

BREWSTER CO.

Rolled Sketch No. 123

Report of Survey Blks. 214, 215, & 217,
T. & St. L. Ry. Co. Surveyed Dec. 6, 1971

Filed Oct. 23, 1974

counter 43129

FREESE, NICHOLS & ESMOND
CONSULTING ENGINEERS



WADE HOWELL, P.E.
CHIEF ENGINEER

419 WEST FIFTH • 915 • 337-2381 • ODESSA, TEXAS 79760

counter 43130

Brewster Co. R/d. SK. 123

December 29, 1971

Freese, Nichols & Esmond
419 West Fifth
Odessa, Texas 79760

Re: Map & Report of resurvey of
Blks. 214, 215 & 217, T. 8 S. L.
Ry. Co., Brewster County, Texas.

Gentlemen:

Examination has been completed on the captioned matter which you submitted to this office.

These blocks were originally surveyed by S. A. Thompson in 1881, and, in view of the numerous contradictory surveys in the subject area by subsequent surveyors, and the fact that there is no concrete evidence that the original Thompson corners have been identified, the Land Office can only determine that the respective surveys as now patented have valid titles from the State, and that efforts to initiate any curative measures in the patents should be discouraged.

We will, however, accept the map and report to be filed in the records of the Land Office for the information contained therein.

Please call on this office if we may further assist you.

Sincerely yours,

Bob Armstrong

By: R. C. Wisdom
Director of Surveying Division

RCW/ves/dc

counter 43131

Flat
Folder

Brewster

COUNTY ROLLED SKETCH NO. 123

Report of Survey Blks. 214, 215, 217 T. & St. L. Ry. Co.

SURVEYED

Dec 6, 1971

BY

Freese Nichols & Esmond

FILED

Oct. 23, 1974

count 143132

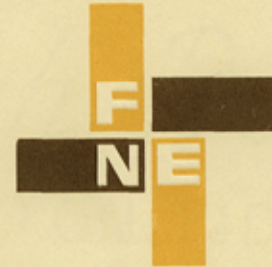
REPORT OF SURVEY
Blocks 214, 215 and 217,
T & St L Ry Company Survey
Brewster County, Texas

FREESE, NICHOLS & ESMOND
Consulting Engineers
419 West 5th Street
Odessa, Texas 79760

FREESE, NICHOLS & ESMOND CONSULTING ENGINEERS

419 WEST FIFTH • 915 • 337-2381 • ODESSA, TEXAS 79760

LICENSED ENGINEERS • REGISTERED PUBLIC SURVEYORS • LICENSED STATE LAND SURVEYORS



December 6, 1971

KENNETH E. ESMOND, P.E.
ROBERT L. NICHOLS, P.E.
JAMES R. NICHOLS, P.E.
LEE B. FREESE, P.E.

REPORT OF SURVEY
Blocks 214, 215 and 217,
T & St L Ry Company Survey,
Brewster County, Texas

BLOCK 214, T & St L Ry Company Survey, was surveyed originally by S. A. Thompson in 1881. Thompson calls for rock mounds at various corners throughout this Block. The east line of Block 214 was re-traced by John P. Poole of San Angelo, Texas, in 1952. (Map G.L.O. File 97, Brewster County.) Mr. Poole recovered:

Thompson's old stone mound at old fence post on high flat ground, the original northeast corner of Section 1, Block 214.

Thompson's old stone mound with mesquite stake, added cap stone "NW7 B216" the original northeast corner of Section 12, Block 214.

Thompson's old stone mound on rocky mesa, added newer cap stone, "NW18 B216" the original northeast corner of Section 13, Block 214.

Thompson's old stone mound on rocky mesa, added newer cap stone, "NW19 Blk 216" the original northeast corner of Section 24, Block 214.

Thompson's "X" on large red volcanic rock, newer rock "NW30" in high adobe flat, the original northeast corner of Section 25, Block 214.

Thompson's large stone mound at head of rocky header, the original northeast corner of Section 36, Block 214.

Thompson's old large stone mound, with newer cap stone "NE1 B215, NW6 B-217" the original southeast corner of Section 36, Block 214.

We also recovered all of the above monuments and, in addition, the following monuments:

Large stone mound in flat land, one stone recently marked "NW3 Blk 214" identified as Tom Carney's corner. Adjacent to Northwest corner of Section 3, Block 214.

Large stone mound in east-west fence line on rocky ridge, identified as Tom Carney's corner. Adjacent to the northwest corner of Section 4, Block 214.

Very large stone mound, 3'x5', on top of low ridge, identified as John Stovell's corner. Adjacent to the northwest corner of Section 6, Block 214.

Stone mound on rocky ridge, identified as Nick Thee's corner. Adjacent to the southeast corner of Section 6, Block 214.

Stone mound on the north side of deep gully, identified as Nick Thee's corner. Adjacent to the southeast corner of Section 18, Block 214.

Stone mound and 1½" galvanized iron pipe in flat ground, identified as Nick Thee's corner. Adjacent to the southeast corner of Section 19, Block 214.

Very large stone mound, 3½' high, and ¾" reinforcing rod, identified as D. H. Jenkins' corner. Adjacent to the southeast corner of Section 19, Block 214.

Stone mound and 4" silver pipe, "SE32 B214" in alkali flat, identified as Nick Thee's corner and adopted by W. F. Sowell. Adjacent to the southeast corner of Section 32, Block 214.

Stone mound on west slope of cream colored shale hill, identified as Nick Thee's corner. Adjacent to the southeast corner of Section 31, Block 214.

Very large stone mound, 4'x5', five varas east of the west edge of a high hill, identified as Tom Carney's corner. Adjacent to the southwest corner of Section 31, Block 214.

In our construction of Block 214, we found that there were three Nick Thee corners compatible with Thompson's east line of Block 214: Nick Thee's southeast corner of Section 6, southeast corner of Section 19, and southeast corner of Section 31, all in Block 214. The north line of Block 214 is an extension of Thompson's line from the northeast corner to the northwest corner of Block 216. The northeast corner of Section 6, Block 214 is an intersection of Thompson's north Block line and Nick Thee's east line of Section 6, Block 214, with the prorated distance being 1934.5 varas to each Section. The north line of Section 6 was extended along Thompson's north block line, 1934.5 varas to arrive at the northwest corner of Block 214.

The south line of Block 214 was constructed through Thompson's southeast corner of Block 214 and Nick Thee's southeast corner of Section 31, Block 214. The bearing on this line differs by $0^{\circ}00'19''$ to a line through Thompson's southwest and southeast corners of Block 216. The distance from Thee's southeast corner of Section 31 to Thompson's southeast corner of Block 214 was divided in proportion to the north line of Block 214. The southwest corner of Block 214 was established by projecting the south Block line of Block 214 for the prorated distance (1934.5 varas) along the north Block line.

The west Block line was established by connecting the northwest corner of Block 214 and the southwest corner of Block 214 with the distances being in proportion to corners used in the construction.

BLOCK 215, T & St L Ry Company Survey, was surveyed originally by Mr. S. A. Thompson in 1881, and his field notes call for rock mounds at various corners. The northeast corner of Block 215 was found by Mr. John P. Poole of San Angelo, Texas, in 1952. (Map G.L.O. File 97, Brewster County, Texas.) Mr. Poole recovered:

Thompson's old large rock mound with newer cap stone, "NE1 B215, NW6 B-217" the original northeast corner of Block 215, in a low saddle to a large valley.

We also recovered the above monument and, in addition, the following monuments:

Stone mound at top of ridge at fence corner, identified as Nick Thee's corner. Adjacent to the northwest corner of Section 8, Block 215.

Stone mound in valley, by an east-west fence, identified as Nick Thee's corner. Adjacent to the southwest corner of Section 8, Block 215.

Old large stone mound on top of a mesa, identified as C. E. Miner's corner in 1878, the original northwest corner of Section 1, Block 15, GH & SA Ry Company Survey.

Old stone mound on top of a small hill, identified as C. E. Miner's corner (1878), the original northeast corner of Section 1, Block 15, GH & SA Ry Company Survey.

Old stone mound on west toe of Agua Fria Mountain, identified as C. E. Miner's corner (1878), the original southeast corner of Section 1, Block 15, GH & SA Ry Company Survey; Agua Fria Springs bears N5° 33'W, 326 varas from this old stone mound.

Old stone mound on the east toe of a hill, new rock "NW4", identified as C. E. Miner's corner (1878), the original southwest corner of Section 1, Block 15, GH & SA Ry Company Survey.

Large stone mound, one stone marked "NW BORDOVSKY MEDLIN" and $\frac{1}{2}$ " reinforcing rod, 300 varas northwest of a tin building and 8 varas south of a road, identified as Tom Carney's corner. Adjacent to the southwest corner of Section 34, Block 215.

In our construction of Block 215, for the north block line we used the south line of Block 214 as previously described. For the east line of Block 215, we used the west line of Block 217 as herein described. We found that Nick Thee's southwest corner of Section 8, Block 215 was compatible with Thompson's surveys, and adopted the same for our southwest corner of Section 8, Block 215. Then the north two miles of Block 215 were divided equally, north and south.

The south four miles of Block 215 were divided equally, north and south, to the previously described south line of Block 217. The west line of Block 215 is parallel to accepted Nick Thee corners, the northeast corner of Section 6 and southwest corner of Section 8, Block 215, with the east-west distance being 1934.5 varas, the prorated distance along the north Block line of Block 214.

The southwest line of Block 215 is the north lines of Senior Surveys, Block 1, GH & SA Ry Company Survey; Section 1, Edward Dawson; Section 1, TT RR Company Survey; Section 4, TT RR Company Survey; and M. L. Hopson Survey.

The east-west distances in Block 215, for the east five miles, are in proportion to monuments used in construction of Blocks 214 and 215.

BLOCK 217, T & St L Ry Company Survey, was surveyed originally by S. A. Thompson in 1881, and his field notes call for rock mounds at various corners throughout this Block. The north line of Block 217 was retraced by John P. Poole, of San Angelo, Texas, in 1952. (Map G.L.O. File 97 Brewster County). Mr. Poole recovered:

Thompson's old large rock mound, with newer cap stone "NE1 B215, NW6 B217" the original northwest corner of Block 217 in low saddle to large valley.

Thompson's old rock mound with newer cap stone "NW4 B217" on rocky east slope high ridge, the original northwest corner Section 4, Block 214.

Thompson's old set stone and rock in large adobe flat, at fence corner, the original northeast corner Section 1, Block 217.

We also recovered all of the above monuments and, in addition, the following monuments:

New stone mound with $3/4$ inch aluminum pipe "NW Rex Ivey & N $1/4$ Sec. 30 B217" identified as Tom Carney corner, adjacent to northwest corner of the east $1/2$ Section 19, Block 217.

$1-1/4$ inch aluminum colored iron pipe, "NE28 Block 217" on flat ground, identified as Tom Carney corner, adjacent to northeast corner Section 28, Block 217.

$1/2$ inch black iron pipe in old stone mound in very old east-west fence line (no wire) on flat ground, identified as Cunningham corner, adjacent to the southeast corner Section 33, Block 217.

1 inch aluminum colored iron pipe at new fence corner, identified as Tom Carney corner, adjacent to the southeast corner Section 33, Block 217.

In our construction of Block 217, for the east Block line, we extended Thompson's southeast and northeast corners of Block 216 southerly. For the west Block line of Block 217, we extended Thompson's southwest and northwest corners of Block 216 southerly. The north 2 miles of Block 217 are in proportion to Nick Thee's southwest corner Section 8, Block 215 (1947 varas). The south

Block line of Block 217 is placed on a very, very old fence line, east-west. This fence is the same fence that Mr. Cunningham's corner is situated on. This south Block line is parallel to Thompson's southwest and southeast corners of Block 216. The south 4 miles were then divided equally, north and south, to the south Block line. The east-west division of Block 217 is in proportion to Thompson's stone mounds along the north Block line of Block 217.

December 29, 1971

Freese, Nichols & Esmond
419 West Fifth
Odessa, Texas 79760

Re: Map & Report of resurvey of
Blks. 214, 215 & 217, T. & ST. L.
Ry. Co., Brewster County, Texas.

Gentlemen:

Examination has been completed on the captioned matter which you submitted to this office.

These blocks were originally surveyed by S. A. Thompson in 1881, and, in view of the numerous contradictory surveys in the subject area by subsequent surveyors, and the fact that there is no concrete evidence that the original Thompson corners have been identified, the Land Office can only determine that the respective surveys as now patented have valid titles from the State, and that efforts to initiate any curative measures in the patents should be discouraged.

We will, however, accept the map and report to be filed in the records of the Land Office for the information contained therein.

Please call on this office if we may further assist you.

Sincerely yours,

Bob Armstrong

By: R. C. Wisdom
Director of Surveying Division

RCW/ves/dc

counter 4340