vrs. the North East corner of the Hanks survey on the south line of the Cole. I then followed the Cole line S 88 deg. 58' East, at 2108 varas I passed the Cole Southeast corner (The original notes called to pass this corner at 2138 vrs. 30 vrs. short) at 4013 varas I searched for a corner and line running south. I did not find either but at 4054.9 varas from Hanks North east corner I found an old car axle for corner at the re-entrant corner of the Samuel Alloway Survey. There is an old line from the South east corner of the Cole to this car axle. I then ran South 1 deg. 02' West along the west line of the Alloway, at 344.6 vrs. and at 900 varas I searched for a corner and a line running West. I did not find anything but at 768.7 varas I passed the southwest corner of the Alloway Survey and the Northwest corner of the H. T. & B. RR Co. Survey (pine knot and several witness trees) and at 1244.6 varas I found a concrete monument for the South east corner of the Emerson survey, on the North line of the James T. Dunman Survey. There are several witness trees at this corner, This corner is N 89 deg. 31' W. from the North East corner of the dunman league. I did not find the original bearing tree at the Dunman northeast corner but there is a concrete monument with several witness trees. S 00 deg. 29' W 2550 vrs. from this monument at the South east corner of the Dunman league I found evidence of both original bearing trees. A Magnolia stump hole brs. N 70 E 6.4 vrs. for the Dunman and a Pine N 52 E 10.7 vrs. for the H.T. & B. Ry co Survey No. 16. I then ran from the Emerson Southeast corner along the North line of the Dunman League, 4055.1 varas to the place of beginning, giving this line an excess of 42 varas over the original call. I calculated the Emerson to contain 908.03 acres, an excess of 268.03 acres.

I beleive the field notes fpr the Hanks and Emerson surveys were compiled in the surveyors office, having ascaled the distances from old maps and as both surveyors call for the Dunman League and the South line of the Cole Survey I do not think they intended to leave a vacancy between the two lines.

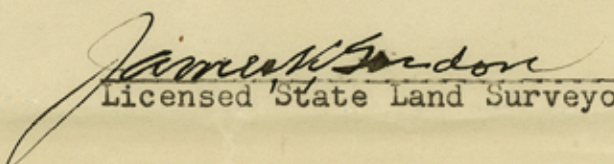
The nearest dry hole that was drilled for oil is in the South-east corner of the David Cole Survey, as shown on my plat. The nearest producing Oil well is located in the North West corner of the H. & T. C. Ry Co. Survey No. 158 (Benj. Foster) which is North 3.1 Miles from the Hanks Survey.

This is low, flat country, of dark sandy loam soil, with thin cut-over timber. This land, including timber, should be valued at \$10.00 per acre.

As to the adjoining land owners: Foster Lumber Company owns the land North and East in the Cole and Alloways Surveys. Kirby Lumber Company owns H. T. & B. Ry. Co. Sec. 16 and the James T. Dunman League is owned by the Champion Paper and Fiber Company, all of Houston, Texas.

I am enclosing Plat and Field Notes, properly filed and recorded in the office of the County Surveyor of Liberty County, Texas.

Yours very truly,


Licensed State Land Surveyor

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#62

Surveyor's Report of a
re-survey of the Robert A.
Hanks, Hiram Emerson and
David Cole Surveys in
Liberty, County.

File No. 62

LIBERTY County

Sketch File

Filed Sept. 12 1953

BASCOM GILES, COM'R

By *V.E. Hering*

Survey by
Jas. K. Gordon
July 1953

see Rolled Sk. "M"