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Class of Co Linn
Freesnotes, by
F. A. Blucher

Countee 52771

Duval Co Bdry (6)
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Zapata with 11th - No 116
Dist Court June Aug
Dec 1921
Dist Court Minutes Vol 1 page 173-175

MEMORANDUM

SUBJECT: JIM HOGG - DUVAL - BROOKS COUNTY BOUNDARY LINE

TO: JACK GIBERSON, Chief Clerk

FROM: HERMAN FORBES

July 26, 1966

By Act approved March 31, 1913 (H.B. 191 - Chap. 73, p. 133) Jim Hogg County was created from the existing counties of Duval and Brooks.

By Act approved February 27, 1917 (S.B. 235 - Chap. 47, p. 81) certain territory was detached from Duval County and attached to Jim Hogg County pursuant to the result of elections held January 6, 1917. The caption limits this bill to changing only the line between Jim Hogg and Duval counties. The field notes recited for Jim Hogg County call to go southerly 35 miles with the present dividing line between Brooks and Jim Hogg counties.

By Act approved April 3, 1945 (H.B. 260 - Chap. 60, p. 84) the Jim Hogg - Brooks county line was corrected or amended to clearly fix this common line. The title and the caption of this bill clearly limit it to this purpose as does the emergency clause which states that the governing bodies of the counties of Jim Hogg and Brooks are now in agreement as to the correctness of the field notes. This Act, to correct this line, had to amend the Act of 1913 as the 1913 Act gave the only prior field notes to the Jim Hogg - Brooks line.

CONCLUSION

The 1917 Act will govern as to the line between Jim Hogg and Duval counties and the 1945 Act will govern as to the line between Jim Hogg and Brooks counties.

Copies of the three Acts are attached hereto.

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BOUNDARY LINES OF DUVAL AND JIM HOGG COUNTIES.

S. B. No. 235.]

CHAPTER 47.

An Act to amend Section 23, Chapter 75, General Laws of Texas, creating Duval and other counties, approved February 1, 1858; and to amend Section 1, Chapter 73, General Laws of Texas, creating Jim Hogg County, approved March 31, 1913, the purpose of this Act being to change the boundary line between Duval and Jim Hogg Counties so as to conform to the result of elections duly called and held in said counties on the 6th day of January, 1917, the returns of which have been duly estimated, tabulated, certified to, sealed, endorsed and transmitted to the Speaker of the House of Representatives of the State of Texas, in the manner and form prescribed by law, whereby certain territory was detached from Duval County and attached to Jim Hogg County; providing for the payment by Jim Hogg County to Duval County the proportion of the liabilities of Duval County on the territory so taken from it and attached to Jim Hogg County; to repeal all laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That Section 23, Chapter 75, General Laws of Texas, creating Duval and other counties, approved February 1, 1858, be so amended as to hereafter read as follows:

Section 23. That the County of Duval shall hereafter contain a superficial area of 1752 square miles, more or less, and shall be bounded as follows:

Beginning at a point on the West line of Webb County 18.8 varas West from the N. W. corner of Survey No. 150, Abstract 789, Certificate No. 3, known as the Duval County school land; being also the S. W. corner of Survey No. 169, by virtue of a G. C. & S. F. Certificate No. 4/1181;

Thence East with the south line of said Survey No. 169 and the north line of said Survey No. 150, at 1914 vrs. past the S. E. corner of said Survey No. 169, being also the S. W. corner of Sur. No. 170, and with the south line of said Survey No. 170, and the north line of said Survey No. 150, at 3814 vrs. pass the S. E. corner of said Survey No. 170, being also the S. W. corner of Survey No. 171, and with the south line of Survey No. 171, and the north line of said Survey No. 150, at about 5886 vrs. intersect the west boundary line of the Norcitas Grant, at the S. E. corner of said Survey No. 171, being also the N. E. corner of Survey No. 150;

Thence north with the west line of the Norcitas Grant, at 278 vrs. to the N. W. corner of said Norcitas Grant, also an inner corner of said survey No. 171;

Thence east with the south line of said Survey No. 171, and the north line of the said Norcitas Grant, at 896 vrs. pass the S. W. corner of the "Santa Maria de los Angeles de Abajo" Grant, also known as "El Mesquite" Grant, and with its south line and the north line of said Norcitas Grant, at about 10387 vrs. to the N. E. corner of the said Norcitas Grant, on the west line of the Diego Hinojosa Grant, being also the west line of Share No. 52, as per the partition of the said Diego Hinojosa and the Marcelo Hinojosa Grants, as made and confirmed by the District Court of Starr County, Texas;

GENERAL LAWS.

in district courts, and under like rules

upon the taking effect of this Act, the and divorce cases now pending in the in the respective Counties of Nueces, on, together with all records and papers asferred to said Criminal District Court except as otherwise provided in Section 2

and writs heretofore issued or served in the collection of delinquent taxes pending Court in either Nueces, Kleberg, Willacy able to the 28th Judicial District Court, criminal cases pending in said courts returnable to said 28th Judicial District returnable to the Criminal District Court hereinafter prescribed, and all such pro-

gularized and validated as if the same had Criminal District Court of Nueces, Kle- Counties, hereby created, and at the time bail bonds, bonds and recognizances in 28th Judicial District Courts, when this y person or persons to appear in said s named in this Act, shall have the effect rsons to appear at the first term of said respectively in Nueces, Kleberg, Willacy e said bail bond, bond or recognizances he 28th Judicial District Court, after the there to remain in said court in said re- day and from term to term until fully enalties as provided by law in such cases, he case or matter was still pending in the ail bond, bond or recognizance was orig- l said bail bonds, bonds and recognizances and be as valid and binding as if this d at the first term of said Criminal Dis- ties where said bail bond, bond, or re- d taken in the district court of the 28th ties, respectively.

s and parts of laws in conflict with the hereby repealed.

accumulation of cases upon the docket of Kleberg, Willacy and Cameron Counties ediate relief by the creation of a Criminal ies, creates an imperative duty, necessity s that the constitutional rule requiring eral days be suspended, and the rule is his bill be placed upon its third reading ead, and that this Act take effect from is so enacted.

Thence East 4488 vrs. to the intersection of the west boundary line of Share No. 42 A. being also the East boundary line of Share No. 52;

Thence South with the said east boundary line of Share No. 52, and west boundary line of Share No. 42 A. 1863 vrs. to the S. W. corner of Share No. 42 A. being also the N. W. corner of Share No. 55;

Thence East 4108 varas with the north boundary line of Share No. 55 and 56, to the S. E. corner of Share No. 42 A.;

Thence North 2275 varas to the N. W. corner of Share No. 27, on the east boundary line of Share No. 42A.;

Thence East with the north boundary line of Share No. 27 and 26, 3702 varas to the N. E. corner of said Share No. 26.;

Thence South with the east boundary line of Share No. 26, 2000 varas to its S. E. corner.;

Thence East 3528 varas with the north boundary line of Share No. 25 and south boundary line of Share No. 28, to the N. E. corner of Share No. 25.;

Then S. 0 deg. 50' W. with the east boundary line of Share No. 25, 3645 varas to the S. E. corner of Share No. 25, and the N. E. corner of Share No. 23.;

Thence South with the line between Shares Nos. 22 and 79 A. at 826 varas pass the S. E. corner of Share No. 22, being also the N. E. corner of Share No. 16, continuing with the dividing line between Shares Nos. 16 and 79 A. at 1355 varas pass the S. E. corner of Share No. 16, being also the N. E. corner of Share No. 14, continuing with the dividing line between shares Nos. 14 and 79 A. at 3915 vrs. pass the S. E. corner of Share No. 14, being also the N. E. corner of Share No. 59 A. and continuing with the dividing line between Shares Nos. 59 A. and 79 A. at 4665 vrs. intersect the south boundary line of Duval County, being also the North boundary line of Brooks County for a corner; the same being about 2075 varas East of a Hub in the center of Palo Blanco Creek, said Hub being at the extreme Northwest corner of Brooks County.

Thence East with the established boundary line between Brooks and Duval Counties to the Southeast corner of Duval County and the Southwest corner of Jim Wells County, formerly the Southwest corner of Nueces County at which a post is marked N. on the N. E. side, S. on the south side and D. on the west side.

Thence North at a variation of 9° 30' E. and with the established boundary line between Duval County and Jim Wells to the Northwest corner of Jim Wells County for the Northeast corner of Duval County at which point is a monument of stone and mortar erected by the Surveyors of Live Oak, Duval and Nueces Counties.;

Thence West with the established division line between Live Oak County and Duval County and the division line between Duval and McMullen Counties to a mesquite post and pebble mound set by the Surveyors of Live Oak and Nueces Land Districts, the same being the Southwest corner of McMullen County, the Southeast corner of La Salle County and the Northwest corner of Duval County and the Northeast corner of Webb County, said post being marked M. on the Northeast side, D. on the S. E. Side, E. on the Southwest side and L.

on the Northwest side and is in an c sides except the north.

Thence South with the established Webb Counties to the point of begi

SECTION 2. That Section 1, Chap creating Jim Hogg County, approv so as to hereafter read as follows:

Section 1. That Jim Hogg Cou superficial area of 1152 square mile lows:

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Thence East with the South line of line of Survey No. 150 at 1914 vrs. p vey No. 169, being also the S. W. cor the South line of Survey No. 170 an No. 150 at 3814 vrs. pass the S. E. also the S. W. corner of Survey No. said Survey No. 171 and the North 5886 vrs. intersect the West boundar the S. E. corner of the said Survey N ner of said Survey No. 150.

Thence North with the West line of the N. W. corner of the said Noricit said Survey No. 171.

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on the Northwest side and is in an open valley with high land on all sides except the north.

Thence South with the established division line between Duval and Webb Counties to the point of beginning.

SECTION 2. That Section 1, Chapter 73 General Laws of Texas, creating Jim Hogg County, approved March 31, 1913, be amended so as to hereafter read as follows:

Section 1. That Jim Hogg County shall hereafter contain a superficial area of 1152 square miles, and shall be bounded as follows:

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Thence East with the South line of Survey No. 169 and the North line of Survey No. 150 at 1914 vrs. pass the S. E. corner of said survey No. 169, being also the S. W. corner of Survey No. 170 and with the South line of Survey No. 170 and the North line of said Survey No. 150 at 3814 vrs. pass the S. E. corner of Survey No. 170 being also the S. W. corner of Survey No. 171 and with the South line of said Survey No. 171 and the North line of Survey No. 150 at about 5886 vrs. interseet the West boundary line of the Noricitas Grant at the S. E. corner of the said Survey No. 171 being also the N. E. corner of said Survey No. 150.

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Thence West with the North line of Brooks County about 2075 varas to a Hub in the center of Palo Blanco Creek, for an inner corner of Jim Hogg County, and the extreme Northwest Corner of Brooks County.

Thence Southerly about thirty-five miles with the present division line between Brooks and Jim Hogg Counties to the North line of Starr County, the same being at a point on the division line between the La Blanca and Santa Teresa Grants, and the Southwest corner of Brooks County.

Thence West about thirty three miles with the present dividing line between Jim Hogg and Starr Counties to its present Southwest corner, the same being an inner corner of Zapata County;

Thence North about thirty miles with the West line of Zapata County to the South line of Webb County.

Thence East about ten miles with the South line of Webb County to its Southeast corner.

Thence North about six miles. with the East line of Webb County to the place of beginning.

SECTION 2a. The part of the territory hereby detached from Duval County and attached to Jim Hogg County shall be holden for and obliged to pay to Duval County its proportion of all liabilities existing at the date the election was held to detach the same as provided in Article 1339 of the Revised Civil Statutes.

SECTION 3. That all laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 4. The great inconvenience to which people who are living in that part of Duval County so detached and attached to Jim Hogg County as aforesaid, by being compelled to travel extraordinary distances to their county seat and the fact that the time is at hand for the rendition of said land for taxes creates and emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days should be and the same is

hereby suspended, and that this Act pass, and it is so enacted.

[NOTE.—S. B. No. 235 passed the Senate February 27, 1917, and passed the House of Representatives February 27, 1917, yeas 111, nays 6.]

Approved February 27, 1917.

Became a law February 27, 1917.

REMOVING CERTAIN RESTRICTED TOWNS INCORPORATED UNDER

S. B. No. 238.]

CHAPTER 4

An Act to authorize cities, towns and villages to accept the provisions of any Act of the Congress of the United States, special, to accept the provisions of Chapter 22 of the Revised Statutes of the United States of 1911, 1913 and 1915 thereto, to accept the provisions of any town or village council thereof, and to accept the provisions of any town or town council thereof to enlarge or to define the bounds and limits of such cities, towns and villages, and to make them conform to the requirements of the Revised Statutes of Texas, and providing that any and all cities, towns and villages accepting the provisions of the Revised Statutes of Texas shall be subject to the provisions of any town or village, and may be sold by the State, and the proceeds of such sale shall be used for the acquisition or construction and maintenance of waterworks, sewer, gas and electric systems and for other public improvements, and villages, as may be determined by the Legislature, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That any city, town or village incorporated under any law, general or special, of the State of Texas, regardless of the extent of the bounds of such city, town or village, and its population, may accept the provisions of the Revised Statutes of Texas, both inclusive, of Title Twenty-two of the Revised Statutes of Texas of 1911, and the amendments of 1911, in lieu of any law of the Republic of Texas, by which such city, town or village, by a vote of such city, town or village, which had at a regular meeting thereof and their proceedings, and a copy of the proceedings, attested by the Clerk or Secretary and recorded in the office of the Clerk of the County in which such city, town or village is located, of said chapters one to thirteen, both

hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

[NOTE.—S. B. No. 235 passed the Senate by a two-thirds vote, yeas 27, nays 0; and passed the House of Representatives by a two-thirds vote, yeas 111, nays 6,]

Approved February 27, 1917.

Became a law February 27, 1917.

REMOVING CERTAIN RESTRICTIONS UPON CITIES AND TOWNS INCORPORATED UNDER LAWS OF REPUBLIC.

S. B. No. 238.]

CHAPTER 48.

An Act to authorize cities, towns and villages, incorporated under and by virtue of any Act of the Congress of the Republic of Texas, general or special, to accept the provisions of Chapters 1 to 13, both inclusive, of Title 22 of the Revised Statutes of the State of Texas, and amendments of 1911, 1913 and 1915 thereto, upon a two-thirds vote of the city, town or village council thereof, and to authorize and empower the city or town council thereof to enlarge or diminish, alter or change and re-define the bounds and limits of such cities, towns and villages so as to make them conform to the requirements of Article 777 of the Revised Statutes, and providing that any and all property of such cities, towns and villages accepting the provisions of Chapters 1 to 13 of Title 22 of the Revised Statutes of Texas shall remain the property of such city, town or village, and may be sold by the councils of such cities, towns and villages and the proceeds of such sales appropriated to the purchase, acquisition or construction and maintenance and operation of systems of waterworks, sewer, gas and electric light and power plants and lighting systems and for other public improvements within such cities, towns and villages, as may be determined by the councils of such cities, towns and villages, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. That any city, town or village within this State, incorporated under any law, general or special, of the Republic of Texas, regardless of the extent of the boundaries thereof, or the number of its population, may accept the provisions of Chapters one to thirteen, both inclusive, of Title Twenty-two of the Revised Statutes of Texas of 1911, and the amendments of 1911, 1913 and 1915 thereto, relating to cities and towns, in lieu of any existing charter created by any such law of the Republic of Texas, by a two-thirds vote of the council of such city, town or village; which action by the council shall be had at a regular meeting thereof and entered upon the journal of their proceedings, and a copy of the same, signed by the Mayor and attested by the Clerk or Secretary under the corporate seal, filed and recorded in the office of the Clerk of the County Court of the county in which such city, town or village is situated, and the provisions of said chapters one to thirteen, both inclusive, of Title Twenty-two

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