

September 21, 1935

Mr. Rupert C. Allen,
Special Surveyor for Ochiltree County,
Perryton, Texas.

Dear Mr. Allen:

In reply to yours of the 18th regarding the boundary line between Lipscomb and Ochiltree Counties, I am unable to see what bearing the line between Lipscomb and Hemphill Counties would have on the question further than to fix the southern extension of the Ochiltree-Lipscomb boundary. The case is not on all four's with that touching the northeast corner of Ochiltree and the northwest corner of Lipscomb. That point was established as a corner as between Lipscomb and Ochiltree. The other was established in effect as the extension of the boundary between Hemphill and Lipscomb. In the latter case the duty of the surveyors was to run the line between Lipscomb and Hemphill as far as it extended. Of course if Lipscomb acknowledged the point as being the southern extremity of its western boundary, the case would be different.

I do not know what the situation is between Hemphill and Roberts. The line between them may or may not be settled. According to the statute as you quote Hemphill County begins at the southeast corner of Ochiltree. Unquestionably that point is south of a point in latitude 36 30, thirty miles west of the Clark-Timmons-Dinkins meridian,-- not the Darling.

It does not appear that in running the line between Hemphill and Lipscomb that the surveyors made any allowance for the convergence of meridians, and the spread between latitude 36 30 and that of the 102nd mile post, assumed to be the corner.

The tentative findings, which my final report upholds, were submitted to the Attorney General, and he stated verbally to me that the position taken by this Department is correct.

Very truly yours,

Commissioner

JHW-ewr
cc- Judge W. H. Sewell,
Follett, Texas.

RUPERT C. ALLEN
COUNTY AND STATE
SURVEYOR
RESIDENCE PHONE 63

OFFICE PHONE 147

1772
DEWEY R. ALLEN
OFFICE MANAGER
NOTARY IN OFFICE
RESIDENCE PHONE 97

ALLEN ABSTRACT COMPANY

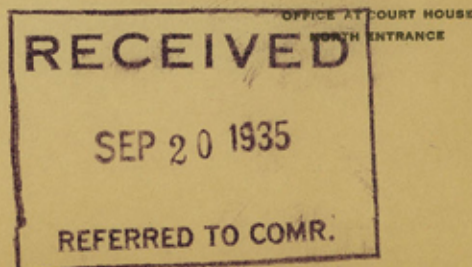
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PERRYTON, TEXAS

Sept. 18th,
1935.

MAPPING, BLUE PRINTS
WHITE PRINTS

*ans
9-21-35
9 HW*



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

Re: Boundary Line between
Lipscomb and Ochiltree
Counties.

Dear Sir:

Your further instructions bearing date of the 16th, inst. to hand, also received Blue Prints of B. Timmons Survey of 100th West Longitude and 36° 30' parallel North Latitude. Accept my thanks for this information. I greatly appreciate the thorough manner in which you have investigated the archives of your office.

From the act creating, Lipscomb, Ochiltree, Hemphill and Roberts Counties as given in "Sayles Texas Civil Statutes, Title 23, - County Boundaries". I notice Hemphill County calls for S.E. Corner Ochiltree County; Ochiltree County calls for S.W. Corner Lipscomb; Roberts County calls for S.E. Corner Ochiltree, and S.W. Corner Lipscomb. Mr. Ervin, representing Lipscomb County and I representing Ochiltree County, ran line south from N.W. Corner of Lipscomb County and N.E. Corner Ochiltree County, which said corner we re-established from the calls in Twichell field notes of the North Line of Ochiltree County. At 30 miles plus 1214.7 varas, we reached a point due West from 1½" iron pipe about 4' above ground marked "30" and large rock mound, said corner bearing East 650.5 varas from our line. From said corner marked "30" an iron pipe marked "29" bears due East about 1 mile, the N.W. corner of Section 132, Block 42, H. & T.C. Ry. Co. Survey bears south. This is the recognized N.W. Corner of Hemphill County and S.W. Corner of Lipscomb County as established by Cunningham and Spiller in 1889, who surveyed Lipscomb-Hemphill County Line.

Would not this survey and corner established on the ground fix the S.W. Corner of Lipscomb County and the S.E. Corner of Ochiltree County; the West line of Lipscomb County

"YOUR TITLE IS VITAL"

RUPERT C. ALLEN
COUNTY AND STATE
SURVEYOR

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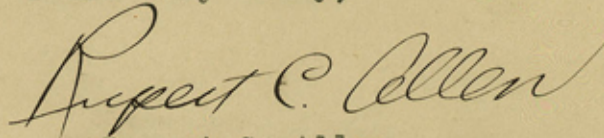
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OFFICE AT COURT HOUSE
NORTH ENTRANCE

running from Twichell N.E. Corner Ochiltree to S.W. Corner
of Lipscomb County; N.W. Corner Hemphill and N.E. Corner
Roberts County as established and marked on the ground, same
being S.E. Corner of Ochiltree County?

Thanking you for your usual prompt attention, I
remain

Yours very truly,



Rupert C. Allen,
Special Surveyor for
Ochiltree County.

RCA:GS

cc: Judge W. H. Sewell,
Follett, Texas.

"YOUR TITLE IS VITAL"

counter 56349

COUNTY LINE FILE 11.
LIPSCOMB Co.

Lipscomb-Ochiltree Co. Line

Letter from R.C. Allen dated
9-18-35 and copy of reply
dated 9-21-35

Yours very truly,
R. C. Allen
Special Broker for
Ochiltree County,
Krebs Co. Texas.

ALLEN ABSTRACT COMPANY

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REG. ATTORNEY 1932

PERRYTON, TEXAS

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Lipscomb Co. Bdry Line 11