

JOHN VESEY,
COUNTY JUDGE,
Kaufman County.

Kaufman, Texas, Nov. 27th. 1891.

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Hon. W. L. McGaughey,
Austin, Texas,

Dear Sir:- Herewith I hand you certified copy of
the order of the Commissioners' Court of this, Kaufman County, passed at
the regular Nov. Term, 1891.

We were cited by the county court of Hunt Co. to send a surveyor to assist in running and establishing the line between the two counties; and as this was done according to law in 1882, and all proper reports filed in your department, as your records will show, we deemed that we had no authority to re-run the line, and take it, now, that all action had under this proceeding will be null and void., and hence we entered protest against the action of the Hunt Co. court, and now here beg leave to file the same formally with your department.

I will try to be in Austin about the 18th. prox., and have a personal interview with you on this matter.

Yours very truly,

John Vesey
County Judge,

Kaufman County, Texas.

In Commissioners Court of Kaufman County Texas,
November Term A. D. 1891.

This day came on to be heard the notice of an order of the Hon. County Court of Hunt County, Texas, alleging that all that portion of the Southern boundary line of said Hunt County which forms the Northern boundary line of Kaufman County, extending from the N. E. corner of Kaufman County to the S. W. corner of Hunt County, is not definite and described and appointing a special surveyor to proceed on the 24th day of Nov. A. D. 1891 to survey said boundary line &c., and it appearing to the court that heretofore to wit, at the September term 1881, of the County Court of this county, one L. H. Bryant an experienced and competent practical surveyor was appointed special surveyor after due notice received from the County Court of said Hunt County, to ascertain by actual survey and to make and establish said boundary line between said counties; and whereas the County Court of said Hunt County appointed one J. A. Money, to assist in running and establishing said boundary line, and whereas said surveyors after having duly qualified as the law directed, proceeded on the day designated by said orders aforesaid of said courts, to wit, on the day of Nov. 1881, to survey, designate, make and establish said boundary line; and whereas said surveyors failed to agree as to the beginning point to make said survey and reported the facts of said disagreement, together with a full statement of the questions at issue between them to the Commissioner of the General Land Office as the law directed; and whereas, the said Commissioner of the General Land Office gave said surveyors specific directions as to the line to be run, designating therein the point at which to begin and the point to which they should run in making

said survey and designated the time for making said survey; and whereas said special surveyors in pursuance to said instructions from said Commissioner of the General Land Office, met on the day of _____ A. D. 1887, and began the said survey under the said instructions aforeaid; and whereas the said J. A. Money failed to complete said survey in accordance with said instructions aforeaid, but refused to complete the same; and whereas the said L. W. Bryant continued said survey in accordance with said instructions from the said Commissioner of the General Land Office and made his report of said survey to the County Court of said Kaufman County as the law directed; and whereas said report was approved by the County Court of Kaufman County on the _____ day of _____ 1887; and whereas said report was forwarded to the Commissioner of the General Land Office as the law directed and was by said Commissioner received, filed and approved; and whereas, the Commissioner of the General Land Office recognized said line as run by said L. W. Bryant as the true boundary line between said Hunt and Kaufman Counties by approving the same and by changing the abstracts of the surveys of land through and along which said line ran so as to conform to said line; and whereas, in making said survey aforeaid, said L. W. Bryant surveyed, designated and established said line as the law directed; and whereas, said line is not now indefinite nor illy defined, but on the other hand is definite and well defined and plainly marked and discernable from one end to the other of said line and can be easily traced out throughout its entire length; and whereas the County Court of said Hunt County well knew that said boundary line was run, made and established as the law directed; and whereas said

County Court of the County of Hunt has recognized said line as run out and established by said Bryant as the true boundary line between said two counties and has acquiesced therein for more than nine years; and whereas, there exists no necessity for again running and surveying said boundary line, and whereas, neither the County Court of Hunt County, nor the County Court of Kaufman County nor any other court has any power or authority in law to re-survey said line or to make or establish any other line than the line as surveyed and established by the said L. H. Bryant as the boundary line between said Hunt and Kaufman counties. Therefore, this court now here protests against the action of the County Court of Hunt County in surveying said line and requests said court to desist from any further action in making said contemplated survey. It is ordered by this court that for the purpose solely and alone of reserving the rights of this county under the law, and without in any manner whatever conceding that any necessity exists for any survey to determine the said boundary line between said Hunt County and Kaufman County, that W. M. Kiser, an experienced and competent practical surveyor, be and he is hereby appointed by this court to assist in running and establishing and marking out the boundary line between said Hunt County and Kaufman County as provided by law for such survey, after taking the oath and giving bond as required by law, is ordered to proceed with the surveyors appointed by the County Court of Hunt County and of other counties interested and begin said survey at the N. E. corner of Kaufman County, and the said W. M. Kiser is hereby authorized and empowered to make all necessary preliminary

surveys in order to determine the location of the
said N. E. corner of Kaufman county and determine
the location of said boundary line.

The State of Texas, J. F. Gilmore, clerk of the County
Kaufman County, Court of Kaufman County Texas,
and ex officio clerk of the Commissioners Court
of said county, do hereby certify the foregoing to be a
true copy of the order made and entered of record in
the minutes of the Commissioners Court of said
county at the November Term A. D. 1891.



To certify which witness my official
signature and the seal of said court at
my office in the town of Kaufman, this
24th day of November A. D. 1891.

J. F. Gilmore Clerk County Court
Kaufman County Texas,
By A. J. Hindman, Deputy.

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West. Com. & Eng. Line

No. 6

Kaufman Co. Book Line

Order appointing
Surveyor to survey
out Hunt & Kaufman
County lines

Copy of order from
Kaufman County.

Filed Dec 2nd 1891.

Wm Brantley
Chief Clerk