

2507

Sobowal, 10-23-07

Hon. John J. Terrell

Austin Tex.

Dear Sir:

Recently the
 Rev. R. Kennedy of this
 town and county whose
 lands extend into Medina
 County, applied to Mr.
 H. V. Haas, Co. Surveyor of Medina
 for a survey of what seemed
 to be a vacancy on the east
 of sub- No 412 - (see vacancy No
 1. as indicated on enclosed
 plot-) and on account of
 sickness in his family, Mr
 Haas suggested that Mr
 Kennedy get me to make
 the survey. Beginning at
 Rouchonoe's Creek and run-
 ning East we found an

Excess of 130 varas - i.e. we found
 the distance to be 5300 varas, in-
 stead of 5170 varas to the N.W.
 cor. of the Cummings No. 863.
 Now, the field notes of Sur-
 no 412, that we have, do not
 call for any witness trees,
 neither do the field notes of
 the Cummings, but the
 field notes of the Flores,
 No 412½, - south boundary line -
 read as follows from the S.E.
 cor. of Survey No 475; "Thence
 East with north line of Sur-
 412 - of 1900 varas cross Elm Creek
 of 2440 varas a S.O. 10' dia. marked
 D. on north side - of 4700
 varas, made a stake & piece
 of rock for the N.E. cor. of
 survey No 412, and which
 is also found to be the
 N.W. cor. of the D Cummings
 from which a double S.O.

3

Sec. J 31 E. 223 varos, another 10' dia.
Sec. J. 26 1/2 E. 188 no.!

We found this
pile of rock & the witness
trees. The trees are both standing
& both marked - both the right
course & distance from the
pile of rock, and, on the
principle that monuments best
of distance, would fix the
N.W. cor. of the Cummings
& the N.E. cor. of #12 - tying them
together over any reasonable excess.
But as these witness trees are
not mentioned in the field
notes of the Cummings, nor
Sec. #12, the N. de la Jorda, Mr
Kennedy wants you to give
him an official ruling
on this matter - one that
he can have recorded
with the county surveyor
of Medina Co. that will

remove any [#] doubt. That may
arise in the future and
keep keep anyone else from
filling on a little strip in
his position. There is, however,
a strip of vacout I on a -
(marked on my plot as "Vacou-
cy No 2) of 20½ acres that Mr.
Kennedy will make appli-
cation for as soon as pos-
sible as there seems to be
no doubt about its being
vacout.

Mr. Terrell, may I ask
you to give this matter
of the 1st vacancy immediate
attention so we will know
what steps to take -

Please write to Ross R
Kennedy, Sobieski Tex.
Yours - J. M. Hubbs
Co. Surveyor.
Wolfe Co.

Over

count 131464

It is very probable that the
 pile of rock with the two
 live oak witness trees, re-
 ferred to in the field
 notes of the Flores Survey
 was made for N.E. cor of
 Sec. 412, on the N.W. cor of
 the D Cummings, and it is
 certainly not likely that
 the Cummings who surveyed
 the Flores would stop and
 make a corner for another sec.
 and then refer to it in work-
 ing field notes to the
 Flores. It is often the
 case that a corner is fixed
 by witness trees + no mention
 of it in the field notes and
 I am satisfied that the
 surveyor found this cor- and
 referred to it because it was already
 made.

J. M. Hobbs

ROSS R. KENNEDY, PRES.
LEON F. HEARD, VICE PRES.
ROY J. DAVENPORT, CASHIER.

No 7807

Sabinal National Bank

CAPITAL AND SURPLUS \$60,000.00

SABINAL, TEXAS.

Referred to
Hammick
11817 camp
Nov. 6th 07

Hon. J. Terrell

Austin Texas

Dear Sir:-

Two weeks or more ago, I sent you plat of a survey made for the Ross R. Kennedy, showing an excess on the east end of N. de la Zeda Sur. No. --- on east side of Rancheros Creek in Medina Co. asking you for an official ruling on same. Mr. Kennedy informs me that he has heard nothing from you yet concerning this matter. No doubt you are pressed for time, but you will please let us hear from you at once if possible.

Yours truly
J. M. Hubbs
Co. S. of U. Co.

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J M Habbs' letters

Medina Co

counter 31467

SAKXI JANIBAS

0000.00 \$

AT THE

RECEIPT

THE BANK OF THE STATE OF TEXAS
INCORPORATED UNDER THE LAWS OF TEXAS
1890

Bank of the State of Texas

NO. 1000