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Decree of Court.
Jno. Maginis & A. Mardez
Titled Leagues
Polk County.
Oct. 2, 1911.

J. T. Robinson
by Hummel Court.

SEE SK FILE NO 27
" " " NO 28
N.S.

1902-1

county 34259

HILL & HILL,
Attorneys at Law.

HAVE COMPLETE ABSTRACT OF TITLE TO LANDS IN POLK COUNTY.

RECEIVED
SEP 30 1911

Referred to ~~Gen. Lightfoot~~ Law

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LIVINGSTON, TEXAS.

Sept. 27th, 1911.

Hon. J. T. Roberson,
Commissioner General Land Office,
Austin, Texas.

Dear Sir :-

We now enclose you under this cover certified copies of the decree of 1901, in cause of Mardes heirs vs., Myers, et-al, and certified copy of the decree of November 27, 1902 in case of Bender, et-al vs., Bennett & Stanford, et-al; and also copy of the Land Office sketch map, all referred to in our letter to you this A. M.

Also carbon copy of our letter (since speaking to you by phone) to Gen. Lightfoot.

The marks on the gum line tree on the East line of the Mardes, shown on the sketch, was found by cutting into the tree. It had grown over entirely.

Yours truly,

Enclosures.

Hill & Hill

Also copy of our correspondence with Hon. J. S. Terrell
Oct. 31/02 to Jan'y 9/04.

West line of said section Thirty-one, nine hundred and fifty four and 6/10 varas, to the North line of said Maginnis league-----Thence East W with said line fifteen hundred and nine varas to the N.E. corner of said Maginnis league and the N. W. corner of the A. Mardez league-----Thence South with the East line of said Maginnis league One Thousand and fifty-two varas to the South line of said sectoin No. Thirty-one ----Thence West with said line fifteen hundred and Thirty seven varas to the place of beginning, containing two hundred and seventy acres of land, be and the same is hereby divested out of plaintiffs and vested in defendant, the Texas Lumber Company, upon said Lumber Company having paid into Court therefor Twenty one hundred and sixty dollars, two-thirds of which is decreed to be in plaintiffs C. Bender & SOns, one-third of which is decree to be in plaintiffs Scott M. Pardee, Hettie French and Ben B. Cain, being eight dollars per acre for the land set out and described in the above field notes, vested in defendant the Texas Lumber Company.

It is further ordered, adjudged and decreed by the Court, that all the right, title and interest and claim of defendants B. H. Bennett and G. W. Stanford, composing firm of Bennett & Stanford, the Cameron Lumber Mills Company and the Texas Lumber Company of, in and to the John Maginnis league of land, situated in Polk County, Texas, and thus described: Located between Zavalla and Cumings Ferry, and at the corner of a survey situated on the road leading from Zavalla to the said Ferry on the river Trinity, at about two miles from the residence of the colonist Dickerson, ^{and on Bayou Dickerson} on the waters of the river Neches, there were planted a stake and the first land mark of that survey was formed on it----From thence South 7500 varas to the said corner of said survey, which is the second corner of said survey-----From thence ^{there} East was measured 3333 3/10 v aras, and a stake was driven down forming on it the [^]third corner, from which a pine four inches in diameter bears North 32 degrees and 98 minutes East, 25 1/2 varas, and a pine four inches in diameter bear North 35 degrees, East 10 1/10 varas.---From thence North there was measured 7500 varas, and a stake was driven forming the fourth and last land mark from which a pine 24 inches in diameter bears North 22 degrees West 16 2/10 varas, and also a pine 12 inches in diameter bears South 13 degrees East 21 3/10 varas.---- From thence West 3330 varas to the place of beginning, containing 4428 acres of land, save and except that portion of the John Maginnis league above described, as surveyed by the surveyor A.C. Garvey, two hundred and seventy acres, be and the same is hereby divested out of said defendants and vested in plaintiffs C. Bender & Sons, two-thirds undivided interest and in plaintiffs Scott M. Pardee, Hettie French and Ben B. Cain, one third undivided

interest.

It is further ordered, adjudged and decreed by the Court that plaintiffs in this suit pay one half of the cost herein and defendants pay the other half thereof in accordance with said contract.

It is further ordered, adjudged and decreed by the Court that said contract is found to be correct in all respects and existing by consent of all parties, be and the same is hereby ratified and approved, and all damages by either party against the other thereby and by consent of parties waived.

Writ of possession will issue in favor of the parties respectively as shown by this decree against the other party or parties.

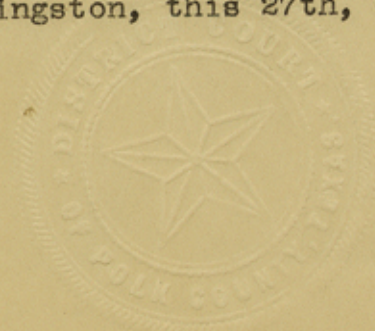
It is ordered, adjudged and decreed by the Court that execution issue in accordance with this judgment for possession of the premises and for cost.

The State of Texas,

County of Polk.

I, R. E. Galloway, Clerk of the District Court in and for Polk County, Texas, do hereby certify that the above and foregoing is a true and correct copy of the judgment in the above entitled and numbered cause, as the same appears of record in Book H. pages 43 to 47 of the minutes of the District Court of Polk County, Texas.

Given under my hand and the seal of said Court, at office in Livingston, this 27th, day of September A. D. 1911.


R. E. Galloway
Clerk District Court, Polk County, Texas.

Allen Mardes et al, |
No.1894 vs. |
J. M. Myers et al. |

July 6th, 1901.

This day this cause came on to be heard and all parties hereto appeared by counsel and announced ready for trial after hearing the evidence and argument of counsel and statement of counsel as to the agreement between them, it is therefore ordered, adjudged and decreed by the Court that intervenor G.W.Burkett do have and recover of plaintiffs Mary E. Baker, J.D.Baker Bessie D. Mardes, Allen Mardes (of California) Lina Calvert, Allen Mardes, (of Lousians) Bettie M. Mardes, Carrie H. Stewart, James E. Hill, Corrine N. Corry and George F. INgraham and of defendants J.M.Myers and G.W.Sellars one undivided half of the Abner Mardes league of land, involved in this suit and hereinafter described, less two hundred acres to G. W. Sellars.

It is further ordered, adjudged and decreed by the Court that defendant G. W. Sellars do have and recover of intervenor G. W. Burkett and of defendant J. M. Myers and of plaintiff Mary E. Baker, ^{J. D. Baker} Bessie D. Mardes, Allen Mardes, Lina Calvert, Allen Mardes, Bettie M. Mardes, Carrie H. Stewart, James E. Hill, Corrine N. Corry, and George F. Ingraham the following described portion of the Abner Mardes League of land, to-wit:

Beginning at the N.E. corner of the E.J.Parsons 160 acre survey on the South line of the D. Galloway 320acre survey (old corner gone) from which a post oak 15 in marked X brs. S 43 E 2 varas ash 12 in Mkd. X brs. S 77 W 7 vrs. Thence East Seven hundred vrs. Thence South Sixteen hundred and eleven vrs. Thence West Seven hundred vrs. Thence North Sixteen hundred and eleven vrs. to beginning to contain two hundred acres of land.

It is further ordered, adjudged and decreed by the Court that plaintiffs James E. Hill, Corrine N. Corry, George F. Ingraham, Mary E. Baker, Bessie D. Mardes, Allen Mardes, Lina Calvert, Allen Mardes, Bettie M. Mardes and Carrie H. Stewart do have and recover of defendants J. M. Myers and G. W. Sellars and of intervenor G. W. Burkett an undivided one half of the Abner Mardes league of land hereinafter described.

It is further ordered, adjudged and decreed by the Court that plaintiffs James E. Hill, Corrine N. corry and George F. Ingraham are entitled to one half the land allotted to plaintiffs towit, eleven hundred and seven acres undivided interest in the Abner Mardes league of land hereinafter described.

It is further ordered, adjudged and decreed by the Court that plain-

tiffs Mary E. Baker is entitled to an undivided interest of four hundred and seventy nine and 7/10 acres of land in and to the Abner Mardes league of land hereinafter described.

It is further ordered, adjudged and decreed by the Court that plaintiffs Allen Mardes and Bessie D. Mardes (of California) are entitled to one hundred and forty seven and 6/10 acres of land, undivided interest in and to the Abner Mardes league of land hereinafter described.

It is further ordered, adjudged and decreed by the Court that plaintiffs Lina Calvert, Allen Mardes (of Louisiana) and Bettie M. Mardes are entitled to three hundred and thirty two and 1/10 acres of land undivided interest in and to the Abner Mardes league of land hereinafter described.

It is further ordered, adjudged and decreed by the Court that plaintiff Carrie H. Stewart is entitled to one hundred and forty seven and 6/10 acres undivided interest in and to the Abner Mardes league of land hereinafter described.

The Abner Mardes league of land above referred to in this decree is thus described by metes and bounds;- Beginning at a post in a mound from which a pine 18 in. in dia. brs. N 39 W 6vrs. and a pine 10 in. in dia. brs N 40 E 2 4/10 vrs dist. Thence North one hundred and twenty nine vrs. pine 20in. in dia. line tree, at four thousand eight hundred and four and 4/10 vrs. (gum 14 in. in dia. line tree at seventy five hundred and 4/10 vrs.) Post, pine 5 in dia. brs. S 31 W 1 2/10vrs dist. and a pine 7in. in dia. brs. N 24 W 1 4/10 vrs. distant. Thence West one hundred and five and 4/10 vrs. creek 2 vrs. course South, at six hundred and twelve and 4/10 vrs Hickory 6in. in dia. line tree at ten hundred and fifty vrs. creek 15 vrs. course North, at thirteen hundred and five vrs. creek five vrs. course North at thirty three hundred and thirty three and 3/10 vrs. post a pine 25 in. in dia. brs. N 22 W. 16 2/10 vrs distant and a pine 12 in. in dia. brs. S 13 ²¹ E 3/10 vrs. distant.

Thence South forty six hundred and fifty and 3/10 vrs. creek 6 vrs. course East at sixty seven hundred and eighty and 3/10 vrs. creek 10 vrs. course East at seventy five hundred and 3/10 vrs. post a pine 4 in. in dia. brs. N 32 E. 25 1/10 vrs. distant and a pine 4 in. in dia. brs. N. 35 E. 10 1/10 vrs. distant.

Thence East three thousand three hundred and fifty vrs. fell 4,6/10 vrs. S. of beginning.

It is further ordered, adjudged and decreed by the Court that intervenor G. W. Burkett, pay all costs of this suit for which let execution issue

It is further orderde, adjudged and decreed by the Court, that plain-

tiff J. D. Baker and defendant J. M. Myers take nothing by this suit and go hence without day.

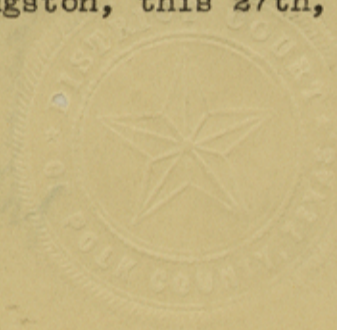
The State of Texas,
County of Polk'

I, R. E. Galloway, Clerk of the District Court in and for Polk County, Texas. do hereby certify that the above and foregoing is a true and correct copy of the judgment in the above entitled and numbered cause, as the same appears of record in Book G. pages 558 to 561 of the minutes of the District Court of Polk County, Texas.

Given under my hand and the seal of said Court, at office in Livingston, this 27th, day of September A. D. 1911.

R. E. Galloway

Clerk District Court, Polk County, Texas.



Book G. pages 558 to 561

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Polk County



P. 542

Tray Case Appeals -

Open 11-22-92

in SWP Vol. 28 p 693

[Handwritten signature]

Clerk District Court, Polk County, Texas.

counter 31267

Given under my hand and the seal of said court, at office in divided cause, on the same day of September A. D. 1911.

minutes of the District Court of Polk County, Texas.

is a true and correct copy of the judgment in the above entitled and numbered cause, as the same appears of record in Book G. pages 528 to 521 of and for Polk County, Texas. do hereby certify that the above and foregoing

County of Polk,

the State of Texas,

I, R. E. Galloway, Clerk of the District Court in

hence without day.

att. J. D. Baker and defendant J. M. Myers take nothing by this suit and so

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