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Henderson, Texas.
November 3, 1948

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GENERAL LAND OFFICE

S.F. # 14948
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Mr. Bascom Giles,
General Land Office,
Austin, Texas.

Dear Mr. Giles:

The records of The General Land Office of Texas show that on November 29, 1847, J. C. Hill surveyed and marked the boundaries of John C. Anderson Survey No. 479, Smith County, Texas. He referenced the southeast corner to a 24 inch Post Oak and 24 inch Red Oak standing N 88 E 7.4 varas and S 56 W 10.2 varas, respectively, from same. Thence he surveyed a line North, at 1300 varas crossing a spring branch, and in all 1900.8 varas to northeast corner of Anderson to which he referenced a 9 inch red oak standing S 74 W _____ varas, and a 15 inch Red Oak N 49 W 9 varas from corner. Thence he surveyed west 950.4 varas to northwest corner, marking trees there, also. On February 22, 1850, Surveyor L. E. Camp while locating the I. T. Simms Survey No. 736 came to the southeast corner of John C. Anderson, identified same by identical references to the Post Oak and Red Oak witness trees, and proceeded North with east line of Anderson Survey 1860 varas to northwest corner of Simms at which he referenced an 18 inch Post Oak and 8 inch Hickory standing N 84 E 9.8 varas and S 25 E 15.4 varas, respectively, from northwest corner of Simms. From the records the northwest corner of Simms is 40.8 varas south of northeast corner of John C. Anderson, and the bearing trees at those two corners are not the same, not even similar. Surveyor Camp's sketch also shows that the northwest corner of Simms is south of northeast corner of John C. Anderson.

count 36777

On November 10, 1853, Samuel D. Gibbs located the Wm. Wooten Survey No. 970. He began at a corner on north line of John C. Anderson, at which point he referenced a 4 inch Hickory and an 8 inch Black Jack. Thence he surveyed East, at 675 varas found the northeast corner of Anderson, but did not mention the northwest corner of Simms, and continued East, crossing Prairie Creek at 2243 varas and intersecting the northeast corner of Simms at 2339 varas and, in all 3528 varas to a corner (the southeast corner of Wooten) where he referenced a Water Oak and Sweet Gum. Comparison of Gibbs and Camp's field notes show the recorded distances between east line of Anderson and east line of Simms to be the same 1664 varas, also the distance of Prairie Creek from northeast corner of Simms the same, West 96 varas. This indicates to me that Gibbs copied from Camp the distance across north line of Simms and probably did not survey it on the ground.

On the face of the Land Office Records it is apparent that there is a vacancy between north line of Simms and south line of Wooten, 40.8 varas in width on west end, nothing in width at northeast corner of Simms, and 1664 varas in length. An easy solution of the vacancy problem would be the issuance of patents to the Good Faith Claimants having lengths in east and west direction equivalent to the distances between their east and west lines (which are well marked) and width in north and south direction in proportion to what the records show 40.8 varas at northwest and 0 varas at the northeast corner of Simms. I recommend that no markers be put on the ground for corners on north line of Simms and south line of Wooten, and that the field notes should call only for corners on these lines.

However, I have made a determined effort to place this vacancy on the ground, a discussion of which follows.

Although after careful search I found none of the trees called for by original field notes to John C. Anderson, I. T. Simms, and Wm. Wooten Surveys, I did find that most of these lines had been perpetuated by rocks, line and witness trees, set and marked since the original surveys were located on the ground. This area was formerly covered by timber which had a long normal life because of the poor soil. The lines marked on this timber endured until the timber was cut, and later were preserved by fencing, and surveying. On the east line of John C. Anderson Survey, I found the rock for northeast corner of a 50 acre tract out of same placed in 1901 and witnessed by a Hickory called 5 inches in diameter. The same Hickory is still standing at called distance and direction from the rock and measures only 8 inches in diameter at the ground.

From the intersection of the spring branch (course unchanged) with east line of Anderson Survey (marked by this corner of the 50 acres tract and other corners, also old marked line trees) I surveyed a line North 597 varas to my relocation of northeast corner of Anderson Survey. Call distance from the branch is 600.8 varas,

but at 597 varas I intersected the north line of Anderson as evidenced by possession lines extending west therefrom, also two old line trees.

The line observed by possession between Wooton and Simms Surveys extends from northeast corner of John C. Anderson to northeast corner of Simms on a course south of east instead of east as called. Apparently the north line of Simms as originally located was abandoned and possession extended northward to the south line of Wm. Wooton. The field notes to subdivisions of the north part of Simms Survey indicate the same. Call distances from the south corners of these subdivisions extend northward across north line of Simms and on to south line of Wooton Survey.

From the northeast corner of John C. Anderson, I surveyed the south line of the Wooton following the observed line South 88 degrees 59 minutes East 1762.1 varas (call is 1664 varas) to intersection with fence and very old marked line on east line of Simms Survey. Also the line observed by possession on north line of Wm. B. Hardin Survey extending east. This corner is 1966.4 varas north of southeast corner of Simms, call is 1901.

From the northeast corner of Simms I surveyed South 89 degrees 56 minutes West, parallel to south line of Simms which is still marked and observed by subdivision corners, line trees, and fences. At about call distance, 96 varas, I crossed a slough which may have been the run of Prairie Creek when Surveyor Camp crossed same in 1850, and at 148.6 varas I crossed the present run of Prairie Creek. Continuing, mostly over cultivated land, in all 1761.8 varas I intersected the east line of John C. Anderson Survey for my relocation of northwest corner of Simms. The distance from this corner to southwest corner of Simms is 1919.4 varas, call is 1860 varas. There is about the same excess distance in east and west lines of Simms Survey, even more in north and south lines.

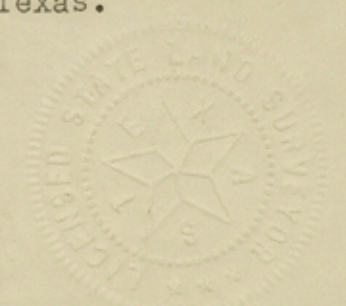
From the northwest corner of Simms I surveyed north 33.5 varas to the northeast corner of Anderson Survey, thus inclosing the area which I believe to be vacant land.

Lines of these surveys are consistently, almost uniformly long. Although the original witness and line trees have disappeared, I believe that the subdivision corners set on these lines since the original location are on the old lines as called for in field notes and that I have by projecting an average line thru these subdivision corners retraced the original survey lines.

This vacancy is not within five miles of a well producing oil, gas, or other minerals, and is in fact about $6\frac{1}{2}$ miles from the nearest well in Hawkins Field, Wood County, Texas.

Sincerely yours,

John F. Klotz
John F. Klotz



counter 36779

File No. 12
Simms
County

counter 36779

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File No. 15

Smith County

Surveyors Report

Filed Dec. 14 1948

Bacon Giles Comr

W. Esteping

Surveyors report

relative to survey of

SF-14948-9-50.1

Dec 2, 1948

John F. Klotz

the nearest well in Hawkins Field, Wood County, Texas. oil, gas, or other minerals, and is in fact about 5 miles from
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 lines.

John F. Klotz
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 Sincerely yours,



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counter 36780