

D-584

E. S. REST  
PROFESSIONAL CIVIL ENGINEER  
LICENSED LAND SURVEYOR  
202½ W. ERWIN ST.  
TYLER, TEXAS

June 8, 1951

Re: Application for Deed of  
Acquittance, Andrew Vannoy  
Survey, Rusk County, Texas

SURVEYOR'S REPORT, SUPPLEMENTAL

Hon. Bascom Giles, Commissioner,  
General Land Office  
Austin, Texas

Dear Sir:

Under date of November 21, 1949, I submitted to the General Land Office a report, plat and corrected field notes in connection with an application for deed of acquittance on the Andrew Vannoy Survey in Rusk County, Texas.

At your request I have reviewed the ground evidence upon which I predicated my placement of the north line of the Andrew Vannoy Survey. You will recall that I placed the north line of the Vannoy coincident, as called, with the south line of the Stephen Jones Survey. The lines of the Vannoy were located from the northwest corner of the Enoch Spivey Survey, which corner was in turn placed 1900 varas north of the Spivey original southwest corner, as called in the Spivey field notes. As a result of this placement, the Vannoy north line fell approximately 55 varas south of a well marked line and fence, which is the occupied common line between the Vannoy on the south and the Jones on the north.

Since my original work in connection with the Andrew Vannoy Survey, I have finished running out the Enoch Spivey Survey. At the easterly re-entrant corner of the Spivey Survey (northwest corner of the Seth Caison) I found two pine stumps which agree in both bearing and distance with the two pine witnesses called for at this corner in the Spivey field notes. I believe this is an original corner of the Spivey Survey. If the north line of the Spivey is established its called distance north of this original corner, it will fall approximately 50 varas north of the occupied line. If placed called distance north of the original southwest corner, it will be 55 varas south of occupation; hence, the occupied and recognized north line of the Spivey is approximately midway between the two field note positions.

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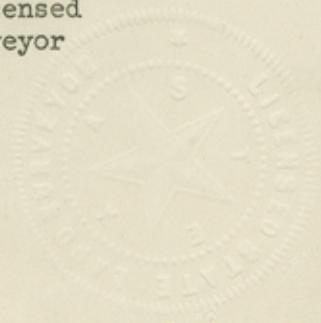
I also located and meandered the two old roads which the Spivey field notes called for along its north line. If the north line of the Spivey is established along occupation, these two roads will agree closely with their calls, the first within 5 varas and the second within 10 varas. They would not agree as closely if the Spivey north line were placed in any other position.

With the new evidence in mind, I now believe that the old occupied and recognized north line of the Spivey is in its proper position and have relocated it accordingly. Therefore, the north line of the Vannoy is also in its proper position along the occupied and recognized line when the lines of this survey are located from the call to begin at the northwest corner of the Enoch Spivey Survey. It is my recommendation that the applicant be permitted to purchase, by deed of acquittance, the excess acreage in the Andrew Vannoy Survey, as shown outlined in red on the attached plat and as described by attached corrected field notes.

Very truly yours,



E. S. Rest, Licensed  
State Land Surveyor



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*Handwritten notes and signatures on the left side of the page, including the name 'Gannett' and initials 'ESR:ep'.*

ESR:ep

File No. 38

Rusk County

Surveyor's Report

By J. D. Rest

A. Vannoy survey

Filed July 11 1911

Com's

Ernest J. Guler  
H. H. Melbricht  
File Clerk

Filed

19

July 11

Very truly yours,

State Land Surveyor

*[Signature]*



described by attached corrected field notes. The survey was made by deed of acquiescence, the excess acreage in the original survey being the result of an error in the computation of the area. It is my recommendation that the north line of the survey be corrected to the line of the Vannoy survey as shown outlined in red on the attached plat and recognized line when the line of this survey are located. The Vannoy is also in its proper location along the corner and have released it accordingly. Therefore, the north line and recognized north line of the survey is in its proper location. With the new evidence in mind, I now believe that the old corner of the survey was placed in an other location. The survey north line were placed in an other location and the second within 10 acres. They would not agree as closely with other closely with their angle, the first within 2 acres of the survey is established along occupation, there two roads field notes called for along the north line. If the north line I also located and measured the two old roads which the survey

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