

W. D. TWICHELL,
SURVEYOR.

Texas Land Boundaries a Specialty.

1268

Amarillo, Texas, Dec. 16th 1905.

Hon. John J. Terrell,
Austin, Texas,

Dear Sir:-

Judge Davidson is arranging for me to run the county lines for Gray county and he tells me the work will be done with the consent of all adjoining counties, and he has about completed arrangements with adjoining counties to accept and abide by my survey. Under these circumstances I wish such advice and information as you can give from your office. You are probably aware that the northeast corner of Lipscomb is about a half a mile farther east than the initial monument on Red River, and this discrepancy has already appeared in the attempt to locate county boundaries from separate beginnings. I estimate that notwithstanding this discrepancy that the east line of Gray county can still drop on a true meridian and leave the required 30 miles for the tier of counties on the east, making the east and west boundaries of these counties practically parallel though the east boundary will fall east from a true north course. I have always considered that the mile posts named in the statutes describing county boundaries referred to the Brown and Jones corners placed along the 100" meridian as marked by them, Clark and others, and at one time I was directed to the 42" mile post by Commissioner McGaughey to determine the true south line for Carson, Potter &c. I think this construction is generally accepted by the counties and everyone and I will appreciate any information or opinion which your office may hold on the subject.

Judge Davidson is seeking a settlement of this matter without going to court and it seems he is about to do so. In any event a survey must be made for Gray county and I wish every possible fact to assist me in tracing the true boundary.

Yours respectfully

W. D. Twichell

your letter of the 16th inst in regard to boundary lines of Gray county has been received. I have to say that all the boundaries of Gray county have been established and field notes are on file in this office. If in your proposed work you contemplate running lines independent of those that have already been established there is no information I could furnish you other than that given in the Statutes. If you can specify what data there is in this

Gray Co Bdry Line 2

Gray Co. B. & G. L. #2

office that might be useful to you I would be pleased to furnish it.

I am of the opinion that the western line of Gray which was established for the eastern line of Carson was not correctly fixed and should be readjusted. Carson takes over a mile too much distance east and west, and Gray very likely does not get her compensation. However this is a matter for the two counties to take up for consideration.

12-20-05
M. D. MICHELT

Dear Sir:-

5061-9-71

County 53851
M. D. MICHELT

AMERICA, TEXAS, DEC. 1905

1508

W. D. TWICHELL,
SURVEYOR.

Texas Land Boundaries a Specialty.

Amarillo, Texas, Dec. 26th 1905

Hon. John J. Terrell,
Austin, Texas,

Dear Sir:-

Your favor of Dec. 20th stating that the county lines for Gray county are established is quite a surprise to me. Upon the information I have from Judge Davidson the surveyors met at the date appointed, disagreed and did not submit their difference to the land commissioner as provided by law, but ran different lines and furnished your office with different reports. Under these circumstances each report must in effect insist that the other surveyor is wrong, and each report is outside of legal authority for neither has followed the plain statute which does not contemplate that surveyors shall disagree and then run separate lines, but the statute seems to require when surveyors disagree that they shall submit their difference to the commissioner and he shall direct them where to place the line. If they fail to submit their difference and proceed each on his own notion, it does not appear that either is acting under the law directing how county lines shall be established and the commissioners accepting or filing either report would not fix the line unless the line had been surveyed according to law. If the west line of Gray is one mile wrong, as stated in your letter and Gray is to lose 30 sections for the rest of time, the question becomes very important, and I hope your office can assist in overcoming such injustice. It appears from what Judge Davidson tells me, that all the counties surrounding Gray concede that the lines as run are not fixed, they at least have no objection to reestablishing the lines if Gray will pay the expense. I have consented to take up the work if all agree upon me and am anxious to know if the facts referred to above are true, before I give the matter further consideration. Gray does not know how she came out short and is seeking to find the correct position, in a friendly way without going to court and will appreciate any assistance which your office may be able to furnish. I appreciate your kind offer to furnish such data as I may be able to specify but do not wish to ask the favor until I am fully informed upon the question mentioned in this letter.

Yours respectfully

W. D. Twichell

whole of the south side of Dec. I have finally given you facts as they appear here.

Gray county arranged with the county court in accordance with the order of the court in 1882. The county court in 1882 ordered the surveyors to run the lines according to the statute. The surveyors ran different lines and furnished different reports. The county court in 1882 ordered the surveyors to run the lines according to the statute. The surveyors ran different lines and furnished different reports. The county court in 1882 ordered the surveyors to run the lines according to the statute. The surveyors ran different lines and furnished different reports.

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indicate that the county court in 1882 ordered the surveyors to run the lines according to the statute. The surveyors ran different lines and furnished different reports.

Am. 53852

W. O. TWICKELL
SURVEYOR

Mr. W. D. Twickell Amarillo, Tex.

Dear Sir:- Your letter of the 26th ult. in regard to boundary lines of Gray County has been received. Records here show that W. P. Hedgecote in May 1899, by virtue of a contract authorized by the Commissioners court of Roberts county, surveyed the southern line of that county. It does not appear that the county court of Gray county was notified of the proposed survey, or that she had an opportunity to send a representative to assist in making it.

In March 1901, Jas. L. Gray, by virtue of an order of the Commissioners court of Carson county, surveyed the eastern line of that county. It does not appear that the county court of the county to which Gray county was attached was notified.

I do not think either of these lines were legally established. Evidence here does not show they were. Book 1, page 1, record of county court minutes for Gray county contains an order of the county court of Gray county providing that T. W. Brown be employed to locate the east, south, and west boundary lines, and that adjoining counties be notified, and that the 10th day of August 1903 be set as the day to begin.

It appears that Wheeler and Donley counties sent their respective surveyors in response to Gray's notice at the time and place designated, but that Gray's surveyor failed to show up, or if he did attend refused to join in the survey, and later on made a survey on his own account. The Wheeler and Donley surveyors proceeded under the provisions of Article 805 R.S. 1895, and made their reports to their respective counties, and copies of field notes were sent to the county courts.

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