

Wh 0.24 N. 65 W. 32  
" " 12 N. 66 E. 21  
R<sup>2</sup> = 18 N. 12 1/2 E. 10

P. 18 N. 60 1/2 E. 5 1/2 Ys  
" 24 N. 16 1/2 E. 15  
" 15 N. 88 3/4 W. 103

North 49 1/2 vs 13 to pt. in. of 89 1/2

East 11° 00' Care 19° Pine woods 5000 vs

On Long King  
MOSES L.

Choate 1 by

S. e. Hiram's Dec. 13/34

T. Feb. 7/35 Nixon

book 20 p. 107.

340  
1300  
777

South 5000 vs.

B. O. 18 N. 9 1/2 W. 7 Ys  
P. 20 S. 60 W. 26 3/4

5000 vs west

P 18 S. 6 3/4 E. 30  
P. O. 14 N. 4 W. 19

Large Branch  
2300  
2500  
990  
2500  
2500  
2500  
2500

Pines cor.  
B. 15 S. 1/4 W. 8 vs.  
P. 27 S. 80 E. 11 1/2

1000 W. ←

West 6174 vs 48 S. of 27

Small Ironwood  
Corner.

South 3500 vs.

on Long King cr.  
Mizes  
Dikes 1/4 lg

James Boulder 1 lg

by S. C. Hiroms

"S. C. H. C." Vol. 137.

I. Aug. 18/35 Nixon Book 21 p. 887.

North 3500 vs.

Dogwood G. Cor.  
P. 15 N. 18 W. 4 1/2 vs.  
P. 18 N. 50 W. 14 1/2

East

3640 W

490

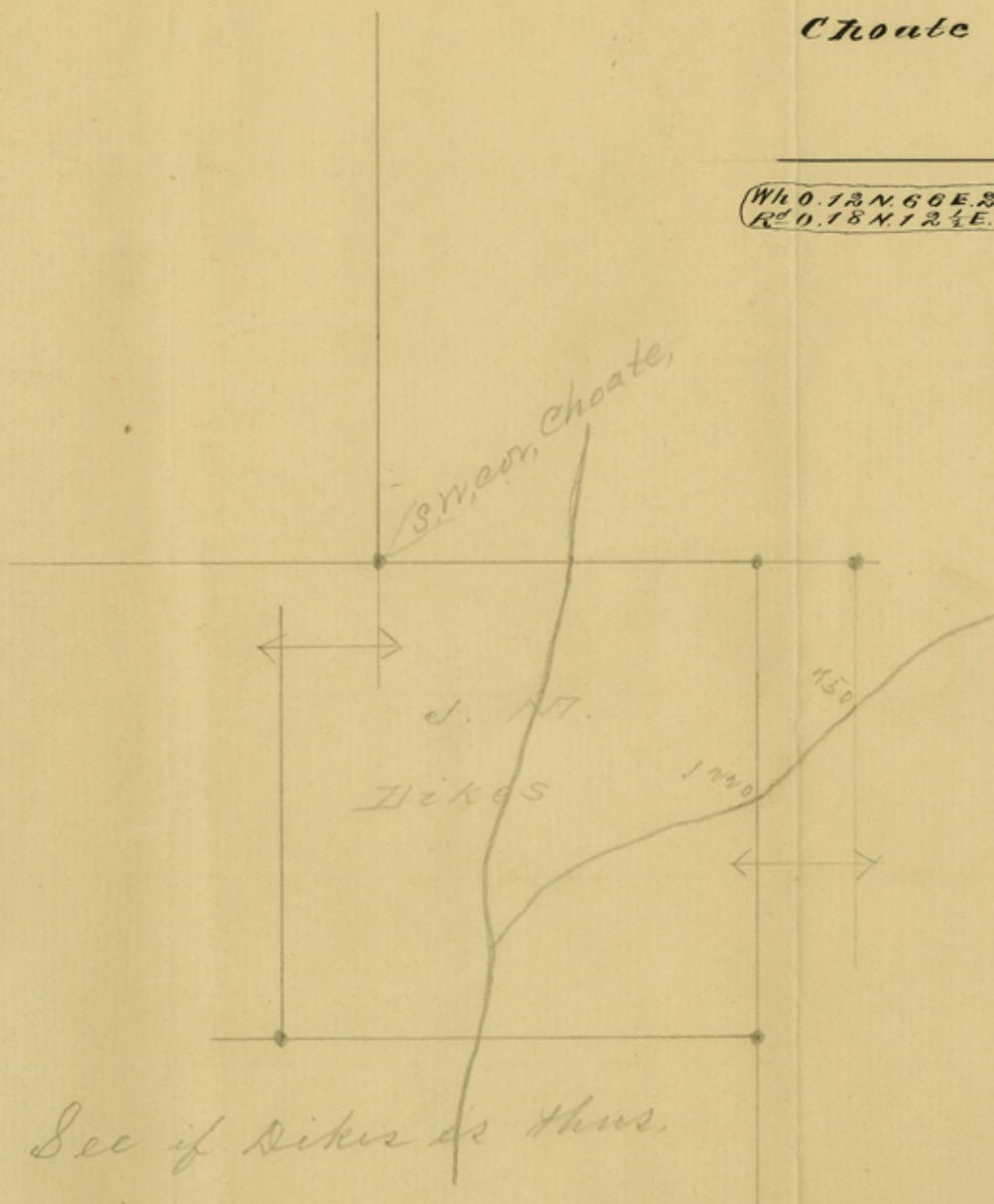
7142 1/2 vs.

Hiky 10810 1/2 W. 14  
B. 15 S. R. 6 W. 2 R.

King cr

5000

N. I.  
Choate



W 10.18 N 60 E 2 1/2 VS  
R 0.18 N 12 1/2 E 11



Sketch  
attached to Test?  
of records BK "B" 54-6.

See if Dikes is thus.

Moses L. Choate

Branch 1 29

John M. Dikes

1/4 29

Mizes G. Dikes

James Bowler 1 29

1/4 29

John T. Pinckney

1 29



R e p o r t

As to Position on the Ground of surveys in names of J.M.Dikes and James Boulter, in Polk county, Texas.

O b s e r v a t i o n s :

In regard to the Position on the ground of surveys in names of J.M.Dikes and James Boulter I would first observe as follows, to wit :

1st. The fieldnotes of the J.M.Dikes and James Boulter surveys both call to cross Long King creek on upper and lower lines, and Long King creek is not crossed by any lines of these surveys when placed as maps show them connected with S.E. corner of Choate's survey, or any other creek ; nor is there a bearing tree or other object called for to be found where they should be found from such connection.

2nd. Fieldnotes of said Dikes survey call to begin at S.E. corner of Choate's survey, but they call for the Bearing trees at this corner of Choate that fieldnotes of said Choate survey call for at the N.W. corner of said Choate survey.

3rd. Fieldnotes of said Dikes survey call to run East on first line and cross Long King creek at exactly the distance that that creek is in fieldnotes of said Choate survey <sup>called</sup> to be from the S.W. corner of said Choate survey. They also call for "a large branch" called for in fieldnotes of said Choate survey on South line of same, concluding with a call to cross said creek on south line of said Dikes survey going West.

4th. Fieldnotes of survey titled to James Boulter call to begin at N.W. corner of a survey of a quarter of a league in name of Miles Dikes, and there was a man of that name, supposed to be a brother of John M. Dikes, who got a grant of a quarter of a league and afterward one of  $\frac{3}{4}$  of a league & a labor. There is no reason apparent for holding said Boulter survey to the connection with J.M. Dikes that said Boulter survey has with Miles Dikes survey.

5th. Fieldnotes of said Boulter survey Cover and Entirely Absorb the survey at N.W. corner of which they call to begin. The J.M. Dikes survey had then already been duly titled, and would hold against any conflict said Boulter survey might make with it, if any, and therefore said Boulter would get only  $\frac{3}{4}$  league.

6th. Fieldnotes of said Boulter survey call to cross Long King creek at a Given Distance on South line where said creek has a Given Width and Course, and the original plat of said survey shows said creek accordingly, and also shows North line of said survey crossing said creek. It shows such latter crossing East of where a square of 2500 vrs from the beginning point of said fieldnotes would lie.

7th. The Surveyor, Hiroms, who made said Dikes and Boulter surveys made surveys in names of I. D. Thomas, Wm. Pace, J. S. Pinckney, M. L. Choate and others on said Long King creek, and the said Dikes and Boulter surveys appear to cover just about the space north and south that lies North of upper line of Pinckney and South of lower line of Choate survey on said creek.

D e d u c t i o n s :

From the foregoing I would deduce as follows, to wit :

1st. If Long King creek is not where it is called in fieldnotes of J. M. Dikes survey to be from connection with S. E. corner of Choate, and no other creek that could reasonably have been mistaken by surveyor for it is in such position ; if the "Large Branch" called for is not where it is called to be, and if no bearing tree or other object called for can be found where called to be, or within reasonable proximity, then such connection is clearly erroneous and should be held for nought and no force.

2nd. If fieldnotes of Dikes survey call to begin at S. E. corner of Choate and then call for the bearing trees at such corner as are in fieldnotes of said Choate survey called for at N. W. corner of said Choate survey, when both surveys were made by the same surveyor, it is such a contradiction of calls and confusion as will so seriously impair and weaken the effect and force of the call for the corner and for bearing trees as to put said Dikes survey dependent upon other calls more reliable by which said survey must be Identified on the ground.

3rd. If fieldnotes of said Dikes survey call for Long King creek on North line of said survey at the Exact Distance from N. W. corner that said creek is called in fieldnotes of Choate survey to be from S. W. corner of said Choate it is likely that the S. W. corner of Choate survey is meant as that at which said Dikes survey begins, and that said Dikes survey lies next south of Choate on Long King creek. If said fieldnotes call for "Large Branch" called for in fieldnotes of Choate it

is likely said Dikes lies on same branch. And if said Dikes lies on said creek next below Choate it will cross said creek on south line.

4th. It is very likely that Miles Dikes was a brother of John M. Dikes ; that he indicated to the surveyor that he would take a quarter league survey here near the quarter of his brother, and that such survey was made for him accordingly. It is further likely that said Miles Dikes afterwards declined to take said quarter, and that it was then and thereupon covered and absorbed by said survey made for James Boulter .

5th. As it is so easy to see that said Boulter survey Covers and Entirely Absorbs the survey at the N.W. corner of which fieldnotes of said Boulter survey call to begin, and as the said <sup>J.M.</sup> Dikes survey had already been duly titled, it is hardly possible that Arthur Henrie, the Surveyor General, whose official duty it was to examine all such matters, would overlook such conflict, or that said Boulter would accept title for a league that on its face was short a quarter in quantity. That said Hiroms laid other surveys in conflict with each other which were duly titled is not explanation of this, because such other conflicts could be detected only by a compilation of them, which was not had, while this conflict would have been apparent : therefore J.M. Dikes was not the survey at the N.W. corner of which the James Boulter calls to begin, but Miles Dikes survey <sup>was</sup> is. But as we have no fieldnotes of said Miles Dikes survey, we are left dependent upon other calls in fieldnotes of said Boulter survey for means of Identification of same on the ground.

6th. If fieldnotes of said Boulter survey give Width and Course of Long King creek where it is crossed such call is in law one of the first force and effect. And if such call can be satisfied with present facts it might control position of said survey. If crossing of said creek on North line of said survey as shown on plat should so agree with said call for crossing on lower line as to make said lower line cross where changes in width and course of said creek have occurred since said survey was made then such crossings might control position of survey. And if such crossings should so agree, and if the effect of such agreement be to place and hold said survey where its lines would fall upon Old Marked lines, then all these together would control position of said Boulter survey.

7th. If said Dikes and Boulter surveys just fill up and fit in the space be-

tween the Upper line of Pinckney and the Lower line of Choate, that would otherwise have been left vacant by Hiroms, and Connects and Completes the Chain of surveys made on Long King creek by him, such fact is strongly suggestive that the said Dikes and Boulter surveys were made and belong on said space and in such chain, and that they may be found there when properly sought. The fact that the Morgan survey was made by Hardin next below said Choate survey does not reflect doubt upon foregoing conclusions when Arthur Henrie could not well detect such conflict without a compiled map of all surveys involved, which he did not have at hand.



Surveying done in field to find said surveys :

Beginning at the S.W. corner of the Choate league as held, although no Original bearing trees there were found ;

Thence East, at 700 vs enter Creek-bottom Cane land, at 1010 vs first edge of water of Long King creek, at 1060 vs left bank, and along Cane bottom land, at 1650 vs foot of Hill and Pine timber, in all 2500 vs to corner, Timber cut away, but I am satisfied I found Stumps of Original Black-Oak and Pine bearing trees called for at N.E. corner of J.M. Dikes survey ;

Thence South out of timber, at 505 vs in Cane land, at 720 (instead of 1220) vs cross "Large Branch" now called "Choate's Creek," on the left bank of which stands a large Sycamore marked, with three hacks, and an old Magnolia on West of line marked with three hacks, and along Old marked line 2500 vs to a corner witnessed with two Pines to perpetuate S.E. corner of said Dikes survey.

Beginning at S.W. corner of said Choate league again ;

Thence South along an Old marked line, 2500 vs to a corner witnessed by two trees marked, in last 10 or 15 years ;

Thence West along an Old marked line at about 1510 vs came to where old timber has been blown down, crossing Tempe creek, and offset South 154 vs, and on West with an old marked line as far as timber extends, in all 3956 vs to a point for the N.W. corner of Boulter survey in a field, no trees ;

Thence South out of field and with Old marked line 3500 vs to a well marked corner on Upper line of Pinckney league, no original bearings found, here ;

Thence East with Old marked line, at 3715 vs cross Long King Creek, at 4703 vs cross a branch running South, in all 7448 vs to a point for S.E. corner of said Boulter league in an old field, no old timber standing ;

Thence North 3654 vs along Old marked line to point for N.E. corner of Boulter survey, Ironwoods are growing about this point, but could not find original bearing tree.

Thence West with Old marked line, at 990 vs pass S.E. corner of Dikes above described, at 2483 vs cross Long King creek, in all 3490 vs to S.W. cor. Dikes survey, as above described. Respectfully,

*I W. H. Matthews approve the above report*  
*B. J. Willcutt*  
*W. H. Matthews*  
*Sur. of Park Co 14 '8*  
counter 31286

Report of survey around Boulter Vacancy :

Beginning at the N.E. Corner of survey in name of Geo. Smith on South line of M.L. Choate league, a Stone from which a Pine 14 in. brs S.  $17\frac{1}{2}$  W. 3 vs.

Thence South, crossing Road to Swartwout twice, 1440 vs to the S.E. corner of said Smith survey on the North line of a survey in name of Wm. Frisbey, a Pt. O 22 X N.  $1\frac{1}{2}$  W. 7.4 vs:

Thence East 503 vs. to the N.E. corner of said, Frisbey survey, Stump of Pine X S. 77 W. 10.5 vs. Stump S.G. X S. 47 W. 13.8 vs.

Thence South 1000 vs. to corner near old Tram-road.

Thence West with S. line said survey 503 vs to N.E. corner of survey in name of R.A. McCaughren .

Thence South with E. line of same 1041 vs. to an Ell corner of same set at intersection of line going East.

Beginning again at N.E. corner of said, Smith's survey :

Thence East, at 140 vs cross Liberty Road, at 1030 vs pass S.E. corner of said Choate league, (origl. Pt. O. lying down, Pine X N. 50 E. 17 vs) and along S. line of survey in name of J.C. Walker, at 2790 vs. Clear creek, at 3030 vs pass S.E. corner of said survey (in Pasture, Timber cut away toward north) and along S. line of survey in name of Carr & Carnall, at 4600 vs pass S.E. corner of same and S.W. corner of survey in name of J.R. Newton, (Wh. O. X found by running South from N.W. corner of said Newton) and along S. line of said Newton survey, at 5200 vs a Bay Gall, at 5330 vs a Br. at 6127 vs pass S.E. corner said Newton and S.W. corner of survey in name of S.J. Loden, (Pine 15 X S.  $61\frac{1}{2}$  W. 5.5 vs. Chinguepin 8 X N. 61 E. 11 vs, both lying down. Hollow S.G. X S. 20 E. 4 vs, ) and along S. line of said Loden survey, at 6242 vs L. & S.E. Ry, at 6427 vs Br. in all 6707 vs to the N.W. corner of survey in name of John Turner, (R.O. X N. 83 E. 9 vs. R.O. X S. 7 E. 8 vs)

Thence South with West line of said survey, at 80 vs Br. at 260 vs Turner's Spring Br. at 360 vs L. & S.E. Ry, at 740 vs pass S.W. corner of said survey and N.W. corner of survey in name of W.A. Ganey, (S.G. large Bump X N. 8 E. 34 vs. Bl. J. N. 77 W. 7 vs. down. A new tree, Double S.G. S. 48 E.  $2\frac{1}{2}$  vs) and along W. line of said, Ganey survey at 1342 vs pass S.W. corner, (Pine 24 X N. 8 E. 6 vs, Pine 24 X N. 28 W. 4 ) and along W. line of No. 60 I. & G.N.R.R. Co. at 2292 vs no sign of corner, and with No. 61, in

all 3439 vs to a point in line :

Thence West at 30 vs pass N.E.corner of a survey in name of Lewis DeWalt (Pn.O X North-westerly 4 vs) and along N.line of said survey, at 630 vs. pass N.W.corner of same, (Pn.O.X S.55 W.4.5 vs, Verified by running line of said survey and Brock) and along N.line of said survey in name of J.Brock, in all 1385 vs to a N.W.cor. of same :

Thence South 120 vs to a corner, (Pine X about 3 vs. and Pine Stump N.Wly 3 ) Thence West along another N.line of said Brock sur.at 281 vs pass N.W.corner of said sur. (Pn.O.X N.57 E.3 vs, Pn.O X S.65 W.3, from wh.line between Brock and Capps runs South) and along N.line of survey in name of E.Capps, in all 1031 vs, to N.W.cor. said Capps sur.on E.line of Survey in name of Hiram Barfield, (Pn.O.X N.Wly , Large Pine X S.Ely, down. Identified this by running line S.between said surveys)

Thence North 184 vs.to the N.E.corner of said Barfield survey :

Thence West with N.line of said survey, 2286 vs to the N.W.corner of same (Pt.O X N.Ely 5 vs, on a Road)

Thence South 100 vs to the N.E.corner of a survey in the name of Alex.Lowe :

Thence West, with N.line of said survey, at 1930 vs pass N.W.corner, and with a N.line of McCaughren's survey, in all 2000 vs to Ell corner at which first above connection terminated.

*R.W. Hubert*  
*Deputy Surveyor Polk Co Ia*

Pack County #39

511

9/20/07

5.00 Raw

counter 34289