

*See Copy of Decree in
S.F. 10338 -*

C. Herring

Tresspass to try title

vs No. 385

J. C. Horst

This cause coming on this day in open court for trial, came the plaintiff C. Herring and the defendant J. C. Horst in person and by Atty. and announced ready for trial. Whereupon came a jury of good and lawful men to wit John T Lyne and eleven others who being duly elected tried empaneled and sworn as the law directs. And who having heard the pleadings of the parties the evidence, the argument of Counsel and the charge of the Court, retired to consider of their verdict and afterwards returned into open Court the following verdict to wit.

We the Jury find that it was the intention of the Surveyor Wm O Docharty in surveying the tract of land for Simon Ryan to include all that body of land lying between Patrick Henry survey on the east and the Louis ~~Ayres~~ Ayres Survey on the west all of which we find in favor of the plaintiff less Survey number one as surveyed for J. M. Ussery which we find in favor of the defendant by the statutes of limitation for better description of the said Simon Ryan Survey of land - We would say, that measurement begins on the north bank of the Rio Frio at the Southeast corner of the Louis Ayres survey of land thence in a Northerly direction corresponding with the field notes made by said William O Docharty the distance therein called for Viz. 6705 varas - Thence on easterly direction conforming with field notes made by said William O Docharty until you arrive at or opposite the Western line of the Patrick Henry Survey of land thence a Southerly direction conforming with the field notes of said William O Docharty until you arrive at the north

bank of the Rio Frio thence a westerly direction along the northern bank of the Rio Frio to the place of beginning,

John T. Lyne foreman.

And it is therefore Ordered adjudged and decreed by the Court that the boundaries of the Simon Ryan league and labor of land claimed by Plaintiff in his petition be established and decreed to be as follows to wit; Beginning at a point on the North bank of the Rio Frio it being the S E corner of a league and labor in the name of Louis Ayres Thence in a Northerly direction according to the Original field notes of the said Simon Ryan Survey made by the surveyor William O. Docharty 6705 vrs to a stake - Thence in an easterly direction according to said O Docharty Field notes to a point at or opposite the north west corner of a survey in the name of Patrick Henry Thence in a southerly direction according to said O Docharty field notes and along said Patrick Henrys western line to a stake on the North bank of the Rio Frio, it being the upper corner of said Patrick Henrys Sur. Thence up the Rio Frio with its meanders to the place of beginning, it being the tract of land granted by Coahulla & Texas to said Simon Ryan, and that said northern boundary line of the said Simon Ryan as above described be adjudged and decreed in favor of said plaintiff as against said defendant, as the true northern boundary line of said Simon Ryan league and labor and it is futher ordered adjudged and decreed by the Court that the plaintiff do have and recover of and from the defendant all that portion of said Simon Ryan survey as above established;

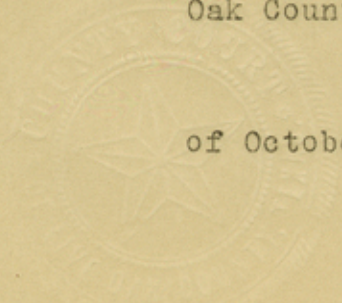
Which said defendant has within his inclosure and is holding & claims adversely to plaintiff except a tract of 640 acres of land being survey No 1 patented by the State of Texas to J M Ussery as assignee of Seale Morris & Seale and embraced therein. Which said last mentioned tract of 640 acres

is adjudged and decreed to defendant and his title thereto is as against plaintiff quited and established in him, and the title of plaintiff to the balance of said land within the said inclosure of defendant is decreed to be and is ^{hereby} reestablished and quieted in plaintiff .It is futher ordered adjudged and decreed by the court that a writ of possession issue to put the plaintiff in possession of the land hereby adjudged to him. It is futher ordered adjudged and decreed by the Court that the plaintiff do have and recover of and from the defendant all the costs of this suit, for which let execution issue.

State of Texas)
County of Live Oak)

I, H.G. Goodwin, Clerk of the County and District Court
of Live Oak County, Texas, do hereby certify that the above and
foregoing is a true and correct copy of the judgement
in Cause No. 583 as the same appears of record in Book No 2
page 704 , Minutes of District Court, March Term 1885, Live
Oak County, Texas.

Witness my hand and seal of office this 12th day
of October 1922.



H G Goodwin

Clerk, County and District Court

Live Oak County, Texas.

By *OR Kendall* Deputy.

C. Herring 28.
or. Dione
J. C. Stoot

Dated Oct. 12, 1922.

Live Oaks

10/12/22

counter 30318