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Marfa Texas  
Oct. 8, 1949

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Hon. Bascom Giles  
Commissioner  
General Land Office  
Austin Texas.

REFERRED TO MAP

Sir:

Following is a report of a survey recently made by me at the request of Mr. Clay Mitchell xx., for corrected fieldnotes on certain surveys in Blocks 7 and 8 GH & SA RY CO Grantee in Presidio County Texas.

The Section involved in the survey were Section 3, Block 7, Sections 1, 2, 27, 28, 29, 30, 61 and 62 in Block 8.

Ties between the corners along the North line of Block 8 GH & SA, and the corners along the South line of Block 2, T&P RY Co., were also made during the course of the Survey.

The survey was started by identifying the N W corner of Survey 1, Block 8, from its bearings. A line was run south from this corner along the West Block line of Block 8, and at 752 varas found a rock mound the original S W 1, ( Edwards Survey), and the N E corner of Survey 3, Block 7, continuing south at 582 varas found and identified the S W corner of Survey 1, set by Ammerman in his resurvey of Block 8, in 1888. , on South 1325 varas from this rock mound at S W 1, we found and identified the S W corner Survey 2, Block 8, and S E corner Survey 3, Block 7. This rock mound is under an old fence line running east and west along the South line of Survey 2, and Survey 3, . From this corner we set a flag on point of a hill 264 varas north along the line of Survey 2. In occupying this station our Flag at N W corner of 1 was visible, as also were the other rock mounds mentioned above, the line centered all mounds except the S W corner of survey 1, at which point this line was .6 varas west of the center point of the mound but still hitting the ~~mm~~ edge of the mound.

Returning to the N W corner of Survey 1, a tie was made to a steel pipe the S W corner Survey 372 Block 2 T&P RY CO. which corner was identified by bearings. This tie was N 88°15'W 453 varas.

This N W 1 is located on the west slope of a rolling hill just below the crest. I had previously identified and flagged the N E corner of Survey 1, and in order to obtain the true angle between the S W 1, and the N E 1, as turned at the beginning corner, I centered a point on the crest of the hill between the N W 1 and N E 1, this point was found to be N 89°21'E 123 varas from the N W 1, and the included angle between the north line of survey 1 and the west line as turned at the N W 1, was 90°39'.

Using the course as established a line was run from the N W 1, along the block line making ties at various points to both the corners of Block 2 T&P and Block 8 GH&SA. These ties were as follows:

N 89°21' E from the N W 1, at 1418 varas , a steel pipe identified as the S E ~~XXX~~ 372 Block 2, bears N 65°30'E 39.5 varas, continuing at 1905 varas the N E 1 ( previously identified). Continuing from this point on the same course at 1477 varas a steel pipe the S E 373 bears N 48°07'W 18 varas, on at 1910 varas turned South ( 90°39' right) and at 7.3 varas identified the rock mound at N E 28 Block 8, continuing on south at 2702.3 varas in all found the rock mound at N E 26 and S E 27 Block 8, after checking the bearings it was noted that the fence to the East angled north 2 or ~~xx~~ 3 minutes, which the fence to the west was true west .

Returning to the point on base line 7.3 varas north from the N E 28, the line was continued on the same course and at 1027 varas an old rock mound was tied in at a bearing of S 61°51'W 11.5 varas, at 1471 varas a steel pipe the S E 374 bears N 14°06'W 10.5 varas, at 1908 varas found and identified a rock mound the N E 29 Block 8, South 12.8 varas, at 3351 varas a steel pipe the S E 375 Block 2, bears N 73°51'E 14.5 varas,

counter 34722

on at 3821 varas turned South, ( 90°39' right) and a 5.6 varas found a rock mound the N E corner Survey 62 this block, on South at 829 varas passed 7.4 varas East of a large rock mound identified as the N W corner Survey 66 this Block,, continuing South at 2740 varas found and identified the N E corner Survey 60 and S E corner Survey 61 this block, from this S E 61, a fence corner the S E corner of the "Walker Ranch " enclosure bears S 89°51'W approximatly 3/4 mile. ( A fence along the south line of the Walker Ranch runs to the S E 27 previously mentioned).

Returning to the point on base line 5.6 varas north of N E 62, we continued the base line N 89°21'E and at 1439 varas a steel pipe the S E corner 376 Block 2, bears N 79°33'E 31.5 varas, on at 3802 varas turned South and at 844.3 varas found and identified the N E corner Survey 65, Block 8.

Returning to the 3802 point on base line continued same and at 5281 varas found and identified a steel pipe the S E corner Survey 378 Block 2, this corner is also the S E corner of Block 2, this pipe bears North 12 varas from the 5281 varas point.

This completed our base line east, tying in the corners of Block 8, along the North Block line as set by Ammerman in 1888., and the steel pipe corners along the South line of Block 2 T&P as set by Paul McCombs in his 1908 resurvey of that Block.

Returning to the S E corner Survey 2 and N E corner Survey 3 in Block 7 GH & SA , a line was run West along an old fence line and at 1901 varas found a large rock mound on slope of hill.

Returning to the S E Corner Survey 3 Block 7 and S W corner Survey 2 Block 8, which is a common corner, an offset from fence line was made of north 2 varas, and a line run West, at 1907 varas an old rock mound under corner of fence was 2 varas south. This fence has been in place to my personal knowledge for over 25 years, and rund from a rock mound at the N W corner of Survey 7 Block 7, to the rock mound at N W corner of Survey 3, Block 7,. The bearing of this fence and between the corners mentioned is ~~XXX~~ N 0°11'E.

This completed the field work considered necessary to prepare the field notes required.

#### DISCUSSION.

Regarding the strip of land found between the South line of Block 2 T&P and the North line of Block 8 GH&SA.

This land was originally included in the sections in Block 8 by the Edwards Fieldnotes of 1875. However Ammerman in his resurvey of this Block 8 in 1888 established definite corners which can be identified for the surveys on the North line of Block 8, on what he took to be at that time the South Line of Block 2 T&P. and calls for the Block Line of Block 2. This would seem to give grounds for the including of this strip in the Block 8 ~~xxxxxx~~ surveys.

McCombs in his resurvey of Block 2 T&P in 1908, at which time he set steel pipes and took hearings on these, along the South Block line of Block 2,. In the fieldnotes of the surveys of Block 2 along this line calls for rock mounds at certain points as south various distance from this line of pipes.

While it is my opinion that this land should be included in the surveys of Block 8, I could not justify passing the corners as established by Ammerman in his 1888 resurvey.

I have shown this land as a narrow strip extending from the West Block Line of Block 8, East to the East Block Line of Block 2 T&P., and have not extended it west into Block 7 GH&SA as that part was not included in this survey.

The acerage of the strip under the construction I have given 63, 64 and 129 Block 8, contains 45.9 acres, of land.

The Strip is in the enclosure and under fence of Mr Clay Mitchell

.xxxx. , with the exception of a short distance along the south line of Block 2, from approximately the center of the south line of Survey 375 to a point approximately 1/4 mile east of the S W 377, where fence is some 4 varas to 8.5 varas south of the block line of Block 2.

These sections bordering this line in Block 2 are owned by J.F. Skinner, however Mr. Mitchell has had all land owned by Mr. Skinner under lease for a number of years and at present holds a five year renewable lease.

Mr. Mitchell desires to obtain title to all land within his enclosure and if the Commissioner considers this strip as properly belonging to the surveys of Block 8, corrected fieldnotes of Surveys 1,28,29,62,63,64, and 129 will have to be prepared.

Should the Commissioner consider the strip as a vacancy, Mr. Mitchell would like to file an Application for purchase of same as a " Good Faith Claimant, or such other Application as the Commissioner may direct.

As it has been some years since I have undertaken the filing of a vacancy application and I understand that the General Land Office has new forms and requirements for such filing I would ask the Commissioner for specific instructions as to the procedure to be followed in view of the above described conditions.

It will be noted from the report and plat which accompanies it that I found and identified sufficient corners in Block 8, to prepare the fieldnotes for patents, of certain tracts required.

It will be noted in the fieldnotes for Sections 1 and 2 that they are controlled by their own corners.

In surveys 27 and 28, I honored the call for northing given by Ammerman from S E 27 and threw the excess northing into Section 28.

In surveys 29 and 30, I honored the call given by Ammerman for southing from N E 29, throwing the excess southing into section 30,.

In surveys 61 and 62, I honored the Ammerman call northing from the S E 61, throwing excess northing into 62. It will also be noted that the east line of surveys 61 and 62 were governed by the N W corner 66 .

While Ammerman showed his intention of equalizing the acreage evenly between ~~XXXXXX~~ 1 and 2, 27 and 28, 29 and 30, and 61 and 62. , I did not ~~feel~~ believe that I would be justified in disregarding his given call distances.

The subdivision of the sections gives the half sections their 320 Acres unless there was excess in easting as is the case in sections 2 and 27, throwing excess acreage in the smaller part of the section. I hope that this disposition will meet with your approval.

Thanking the Commissioner for his prompt attention and consideration and asking for the issuance of instructions in the matter of the strip between Block 8 and Block 2.

Respectfully submitted

*James P. Dod*  
James P. Dod  
Licensed Land Surveyor of Texas  
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Marfa Texas.

File No. 83

Presidio County

Sketch File

Filed Nov 1 1949  
Bascom Giles Com'r

V. E. Hooping  
File Clerk

Report of re-survey -  
being the N. pt. of Blks.  
7 & 8, G.H. & S.A and S.  
line Blk. 2, T. & P.  
About 11 mi S. 53° W.  
of Marfa -  
James P. Dod  
Sept. 15-24, 1949

Wells Texas  
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Yod's general  
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