

File No. Sk. File 10
TERRELL County

Filed _____ 19 _____
J. EARL RUDDER, Com'r.

By _____

*Durrells expl. of BIKs
D, 147, 148, 150*

J. EARL RUDDER
COMMISSIONER
GENERAL LAND OFFICE
AUSTIN 14, TEXAS



counter 37910

NIGHT MESSAGE.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

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This is an UNREPEATED NIGHT MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, President and General Manager.

NUMBER	SENT BY	REC'D BY	CHECK
18	Sa. A X		9 PaidNight

RECEIVED at _____ 190

Alpine, Texas, ~~January~~ Nov. 24, 1902.

Dated

E. Van Rosenberg,

To

AUSTIN, TEXAS.

Send data to Sanderson at once, will go tomorrow.

I. W. Burrell.

9:53 p.m.

*ansd. him sketch not made
11/25/02 - E. van*

counter 37911

10.

Terrell County

Jas. F. Needs' SK. & LW

Durrell's explanation of.

Blks. 147, 148, 150, & "D".

Filed Dec. 22, 1902.

Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

NOTARY PUBLIC.

LAND AND CATTLE INVESTMENTS.
SURVEYING.
REPORTS AS TO VALUE OF LANDS.
CORRESPONDENCE SOLICITED WITH PARTIES
WISHING TO BUY, SELL OR SPECULATE.

*Sketch sent Free \$5.00
11/28/02 & wired him night message 11/28/02
c/o Postmaster Dryden & Co*

Alpine, Texas, Nov. 11-1902

Mr E. Von Rosenberg
Austin Texas.

Dear Sir:

In regard to the surveying in Pecos County I have the appointment as State Surveyor for the work and have forwarded the bond for approval. As soon as approved I will be ready for the work. If you will find out if bond is approved I wish some information but until it is approved there will be no necessity for going to any trouble as to data. I wish rough working sketch of Block 149 showing original corners if any with description of same. Also showing State resurvey corners or original corners found by State Surveyor. Also description of State resurvey corners in West Tier of Sections of Block A 2 I would like the connection by State resurvey between Block A 2 and Block 149 as also between A 2 and Block D and on to Myers Spring. I will want the exact call of beginning point of Survey I Block 147, also beginning call of Survey I Block 148, also Survey I Block 149. The N.W. Corner of 194 Block D is an estab-

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2

Alpine, Texas,

lished marked corner which I have already identified. This corner as I understand is the beginning corner of Survey I Block 147 and will locate Blocks 147, 148 and a part of the North Tier of 149. Balance of 149 will have to be located from original corners on the ground. The West Line of Block D will have to be established from Myers Spring in the absence of original corners on the ground except N.W. of 194 Block D which will govern only the West line of 194. The variation of the needle in establishing West Line of Block D will have to be determined by a connection from Myers Spring to the N.W. Corner of Block D. From connection already made by me between those points it will require a variation of about 9-48 East. The only original work done in Block D is, on the East line of the block a corner unmarked every mile to trace which would require a variation of about 9-50 East. On the North Line of the Block is line of unmarked corners in position every mile. From work already done by me the result will be to relieve the supposed conflict between 147, 148 and part of 149 and Block D. Now please send me the data as soon as the bond is approved and oblige
Yours &c

counter 37913

L. W. Durrell

Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

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*See Related SK.
Terrell Co. R1d. SK. 22*

427/1996 dt

Alpine, Texas, Sep. 6-1903

Mr E. Von Rosenberg
Austin Texas.

Dear Sir:

The data sent to me by you through
Thomson and Donnan received - Surveys North of Block D Pecos Co.
I have surveyed in there since that time for Messrs Le Min and
Presser and as you are so familiar with the status of the sur-
veys I thought best to write you direct. These parties are put-
ting in a pasture there and are desirous of leasing all school
lands in there and as they desired to know exactly the quantity of
land in Surveys 14, 16, 18, and 20 Block 160 as also some vacant land
to West of 196 Block D and to West and North of Surveys 1 and 2
M. Kim and C. Woodson, I had to run considerable line in order to
determine this. I began at the North East Corner of Block D a
large well marked original corner. I then ran at a variation of
10 degrees East (the original notes calls for 11 degrees) following
the entire North Line of Block D or what I supposed to be the N. Line
I then found the large Rock Mound at the North West Corner of Block

F2

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2

Alpine, Texas,

D, a well defined and marked corner, the mark as found - N.W. Cor
D I. By calculation in order to trace the North Line of D I would
require running on a variation of 10 - 49 East After finding this
N.W. Corner I then from reference corners found a number of corners
on the N. Line of Block D in proper position verifying the 10-49 var.
I then began at the S.E. Corner of Survey 22 Block I C.C.S.D.R.G.
R.R. Co. same being at the S.E. Cor. of the Dull Pasture. I then at a
var. of 10-10 East ran East 4 miles. Then S. 40 E. 593 varas to a large
Rock mound the N.E. Cor. of Survey 195 Block D. This cor. of 195
I verified from both N.W. Cor of Block D and the N.E. Cor of Block D
Now the Ratchford line of corners for N. Line Block D are all too
far North as he failed to find the corners on the ground N.W. Cor
Block D and N.E. Cor. Block D but merely ran a line from Myers Spring
on an estimated variation of needle. I can not understand why he
did not look for the corners on the ground. Now the result of my
line is as shown on sketch made by me for Mr LeMin and which he
sent to Land Office. Please see if they received it if not I will
send another. I also ran the line from Myers Spring to the N.W. Cor.

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Alpine, Texas,

of Block D and it is remarkable how near the correct position course and distance the N.W. Cor. of Block D is. I also found several original Barton Corners in Block I and as stated in your letter he made an excess of about 70 varas per mile. Now I agreed to assist Mr Le Min in straitening out this matter and hope you will attend to it in the School Land Department and show this letter if necessary. Survey I4 is 454 varas wide and has 306 acres. I6 full 640 I8 511 acres. I think however my sketch gave all information.

Yours &c

L. W. Durrell

Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

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Alpine, Texas, Dec. 10-1902

Mr. E. Van Rensberg
Austin, Texas.

Dear Sir:

Your letter and plats were received upon my return as I did not go in to Dryden owing to the bad weather. I had to run the line two days in a cold rain. Fortunately I found without any trouble my corner marked F I near El-Areige and I had with me a certified copy of my entire line run in 1881 or 1882 so I traced back on the line and found the result same as the State Surveyor James F. Wees between F I and corner marked X. My line in 1881 evidently was surveyed hurriedly and not flagged as there are numerous small errors and evidently one call left out as evidenced by the corners on the ground.

I carefully studied out the matter of position of Blocks 147 and 148 and I could not agree with you as to their location. My original work of 147 and 148 of course was paper work as you no doubt knew but the actual correction was made with the Myers Spring corner

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Alpine, Texas,

and Survey I of Block 147 calls for course and distance from Myers Spring corner and calls for the N.E. Corner of Survey 194 Block D, and this corner of Block D was actually built on the ground and marked and thus fixed. This corner is in proper position from Myers Spring corner as you will observe from my plat. The only way of properly locating Block 147 was by going strictly by its call and commencing at the corner called for and identified by me as the original corner. Of course this will make a conflict elsewhere but not in Blocks 147 and 148. In so far as the original notes were concerned Block 147 was returned first, then 148 and then 149 in order. When 149 was reached I regard the original corners as placed by me that is give them their actual location regardless of surrounding notes. For instance the S.E. Corner of 6 and N.E. of 7 also the true position of 21 by its original call. Of course I have corrected only such surveys as were unpatented, those on the East side of Blocks 147, 148 and 149. On West Side I made no corrections. Now should the Commissioner require corrections of these so as to make no calls for surveys not put in as you stated they did then please let me

counter 37916

Alpine, Texas,

know at once and send me a few blank field notes as I have used all which I can get here. Send me a rough sketch of the surveys to be corrected and give the original calls on the sketch.

For my use in this work I had a Lana Office sketch a working sketch of part of 147 all of Block D and the Dull Bros. Basis to the North. This was of value to me.

The S.W. Corner of Block D was found by Reavis on a variation of 9-45 East from Myers Spring. Now this line extended parallel to the North Line of Block D would require a variation of 10-49 East I had previously run to the N.E. Corner of Block D and to N.W. Corner of Block D also measured from Myers Spring corner to both corners.

I therefore determined exactly the variation. Now this corner the S.W. Corner Block D is too far North as you will observe from the map yet it was identified as an original corner. This therefore makes a shortage in the last tier of sections in Block D, the one on the North of 450 varas.

The object of running from the N.E. Corner of Block D to its N.W.

e²

Alpine, Texas,

Corner was a verification of the proper position of the marked corner N.W. of D. Beyond question it is the original corner.

Running from this corner to S.W. Block D requires a variation of 10-49 East which will parallel its East Line that is from Myers Spring corner to N.E. Cor. of D.

This work was a complicated piece of work and I must confess I will get but little pay for it. I regret very much that our ideas as to how it should be done did not coincide but I considered that I was under a bond and my throwing these surveys in conflict unless I had sufficient legal grounds for it might involve me. Of course with their consent it might have been all right but if they were advised of the facts they certainly would insist on whatever rights they had under their original locations. I think after you see the plat and examine carefully into the matter you will conclude I was right? Mr Oversites has a valuable well on Survey 14 Block 147 and the position you would give the surveys would throw him on another survey of course understand me that if I am wrong then I have made a mistake

e³

Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

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Alpine, Texas,

but I am honest in my opinion and conclusion regardless of any party interests. I consulted Judge Gillis in the matter and he advised me that I certainly was right in manner of locating 147.

Now in reference to a connection to the North of Block D you will see that I have already made two connections. The strip to the North of Block D near its N.W. Corner is about 300 varas wide. The lines diverge going West as the Dull Survey are run on present variation of 10 East and N. Line Block D on 10-49 East.

This therefore will make a partial conflict of the half mile sections North of Block 147 with 147. These in Block 160. This however can not be avoided. The idea was before the later surveys were made that it was entirely in conflict.

Now please look into the matter at once and if any further corrections advise me. I can get no pay for the work until the field notes are all filed in Land Office.

With best wishes I remain

Yours &c

L. W. Durrell,

e 4

Big Bend Land and Cattle Agency,
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*See Related SK
Terrell Co. RA. Sk. 22
6/27/1904*

Alpine, Texas,

Connection from N.W. Corner Block D to Corner marked F I

Begin at S.W. Corner Block D. Thence South with a variation of 9-48 East twelve miles to point. From whence S.W. Corner Block D bears North 450 varas and East 455 varas. Thence South 761 varas. Thence West 320 varas. Thence South 3800 varas to point near Elivance Station. Thence N. 28 West 268 varas to point from whence Elivance Section House bears S. 4 E. Thence S. 87 1/2 E. 480 varas to a Rock Mound marked F I on North Side of road the original old corner built by L. W. Durrell in a line of connection from Maxens Spring to Myers Spring.

L. W. Durrell,
State Surveyor

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Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

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LAND AND CATTLE INVESTMENTS.
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Mr. E. Ven Rosenberg
Austin Texas.

Alpine, Texas, Dec. 15-1903

Dear Sir:

In reply to yours an scery I did not send to the Land Office but I thought nothing about it having had the correspondence with you about it. I write Regan today and will state reason to him why I sent to you. I telegraph you today to return the fieldnotes. I did this thinking it may be best to withhold them until I can get advice direct from Commissioner. If you have filed the sketch and notes it is all right. If I am in error I desire to know it as soon as possible so I can go down and correct if necessary. I have all the data which can be had of all actual corners on the ground. It is merely a question of , shall I begin I47 at the marked corner or shall I disregard it. My theory has been that as there was no original work done in I47 and I48 that I would have to begin at the marked corner. I can well understand that the footsteps of the original surveyor must be followed in I49 and I50 for corners were placed at these places. Of course I may be in error and I will wait for advice from Land Office.

Yours &c
L. W. Durrell.

e 4

Big Bend Land and Cattle Agency,
L. W. Durrell, Proprietor.

NOTARY PUBLIC.

LAND AND CATTLE INVESTMENTS.
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CORRESPONDENCE SOLICITED WITH PARTIES
WISHING TO BUY, SELL OR SPECULATE.

Mr. E. Ven Rosenberg
Austin Texas.

Alpine, Texas, Dec. 30-1903

Dear Sir:

Yours received with plat and notes. In regard to your construction you may be right but from the fact that there was no original work done in Blocks I47-I48 and part of I49 and no footsteps to retrace in these blocks I thought the way to do would be to be governed by the marked corner and construct until an original corner was reached then regard the original corner. However as litigation no doubt will be the result of the matter as both Overstreet and Armstrong are affected by either position I will prefer to await advice from the Commissioner before proceeding further as I desire to see construct the surveys as will stand the test of the higher court if carried there. I mean I desire to be backed by official advice. I have written the Commissioner in regard to it and it will be necessary possibly for you to explain the matter in full so he may understand the situation. If the numbering of the fieldnotes had been from the South beginning at I49, then I48 calling

Copy to be sent to you

e 7

counter 37919

- 10 -

See File 27X

sk. File. 10-

Terrell Co

OFFICE PUBLIC

Public Office

ADDITIONAL TO THE REGISTRATION OF LANDS
CORRECTIONS SHOULD BE MADE WITH CARE
REGARDING THE VALUE OF LANDS
SUBJECTS TO BE REGISTERED
AT THE OFFICE OF THE REGISTER

Handwritten signature or stamp, possibly "W. H. ..."

6
2

counter 37921

Land and Cattle Agency,
Durrell, Proprietor.

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LAND AND CATTLE INVESTMENTS.
SURVEYING.
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Alpine, Texas,

CALLING FOR 146 AND 147 CALLING FOR 148 IT WOULD HAVE BEEN A SIM-
PLE MATTER FOR ME OR IF ANY ORIGINAL CORNERS HAD BEEN BUILT ON THE
WEST IT WOULD HAVE BEEN PLAIN. BUT TO REVERSE AND ASSUME THAT ALL
OF BLOCKS 147 AND 148 WOULD HAVE TO SHIFT WITH THE MEANDERING CORNERS
ON THE OLD MILITARY ROAD IS CONFUSING TO SAY THE LEAST. I HOPE THAT
THE COMMISSIONER WILL ADVISE ME PROMPTLY SO I MAY KNOW WHAT TO DO.

Yours &c

I enclose 45 cents in stamps for telegram and stamps.

Wm Durrell
Letter Book Vol 705 page 351.

counter 37920

General Land Office, Austin Texas, Dec. 18th 1902.

After a full investigation of the field notes of a connecting line following the Military road from N. E. corner of survey no. 11 Maxon Spring survey to the N. E. corner of sur. no. 335 on which Myers or Painted Springs is situated, surveyed by L. W. Durrell during the month of October 1881 and filed in this Office May 31st 1882.

Portion of the above base or meander line corners have been verified by Jas F. Weed, State Surveyor Dec. 1890, as per his report and sketch filed Jan. 10th 1891. Having also examined the several field notes of Blocks 147, 148, 149, 150 & 151 surveyed by L. W. Durrell October 5th to 19th 1881. From all the light before me it is evident that this base line was surveyed from West to East, and on which the above mentioned blocks build. Hence this sketch as constructed, correctly represents the relative position of the several surveys as they should be recognized and corrected.

C. von Rosenberg
Examining and compiling Draftsman

1900	6	5	4	3	2	1	197	193
1900	7	8	9	10	11	12	143	
1900	18	17	16	15	14	13	142	
1900	19	20	21	22	23	24	137	
1900	30	29	28	27	26	25	136	
1900	31	32	33	34	35	36	107	
1900	6	5	4	3	2	1	106	
1900	7	8	9	10	11	12	77	
1900	18	17	16	15	14	13	76	
1900	19	20	21	22	23	24	47	
1900	30	29	28	27	26	25	46	
1900	31	32	33	34	35	36	17	
1900	6	5	4	3	2	1	16	15
1900	7	8	9	10	11	12	12	11
1900	18	17	16	15	14	13	13	14
1900	19	20	21	22	23	24	36	35
1900	30	29	28	27	26	25	37	38
1900	31	32	33	34	35	36	60	59
1900	61	62						

Approved Dec. 22. 1902.

Charles Rogan
Commissioner

Blk D.

Sketch File No. 10
E. J. S. J.

Pecos Co.

Scale 2000 ft = 1 inch

Blk. D.

Blk. No. 2.



I, James F. Weed, State Surveyor, hereby certify that this sketch truly represents the connections over by me from the South West corner of survey no 16 Block D, to the South West corner of survey no 12 Block no 152 in Pecos County.
(signed) Jas F. Weed, State Surveyor

Dec 4th 1890

Blocks 148 & 147 should be constructed and corrected according to the above diagram
Austin Texas November 28/02

For Mr. L. W. Durrell
State Surveyor Alameda Texas
fee \$50-

C. von Rosenberg
Examining Draftsman