

Col. C. C. Gibbs

April 7 / 1900

San Antonio Texas

Your favor of the 28th ult.
and contents recd. (Relating to
conflicts T & N.O. Ry Co. lands in S.W.
corner of Liberty County.)

The copy of decree of court in suit
no. 2095 was filed in this office Oct 26/99.
in Liberty 1-52, also copies of decree
of court in suit no. 3133 Geo H. Bantzinger
vs Paul B. Mason et al, and no. 3165
Sallie H. Carr et al vs T & N.O. R.R Co,
are on file in Liberty county sketch
files no. 38, endorsed (Sketch & decree of
court showing position of Lewis Davis & C.C.
P. Welsh leagues filed Nov 18th 1899.)

From the above decrees of court this
office now recognizes the new position
of the Davis, Welsh & Wiesman surveys
as defined in said decrees.

Now in regard to the new position
of T & N.O. Ry Co. surveys 5 & 6, survey
no. 6 in its new position would contain
420 acres, and under Mr. Weeds survey
it contained $322\frac{3}{4}$ acres and was sold
for that amount to Amos Griffith
Nov 26th 1894 @ \$2⁰⁰ per acre, $\frac{1}{4}$ cash,
the yearly interest has been paid up to
August 1st 1899, as evidenced by State

Treasurer receipts on file in Liberty county school land file 36563. Paid principal \$197⁷¹/₁₀₀ and interest \$147⁷⁴/₁₀₀. As to the improvements on the S.E. corner of survey no. 6 as it originally stood, would be on the N.W. 1/4 of survey no. 5 in its new position.

I would suggest (provided you cannot make satisfactory settlement) that you correct survey no. 5 by excluding so much of the N.W. 1/4 as to respect the improvements, and make up the loss of no. 5 by including the S.E. part of the new position of no. 6, and correct survey no. 6 accordingly.

I return herewith Mr. Williams statement and sketch.

If convenient please furnish this office with copy of Mr. Williams sketch and connecting line & oblige

May 19/1900
Col. C. C. Gibbs
San Antonio Texas

Dear Sir:

Your favor of the 5th & 14th inst. with blue print sketch was duly rec'd, showing corrected locations of T. & N. O. R. Co. surveys in the S. W. corner of Liberty county.

In reply would say that this office is at a loss to suggest a remedy as to the adjustment or settlement between yourself and the purchasers of school sections no. 6 & 8 as to protect their improvements.

As I understand, they were sold by Mr. Weed's resurvey corners.

1st Survey no. 8 containing 35 acres is sold and patented to Sally A. Allen and the patent has been delivered, said no. 8 as sold and patented is now included in corrected survey no. 6 as indicated in red on the sketch herewith.

2nd Section no. 6 by Mr. Weed ^{survey,} was sold to Amos Griffith and his improvements are on the N. W. 1/4 of survey no. 5 in its new position.

Under these circumstances can't we, under Sec. 4 Chapter 298, page 331, act 1899, effect change the

Survey numbers, with proper
corrections, or change the lines
of sections 5 and 6 so as to
protect the purchaser of the
School Land.

While I recognize your suggestion
about holding surveys in their original
positions as being sound, generally,
yet does not the law referred
to give this department power,
with the consent of the owners,
to change the lines so as to
equitably meet the conditions on
the ground, I think it does.

Very truly yours,
J. H. ...

J. H. ...

Sketch
File No. 66
Liberty County
Letter on T&N O Ry Co
Filed Nov 30 19 84
By GARRY MAURO, Com'r
Lin Hill

Liberty Co. Sk. Filed 66

counter 30/39