

Received

6/19/15-

See Surveyors Report
Filed in connection with this
Case in Webb Co. Sk File "C1"
5/18/15 - J.L.W.

THE STATE OF TEXAS

-vs-

No. 29,432.

GEORGE A. SNECKNER ET AL.

On this the 19th day of June, 1915, came on to be heard the above entitled and numbered cause, and the Plaintiff appeared by the Attorney General and the Defendants, George A. Sneckner and Percy L. Klock, after due service of citation, appeared by their attorney and by answer filed herein, and the Defendants, B. A. Puig, Edith S. Muenzenberger, E. Muenzenberger, and Margaret Sneckner, after due service of citation, together with certified copy of Plaintiff's petition, in the manner and form and for the time required by law, wholly failed to appear, and the Defendants, Mrs. Emma Sneckner, Ruth Sneckner, William Sneckner, Agnes Branch, George L. Branch, Eugene Sneckner, Marie Sneckner and George Sneckner, after due service of notice to non-residents, together with certified copy of Plaintiff's petition, in the manner and form and for the time required by law, wholly failed to appear, and it appearing to the court that the Defendants, Ruth Sneckner and William Sneckner, are minors, and that they have no guardian within the State, it is ordered by the court that H. G. Dickinson, an attorney-at-law, be and he is hereby appointed guardian ad litem to represent said two minors, and said H. G. Dickinson accepted said appointment and represented said minor-defendants, and filed an answer for them herein. And no jury being demanded the matters of fact, as well as of law, were submitted to the court, and the court after hearing the pleadings, the evidence and the argument of counsel finds as follows:

And therefore Plaintiff dismissed its suit as to Augustus W. Mead, it appearing that he has never accepted or participated in the trust referred to in Plaintiff's petition, and it being alleged and information that said Augustus W. Mead is dead.

That the Defendants, other than B. A. Puig, who is a lessee under the other Defendants, are the owners of that certain tract of land in Webb County, Texas, known as the Balcon-

alitas Tract, which was patented by the State of Texas to Joaquin Galan by Patent No. 514, Vol. 24, dated July 8th, 1887, and which is known as Survey No. 2182, and which lies to the N.W. of the land sued for by the State.

The court further finds that the Plaintiff, the State of Texas, is entitled to a judgment against all the Defendants herein for the title and possession of all that portion of the land sued for herein not included within the bounds of the said Balconcitas Tract, and which lies to the Southeast of the true S.E. line of the said Balconcitas Tract, the said tract,--for which the State is entitled to judgment,--being hereinafter defined by metes and bounds, and that the Plaintiff should take nothing by its action for damages or for rents herein.

The court further finds that the true S.E. line of the said Balconcitas Tract is the line of said tract as surveyed by Wm. H. Leckie in May and June, 1915, said survey being made under the order of this court herein of date February 25th, 1915, and which line is described as follows:

Beginning at the mouth of San Pedro Creek on the E. bank of the Rio Grande River at an old pile of rocks on a ledge of rocks that bears about S. 47 degrees 75 varas from the middle of the mouth of the Creek, and N. 43 degrees E. 40 varas from the brink of the high bank of the River; thence N. 48 degrees 12' E. at 12,570 varas, a post from which a cluster of three mesquites from one root marked with blazes and hacks bears N. 12 degrees E. 25-1/2 varas; continuing N. 48 degrees 12' E. at 17,970 varas the middle of the El Almud Hill bears N. 48 degrees 12' E. about 14 miles distant; continuing N. 48 degrees 12' E. at 29,470 varas cross Sanz or Santa Isobel Creek; continuing N. 48 degrees 12' E. at 31,968 varas a post in a pile of rock from which the N.W. point of a rocky ledge bears S. 43 degrees E. 248 varas; continuing N. 48 degrees 12' E. at 34,187 varas set post in the fence in the

N.E. side of the Sneckner enclosure from which a small double mesquite marked with blazes and hacks bears S. 29-1/4 W. 31 varas, continuing N. 48 degrees 12' E. to a post and pile of rock on top and near the middle point of El Almud Hill, a total distance from the place of beginning of 45,737 varas.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED by the court that the Plaintiff, the State of Texas, do have and recover of and from the Defendants, George A. Sneckner, B.A. Puig, Mrs. Emma Sneckner, Ruth Sneckner, William Sneckner, Agnes Branch, George L. Branch, Eugene Sneckner, Margaret Sneckner, Marie Sneckner, George Sneckner, Percy L. Klock, ^{as trustee} Edith S. Muenzenberger and E. Muenzenberger, judgment for the title and possession of all that portion of the land sued for which is not included in the Balconcitas Tract, hereinbefore referred to, and which land,--judgment for which is recovered by the State,--is particularly defined as follows:

Beginning on the southwest line of the tract of land patented by the State of Texas to the heirs of Joaquin Galan, deceased, by Patent No. 370, Vol. 25, dated October 4, 1898, at a point 15760 varas N. 28 deg. 13' W. from the south corner of said tract.

Thence ^N 28 deg. 13 min. W. with said southwest line, 3020 varas to ~~the west corner of the Galan tract patented as aforesaid,~~ ^{and the S E line of the Bal concitas tract as hereinbefore defined,}

Thence S. 48 deg. 12' W., with the southeast line of the Balconcitas Tract, as hereinbefore defined, 18,500 varas to corner on said line.

Thence N. 70 deg. E. 13,140 varas corner.

Thence N. 45-1/2 deg. W. 1400 varas corner.

Thence N. 70 deg. E. 900 varas corner.

Thence North 43 deg. W. 860 varas corner.

Thence N. 44-1/2 deg. ^E 4810 varas to the place of be-

ginning, and being all of the land sued for herein, lying to the Southeast of the S.E. line of said Balconcitas Tract, as said line is hereinbefore defined; and it is ordered and adjudged by the court that the State take nothing by its suit for the balance of the land sued for, being that portion of the land sued for which lies to the Northwest of the S.E. line of the Balconcitas Tract, as said line is hereinbefore defined; and it is further ordered and adjudged by the court that the Plaintiff take nothing by its action for damages or rents.

IT IS FURTHER ORDERED AND ADJUDGED by the court that all costs of court herein, including a fee of Two Hundred and Seventy-five Dollars (\$275.00) for making the survey herein under the order of February 25th, 1915, be and the same are hereby assessed against the Defendants, George A. Sneckner and Percy L. Klock; ^{as trustee} and it is ordered that a writ of possession issue to Plaintiff for the land herein adjudged to it and that execution issue for said costs.

Succeeded by of
 Texas v. George A.
 Description The State of
 Filed June 18 1915
 Clerk of Court
 County
 State of Texas
 Sheriff
 County

With Co. Report in City
 See Records Report in
 1915

Sketch File No. "C"

Webb County

Cause No. 29432

Judgement

Filed June 19 1915

~~W. H. McDONALD~~, Com'r

5/18/38 J. L. Woodland
File Clerk

Descriptive: The State of
Texas - vs - George A
Smecker et al.

*See Surveyors Report in
Webb Co. Sketch File "C-1"
5/18/38 J.L.W.*

*5/16/15
Report
per [unclear]*

5/18/38

It and that execution issue for said costs.

reson issue to Plaintiff for the land herein adjudged to
and Percy J. Klock; and it is ordered that a writ of hoc-

as per
reson issued against the defendant, George A. Smecker.

under the order of February 25th, 1915, he and the same are
Seventy-Five Dollars (\$75.00) for making the survey herein
costs of court herein, including a fee of Two Hundred and

IT IS FURTHER ORDERED AND ADJUDGED by the court that all
for damages or rents.

by the court that the Plaintiff take nothing by its action
hereinbefore defined; and it is further ordered and adjudged
the S. B. line of the Balconoides Tract, as said line is
tion of the land used for which lies to the Northwest of
suit for the balance of the land used for, being that por-
adjudged by the court that the State take nothing by its
as said line is hereinbefore defined; and it is ordered and
to the Southwest of the S. B. line of said Balconoides Tract,
standing, and being all of the land used for herein, lying