Upton COUNTY ROLLED SKETCH NO. 56

Hearn - McAfee Strip

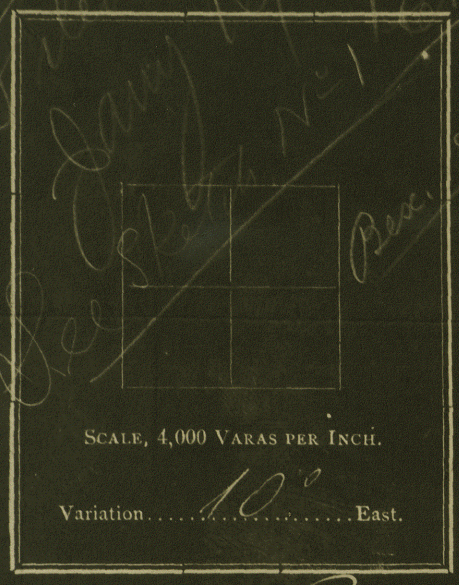
SURVEYED Aug 1934 BY J. J. Goodfellow LS LS

18mi S80W (22) FILED 3-3-76

counter 9913

Corner 9/1/14

Survey 1 Block 31 Crane Co. Tex. Pecos R. Sec. S. 3223.



SCALE, 4,000 VARAS PER INCH.

Variation ..... 10° ..... East.

THE STATE OF TEXAS, Survey No. 1

Crane County. Block No. 31

CORRECTED FIELD NOTES *of a Survey of 640 Acres of Land made for the* **Houston & Texas Central Railway Company,** *by virtue of Certificate No. 38/42447 issued by the Commissioner of the General Land Office, under "An act to encourage the construction of Railroads in Texas by donations of lands," approved January 31, 1854, and the amendments thereto.*

Situated in Crane *County, on the waters of* Pecos

a tributary of Rio Grande ~~River~~, *about* 7 1/4 *miles* S 35 E

from Horse head crossing *and known as Survey No.* 1 *in Block No.* 31

Beginning *at a* large st m'd & cenler stone mkd I W 31, I 31° 41' E. on East bank of Pecos River 23275 vrs from I. E. cor. of Juan Cordona Cague, the I. W. cor of Bl. 31 and I. W. corner of this survey, from which sugar loaf mt'n bears S 82 E & Point of Mtn bears S 16 1/4 E, another Point of Mtn bears S 50 1/2 W.

Thence N 40 E at 1166 top of sand ridge, 2635 vrs to the N. W. cor. 438 vrs S 40 W of st. m'd. from which sugar loaf Mtn bears S 77 3/4 E, & Castle Gap Point bears N 36 1/4 E

Thence S 50 E 950 vrs to stake for N E corner

Thence S 40 W at 3547 vrs road, 4134 vrs to stake for S E. corner from which Mesquit brs S 81 E 6 4/5 vrs & a do S 34 W 8 vrs

Thence with Meanders of Pecos River, N 15 1/2 E 81 vrs, N 28 W 194 vrs N 58 E 83 vrs, N 23 1/2 E 129 vrs, N 12 W 88 vrs, N 33 1/2 W 34 vrs, N 56 W 123 vrs, S 71 W 194 vrs, N 3 1/2 W 105 vrs, N 73 1/2 E 74 vrs, N 19 E 66 vrs, N 10 1/2 W 144 vrs, N 43 1/4 W 184, N 74 3/4 E 102 vrs, N 24 1/2 E 101 vrs N 9 W 231 vrs, S 85 3/4 E 168 vrs, N 5 1/4 E 89 vrs, N 29 1/2 W 203 vrs, S 89 E 100 vrs, N 42 1/2 E 151 vrs, N 73 3/4 E 199 vrs to the place of the beginning.

Bearings marked X *Surveyed* March 4th 1888

Foster Smith
Chas. S. Knight
Chain Carriers.

I, M. W. Neyland, State Surveyor, do hereby certify that the foregoing Survey was made on the ground, according to law, and the limits, boundaries and corners, natural and artificial, are truly described in the foregoing plat and field notes.

Wayne Neyland
State Surveyor.

Approved :

Commissioner General Land Office.

O.K. E. vonR

Corner 9/1/14

File 3223.
Bear Scrap.
H & T C Ry Co.
Cor F/notes
#1.
Filed Jany 16/89
R C Shelley
Chief Clk
Correct
Aug. 2/90
E. von R
Patented Aug 21/90
P M Curry

c/c apl 8/89
JMH

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
(~~Cabinet under stair~~)
~~Drawer No. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE, AUSTIN, TEXAS 6-16- 1934

I, J. H. Walker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof and attached hereto is a true and correct copy of the original of this instrument now on file in this office together with all endorsements thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and Date first above written.

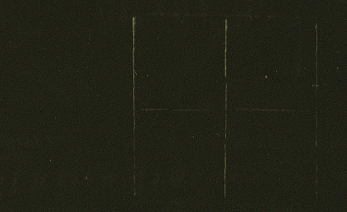
J. H. Walker Commissioner of the General Land Office

counter 19414

381

The State of Texas, } Survey No 1
District of Bexar. } Block No 35

FIELD NOTES *of a survey of 640 acres of land made for the* **HOUSTON AND TEXAS CENTRAL RAILWAY COMPANY**, *by virtue of Certificate No* 46/6337, *issued by the Commissioner of the General Land Office, under an Act "to encourage the construction of Railroads in Texas by donations of lands," approved January 31, 1854, and the amendments thereto.*



Scale 4,000 vs. per inch.
Variation East

Situated in ____ *County, on the waters of Pecos River, a tributary of Rio Grande River, about* 6½ *miles* S 52 E *from Horse Head Crossing, and known as Survey No.* 1 *in Block No.* 35
Beginning at ~~the~~ Stake 350 vs N 40° E from NW cor of Survey 1 Blk 31 and W Cor of this Survey.
Thence N 40° E 1900 vs Stake for Cor.
S 50 E 1900 " "
S 40 W 1900 " "
N 50 W 1900 " to beg

Bearings marked IIIXIII

Surveyed April 24 1873.

Geo. W. Stone
Louis Carthagena } **Chain Carriers.**

I, M. J. DOYLE, Deputy Surveyor, Bexar District, do hereby certify that the foregoing Survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

M. J. DOYLE,
Deputy Surveyor, Bexar District.

I, L. C. NAVARRO, District Surveyor, Bexar District, do hereby certify, that I have examined the foregoing plat and field notes, and find them correct, and that they recorded in my office, in Book B *, No.* 3 *, page* 80

counter 9917

L. C. NAVARRO,
District Surveyor, Bexar District.

State of Texas
County of Tom Green

I, J.A.Simpson, County Surveyor of Tom Green County, Texas, do hereby certify that on the reverse side hereof is a true and correct copy of the original of this instrument with all indorsements thereon as recorded in the Records of the County Surveyors Office of Tom Green County in Book 7 Page 381.

This the 3rd day of August 1934.

J. A. Simpson

County Surveyor of Tom Green Co, Tex.

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
~~(Cabinet under Stair)~~
~~Drawer No. 1~~

COUNTY ROLLED SKETCH NO. 56

Upton

SURVEYED ..... BY .....

FILED .....

counter 79418

Scale ..... vrs. per inch.
Variation 10° 30 East.

The State of Texas,

Tom Green County.

Survey No. ~~—~~

Block No. ~~—~~

FIELD NOTES of a Survey of 306 Acres of land made for the State by virtue of ~~Sur~~ Confed. Scrip issued to Jno. H. McAfee it being the quantity to which it is entitled by virtue of Certificate No. 1952 issued by the Commissioner of the General Land Office, on the 15 day of June 1882

Said Survey is No. ..... in Tom Green County, Texas, situated on the waters of Pecos River, a tributary of Rio Grande river, about 15 miles N. 45 W. from Pontoon Bridge

Beginning at a stake the S. W. cor sec. No 5 G. C. & S. F. R. R. Co. cert 519 on the N. line Sur #2 Rusk Transportation Co.

Thence West 207 vrs stake the E. corner Sur No 1. G. C. & S. F. R. R. Co. on N. line No 1. R. T. Co.

Thence N. 50 W. 6078 vrs to a stake for cor on N. E. line No 1. T. C. R. R. Co.

Thence N. 40 E. 273 vrs to a stake for cor.

Thence S. 50 E. 5842 vrs to a stake for cor.

Thence East 260 vrs to a stake for cor. on West line said sur No 3 G. C. & S. F. R. R.

Thence South 362 vrs

to the place of beginning.

Bearings marked

Surveyed Aug 1, 1884

Otto Leech
Frank Henderson
} Chain Carriers.

I, J. W. Armstrong Deputy Surveyor Tom Green Co do hereby certify that the foregoing survey was made on the ground according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

J. W. Armstrong
Deputy Surveyor Tom Green District.

I, H. B. Tarver Surveyor Tom Green ~~District~~ do hereby certify that I have examined the foregoing plat and field notes, and find them correct, ~~and that they are recorded in my office~~ in Book 17, No. ....., Page 536

Given under my hand, at ..... this 16 day of Jan 1885

H. B. Tarver
District Surveyor Tom Green District

(3) File 51394.
Bexar Scrip
John M. McAfee
Field Notes
Sur No —
306 Acres.
Filed Jany 20/85.
D. N. Robinson
Chief Clk

~~According to surveyors certified sketch corrected on map of Tom Green Co. Febr. 13/85 E Schultz.~~

no space for this see sketch by Mr. Hedick 11/8/07 Eva R

All in conflict as shown by sketch in S. 51393 & sketch by Hedick 3/27/1911 [illegible]

c/c Jany 27 1885

File

Field Notes

Sur. No. Acres.

Block No.

For application and sketch see

Filed in General Land Office

188

Chief Clerk.

Covered by S-51277
11/27/11 McDonald

2 field notes
Jany 20/85
Robinson

[illegible]

Newfield Box S

Thomson & Hannan

Counter

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
(~~Cabinet under Stair~~)
~~Drawer No. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE, AUSTIN, TEXAS 7-17-1934

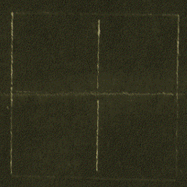
I, J. T. Walker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof and attached hereto is a true and correct copy of the original of this instrument now on file in this office together with all endorsements thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and Date first above written.

J. T. Walker, Commissioner of the General Land Office

counter 4942/

The State of Texas, } SURVEY NO. 1.
Bexar DISTRICT. } BLOCK NO. 31.



Scale 4000 vs. per inch.

Variation 10 East.

Field Notes of a survey of 640 acres of land, made for **THE HOUSTON AND TEXAS CENTRAL RAILWAY COMPANY**, by virtue of certificate No. 38/4247 issued by the Commissioner of the General Land Office, under an Act "to encourage the construction of Railroads in Texas by donations of lands," approved January 31, 1854, and the amendments thereto.

Situated in _____ County; on the waters of Pecos River a tributary of Rio Grande River, about 7 miles S 32° E from Horsehead Crossing and known as Survey No. 1 in Block No. 31

Beginning at a Stake on East bank of Pecos river 23275 vrs S 36° E from the S. E. Corner of Patented Survey in the name of "Juan Cardona"

Thence N 40 E 2850 vrs Stake for cor
" S 50 E 950 " " " "
" S 40 W 4750 " " " " on river
" N 13 E 2124 " with course of river to beg.

Bearings marked ☒ Surveyed, April 5th 1873

Geo Stone } Chain Carriers.
Louis Carthagena }

I, M. J. Doyle Deputy Surveyor, Bexar District,
Do hereby Certify, that the foregoing Survey was made, according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

M. J. Doyle
Deputy Surveyor, Bexar District.

I, L. C. Navarro District Surveyor, Bexar District,
Do hereby Certify, that I have examined the foregoing plat and field notes, and find them correct, and that they are recorded in my office, in Book A, No. 1, page 1.

L. C. Navarro
District Surveyor, Bexar District.

Counter 49922

1.

File 3223

BEXAR SCRIP.

Field Notes, 640 Acres.

Houston and Texas Central Railway Company.

Filed in General Land Office

May 31 1873.

Correct on Map. of Tom Greenbo

May 24/75. M. J. Doyle

Canceled by commissioner of pre-emptions

C. C. July 24 - 73 Richardson

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
(~~Cabinet under Stair~~)
~~Drawer No. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE, AUSTIN, TEXAS 6-16- 1934

I, J. W. Walker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof and attached hereto is a true and correct copy of the original of this instrument now on file in this office together with all endorsements thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and Date first above written.

J. W. Walker Commissioner of the General Land Office

counter 49424

Scale ..... vrs. per inch.
Variation 10:30 East.

The State of Texas,
Tom Green County.

SURVEY No. 16
BLOCK No.

FIELD NOTES of a Survey of 640 Acres of land made for Common School Fund by virtue of Confed. Cert. issued to Mrs Serepta Hearne ~~it being the quantity to which it is entitled~~ by virtue of Certificate No. 1940 issued by the Commissioner of the General Land Office, on the ..... day of ..... 18 .

Said Survey is No. 16 in Tom Green County, Texas, situated on the waters of Pecos Riv, a tributary of Red river, about 10 miles East from Horsehead Crossing on Recos Riv.

Beginning at a stake on the N. line Sur No 3 Gl. & S.F. R.R. Co. 930 vrs S. 50 E. from N. cor same.
Thence S. 50 E. with the N. E. line of sur 5, 6, 7, & 8 in name of M. S. Denton & E. C. Grooms at 13234 vrs stake for cor on N. Sur No 1. T. C. R.R. Co.
Thence N. 40 E. 273 vrs stake for cor
Thence N. 50 W. 13234 vrs to a stake for cor on S. W. line Wm Tex 1280 acre sur.
Thence S. 40 W. 273 vrs

to the place of beginning.

Bearings marked ..... Surveyed ....., 188 .

Otto Lerch
Frank Henderson } Chain Carriers.

I, J. W. Armstrong Deputy Surveyor Tom Green Co do hereby certify that the foregoing survey was made on the ground according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

J W Armstrong
Deputy Surveyor Tom Green Co ~~District~~

I, A. B. Farver Surveyor Tom Green Co ~~District~~ do hereby certify that I have examined the foregoing plat and field notes, and find them corerct, and that they are recorded in my office in Book 17, No. 7, Page 613.

Given under my hand, at San Angelo this 29th day of Dec 1884

A B Farver
District Surveyor Tom Green Co ~~District~~

counter 49425

6

File 51260

Bexar Scrip

6 Field Notes Mrs Serepta Hearn

Sur. No. 16 - 640 Acres

Block No.

For application and sketch see

Filed in General Land Office

Jany 2nd 1885

D A Robinson

Chief Clerk.

Correct on map of Tom Green Co.

January 12/85

E Schultze

No space for this accordingly recent correction see sketch

Hedrick

11/8/07

Jany 2/85

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
~~(CABINET UNDER STAIR)~~
~~DRAWER NO. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE AUSTIN, TEXAS 6-16- 1934.

I, J. N. Wacker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof and attached hereto is a true and correct copy of the original of this instrument now on file in this office together with all endorsements thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and Date first above written.

J. N. Wacker Commissioner of the General Land Office

counter 19427

No. 539 Vol. 78

In the Name of the State of Texas.

No. 539

To all to whom these Presents shall come, know ye,

I, John Ireland Governor of the State aforesaid, by virtue of the power vested in me by Law, and in accordance with the Laws of said State, in such case made and provided, do, by these presents, Grant to John W. Armstrong assignee of the G.H.&S.F.Ry.Co. his heirs or assigns, Forever, Six Hundred and Six (606) Acres of Land, situated and described as follows:

Dom'l Scrip 85

In Pres. Grande County, Known as Scrip No. 5. on the waters of Pecos River, a tributary of Rio Grande, about 10 miles S.86 W. from Horsehead crossing, Surveyed as Lena Scrip No. 5003. issued to said Co. by the Comm. of the Genl. Land Office March 16th 1882. and transferred to said Armstrong March 18th 1882.

Beginning at an iron mound, 273 vrs. S.40 W. from the S.W. cor. of Sur. No 11. in G.H.&S.F.R.R. Co. & W. cor. of Wm. Parr. 1280 acre Surv.

Thence South 754 vrs. to a stake, the S.E. cor. of No 2. this Block,

Thence West 800 vrs. to a stake in S. line of same,

Thence South 1571 vrs. to a stake for cor.

Thence West 561 vrs. to a stake for cor. in N.E. line of Surv. No 7. in Block No 35. T.&P.R.R.Co.

Thence S.50 E. 1186 vrs. to a stake for cor. in N.E. line of Surv. No. 22. said Block,

Thence N.40 E. 2656 vrs. to a stake for cor. in S.W. line of said Parr Surv.

Thence N.50 W. 1638 vrs. to the beginning.

File, 5/257 Bexar

Hereby relinquishing to his the said John W. Armstrong assignee and his heirs or assigns Forever, all the right and title in and to said Land, heretofore held and possessed by the said State, and I do hereby issue this Letter Patent for the same.

In Testimony Whereof, I have caused the Seal of the State to be affixed, as well as the Seal of the General Land Office.

Done at the City of Austin, on the Twenty Sixth day of January in the year of our Lord one thousand eight hundred and Eighty Five

W.L. Walsh Commissioner of the Gl. Land Office. Governor, John Ireland

counter 19728

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
~~(Cabinet under Stair)~~
~~Drawer No. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE, AUSTIN, TEXAS, June 16th 1934.

I, J. W. Walker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof a true and correct copy of Patent No. 539 Vol. 78, Page 539, Class Scrip, as the same appears of record in the Patent records of this office.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and date first above written.

J. W. Walker Commissioner of the General Land Office.

counter 49429

No. 491 Vol. 24

In the Name of the State of Texas.

No. 491

To all to whom these Presents shall come, know ye,

I, L. J. Ross Governor of the State *aforesaid, by virtue of the power vested in me by Law, and in accordance with the Laws of said State, in such case made and provided, do, by these presents, Grant to* Runnells County ~~heirs~~ *or assigns, Forever,* Twenty Five Million (25000000) Sq Varas *of Land, situated and described as follows:*

Pecos 87

In Pecos County Known as Sur. No 3 On the waters of Pecos River a tributary of Rio Grande about 4 miles S45E from the Pontoon Bridge on Pecos River or 52/5 Miles N86E from Fort Stockton By Virtue of Certificate No 3 issued by the Land Comr. of the Genl. Land Office May 4th 1880

Beginning at a stk & mds at the S.W. Cor. of Sur. No 70 for I&GN Ry Cg for the N.W. Cor. of this Sur. Thence East 2492 Vrs to a stk and mds N.W. Cor. of Sur. No 69 I&GN Ry Cg Thence South 950 Vrs stk and mds S.W. Cor Sd Sur. No 69 Thence East 1102 Vrs to N.W. Cor. Sur. No 68 I&GN Ry Cg Thence South 950 Vrs to a stk & mds S.W. Cor. Sd Sur. No 68 Thence East 656 Vrs to stk and md N.W. Cor. No 67 I&GN Ry Cg Thence South 950 Vrs to stk and mds S.W. Cor. Sd Sur. No 67 Thence East 1940 Vrs to stk and mound N.W. Cor. Sur. No 66 I&GN Ry Cg Thence South 950 Vrs stk and Mound S.W. Cor. Said Sur. No 66 Thence East 2177 Vrs to stk & mound N.W. Cor. Sur. No 65 I&GN Ry Cg Thence South 950 Vrs stk & mds S.W. Cor. Sd Sur. No 65 Thence East 218 Vrs stk & mds Thence South 162 Vrs stk & mds for S.E. Cor. of this Sur. Thence West 8637 Vrs to a stk & mds for S.W. Cor. this Sur. Thence N 4912 Vrs the beginning

File 2009 Bexar

Enrolled

Hereby relinquishing to ~~heirs~~ the said Runnells County *and ~~heirs~~ or assigns Forever, all the right and title in and to said Land, heretofore held and possessed by the said State, and I do hereby issue this Letter Patent for the same.*

In Testimony Whereof, *I have caused the Seal of the State to be affixed, as well as the Seal of the General Land Office.*

Done at the City of Austin, on the Twenty Fifth *day of* February *in the year of our Lord one thousand eight hundred and* Eighty Seven

R M Hall Commissioner of the Gl. Land Office. Governor, L. J. Ross

Counter 49430

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
(~~Cabinet under Stair~~)
~~Drawer No. 1~~

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

GENERAL LAND OFFICE, AUSTIN, TEXAS, March 18, 35

I, J. H. Walker Commissioner of the General Land Office of the State of Texas do hereby certify that on the reverse hereof is a true and correct copy of Patent No. _____ Vol._____, Page_____, Class_____, as the same appears of record in the Patent records of this office.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of said office the day and date first above written.

J. H. Walker Commissioner of the General Land Office.

counter 49431

~~FILE NO. 43~~
~~MISCELLANEOUS FILE~~
~~(Cabinet under Stair)~~
~~Drawer No. 1~~

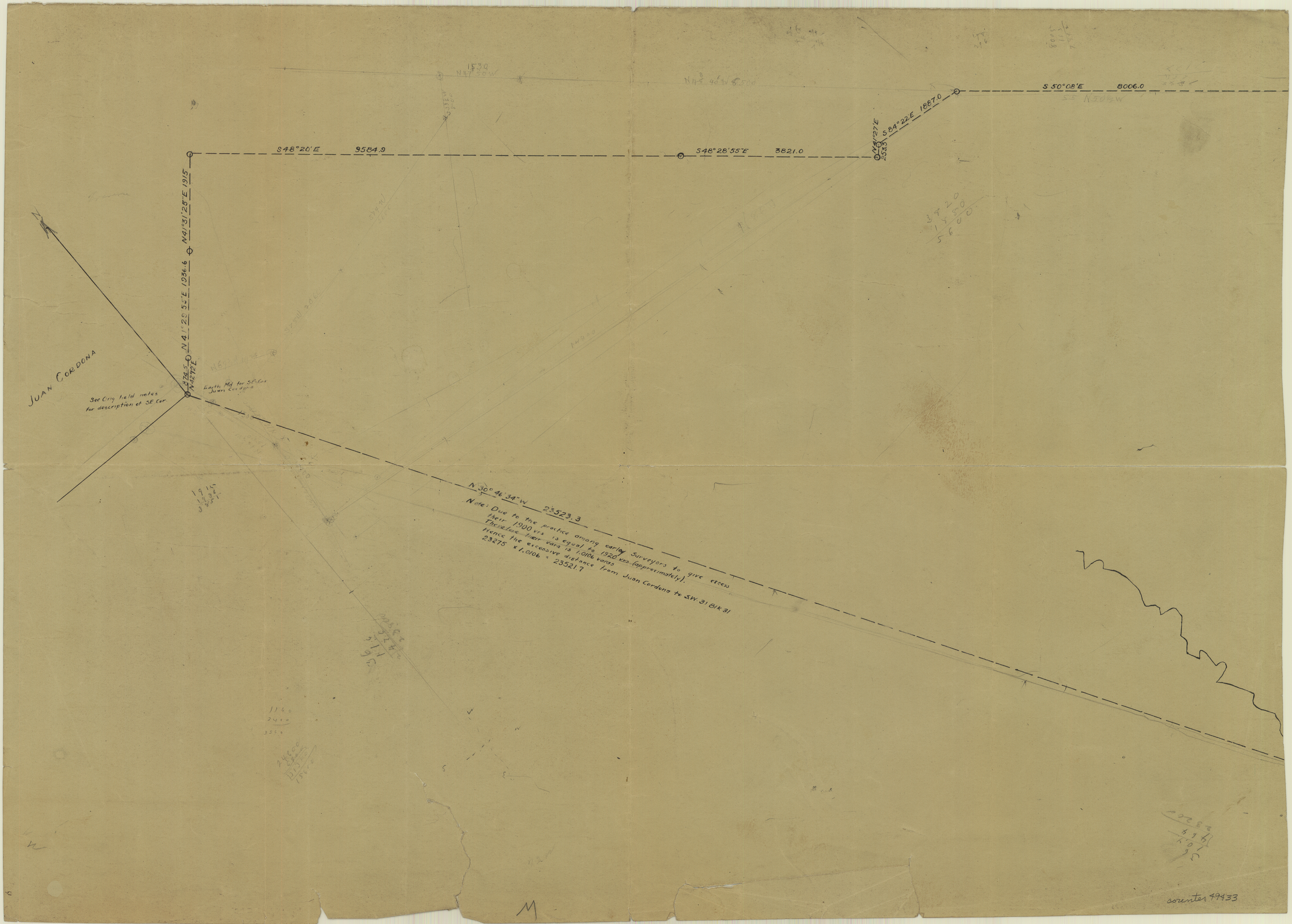
county 19432

Upton COUNTY ROLLED SKETCH NO. 56

SURVEYED BY

FILED

UPTON


S 50°08'E 8006.0
S 84°22'E 1887.0
N 41°27'E 253.3
S 48°28'55"E 3821.0
S 48°20'E 9584.9
N 41°31'25"E 1915
N 41°29'55"E 1936.6
N 42°12'E 874.5
JUAN CORDONA
See Orig field notes for description of SE Cor.
Earth Md for SE Cor Juan Cordona
N 30°46'34"W 23523.3
Note: Due to the practice among early Surveyors to give excess their 1900 vrs is equal to 1920 vrs (approximately). Therefore their vara is 1.0106 varas
Hence the excessive distance from Juan Cordona to S.W. 31 Blk 31
23275 x 1.0106 = 23521.7
M
counter 49433

March 19, 1934

Hon. James V. Allred,
Attorney General,
Austin, Texas.

Dear General Allred:

This is in regard to the application of W. A. Tunstill filed in this office July 30, 1926, for a permit to prospect the Serepta Hearn and the John M. McAfee school surveys in Upton County for oil and gas.

These surveys are contiguous. Mr. Tunstill filed his application on the two surveys jointly with the County Clerk July 3, 1926. The payment of 10 cents an acre, being $95.00, was received in this office with the said application. This application was rejected August 17, 1926, according to this endorsement :" For reason according to records here there is no space for these surveys." The payment appears to have been returned to Mr. Tunstill about the time of the rejection.

Later, on November 16, 1933, Mr. Tunstill tendered a payment of 10 cents an acre, amounting to $94.60, which is 10 cents an acre for the two surveys. This payment is now held in suspense.

My information is that Mr. Tunstill during the time between the rejection of his application and the re-tender of the acreage payment, has made efforts to have the case reconsidered both through this Department and your Department. I am personally sure that he has raised the question many times in this Department.

Such investigations as time has afforded me an opportunity to make have led me to the conclusion that the Hearn and the McAfee are valid school surveys and that there is space for them. According to my view the construction given to the surrounding surveys on the map of Crane County of 1889 is correct. A copy of that portion of the map extending into Upton County showing

counter 19434

O'

the area in question is enclosed for your information. The question may not rest on whether the Mayo Neyland survey or R. E. Estes survey is correct. For convenience in description let us designate surveys 3, 5, 6, 7, etc. as Tier No. 1 and the Hearn and McAfee as Tier No. 2. You will note in the construction of the Crane County map the compiler gives Tier No. 1 its position from its call for Block 35, as Armstrong himself established said block from a connection he ran in July, 1884, and as Estes now finds it. It is true Mr. Armstrong, the locator of the two tiers, ran the connection after his paper location of Tier No. 1, but he changed the field note of the latter to conform before he filed them in the Land Office. The maker of the map in question assumed Neyland's work to be correct, but gave Tier No. 1 its position from its call for the west corner of its own Section No. 3, which is tied to said Section No. 11 and Armstrong's own final position of Block 35.

There is another equally cogent raason, and that is the ownership of the certificates by which the surveys in Tiers Nos. 1 and 2 are made, was practically in the same persons and the agencies were the same. All of the surveys in the two tiers were made within the year following the filing of the first application, and all before the field notes reached this office. The surveys in Tier No. 2 are the counterparts or alternates of individual surveys in another locality, and had to be passed correct by this Department before patents on the individuals could be issued. If there should not prove to be space on the ground for the two tiers, Tier No. 1 should bear the burden of conflict with Block 35.

In a letter dated March 8, 1934, from your Department to Mr. Tunstill, this statement is made: " Should the land prove to be State land the full value thereof can be realized only by cooperation between the State and the applicant or permit holder to establish the existence of the land as State land." With this letter in hand Mr. Tunstill is asking for a permit. My inquiry is whether the permit should be issued.

For your further information I will state that it appears

counter 49435

O 2

General Land Office

State of Texas

Austin

J. H. WALKER, COMMISSIONER
S. S. SAYERS, CHIEF CLERK

#3- Hon. James V.Allred- March 19, 1934

that numerous oil wells have been drilled on the area where Mr. Tunstill claims it to be, and a great quantity of oil has been taken therefrom. A permit to prospect, of course, leads to the issuance of a lease when oil is developed under it. In this case development, if Mr. Tunstill is correct, has already been made.

To my mind the situation involves numerous questions which I am not undertaking to present, and I would like to discuss the case with the person to whom this letter may be referred.

Very truly yours,

Commissioner

JHW-ewr
Cc- Mr. W. A. Tunstill
P.O.Box 1771
Fort Worth, Texas

FILED
BY
COUNTY ROLLED SKETCH NO.
25

FILE NO. 43
MISCELLANEOUS FILE
(CABINET UNDER THE STAIRS)
DRAWER NO. 1

counter 49436

1885-
340-41-42

March 19, 1934

Hon. James V. Allred,
Attorney General,
Austin, Texas.

Dear General Allred:

This is in regard to the application of W. A. Tunstill filed in this office July 30, 1926, for a permit to prospect the Serepta Hearn and the John M. McAfee school surveys in Upton County for oil and gas.

These surveys are contiguous. Mr. Tunstill filed his application on the two surveys jointly with the County Clerk July 3, 1926. The payment of 10 cents an acre, being $95.00, was received in this office with the said application. This application was rejected August 17, 1926, according to this endorsement :" For reason according to records here there is no space for these surveys." The payment appears to have been returned to Mr. Tunstill about the time of the rejection.

Later, on November 16, 1933, Mr. Tunstill tendered a payment of 10 cents an acre, amounting to $94.60, which is 10 cents an acre for the two surveys. This payment is now held in suspense.

My information is that Mr. Tunstill during the time between the rejection of his application and the re-tender of the acreage payment, has made efforts to have the case reconsidered both through this Department and your Department. I am personally sure that he has raised the question many times in this Department.

Such investigations as time has afforded me an opportunity to make have led me to the conclusion that the Hearn and the McAfee are valid school surveys and that there is space for them. According to my view the construction given to the surrounding surveys on the map of Crane County of 1889 is correct. A copy of that portion of the map extending into Upton County showing

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the area in question is enclosed for your information. The question may not rest on whether the Mayo Neyland survey or R. E. Estes survey is correct. For convenience in description let us designate surveys 3, 5, 6, 7, etc. as Tier No. 1 and the Hearn and McAfee as Tier No. 2. You will note in the construction of the Crane County map the compiler gives Tier No. 1 its position from its call for Block 35, as Armstrong himself established said block from a connection he ran in July, 1884, and as Estes now finds it. It is true Mr. Armstrong, the locator of the two tiers, ran the connection after his paper location of Tier No. 1, but he changed the field note of the latter to conform before he filed them in the Land Office. The maker of the map in question assumed Neyland's work to be correct, but gave Tier No. 1 its position from its call for the west corner of its own Section No. 3, which is tied to said Section No. 11 and Armstrong's own final position of Block 35.

There is another equally cogent reason, and that is the ownership of the certificates by which the surveys in Tiers Nos. 1 and 2 are made, was practically in the same persons and the agencies were the same. All of the surveys in the two tiers were made within the year following the filing of the first application, and all before the field notes reached this office. The surveys in Tier No. 2 are the counterparts or alternates of individual surveys in another locality, and had to be passed correct by this Department before patents on the individuals could be issued. If there should not prove to be space on the ground for the two tiers, Tier No. 1 should bear the burden of conflict with Block 35.

In a letter dated March 8, 1934, from your Department to Mr. Tunstill, this statement is made: " Should the land prove to be State land the full value thereof can be realized only by cooperation between the State and the applicant or permit holder to establish the existence of the land as State land." With this letter in hand Mr. Tunstill is asking for a permit. My inquiry is whether the permit should be issued.

For your further information I will state that it appears

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that numerous oil wells have been drilled on the area where Mr. Tunstill claims it to be, and a great quantity of oil has been taken therefrom. A permit to prospect, of course, leads to the issuance of a lease when oil is developed under it. In this case development, if Mr. Tunstill is correct, has already been made.

To my mind the situation involves numerous questions which I am not undertaking to present, and I would like to discuss the case with the person to whom this letter may be referred.

Very truly yours,

Commissioner

JHW-ewr
Cc- Mr. W. A. Tunstill
P.O.Box 1771
Fort Worth, Texas

counter 49739

p3

SAN ANGELO, TEXAS, _____ 192__

M State of Texas

pr J. H. Walker, Land Commission

IN ACCOUNT WITH

J. J. GOODFELLOW

LICENSED STATE SURVEYOR

Wrote 8/6/34

PROBANDT PRINTING CO.

June 14 to 16/34	Ex. pinses of trip to austin - R.R. & Bus fare $11.65 Hotel & meals $9.40	$21.05	
June 14 to Aug 3rd 1934	To 19 days, in field Surveying to locate School Land Surveys		
	No 16. S Hearne an Jno M. McAfee Surveys, in Upton County Oil Field @ $10.00 pr day		$190.00
	and 13 days securing data to make survey and preparing maps & reports		130.00
"	" Expenses of making survey. 3 helpers 18½ days Each	$91.00	
	" Rent of car 19 days on cost of Gas & Oil	67.50	$320.00
	" Board & lodging for 4 men 19 days	101.05	
	" Certified field notes from Surveyors office in San Angelo	3.00	
	" Affidavits - Postage &	1.00	
		$284.60	284.60
	Total		$604.60

counter 49440

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PHONE
OFFICE 4286

OFFICE ROOMS
211-212 GUARANTY BANK BUILDING

RECEIVED
AUG 22 1934
REFERRED TO MAP

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

SAN ANGELO, TEXAS. Aug 3 1934

RECEIVED
AUG 4 - 1934
REFERRED TO MAP

Hon. J. H. Walker
Com. Gn'l Leand Office
Austin Texas

Dear Sir

Under seperate Cover, I am Sending you, by Registered Mail, My report of Survey, in Upton County Oil Fields, to determine the status of Survey 16 in naime of S. Hearne and the Jno M. McAfee Survey (both School Sections). There is a Map of my Work attached to this report.

I am also Sending you an extra Copy of both the map and Report, to gether With a Certified Copy of Each Set of Field notes refered to in the report, which embraces the following:- Certified Copy of Patent Survey 3 G.C.&S.F.R.R.Co, as surveyed by Arms Irving, Certified Copy of Field notes Survey 16. S. Hearne – Jno M. McAfee Survey – Survey 1 Blk 31 H&T.C.Ry Co by Neyland – Survey 1 Blk 31 H&T.C.Ry Co. by Doyle – Also Certified Copy of Field Notes of Survey 1 Block 35 H&T.C.Ry Co as Surveyed by Doyle.

This last mentioned Survey, you will note, is a certified photostat Copy from the County Surveyors Records in Tom Green County.

Any time you or the Attorney General Wishes to talk with me regarding this Survey, you may let me know.

Please find Statement of Expense Account – Total $60.00, to date.

Given under my hand and Seal of Office This Aug. 3-1934

Yours Truly

J. J. Goodfellow, Surveyor.

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Wrote 8/6/34 B

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PHONE
OFFICE 4286

OFFICE ROOMS
211-212 GUARANTY BANK BUILDING

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

SAN ANGELO, TEXAS, Aug 4 1934

Hon J. H. Walker
Com. Gn'l Land Office
Austin Texas

Dear Sir

Replying to your favor of 3d inst. will say it will be convenient for me to come to Austin about the middle of this month to confer with you regarding my work in Upton County—

I mailed you, on yesterday, a report on my work there, which we can discuss when I come down. Also I sent a statement of expenses &c. which if can be paid before that time, will be appreciated.

Yours Truly
J. J. Goodfellow

RECEIVED
AUG 6 - 1934
REFERRED TO MAP

counter 49442

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PHONE
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211-212 GUARANTY BANK BUILDING

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

656

SAN ANGELO, TEXAS. Aug 10 1934

RECEIVED
AUG 11 1934
REFERRED TO MAP

Hon S.D. Sayers
Acting Commissioner
Gn'l Land Office
Austin Texas

Dear Sir

Inclosed herewith you will find the original working sketch of lands in Upton-Crane Counties, embracing the Hearne and McAfee Surveys.

I regret very much their damaged condition.

I realized when I reached the field, I should have had a copy of this map, but was not in a position have copy made—

When we reached the sand Hills and Alkali lakes it was impossible to keep the Car with me and had to Walk as much as two miles from the Car and needing the Map with me I had to fold it and Carry it in my pocket which damaged it greatly— This map will be found in two parts—

Also another Small map (original) of Surveys in Blocks 31 & 25, will be found inclosed herewith.

Yours Truly
J. J. Goodfellow

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Q3

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PHONE
OFFICE 4286

OFFICE ROOMS
211-212 GUARANTY BANK BUILDING

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

SAN ANGELO, TEXAS, _____ 193__

Hon J. H. Walker
Com. Gn'l Land Office
Austin Texas

Dear Sir

In my original report to you of Work done by me in Upton County, relative to the McAfee & Hearne Surveys, The call in 2nd paragraph where it says "I began at an old md. of pebles N.E.Cor. of 31 Block 1" &c it should have read, the N.E.Cor 39 in stead of 31.

Also in the 7th paragraph of my Supplementary report, the call for West 275 vrs should read West 257 vrs

Please note these corrections on my said reports.

Given under my hand and Seal of office
This the 18th day Aug 1934

J. J. Goodfellow
Licensed Land Surveyor
San Angelo, Texas.

RECEIVED
AUG 20 1934
REFERRED TO MAP

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CRANE AND UPTON
SKETCH
SHOWING
SURVEYS IN EXISTENCE
AND
ARMSTRONG'S SURVEYS IN
1884

H. & T. C. R. R. Co.

BLOCK 35

COUNTY
COUNTY

H. & T. C. R. R. Co.

BLOCK 1

BLOCK 2

BLOCK 3

BLOCK 3½

BLOCK

C. C. S. D. & R. G. N. G. Ry. Co.

G. C. & S. F. Ry. Co.

Rusk Transportation Co.

Surveyed Aug 10, 1877
By C.A. Foote Var. 9°45'E

GC & SF RR Co
Resurveyed May 24, 1884
By J.W. Armstrong
Var 10°30'E

T.C. JONES
Surveyed Dec 17 1881
By H.C. Barton Var 11°E

JNO. NIDEVER
Surveyed March 4 1884
By J.W. Armstrong Var 10°30'E
S-51277

J.H. KING
Surveyed Feb 24 1884
By J.W. Armstrong
Var. 10°30'E
S-51278

T.C. RR Co.
Surveyed May 21 1884
By J.W. Armstrong Var 10°30'E
S-51224

Surveyed May 19 1884
By J.W. Armstrong Var 10°30'E
S-51250

Surveyed May 20 1884
By J.W. Armstrong Var 10°30'E
S-51251

Surveyed May 21 1884
By J.W. Armstrong Var 10°30'E
S-51252

Surveyed May 28 1884
By J.W. Armstrong Var 10°30'E
S-51253

Surveyed May 21 1884
By J.W. Armstrong Var 10°30'E
S-51254

Surveyed May 19 1884
By J.W. Armstrong Var 10°30'E
S-51255

Surveyed May 19 1884
By J.W. Armstrong Var 10°30'E
S-51256

Surveyed May 19 1884
By J.W. Armstrong Var 10°30'E
S-51257

Surveyed Aug 1 1884 By J.W. Armstrong Var 10°30'E

Surveyed Aug 1 1884 By J.W. Armstrong Var 10°30'E

Surveyed Sept 1884
By J.W. Armstrong Var 10°30'E

Wm TEER
Resurveyed July 16 1884
By P.A. Booker Var 11°E

Surveyed Oct 3 1881
By H.C. Barton Var 11°E

Surveyed Dec 3 1881
By H.C. Barton Var 11°E

Surveyed Oct 1881
By H.C. Barton Var 11°E

Surveyed Aug 1 1884
By J.W. Armstrong Var 10°30'E

Surveyed May 1884
By J.W. Armstrong Var 10°30'E

Surveyed May 1884
By J.W. Armstrong Var 10°30'E

Surveyed May 1884
By J.W. Armstrong Var 10°30'E

Surveyed March 1 1884
By J.W. Armstrong Var 10°30'E

Surveyed March 1 1884
By J.W. Armstrong Var 10°30'E

Surveyed April 24 1878
By M.J. Doyle Var 10°E

Note Sections 1 in & Blk 35 Surveyed
By M.J. Doyle Var 10°E

Blk 36
Doyle Apr 26/78

M.J. Doyle
Apr 26/1878
Timbers given

Found by Dod 1913

Pobble Md. in Powell Grp.
E end Mtn. S 79° E.

Cactus 8 turns
Mtn N 15° W
Mtn N 71° W

Found by Dod 1913

Set Pobble Top

Set Pobble Top

Set Pobble Top

PHONE
OFFICE 4286

OFFICE ROOMS
211-212 GUARANTY BANK BUILDING

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

694

SAN ANGELO, TEXAS, Aug 21 1934

Hon J. H. Walker
Com. Gn'l Land Office
Austin Texas

Dear Sir

I am returning, herewith, the 2 maps, the original supplementary ~~to~~ original report and copy thereof, together with a copy of original Report, each signed and Seal placed thereon.

Yours Truly
J J Goodfellow

RECEIVED
AUG 22 1934
REFERRED TO MAP

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PHONE
OFFICE 4286

OFFICE ROOMS
211-212 GUARANTY BANK BUILDING

J. J. GOODFELLOW
CONSULTING SURVEYOR AND
LICENSED STATE SURVEYOR

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RECEIVED
AUG 11 1934
REFERRED TO MAP

SAN ANGELO, TEXAS, Aug 10 1934

RECEIVED
AUG 22 1934
REFERRED TO MAP

Hon J. H. Walker
Com. Gn'l Land Office
Austin Texas

Dear Sir

You will observe in my report of the Surveying of McAffee, Hearn & other Surveys, that I find Blocks two, three &c M,K & T,R,R,Co to have been located on the ground on a greater "Variation" that that of Surrounding Blocks.

By observing Capt Dod's work on these Blocks in 1913 you will see he found the same conditions to exist, making a difference of 0°18'.

It appears that while the S.W. corner of 11 Blk 3½ is in the correct position, the lines running east from this corner and corners set up for about 7 miles, was done by B.L. Guards on a Variation in keeping with Survey on west, which was less than that which should have been used in this M.K.&T.R.R.Co Blocks - and when this line so marked, is extended East to the E. line of 38 it will reach a point s. of where Dod placed the N.E. Corner of said 38 and less than a mile N. of the Cactus Corner. However to use Bartons Variation, and run West 10 miles from where Dod placed said N.E. Cor. 38, it will reach the S.W. Cor. of said 11 as now located

Yours Truly
J. J. Goodfellow

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RECEIVED

AUG 4 - 1934

REFERRED TO MAP

To the Hon. J.H. Walker,
Commissioner of General Land Office
Austin, Texas.

See Estes' Certificate of correction received 8-20-34.

Dear Sir:

In compliance with your request that I make a survey to determine the status of Survey 16 S. Hearn and Survey _____ Jno. M. McAfee in Upton County, I submit the following report: using a variation of 11 deg 18' E. to fit variation on M.K. & T.R.R Survey made by H.C. Barton.

I began at an old md of pebbles the N.E. cor. ~~31~~ 39, Block 1 M. K. & T.R.R. Co. whence a rock knob on ridge, near W. end, bears S. 45 E. 1120 vrs. (to base of hill on which knob is located.)

Thence South 1900 vrs. to point on S. mt. side for N.E. corner, 38 this Block.

Thence West (10 miles) 19000 vrs. to a 2" pipe, painted red, marked "S.W.11" in a md of stone, for S.W. corner of Survey 11, Block 3½ M.K. & T.R.R. Co.

Thence North 1900 vs. to another 2" pipe, painted red, and marked "N.W.11" in a mound of stone for the N.W. corner of said 11.

Returned to the N.E. corner of 38 Block 1 M.K. & T.R.R. Co. on S. Mt. side.

Thence South at 1900 vrs. an old cactus stump with some stone around it, the N.E. cor. 37, this block, whence right point of Mt. brs. N. 15 W. and the left point of same brs. S. 71 W. at 5847 vrs. passed old md of small rock, one marked "R.E.E." for N.E. corner 35 this block whence E. end Mt. brs. S. 56 W. and N. end of Mt S. 79 E. in all 7747 vs. to stake for S.E. corner said 35, whence surgar loaf Mt. brs. S. 20 E. E. end table top S. 32 E.

Thence West 1557 vrs. to point in N. line Survey 1, G.C. & S.F. R.R. Co. 343 vrs. E of an old md of stone for the N.W. corner said Survey 1 and N.E. corner 4; from said md of stone another md of stone brs W. 11 and S. 55 vs.

Thence, through surveys 4 and 3 G.C. & S.F. R.R. Co., S. 42½ W 1173 vrs and S. 39 W. 2306 vrs. to the W. line of said Survey 3.

Thence South 1141 vrs. to an iron pipe set in ground for the S.W. corner said 3 whence another pipe brs S. 2 vrs.

Thence East 391 vrs to point for N.E. corner of another survey 3 in name of G.C. & S.F. R.R. Co., as located by Armstrong in 1884.

Thence South, with the W. line of said 3 and E. line Jno. Nidever No. 2, as located by said Armstrong ~~marked~~ Mch 1884, 1461 vrs. to the S.E. corner of said Nidever Survey and N.E. corner of Jno. M. McAfee survey as located by said Armstrong in August 1884.

Thence West 260 vrs. and set stake for temporary S.W. corner of said Nidever and a re-entrant corner of said McAffee.

Commenced again at the S.W. corner Survey 11, Block 3½ M.K & T.R.R. Co. a 2" pipe painted red and marked "S.W. 11" in a mound of stone.

Thence S. 50 E (using a variation of 11 deg. E which is in keeping with all surveys West to Pecos River, and about the true variation in this locality at this time) at 930 vrs. and pipe marked set 1" pipe marked "N.16 JJG" in mound stone whence a 1½" pipe brs. N. 50 W. 6/10 vrs.

Thence S. 50 E. (using variation of 11 deg E) at 13247 vrs. passing a pipe, supposed to have been set for the E. or S.E. corner said Hearne Survey, in all 19138 vrs. to the stake set for temporary S.W. cor. of Jno. Nidever and a reentrant corner of said McAfee Survey, (an excess of 62 vrs. on this line over original calls on this line).

Again, I commenced at the S.W. corner said 11 Block 3½

Thence S. 40 W. 273 vrs. and found a pipe set in ground in a mound of stone for the North and beginning corner of survey 3, G.C. & S.F. R.R. Co. this pipe I marked "N.cor.3-J.J.G" (I am presenting herewith a certified copy of patent of said Survey 3).

Thence, from this N. corner of 3, I ran S. 50 E. 930 vrs. and found a pipe set in mound of stone for the West or N.W., and beginning corner of survey 16 S. Hearne, being 930 vrs. S. 50 E. from the North corner of said Survey 3. This pipe I marked "W.cor 16 J.J.G."

(Herewith I am presenting you a certified copy of the field notes of said Survey 16 S. Hearne)

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Thence, from this W. corner of 16, in the N.E. line of said 3, I ran S. 40 W. 2656 vrs and left a stake in the S.W. line of 3.

I then went to a large old md of stone on the E. bank of Pecos River, one marked "S.W. 31" from which Sugar Loaf Mt. brs. S. 82 E. point of mountain brs. S. 16-1/4 E. another point of Mountain brs. S. 50½ W. this description of this corner is found in the corrected field notes made by Neyland in 1889, (I am presenting you herewith a certified copy of said field notes" in these field notes it states that this corner is 23275 vrs S. 31 deg. 41' E from S.E. corner of Juan Cordona League.

The original corner of this survey as given in the field notes of Survey 1, Block 31 as surveyed by Doyle in 1873, a certified copy of which is herewith presented, gives its location as being 23275 vrs. S. 36 E. from the S.E. corner of said Cordona Survey.

In order to determine the true position of this corner relative to the S.E. corner of said Cordona Survey, I made the connections as follows:

Beginning at the said mound of stone on East bank of Pecos River one marked "S.W. 31". I then ran as follows, (using a variation of 11 deg. E) N. 40 E. 13430 vrs. to cut out pipe line,

Thence with said pipe line, as follows: N. 50-3/4 W. 7178 vrs N. 50-1/4 W. 8500 vrs and N. 49-1/4 W. 1530 vrs. to a road.

Thence with said road as follows: S. 33½ W. 800 vrs. - S. 73-3/4 W. 3600 vrs and S. 78 W. 2060 vrs.

Thence N. 69 W. 1926 vrs. to the S.E. corner of said Cordona Survey, a pipe set in a mound of stone about 50 vrs. S. of the S.E. end of Salt Lake and 114 vrs. E. and 40 vrs. S. of where the road from Horsehead crossing on Pecos River enters said Lake from the South.

By calculation we find that this would place the md of stone, taken as the S.W. corner of Survey 1, Block 31 H & T.C. Ry. Co., 23,363 vrs S. 31 deg. 50' E. from the S.E. corner of Juan Cordona Survey, while the field notes of the original survey by Doyle gives the distance as 23275 a difference of only 88 vrs, in this distance of about 13 mile run, so I take this to be the correct location of S.W. corner Survey 1, Block 31 H & T.C. Ry. Co. as surveyed by Doyle in 1873.

You will note that Neyland gives the course to this corner as S. 31 deg. 41' E. while my calculated course is 31 deg. 50' E. a difference of 8 minutes, this difference may be accounted in the difference in variation used by us.

You will observe that Doyle called this course to be "S 36 E" which was evidently a clerical error in writing, he calls this corner as being on the "E bank of Pecos River" while to run S. 36 E. from S.E. corner of Cordona River, 23275 vrs. would reach a point about 1600 vrs east and away from the River.

Taking this mound of stone as being the original location for the S.W. corner of Survey 1, Block 31, H & T.C. Ry. Co. I then ran N. 40 E. 2850 vs. to point for NW. corner of this survey, as located by Doyle (see Doyle's field notes of this survey)

Thence N. 40 E. 350 vrs. to point for S.W. and beginning point of Survey 1, Block 35, H. & T.C. Ry. Co as surveyed by Doyle in 1873 (see certified copy of field notes of same presented herewith)

From this S.W. and beginning point of No. 1 Block 35, which is 3200 vrs. N. 40 E. from the S.W. corner 1 on bank of river, I ran N. 40 E. 11400 vrs (6 miles) to a point for the N. or N.W. corner of this Block 35.

Thence S. 50 E. along said Block line 3764 vrs. to a point 68 vrs S. 40 W. of the stake previously set by me in the S.W. line of Survey 3 G.C. & S.F. R.R. Co which stake is 930 vrs. S. 50 E. and 2929 vrs. S. 40 W. from the S.W. corner of Survey 11, Block 3½ C.C. S.D. & R.G.R.R. Co which shows that if block 35 H. & T.C.R.R.Co was placed on the ground according to the Doyle original Survey, there would not only be no conflict with surveys 3,5,6,7,8,9,11,12, and so on, as located by J.W. Armstrong in 1884, but would leave a space of 68 vrs excess between the S. line of these surveys on the N. line of Block 35.

The corrected or resurvey of this block 35 by Neyland appears to have placed them in conflict with said surveys 3 to 12 along the S.W. boundary, but in my judgment, in no way affect the original location of these surveys in so far as the North East lines are concerned, and that the placing of surveys 8 to 12 and, so on, on top of surveys 16 S. Hearne and the Jno. M. McAfee Survey, was caused by an oversight by some surveyor,

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of the beginning point of Survey 3, G.C. & S.F.R.R.Co. as made by Armstrong in 1884 (See certified copy of patent presented herewith)

The Jno. McAfee survey was also made by said Surveyor Armstrong, and tied to surveys on its North which can be definitely located, from their field notes, which was done by me, and, I find this survey to exist upon the ground as called for in its field notes, (see certified copy of same presented herewith) however I find tha t surveys 1 and 2 Rusk Tramway have been made to conflict with this survey, by reason of their having been placed on the ground in keeping with the corrected or re-survey of Block 36 H & T.C.R.R. Co.

A map of my work is also presented herewith.

Survey commenced June 19 and completed July 10, 1934.

Given under my hand and seal of office this the 24th day of July A.D. 1934.

J.J. Goodfellow

J.J. Goodfellow
Licensed Land Surveyor
San Angelo, Texas.

Received and filed in General Land Office, August 22nd, 1934.

J.H. Walker, Commissioner,
C.F. Bluche, Clk.

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Supplementary Report San Angelo, Texas.

RECEIVED
AUG 22 1934
REFERRED TO MAP

To The Hon. J.H. Walker
Commissioner, General Land Office
Austin, Texas.

Dear Sir:

Since making my report dated July 24, 1934 on the survey of the McAfee survey and Survey 16 in name of S. Hearne, in Upton County, I went upon the ground and marked the corners at the S.E. End of the Jno. M. McAfee Survey upon the ground, in the following manner: I commenced at the S.W. corner of Survey 3, G.C. & S.F. R.R. Co., as surveyed by H.C. Barton on November 1, 1887 an iron pipe;

Thence East 391 varas to a pipe, the N.W. corner of Survey 3, G.C. & S.F. R.R. Co., as surveyed by J.W. Armstrong on May 24, 1884;

Thence South with the W. line of last mentioned Survey, 1461 vrs. and set a pipe mkd -"S.E. 2-J.N.- N.E. McA-J.J.G." in a mound of stone for the S.E. corner of Jno. Nidver Survey No. 2 as surveyed by said Armstrong in March 4, 1884 and the N.E. corner of said McAfee Survey;

Thence West 260 vs. to the stake previously set by me for a temporary S.W. corner of said Nidever Survey and an inner corner of said McAfee survey, here I set a pipe mkd "S.W.2-J.N. -cor. McA-J.J.G" in a md of stone-

Again I commenced at the S.E. corner of said Jno. Nidever Survey in the W. line of said G.C. & S.F. R.R. Co. No. 3

Thence South 362 vs. to the S.W. corner of said survey 3, as surveyed by Armstrong on May 24, 1884 and the N.E. and beginning corner of said McAfee Survey as surveyed by Armstrong on Aug. 1, 1884. Here I set a pipe marked "S.W. 3 G.C. S.F.- S.E. McA-J.J.G. in a md of stone.

Thence West ~~275~~ 257 vrs. and set pipe mkd "McAfee" in a md of stone for the S.W. corner of the Jno. M. McAfee Survey.

By observing the map prepared by me and attached to my report, above referred to, you will see that the Rusk Transportation Co. Surveys 1 and 2 are shown on dotted lines, on the map, to conflict with the S.E. end of said McAfee Survey, by a resurvey of said surveys, several years after the McAfee Survey was made, as to what bearing this conflict will have upon the McAfee Survey, we are not able to say as it becomes a question of law rather than of surveying.

Other than the conflict above mentioned I find no actual conflict between this Jno. M. McAfee Survey and any other surveys in so far as field notes are concerned.

Also I find there is no actual conflict between the S. Hearne Survey 16, and any other survey, in so far as field notes are concerned.

Consequently I see no reason why the State, in behalf of its school funds, should not set up its claims for these two surveys under and according to their original field notes.

Signed this the 30th day of July 1934.

J.J. Goodfellow

J.J. Goodfellow
Licensed Land Surveyor
San Angelo, Texas.

See J.J. Goodfellow's certificate of correction received 8/20/34.

Received and filed in General Land Office August 22nd, 1934.

J.H. Walker, Comm.
C.F. Bluche, Clk

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R2

MAP OF LAND IN UPTON & CRANE COUNTIES

(Formerly Tom Green County)

Showing a portion of Blocks 1, 2, 3 & 3½ as Surveyed by H.C. Burton in 1881.
—and—
part of Blocks 31, 35 & 36, H&T.C. Ry Co, as surveyed by M.J. Doyle in 1873,
—also—
Survey 16 S. Hearne, and Survey .... in name of Wm. McAfee, and other Survey in this Block as Surveyed by J.W. Armstrong in 1884.
Surveyed made by me, from June 15 to July 10th 1934.

J. Goodfellow
Licensed Land Surveyor
San Angelo Texas.

Variation: 11° E.
(Variation on Work by Burton: 11° 15' E)

Scale: 1" = 1000 vrs

Given under my hand and Seal of Office, This the 21st day of July 1934

J. Goodfellow
Licensed Land Surveyor
San Angelo Texas

Filed in G.L.O. on 8/22/34
B

Received and filed in General Land Office
August 22nd, 1934. J.H. Walker, Commissioner
C.F. Bludau, Clk

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~~Upton Co~~

~~Goodfellow's Report~~

~~CABINET UNDER STAIR.~~
~~DRAWER NO 1~~
~~FILE (43)~~

Upton COUNTY ROLLED SKETCH NO. 56

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Copy of Report & Sketch from Com.