

The State of Texas
County of Travis -

This day came before me
Judge, Geo. M. Fraser, to me well
known, who being first duly sworn,
says - 1. That through the year
1879, he was County Judge of Pecos
County, Texas, and that it was under
his administration as such Judge that
the proceedings in Exhibit A. were taken
out & consummated -

2. That after said line had been
established between Pecos & Presidio
Counties, as shown in Exhibit A. he affiant
saw Barney Brady who in said year, was
County Clerk of Presidio County and was
County Clerk of Presidio County when the
notice from Pecos to Presidio was sent
under the order of the Pecos County Court,
and which was sent, as sworn to by E. M.
Bates, who was County Clerk of Pecos
County at said time - and that said
Barney Brady told this affiant that
said notice was received, by the County

Court of Presidio County within the
time required by law - that he was talking
to said Brady about why Presidio County
did not act on the notice sent by
Pears, when he made the foregoing
remark, about the notice having
been received - G. M. Frayne

In testimony I here sign
and Seal at Austin according to
law this 4th day 1891

G. M. Frayne
Notary Public
Presidio County Texas

¹⁴⁵
Before the Com^r of the Land Office

El Paso Co. Bdry Line 46

Jeff Davis, Geo.

vs.

El Paso & Reeves Counties

Affidavit of Geo. Frazer
in re to acknowledgment
of services of President's Com^r

5-4-1891

The State of Texas }
County of Travis } 3

E. W. Bates known to me,
this day appeared before me, and
after being duly sworn to answer
the whole truth, he said -

1. In 1879, in July, and before &
after in said year, he said Bates, was
County clerk of Pecos county Texas.

2. That he well remembers, the
proceedings about County line between
Pecos & Presidio ^{Counties} recited in the transcript
from Pecos County, and in this matter known
as exhibit A. -

3. That he was present, & personally
Cognizant of said proceedings and now
recognize them in exhibit A. that he
in person recorded said proceedings.

4. That he now remembers, and
here swears, that he made a certified
copy of the proceedings of the 9th July
1879, and duly forwarded the same to

The County Court of Presidio County -
This act was done officially - but the
act is remembered by me personally.

5. And he further says that
officially, he received a return of the
due delivery of said copy of the pro-
ceedings of July 9th 1879, of Pecos
County, to the County Court of Presidio
County - This return he not only received
officially but remembers personally -
having had to personally pay the
fee of the Sheriff of Presidio County
who served the said copy -

J. K. Galt

Sworn to and subscribed before me this 1st
day of May A. D., 1881

N. S. Maceon

Notary Public, Travis County, Texas.

The State of Texas }
Travis County }
}

Allan Blaker, being by me duly sworn, he being to me well known as a credible person, states, as follows.

1. That he is now the County Judge of El Paso County -

2. That in the year 1879, in the month of July, before and after said month he was the District Judge of the Judicial District which included the Counties of El Paso & Pecos.

3. That as District Judge, of said District he was in Pecos County, in July 1879, and the County Court proceedings in the matter of establishing the line between San Francisco Cracks mouth and San Martin Springs, were taken under his advice -

4. That afterwards, on the 2nd day of August 1879, he was at Basela Springs and there met Thomas C Nelson, the Surveyor of Pecos County

who was appointed to run the boundary line aforesaid - and I then & there advised him on the failure of a Surveyor for Presidio County appearing to proceed & make the boundary line alone -

5- While I cannot recollect all the particular facts, I do well know that I was thoroughly convinced that Presidio County has received full & legal notice of the action of the County Court of Pecos County in the premises - and that the Surveyor of Pecos County had the legal right to proceed & make said Survey & under my advice he acted in making the Survey of said boundary line -

A. Blacker

Sworn to and subscribed before me this ^{1st}.....
day of May..... A. D., 1881.....

N. Siverson

Notary Public, Travis County, Texas.

Judge. Jos M. Fransen, is now absent
at San Antonio, but will be present
in the morning —

A. Blacker

Copies for
B. L. L. L.

5-1-1879

25

Copy of the
written by
May 4. 12. '79

El Paso Co Bdry Line 4b

El Paso Co Bdry

(24)

5-1-1879

Howl W. L. W. Gangley
Commissioner of J. L. O.
Austin
Tex.

Sir. You will at once see, that
the idea for us to agree to an arbi-
tration, in the matter of the County
boundary lines, is not admissible for
the reasons-

1. We have no legal power or
authority so to do, without being au-
thorized by our respective Counties
through their County Courts-

2. The County of Jeff Davis
has even less power to do so, than
Peers + El Paso, because said County
is represented alone by attys. who in
no sense of the word have author-
ity to agree to arbitration-

3. If authority existed

we should be more than willing
that you adjust the whole matter.
believing as we do, that substan-
tial justice would be done by
you -; but you see our attitude -
and will appreciate it. Our
County would at pleasure
repudiate our action & leave
us in an awkward and unen-
viable position.

We submit that the matter
better stand as it is - and in
doing so, we believe that the best
interests of all the Counties con-
cerned will be most subserved

J. M. Frazer
County Judge
Revised by
A. Blacker

Co. Judge El Paso
County Texas.

El Paso Co. Bdry 4b.

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make cop, for

El Paso Co.

Blackburn
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El Paso Co.
Bdry 4b.