

300  
File S. F. 15682

Cherokee County

SCHOOL LAND

Mrs. Bettie Carroll  
and Jim Carroll  
(Good Faith Claimant)  
Jacksonville, Texas

5<sup>83</sup> Acres

Section No.

Block Tsp. Cert.

Act of June 19, 1939

Pat. to Orig. with M/R. 12/6/1954 P/Brooks

CORRECT ON MAP FOR 5<sup>83</sup> ACRES  
11/15/54 VES

approved as roads and valued  
by the Commissioner and  
the School Land Board at  
\$20.00 per acre. 11/16-54

Bascom Files, 60m

Obligation

Vol. 243

Page 365

B-138-1050-4m

Pat. abstr. Sup. 4

11-23-54  
Pat fee 5.00 Reg. 21239  
Reg. 1.00 " 21240  
Bettie + Jim Carroll  
By: Norman Rounsaville  
+ Haswell - Jacksonville, Tex.

CONTENTS

- No. 1—Application and Obligation 8/13/54-ow
- No. 2—Affidavit - 8/13/54-ow
- No. 3—Affidavit - 8/13/54-ow
- No. 4—Cores - Norman Rounsaville + Haswell 8-25-54-ow
- No. 5—Questionnaire - 8/31/54-ow
- No. 6—Affidavit - 8/31/54-ow
- No. 7—Affidavit - 8/31/54-ow
- No. 8—Cores - Norman Rounsaville + Haswell - 7/8/54-ow
- No. 9—Questionnaire - 4/1/54-ow
- No. 10—Affidavit - 4/1/54-ow
- No. 11—Affidavit - 11/1/54-ow
- No. 12—Affidavit - 11/1/54-ow
- 13—Certificate of Title - 11/1/54-ow
- 14—Certificate of Title - 11/1/54-ow
- 15—Title Opinion - 11/1/54-ow
- 16—Title Opinion - 11/1/54-ow
- 17—Sketch 11/1/54 VES
- 18—Field Notes 11/1/54 VES
- 19—accept. of terms 11-23-54 EG
- 20—J. Jay 11-76-54
- 21—Dup. Receipt 11-26-54 EG

PAID IN FULL FOR 5.83 ACRES  
DATE 11/76/54

REC 1954  
DEC 9 1954  
Vol. 243  
No. 300  
Mailed Co. Clk.  
Jacksonville

RECEIVED

AUG 13 1954

APPLICATION TO PURCHASE

(Good Faith Claimant)

GENERAL LAND OFFICE  
65557

TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

- I hereby apply to purchase under a preference right without condition of settlement the tract of unsurveyed school land hereinafter described, under the provisions of an Act approved June 19, 1939, and other laws relating to the sale of unsurveyed school land.
- The said tract of land is situated in Cherokee County, Texas, about 16<sup>5</sup>/<sub>18</sub><sup>5</sup> miles N65°-30'W from Rusk, the county seat, and is described as follows, to-wit:

Bounded on the North by the George W. Loftis Survey, A-516; on the South and East by the George R. Mercer Survey, A-617; and on the West by the Edward Smith Survey, A-768.

*Handwritten notes:*  
 Nov 2-174  
 Nov B-182  
 Nov 2-152

- I am a good faith claimant under the terms of said Act, as is fully shown by the attached instruments marked Exhibit "A" and "B".
- Remarks:\*

It is believed that the above land comprises about four (4) acres.

RECEIVED & SAVED  
 DATE 8/13/54  
 GENERAL LAND OFFICE

Mrs. Bettie Carroll --  
 Mrs. Bettie Carroll, a widow.

Jim Carroll  
 Jim Carroll Good Faith Claimant S.

Post Office Route 4, Jacksonville, Texas

IMPORTANT NOTICE!

- \*NOTE: (1) The Good Faith Claimant should clearly indicate his position as to the existence of a vacancy.
- (2) If there should be no prior filing by an applicant, the good faith claimant should state whether application is accompanied by field notes or whether same will be filed within 120 days from date of filing of application with Commissioner of General Land Office.
- (3) Any other statement pertinent to the application to purchase may be included.

(OVER)

CERTIFICATE

I, A. J. Mullins, Secretary of the School Land Board, do hereby certify that at a regular meeting of said board held in the General Land Office, Austin, Texas, on the 16 day of November, A. D. 1954, the price at which the area of land described in the above application No. 15682, shall be sold, was fixed by the School Land Board at 20.19 Dollars per acre, all of which is shown in Vol. 11, Page \_\_\_\_\_, of the Minutes of said Board.

Given under my hand this the 16 day of November, A. D. 1954, at Austin, Texas.

A. J. Mullins  
Secretary of the School Land Board

S4088-839-5m

RECEIVED AS STATED

DATE 8/13/54  
Reg. No. 65557

GENERAL LAND OFFICE

GENERAL LAND OFFICE

Austin, Texas

S. F. No. 15682

APPLICATION TO PURCHASE UNSURVEYED SCHOOL LAND (Good Faith Claimant)

of

Mr. Bettie Canoll + Jim Canoll

Jacksonville, Texas.

WITHOUT SETTLEMENT

5.83 acres

in Cherokee County, Texas.

Filed August 13, 1954

Basson Giles Commissioner

Approved Nov. 16, 1954  
Reflected

Basson Giles Commissioner

APPLICATION TO PURCHASE

RECEIVED

GENERAL LAND OFFICE

AUG 13 1954

RECEIVED

EXHIBIT "A"

AUG 13 1954

A F F I D A V I T

GENERAL LAND OFFICE

65557

THE STATE OF TEXAS, )

COUNTY OF CHEROKEE. ) BEFORE ME, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared J. S. Simpson known to me to be a credible person and who, upon his oath, deposes and states:

I am a resident of Cherokee County, Texas, and I have resided in said county for more than the past 41 years.

I am familiar with the lines and boundaries of a certain 48.7-acre tract of land owned by the J. G. Carroll Estate, the heirs being Mrs. Betty Carroll, widow of J. G. Carroll, and her children, in the G. W. Loftis survey, Abstract 516, Cherokee County, Texas, and I have been familiar with the said lines and boundaries for more than the past 25 years.

I know that the said Betty Carroll has lived on this tract of land for more than the past 25 years.

The said Betty Carroll is, at the present time, maintaining a good and substantial fence along the lines and boundaries of the 48.7 acres of land and she has maintained a good and substantial fence along the lines and boundaries of the tract of land for more than the past 25 years.

The said Betty Carroll has, each and every year, for more than the past 25 years, used the land, or a portion thereof, for the raising of crops and/or pasturage.

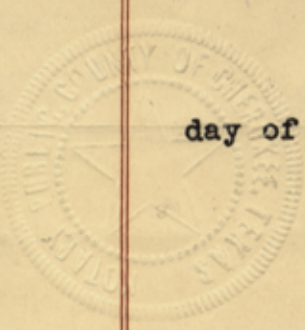
The heirs of J. G. Carroll, being Betty Carroll, a widow, and her children, have enjoyed quiet, peaceable, continuous and uninterrupted possession of said land and I have never heard of anyone asserting any claim whatsoever to the land adverse to J. G. Carroll and/or his heirs.

This affidavit is given to the best of my knowledge and belief.

*J. S. Simpson*  
-----  
J. S. Simpson

Subscribed and sworn to before me, on this the 25th day of January, A. D. 1954.

(J.W.Gilchrist)  
*J.W. Gilchrist*  
Notary Public in and for Cherokee County, Texas. -----



RECEIVED

AUG 13 1954

EXHIBIT "A"

GENERAL LAND OFFICE

AFFIDAVIT

65537

THE STATE OF TEXAS, )

COUNTY OF CHEROKEE. )  
I BEFORE ME, the undersigned authority,  
a Notary Public in and for said county  
and state, on this day personally appeared J. S. Simpson known  
to me to be a credible person and who, upon his oath, deposes  
and states:

I am a resident of Cherokee County, Texas, and I  
have resided in said county for more than the past  
years.

I am familiar with the lines and boundaries of  
certain 48.7-acre tract of land owned by  
Estate, the heirs being Mrs. Betty Carroll,  
Carroll, and her children, in the G. W. Lott  
tract 510, Cherokee County, Texas, and I  
with the said lines and boundaries for more  
years.

I know that the said Betty Carroll  
tract of land for more than the past 25 years.

The said Betty Carroll is, at the present time,  
maintaining a good and substantial fence along the lines and  
boundaries of the 48.7 acres of land and she has maintained  
a good and substantial fence along the lines and boundaries  
of the tract of land for more than the past 25 years.

The said Betty Carroll has, each and every year,  
for more than the past 25 years, used the land, or a portion  
thereof, for the raising of crops and/or pasture.

The heirs of J. G. Carroll, being Betty Carroll, a  
widow, and her children, have enjoyed quiet, peaceable, con-  
tinuous and uninterrupted possession of said land and I have  
never heard of anyone asserting any claim whatsoever to the  
land adverse to J. G. Carroll and/or his heirs.

This affidavit is given to the best of my knowledge  
and belief.

J. S. Simpson

Subscribed and sworn to before me, on this the 25th  
day of January, A. D. 1954.

(J. W. Gilchrist)  
Notary Public in and for Cherokee County, Texas.



File No. S-7.15682

Cherokee County

Affidavit

Filed August 13, 1954

RASCOM GILES, Com'r

Eva May Warren  
File Clerk

(R)

RECEIVED

AUG 13 1954

GENERAL LAND OFFICE

65557

EXHIBIT "B"

A F F I D A V I T

THE STATE OF TEXAS,    X

COUNTY OF CHEROKEE.    X    BEFORE ME, the undersigned authority,  
a Notary Public in and for said  
county and state, on this day personally appeared J. S. Simp-  
son known to me to be a credible person and who, upon his  
oath, deposes and states:

I am a resident of Cherokee County, Texas, and I  
have resided in said county for more than the past 71  
years.

I am familiar with the lines and boundaries of a  
certain 48.75-acre tract of land owned by Jim Carroll in  
the G. W. Loftis survey, Abstract 516, Cherokee County, Texas,  
and I have been familiar with the said lines and boundaries  
for more than the past 25 years.

I know that the said Jim Carroll has lived on this  
tract of land for more than the past 25 years.

The said Jim Carroll is, at the present time, main-  
taining a good and substantial fence along the lines and  
boundaries of the 48.75 acres of land and he and/or his  
father, W. L. Carroll, has maintained a good and substantial  
fence along the lines and boundaries of the 48.75 acres of  
land for more than the past 25 years.

and/or W. L. Carroll  
The said Jim Carroll/has, each and every year for  
more than the past 25 years, used the land, or a portion  
thereof, for the raising of crops and/or pasturage.

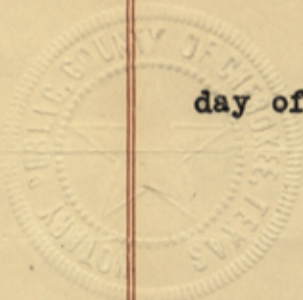
The said Jim Carroll and/or W. L. Carroll have,  
since their ownership of the 48.75 acres of land, enjoyed quiet,  
peaceable, continuous and uninterrupted possession of said  
land and I have never heard of anyone asserting any claim  
whatsoever to the land adverse to Jim Carroll and/or W. L. Car-  
roll.

This affidavit is given to the best of my knowledge  
and belief.

*J. S. Simpson*  
-----  
J. S. Simpson

Subscribed and sworn to before me, on this the 25th  
day of January, A. D. 1954.

(J. W. Gilchrist) *J. W. Gilchrist*  
-----  
Notary Public in and for Cherokee County, Texas. -----



RECEIVED

AUG 13 1954

GENERAL LAND OFFICE

65537

EXHIBIT "B"

AFFIDAVIT

THE STATE OF TEXAS, I

COUNTY OF CHEROKEE. I BEFORE ME, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared J. S. Simpson known to me to be a credible person and who, upon his oath, deposes and states:

I am a resident of Cherokee County, Texas, and I have resided in said county for more than the past 11 years.

(3)

I am familiar with the lines and boundaries of a certain 48.75-acre tract of land owned by the G. W. Lottis survey, Abstract 516, Cherokee County, Texas, and I have been familiar with the said land for more than the past 25 years.

I know that the said Jim Carroll tract of land for more than the past 25 years.

The said Jim Carroll is, at the present time, maintaining a good and substantial fence along the boundaries of the 48.75 acres of land and his father, W. L. Carroll, has maintained a good and substantial fence along the lines and boundaries of the 48.75-acre tract of land for more than the past 25 years.

and/or W. L. Carroll. The said Jim Carroll has, each and every year for more than the past 25 years, used the land, or a portion thereof, for the raising of crops and/or pasturage.

The said Jim Carroll and/or W. L. Carroll have, since their ownership of the 48.75 acres of land, enjoyed quiet, peaceable, continuous and uninterrupted possession of said land and I have never heard of anyone asserting any claim whatsoever to the land adverse to Jim Carroll and/or W. L. Carroll.

This affidavit is given to the best of my knowledge and belief.

*J. S. Simpson*  
J. S. Simpson

Subscribed and sworn to before me, on this the 25th day of January, A. D. 1954.

*J. W. Gilchrist*  
Notary Public in and for Cherokee County, Texas.



File No. S.F. 15682

Cherokee County

Affidavit

Filed August 13, 1954

BASCOM GILES, Com'r

E. M. May, Notary

File Clerk

~~DBH~~

LAW OFFICES OF  
**NORMAN, ROUNSAVILLE & HASSELL**

SECOND FLOOR-FIRST NATIONAL BANK BLDG.

JACKSONVILLE, TEXAS

WYATT T. NORMAN (1877-1948)  
SUMMERS A. NORMAN  
JAMES H. ROUNSAVILLE  
MORRIS W. HASSELL  
JOHN B. SPIERS

OFFICES  
RUSK, TEXAS  
JACKSONVILLE, TEXAS  
TELEPHONE 2595

August 12, 1954

Honorable Bascom Giles,  
Commissioner,  
General Land Office  
Austin, Texas

Re: Application to Purchase -  
Good Faith Claimants - Bettie Carroll  
and Jim Carroll.

---

Dear Sir:

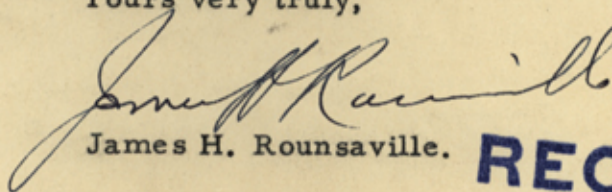
There is enclosed the application to purchase, without condition of settlement, a tract of unsurveyed school land consisting of what is believed to be about four (4) acres of land, situated and described in the application.

Also enclosed is our check for \$1.00, together with affidavits which, it is believed, establish that applicants are good faith claimants. Report of surveyor will be made within 120 days. As a matter of fact, we hope to forward it very shortly.

We have a certificate of title on the land which will serve as additional proof that the applicants are good faith claimants, which we will forward as soon as the surveyor has finished with it.

If the application is not in order, or you desire further information, please let us know. At any rate, please advise of the filing of the application and if it is filed in proper order.

Yours very truly,

  
James H. Rounsaville.

65557

**RECEIVED**

AUG 13 1954

GENERAL LAND OFFICE

JHR:w  
Encl.

August 25, 1954

Norman, Rounsaville & Hassell  
Attorneys at Law  
2nd Floor, First National Bank Building  
Jacksonville, Texas

Attention: Mr. James H. Rounsaville

Re: Application to Purchase -  
Good Faith Claimants - Bettie  
Carroll and Jim Carroll

Gentlemen:

We have received the Good Faith Claimant application captioned above. Said application was filed of record in the General Land Office on August 13, 1954, and assigned File No. S. F. 15682.

It will be necessary that the applicants furnish us with their own affidavit setting forth facts tending to show their status as Good Faith Claimants under the statute. The affidavits of J. S. Simpson are not satisfactory for this purpose. In addition, the enclosed questionnaire should be completed and returned to this office.

The affidavits executed by J. S. Simpson simply indicate that the applicants have occupied the subject land under conditions which would satisfy the 25-year statute of limitations, and would be probative of their having title to the land. If the predecessors in title of the applicants procured a conveyance of this land, it would be helpful if a certified copy of the recorded instrument were furnished us.

Sincerely yours,

BASCOM GILES, COMMISSIONER  
OF THE GENERAL LAND OFFICE

RJB:ow  
File: S. F. 15682  
Enc.

cc: Mrs. Bettie Carroll  
and Mr. Jim Carroll  
Route 4  
Jacksonville, Texas

J'

(4)

File No. 27,15682

Cherokee County

Case - Myers Rowanville \*

Filed August 25, 1954

BASCOM GILES, Com'r

Pa. May Weaver  
File Clerk

RECEIVED

AUG 31 1954

REFERRED TO SCHOOL

SECTION            BLOCK            CERTIFICATE            GRANTEE            COUNTY            FILE NO.  
   Cherokee            S.F. 15682

In addition to the information furnished in application to purchase and field notes, the following is required:  
(This information should be forwarded with your application to purchase.)

1. Kind of soil and topography of surface and purpose for which it is adapted---agricultural or grazing. Sandy loam. Agricultural and grazing.
2. Type and value of timber, if any. No timber.
3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$5.00 per acre.
4. Surveyor's estimate of actual value without improvements, per acre.  
Not known at this time.
5. Claimant's estimate of actual value without improvements, per acre.  
\$20.00 per acre.
6. Distance and direction from nearest oil or gas field, naming the field. 3/4ths of a mile North of the Neches Field.
7. Distance and direction from nearest oil or gas well producing or capable of producing oil or gas in commercial quantities.  
3/4ths of a mile North of the nearest producing well.
8. Distance and direction from nearest drilling oil well.  
3/4ths of a mile North of the nearest drilling Oil well.
9. Distance and direction from nearest dry hole.  
1/2 mile East from the nearest dry hole.
10. Is the land under oil and gas lease? If so, state amount of cash paid, rate of royalty, drilling obligation and to whom leased.  
Yes. \$10.00 per acre. 1/8th Royalty; no drilling obligation; Kelly Bruce.  
(If there is oil or gas production on this tract, kindly give the following information.)
  - (a) Number of producing oil wells and depth from which they produce.
  - (b) Number of producing gas wells and depth from which they produce.
  - (c) Name of field in which the tract is located and how long producing.

I certify that the above information is true and correct according to the best of my knowledge and belief.

WITNESS <sup>our</sup> ~~my~~ hands this 27th day of August, 19 54 .

Bette Carroll  
Jm Carroll

RECEIVED  
AUG 27 1954

SECTION \_\_\_\_\_ BLOCK \_\_\_\_\_ CERTIFICATE \_\_\_\_\_ GRANTEE \_\_\_\_\_ COUNTY \_\_\_\_\_ FILE NO. \_\_\_\_\_

In addition to the information furnished in application to purchase and field notes, the following is required: (This information should be forwarded with your application to purchase.)

1. Kind of soil and topography of surface and purpose for which it is adapted--agricultural or grazing. Sandy loam. Agricultural and grazing.

2. Type and value of timber, if any. No timber.

3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$2.00 per acre.

4. Surveyor's estimate of actual value without Not known at this time.

5. Claimant's estimate of actual value without \$20.00 per acre.

6. Distance and direction from nearest oil or gas field. 3/4ths of a mile North of the Neches field.

7. Distance and direction from nearest oil or gas capable of producing oil or gas in commercial quantities. 3/4ths of a mile North of the nearest producing well.

8. Distance and direction from nearest drilling oil well. 3/4ths of a mile North of the nearest (shallow) well.

9. Distance and direction from nearest dry hole. 1/2 mile East from the nearest dry hole.

10. Is the land under oil and gas lease? If so, state amount of cash paid, rate of royalty, drilling obligation and to whom leased. Yes. \$10.00 per acre. 1/8th Royalty; no drilling obligation; Kelly Bruce.

(If there is oil or gas production on this tract, kindly give the following information.)

(a) Number of producing oil wells and depth from which they produce.

(b) Number of producing gas wells and depth from which they produce.

(c) Name of field in which the tract is located and how long producing.

I certify that the above information is true and correct according to the best of my knowledge and belief.

WITNESS my hand this \_\_\_\_\_ day of August, 1954.

*Patricia ...*  
*Jim ...*

5

File No. S. 7-15682  
Cherokee County  
Questionnaire  
Filed August 31, 1954  
BASCOM GILES, Com'r  
Chas May Warren  
File Clerk

RECEIVED  
AUG 31 1954  
REFERRED TO SCHOOL

THE STATE OF TEXAS )  
 )  
COUNTY OF CHEROKEE )

BEFORE ME, the undersigned authority, on this day personally appeared Mrs. Bettie Carroll, who, first being duly sworn, upon her oath, deposes and says:

1. That she is the owner of the following described land, situated in Cherokee County, Texas, to-wit:

48-7/10 acres of land, a part of the G. W. Loftis Survey, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

BEGINNING at the N. E. corner of the John Ewing tract, a hickory 10" dia. brs N. 72 E. 3 vrs., it also being the N. W. corner of Cobb and Taylor tract;

THENCE North 77 vrs. to a stake in road, a hickory 14" dia. brs. S. 63 E. 1-1/10 vrs;

THENCE West 174-6/10 vrs. to the S. E. corner of Rem Davis tract of 30 acres, a Hickory 24" dia. brs. N. 87 W. 21-8/10 vrs;

THENCE North 431 vrs to Tom Tunningham's tract;

THENCE East 240 vrs. to the W.B.L. of the McGuire 40 acres;

THENCE South 45 vrs to a stake S.W. corner of McGuire 40 acres;

THENCE East 254 vrs. to a stake;

THENCE South 480 vrs. to the S. W. corner of the W. L. Carroll tract;

THENCE West to the place of beginning, containing 48-7/10 acres of land.

Being the same land described in deed from W. L. Carroll, et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, and recorded in Vol. 101, page 383, of the Deed Records of Cherokee County, Texas.

2. That said land includes a portion of that certain four (4) acres, more or less, bounded on the North by the George W. Loftis Survey, A-516, and on the South and East by the George R. Mercer Survey, A-617 and on the West by the Edward Smith Survey, A-768, on which an application to purchase a vacancy was filed, by me and Jim Carroll, my neighbor, and the other person owning and claiming said four acres. Said land, upon which the application to purchase was filed, has been used as a part of the 48.7 acres above described, and has been used for agricultural and grazing purposes and has not been used for the purpose of exploring for, or removing oil, gas or other minerals.

3. That she and her husband, J. G. Carroll, now deceased, and their predecessors in title, have been using said land under a good faith belief that the same was included in the bounds of the survey, or surveys, previously titled, to-wit, the George W. Loftis Survey, which had been awarded and sold under circumstances that would have vested title thereto, had said area actually been located within said survey or surveys.

4. The said land upon which a vacancy application to purchase has been filed, has been under fence and within definitely recognized boundaries and has been used in connection with the 48.7 acres and the other portion in connection with land owned by Jim Carroll, the other applicant.

21

5. Said land has been in possession of affiant and her husband, prior to his death, her children and our predecessors in title, for more than ten years, with good faith belief that they were the owners thereof.

6. The adjoining land owners have not asserted any claim to said land upon which the application to purchase was filed.

7. Said land upon which application to purchase was filed, is about three-fourths of a mile from a producing oil well, the nearest well being located in the Edward Smith Survey, and also is located approximately one-half mile, or less, from a dry hole, located in the Southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Bettie Carroll  
Bettie Carroll

SUBSCRIBED AND SWORN TO BEFORE ME by Bettie Carroll, on this the 27th day of August, 1954, to certify which, witness my hand and seal of office.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White  
Notary Public in and for Cherokee County, Texas.

6

File No. S.7-15682  
Cherokee County  
Affidavit  
Filed August 31, 1954  
BASCOM GILES, Com'r  
Era May Wasser  
File Clerk

Said land has been in possession of affiant and her husband, prior to his death, her children and our predecessors in title, for more than ten years, with good faith belief that they were the owners thereof.

The adjoining land owners have not asserted any claim to said land upon which the application to purchase is filed. Said land upon which application to purchase is filed is about three-fourths of a mile from a producing well being located in the Edward Smith Survey, and approximately one-half mile, or less, from a dry well, southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

SUBSCRIBED AND SWORN TO BEFORE ME by Bettie Carroll, on this the 31st day of August, 1954, to certify which, witness my hand and seal of office.

Era Campbell White  
Notary Public and for Cherokee County, Texas.

ERA CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas



RECEIVED  
AUG 31 1954  
REFERRED TO SCHOOL

THE STATE OF TEXAS )  
)  
)  
COUNTY OF CHEROKEE )

BEFORE ME, the undersigned authority, on this day personally appeared JIM CARROLL, who, first being duly sworn, upon his oath, deposes and says:

1. That he is the owner of the following described land, situated in Cherokee County, Texas, to-wit:

48-75/100 acres of land, more or less, a part of the G. W. Loftis Survey, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

FIRST TRACT:

BEGINNING at a stake, the S. E. corner of the said George W. Loftis Survey a B. J. 6 in dia N. 72 E. 2 vrs., P. O. 4 in. dia. S. 72 W. 1-1/2 vrs;

THENCE West (by compass N. 88-1/4 W. tracing old line) 778 vrs to a stake on the E. B. L. of the Edward Smith Survey, a hickory 10 in dia. brs. N. 72 E. 3 vrs;

778  
174  
952  
77  
579.75  
416.75

THENCE North 77 vrs. to the N. E. corner of said Smith Survey a hickory 14 in dia. S. 63 E. 1-9/10 vrs;

departures out  
11.75 vrs

THENCE West with N.B.L. of said Smith Survey 174-6/10 vrs. S. E. corner of a tract of 30 acres surveyed off the West end of Proctor 150 acre tract a hickory 24 in dia. N. 87 W. 21-8/10 vrs;

THENCE North with the E. B. L. of said 30 acre tract 339-3/4 vrs to a stake for corner;

THENCE East 952-6/10 vrs. E. B. L. of said Loftis Survey a sand jack 4 in dia. S. 38 E. 14 vrs. another S. J. 2 in dia N. 67 W. 2-2/10 vrs;

THENCE South with said boundary 427 vrs. to the beginning, containing 68-7/10 acres of land.

Being the tract of land described as the First Tract in deed from J. H. Richardson et ux, Mrs. Susan Richardson to W. L. Carroll, dated October 28, 1920, and recorded in Vol. 92, page 500 of the Deed Records of Cherokee County, Texas.

SECOND TRACT:

BEGINNING at a stake on the E. B. L. of the George W. Loftis Survey No. 84, at the N. E. corner of a 68-7/10 acre tract set aside to C. T. Heisig in partition suit in District Court of Cherokee County, Texas, a sand jack 4 in dia. S. 38 E. 14 vrs., another S. J. 2 in dia. N. 67 W. 2-2/10 vrs;

THENCE West with the N. B. L. of said Heisig 68-7/10 acre tract 952-6/10 vrs. the N. W. corner of same on the E. B. L. of a 30 acre tract surveyed off the West end of the Proctor tract;

THENCE North with said boundary line 952 vrs. N. E. corner of said 30 acre tract on the N. B. L. of the West Ell of said Proctor Tract;

THENCE North 88.75 E. with said boundary as run by Ragsdale 270 vrs to a corner post of a wire fence being angle corner of said Martha Proctor 150 acre tract;

THENCE East with the N. B. of said Proctor tract 692 vrs. to the N. E. corner of same on E. B. L. of Loftis Survey rock from which hickory 10 in dia. S. 27 E. 11 vrs. another 6 in dia. N. 37 W. 8 vrs.;

THENCE South with said boundary 528 vrs to the beginning, containing 68-3/4 acres of land.

Being the tract of land described as the Second Tract in deed from J. H. Richardson et ux, Mrs. Susan Richardson, to W. L. Carroll, dated October 28, 1920, and recorded in Vol. 92, page 500, of the Deed Records of Cherokee County, Texas.

SAVE AND EXCEPT from the two above described tracts of land, a 40 acre tract of land described in deed from W. L. Carroll et ux, Leona Carroll, to J. E. McGuire and W. D. McGuire, dated February 9, 1924, and recorded in Vol. 101, page 384, of the Deed Records of Cherokee County, Texas.

AND SAVE AND EXCEPT from the two above described tracts of land a 48-7/10 acre tract of land described in deed from W. L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, and recorded in Vol. 101, page 383 of the Deed Records of Cherokee County, Texas.

2. That the said land includes a portion of that certain four (4) acres, more or less, bounded on the North by the George W. Loftis Survey, A-516, and on the South and East by the George R. Mercer Survey, A-617, and on the West by the Edward Smith Survey, A-768, and on which an appli-

cation to purchase a vacancy has been filed by me and Mrs. Bettie Carroll, the other person owning and claiming a portion of said four acres. Said land upon which application to purchase the vacancy is applied, has been used as a part of the 48-75/100 acres above described, and has been used for agricultural and grazing purposes and had not been used for the purpose of exploring for, or removing, oil, gas or other minerals.

3. That he and his father, W. L. Carroll, and their predecessors in title, have been using said land under a good faith belief that the same was included in the bounds of the survey, or surveys, previously titled, to-wit, the George W. Loftis Survey, which had been awarded and sold under circumstances that would have vested title thereto, had said area actually been located within said survey, or surveys.

4. The said land upon which application to purchase has been filed, has been under fence and within definitely recognized boundaries and a portion has been used in connection with the 48.75 acres and the other portion in connection with land owned by Mrs. Bettie Carroll, the other applicant.

5. Said land has been in possession of affiant and his father, prior to his death, his children and our predecessors in title, for more than ten years, with good faith belief that they were the owners thereof.

6. The adjoining land owners have not asserted any claim to said land upon which the application to purchase was filed.

7. Said land, upon which the application to purchase was filed, is about three-fourths of a mile from a producing oil well, the nearest well being located in the Edward Smith Survey, and also is located

approximately one-half mile, or less, from a dry hold located in the Southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Jim Carroll  
Jim Carroll

SUBSCRIBED AND SWORN TO BEFORE ME by Jim Carroll,  
this the 27th day of August, 1954, to certify which, witness my hand and seal of office.

MAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Man Campbell White  
Notary Public in and for Cherokee County,  
Texas.

17

File No. S. 7.15682

Cherokee County

Affidavit

Filed August 31, 1954

BASCOM GILES, Com'r

Era May Warren  
File Clerk



FURTHER AFFIANT SAITH NOT.  
Southeast corner of the John A. Trimble Survey.  
approximately one-half mile, or less, from a dry hole located in the

LAW OFFICES OF  
**NORMAN, ROUNSAVILLE & HASSELL**

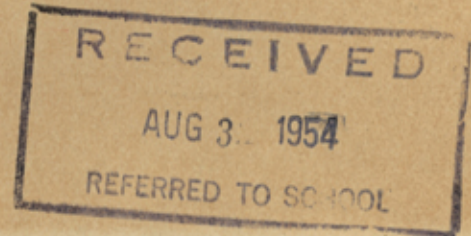
SECOND FLOOR-FIRST NATIONAL BANK BLDG.

JACKSONVILLE, TEXAS

August 30, 1954

WYATT T. NORMAN (1877-1945)  
SUMMERS A. NORMAN  
JAMES H. ROUNSAVILLE  
MORRIS W. HASSELL  
JOHN B. SPIERS

OFFICES  
RUSK, TEXAS  
JACKSONVILLE, TEXAS  
TELEPHONE 2595



Mr. Bascom Giles, Commissioner  
General Land Office  
State of Texas  
Austin, Texas

Re: File No. S. F. 15682

Dear Sir:

There is enclosed executed questionnaire by Bettie Carroll and Jim Carroll, in connection with the above file.

Also enclosed are affidavits. It is believed that these affidavits will satisfy the requirements as outlined in your letter of August 25. We propose to send some supplemental material after the survey has been completed.

Very truly yours,

A handwritten signature in cursive script, appearing to read "James H. Rounsaville".

James H. Rounsaville.

JHR:w  
Encl.

September 8, 1954

Norman, Rounsaville & Hassell  
Attorneys at Law  
Second Floor, First National Bank Building  
Jacksonville, Texas

Attention: Mr. James H. Rounsaville

Re: File No. S. F. 15682

Gentlemen:

Your letter of August 30, 1954, and its accompanying enclosures have been received.

Upon examining the descriptions of the lands owned by Jim Carroll and Mrs. Bettie Carroll, as contained in their affidavits, I find it impossible to accurately locate these tracts with relation to the original surveys out of which they are cut, and with relation to the proposed vacancy. I request new affidavits be submitted by both applicants, containing descriptions making specific reference to corners and boundary lines of the original surveys.

The field notes in the Jim Carroll affidavit describe the First Tract as containing 68.7 acres and the Second Tract as containing 68.75 acres save and except two tracts of 40 and 48.7 acres which are not described by metes and bounds. I suspect, although I cannot be certain, that the Second Tract is adjacent to and North of the First Tract. If my suspicion is accurate, please have that relationship made evident in the new description.

Since the two excepted tracts are not described, I cannot ascertain whether they intervene between the proposed vacancy and the land owned by Jim Carroll. I suggest that the new description cover only the land owned by Jim Carroll and not refer to two larger tracts "SAVE AND EXCEPT" two smaller tracts.

Norman, Rounsaville & Hassell  
Attention: Mr. James H. Rounsaville  
Page 2  
September 8, 1954

Again I suspect the 48.7 acres described in Mrs. Bettie Carroll's affidavit comprise one of the tracts being excepted from the land described in the Jim Carroll affidavit and that they lie adjacent to the proposed vacancy; but, on the basis of the field notes as they now appear, I cannot be certain of these things. Your new description should contain specific reference to the G. W. Loftis Survey so that the 48.7 acres may be accurately located on our map.

Thus far, deed or title opinion, nor other proof of title in applicants has been received. Such proof should be made available to me, along with the corrected matter suggested above and the results of the survey so that I may take quick action on the application.

Sincerely yours,

BASCOM GILES, COMMISSIONER  
OF THE GENERAL LAND OFFICE

RJB:ow  
File: S. F. 15682

cc: Mrs. Bettie Carroll  
and Mr. Jim Carroll  
Route 4  
Jacksonville, Texas

29

(8)

File No. 8.7.15682

Cherokee County

Carroll-Hornum Permanville v

Filed September 8, 1954

BASCOM GILES, Com'r

Geo Mayhew  
File Clerk

RECEIVED

NOV 1 1954

REFERRED TO LAW

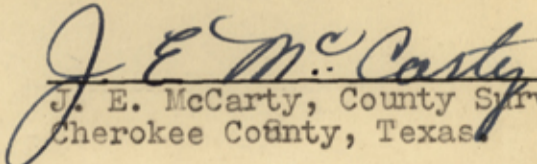
SECTION	BLOCK	CERTIFICATE	GRANTEE	COUNTY	FILE NO.
				Cherokee	15682

In addition to the information furnished in application to purchase and field notes, the following is required:  
(This information should be forwarded with your application to purchase.)

1. Kind of soil and topography of surface and purpose for which it is adapted---agricultural or grazing.  
The soil is of sandy loam and rolling and used for agriculture.
2. Type and value of timber, if any.     None
3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$7.50 per acre to \$15.00 per acre.
4. Surveyor's estimate of actual value without improvements, per acre.  
\$25.00 per acre.
5. Claimant's estimate of actual value without improvements, per acre.
6. Distance and direction from nearest oil or gas field, naming the field.  
2800 feet Northeast of Neches Oil Field;
7. Distance and direction from nearest oil or gas well producing or capable of producing oil or gas in commercial quantities.  
2815 North from the Nearest Oil Well.
8. Distance and direction from nearest drilling oil well.  
2850 feet Northwest from Nearest drilling oil well.
9. Distance and direction from nearest dry hole.  
1950 feet West of Nearest dry hole.
10. Is the land under oil and gas lease? If so, state amount of cash paid, rate of royalty, drilling obligation and to whom leased.  
The land was leased for \$10.00 per acre at rate of 1/8 royalty to Ralph Spence and to drill within 1 year with 60 day extension.  
(If there is oil or gas production on this tract, kindly give the following information.)     None
  - (a) Number of producing oil wells and depth from which they produce.
  - (b) Number of producing gas wells and depth from which they produce.
  - (c) Name of field in which the tract is located and how long producing.

I certify that the above information is true and correct according to the best of my knowledge and belief.

WITNESS my hand this 15th day of October, 1954.

  
\_\_\_\_\_  
J. E. McCarty, County Surveyor,  
Cherokee County, Texas

RECEIVED

NOV 1 1954

REFERRED TO LAW

SECTION BLOCK CERTIFICATE GRANTEE COUNTY FILE NO.

In addition to the information furnished in application to purchase and field notes, the following is required: (This information should be forwarded with your application to purchase.)

1. Kind of soil and topography of surface and purpose for which it is adapted---agricultural or grazing. The soil is of sandy loam and silt loam and used for agriculture.

2. Type and value of timber, if any.

3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$7.50 per acre for 15.00 per acre.

19

File No. S.F. 15682

Cherokee County

Questionnaire

Filed November 1, 1954

BASCOM GILES, Com'r

Eva May Warren  
File Clerk

- 4. Surveyor's estimate of actual value without improvements. \$25.00 per acre.
- 5. Grantor's estimate of actual value without improvements.
- 6. Distance and direction from nearest oil or gas well to field. 2800 feet Northwest of Neches Oil Field.
- 7. Distance and direction from nearest oil or gas well capable of producing oil or gas in commercial quantities. 2815 North from the Neches Oil Well.
- 8. Distance and direction from nearest drilling oil well. 2880 feet Northwest from Neches Oil Well.
- 9. Distance and direction from nearest dry hole. 1980 feet West of Neches Oil Well.
- 10. Is the land under oil and gas lease? If so, state amount of cash paid, rate of royalty, drilling obligation and to whom leased. The land was leased for \$10.00 per acre at rate of 1/8 royalty to Neches Oil Field. (If there is oil or gas production on this tract, kindly give the following information.) None
- (a) Number of producing oil wells and depth from which they produce.
- (b) Number of producing gas wells and depth from which they produce.
- (c) Name of field in which the tract is located and how long producing.

I certify that the above information is true and correct according to the best of my knowledge and belief.

WITNESS my hand this \_\_\_\_\_ day of October, 1954.

*[Signature]*  
E. M. Warren, County Surveyor,  
Cherokee County, Texas.

NOV 1 1954

REFERRED TO LAW

STATE OF TEXAS            )  
                                  )  
                                  )  
                                  )  
                                  )  
COUNTY OF CHEROKEE    )

BEFORE ME, the undersigned authority, on this day personally appeared Mrs. Bettie Carroll and Jim (J. W.) Carroll, each of whom, after being duly sworn, upon his or her oath, did depose and say:

"That we are the parties who have filed an application for a vacancy, as good faith claimants, on the land described as S. F. No. 15682 survey, made by Mr. J. E. McCarty, County Surveyor of Cherokee County, Texas.

That said survey has been claimed by us, as good faith claimants, and as a part of the tracts which we own in the George W. Loftis Survey. Exhibit one is the description of a portion of the Survey S. F. No. 15682, which has been claimed, used and occupied in conjunction with the tract belonging to Jim (J. W.) Carroll, and Exhibit two is the description of part of S. F. No. 15682 Survey being claimed, used and occupied by Mrs. Bettie Carroll, in conjunction with the tract of land owned by her, both tracts owned by affiants being in the George W. Loftis Survey. Exhibit one and Exhibit two are surveys made by J. E. McCarty, County Surveyor of Cherokee County, Texas."

WITNESS OUR HANDS this the 30<sup>th</sup> day of October, 1954.

Mrs. Bettie Carroll  
Mrs. Bettie Carroll.

Jim (J. W.) Carroll  
Jim (J. W.) Carroll.

SUBSCRIBED AND SWORN TO BEFORE ME by the said  
Mrs. Bettie Carroll and Jim (J. W.) Carroll, respectively, on this  
the 30th day of October, 1954.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White  
Notary Public in and for Cherokee  
County, Texas.

STATE OF TEXAS            )  
  )  
COUNTY OF CHEROKEE    )

BEFORE ME, the undersigned authority, on this day personally appeared Mrs. Bettie Carroll, a widow, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the  
30th day of October, 1954.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White  
Notary Public in Cherokee County,  
Texas.

STATE OF TEXAS            )  
  )  
COUNTY OF CHEROKEE    )

BEFORE ME, the undersigned authority, on this day personally appeared Jim (J. W.) Carroll, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this  
the 30th day of October, 1954.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White  
Notary Public in and for Cherokee County,  
Texas.

DESCRIPTION OF THE J. G. CARROLL TRACT OUT OF  
S. F. No. 15682 SURVEY, CHEROKEE COUNTY, TEXAS.

Situated in Cherokee County, Texas, and being 2-36/100 acres out of S. F. 15682 Survey, and being a part of the same land conveyed to J. G. Carroll by W. L. Carroll et ux Leona Carroll by deed of record in Vol. 101, Page 383, Deed Records, Cherokee County, Texas.

Beginning at the Northwest corner of the Geo. R. Mercer Survey and the Southwest corner of No. S. F. 15682, a 1/4" iron rod for corner from which a Hickory 18 ins. brs. N. 25 deg. E. 6-5/10 vrs., (Original Patent corner of the Geo. R. Mercer Survey;

Thence East with the North Boundary line of the Geo. R. Mercer Survey 319.4 vrs. to a stake for corner at the Southeast corner of the J. G. Carroll tract and the Southwest corner of the W. L. Carroll tract;

Thence North 41-8/10 vrs. to a stake for corner in the South Boundary line of the G. W. Loftis Survey;

Thence West with the North Boundary line of the S. F. No. 15682 Survey and the South Boundary line of the G. W. Loftis Survey 319-4/10 vrs. to the Northeast corner of the Edward Smith Survey;

Thence South with the East Boundary line of the Edward Smith Survey and the West Boundary line of S. F. No. 15682 Survey 41-8/10 vrs. to the place of beginning, containing 2-36/100 acres of land.

*J. E. McCarty*  
J. E. McCarty, County Surveyor,  
Cherokee County, Texas.

*Exhibit 1*

DESCRIPTION OF THE BETTIE CARROLL 3-47/100  
ACRE TRACT IN THE S. F. SURVEY NO. 15682, CHEROKEE  
COUNTY, TEXAS.

Situated in Cherokee County, Texas, and being a part of S. F. Survey No. 15682, and being a part of the same land conveyed to W. L. Carroll by J. H. Richardson et ux Susan Richardson by deed of record in Vol. 92, Page 500, Deed Records, Cherokee County, Texas.

Beginning at an iron stake for corner at the Southeast corner of the S. F. Survey No. 15682, an an inner corner of the Geo. R. Mercer Survey, same being the Southeast corner of the W. L. Carroll tract;

Thence North with the East Boundary line of S. F. Survey No. 15682 and the West Boundary line of the Geo. R. Mercer Survey 41-8/10 vrs. to an iron stake for corner at the Southeast corner of the G. W. Loftis Survey;

Thence West with the South Boundary line of the G. W. Loftis Survey 468-6/10 vrs. to a stake for corner in the East Boundary line of the J. G. Carroll 48-7/10 acre tract;

Thence South with the East Boundary line of the J. G. Carroll tract 41-8/10 vrs. to a stake for corner in the South Boundary line of S. F. No. 15682 and the North Boundary line of the Geo. R. Mercer Survey;

Thence East with the North Boundary line of the Geo. R. Mercer Survey 468-6/10 vrs. to the place of beginning, containing 3-47/100 acres of land.

*J. E. McCarty*  
J. E. McCarty, County Surveyor,  
Cherokee County, Texas.

Exhibit 2

DESCRIPTION OF THE BETTIE CARROLL 3-47/100  
ACRE TRACT IN THE S. F. SURVEY NO. 15682, CHEROKEE  
COUNTY, TEXAS.

Situated in Cherokee County, Texas, and being a part of S. F. Survey No. 15682, and being a part of the same land conveyed to W. L. Carroll by J. H. Richardson et ux Susan Richardson by deed of record in Vol. 22, Page 500, Deed Records, Cherokee County, Texas.

Beginning at an iron stake for corner at the Southeast corner of the S. F. Survey No. 15682, an an inner corner of the Geo. R. Mercer Survey, same being the Southeast corner of the W. L. Carroll tract;

Thence North with the East Boundary line of the S. F. Survey No. 15682 and the West Boundary line of the Geo. R. Mercer Survey, same being the Southeast corner of the W. L. Carroll tract;

Thence West with the South Boundary line of the S. F. Survey No. 15682 and the West Boundary line of the Geo. R. Mercer Survey, same being the Southeast corner of the W. L. Carroll tract;

Thence South with the East Boundary line of the S. F. Survey No. 15682 and the North Boundary line of the Geo. R. Mercer Survey;

Thence East with the North Boundary line of the Geo. R. Mercer Survey 438-6/10 vrs. to the place of beginning, containing 3-47/100 acres of land.

J. E. McGarity, County Surveyor,  
Cherokee County, Texas.

110

file No. S. F. 15682

Cherokee County

Affidavit

Filed November 1, 1954

BASCOM GILES, Com'r

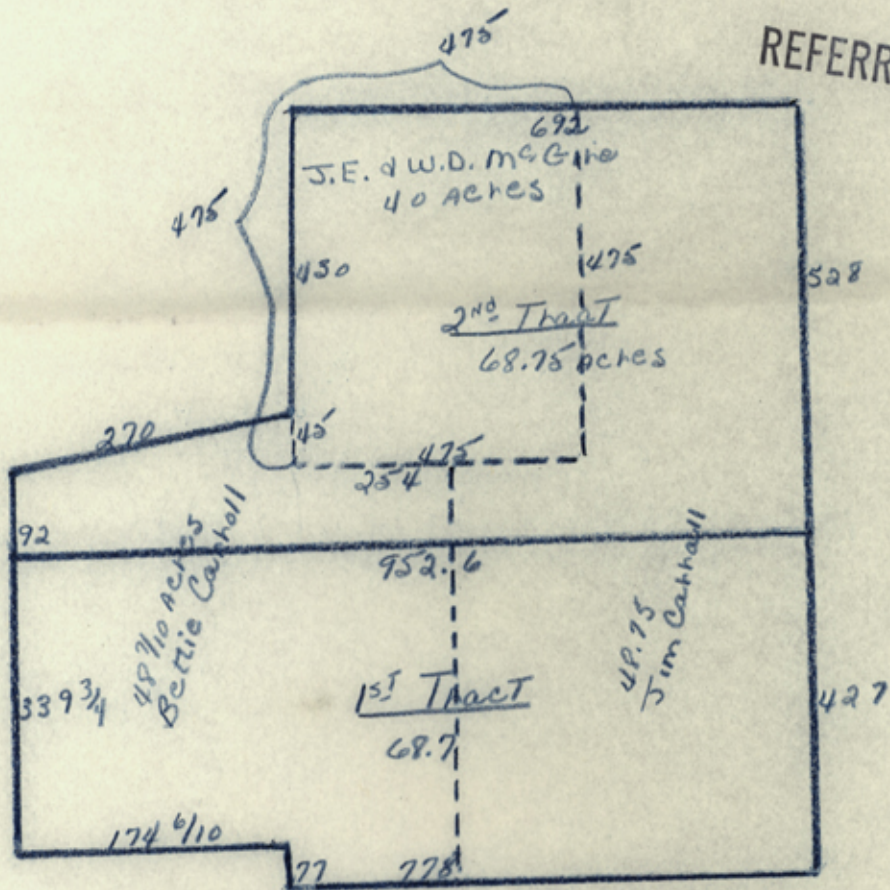
Cha May Warren  
File Clerk

Chick 2

RECEIVED

NOV 1 1954

REFERRED TO LAW



STATE OF TEXAS )

)

COUNTY OF CHEROKEE )

BEFORE ME, the undersigned authority, on this day personally appeared Mrs. Bettie Carroll, who, first being duly sworn, upon her oath, deposes and says:

1. That she is the owner of the following described land, situated in Cherokee County, Texas, to-wit:

48-7/10 acres of land, a part of the G. W. Loftis Survey, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

BEGINNING at the N. E. corner of the John Ewing tract, a hickory 10" dia. brs. N. 72 E. 3 vrs., it also being the N. W. corner of Cobb and Taylor tract;

THENCE North 77 vrs. to a stake in road, a hickory 14" dia. brs. S. 63 E. 1-1/10 vrs.;

THENCE West 174-6/10 vrs. to the S. E. corner of Rem Davis tract of 30 acres, a Hickory 24" dia. brs. N. 87 W. 21-8/10 vrs.;

THENCE North 431 vrs. to Tom Cunningham's tract;

THENCE East 240 vrs. to the W. B. L. of the McGuire 40 acres;

THENCE South 45 vrs. to a stake S. W. corner of McGuire 40 acres;

THENCE East 254 vrs. to a stake;

THENCE South 480 vrs. to the S. W. corner of the W.L. Carroll tract;

THENCE West to the place of beginning, containing 48-7/10 acres of land.

Being the same land described in deed from W. L. Carroll, et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, and recorded in Vol. 101, page 383, of the Deed Records of Cherokee County, Texas.

2. That said land includes a portion of that certain four (4) acres, more or less, bounded on the North by the George W. Loftis Survey, A-516, and on the South and East by the George R. Mercer Survey, A-617 and on the West by the Edward Smith Survey, A-768, on which an application to purchase a vacancy was filed, by me and Jim Carroll, my neighbor, and the other person owning and claiming said four acres. Said land, upon which the application to purchase was filed, has been used as a part of the 48.7 acres above described, and has been used for agricultural and grazing purposes and has not been used for the purposes of exploring for, or removing oil, gas or other minerals.

3. That she and her husband, J. G. Carroll, now deceased, and their predecessors in title, have been using said land under a good faith belief that the same was included in the bounds of the survey, or surveys, previously titled, to-wit, the George W. Loftis Survey, which had been awarded and sold under circumstances that would have vested title thereto, had said area actually been located within said survey or surveys.

4. The said land upon which a vacancy application to purchase has been filed, has been under fence and within definitely recognized boundaries and has been used in connection with the 48.7 acres and the other portion in connection with land owned by Jim Carroll, the other applicant.

5. Said land has been in possession of affiant and her husband, prior to his death, her children and our predecessors in title, for more than ten years, with good faith belief that they were the owners thereof.

6. The adjoining land owners have not asserted any claim to said land upon which the application to purchase was filed.

7. Said land upon which application to purchase was filed, is about three-fourths of a mile from a producing oil well, the nearest well being located in the Edward Smith Survey, and also is located approximately one-half mile, or less, from a dry hole, located in the Southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Bettie Carroll  
Bettie Carroll

SUBSCRIBED AND SWORN TO BEFORE ME by Bettie Carroll, on this the 30th day of October, 1954, to certify which, witness my hand and seal of office.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White  
Notary Public in and for Cherokee  
County, Texas.

5. Said land has been in possession of affiant and her husband, prior to his death, her children and our predecessors in title, for more than ten years, with good faith belief that they were the owners thereof.

6. The adjoining land owners have not asserted any claim to said land upon which the application to purchase was filed. 7. Said land upon which application to purchase was filed is about three-fourths of a mile from a producing oil well being located in the Edward Smith Survey, and approximately one-half mile, or less, from a dry hole located in the southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Bettie Carroll

SUBSCRIBED AND SWORN TO BEFORE ME BY Bettie Carroll

on this the 20th day of October, 1954, to certify which, witness

my hand and seal of office.

*Bettie Carroll*  
Notary Public in and for Cherokee County, Texas.

W. CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas



11

File No. S. 7, 15682

Cherokee County

Affidavit

Filed November 1, 1954

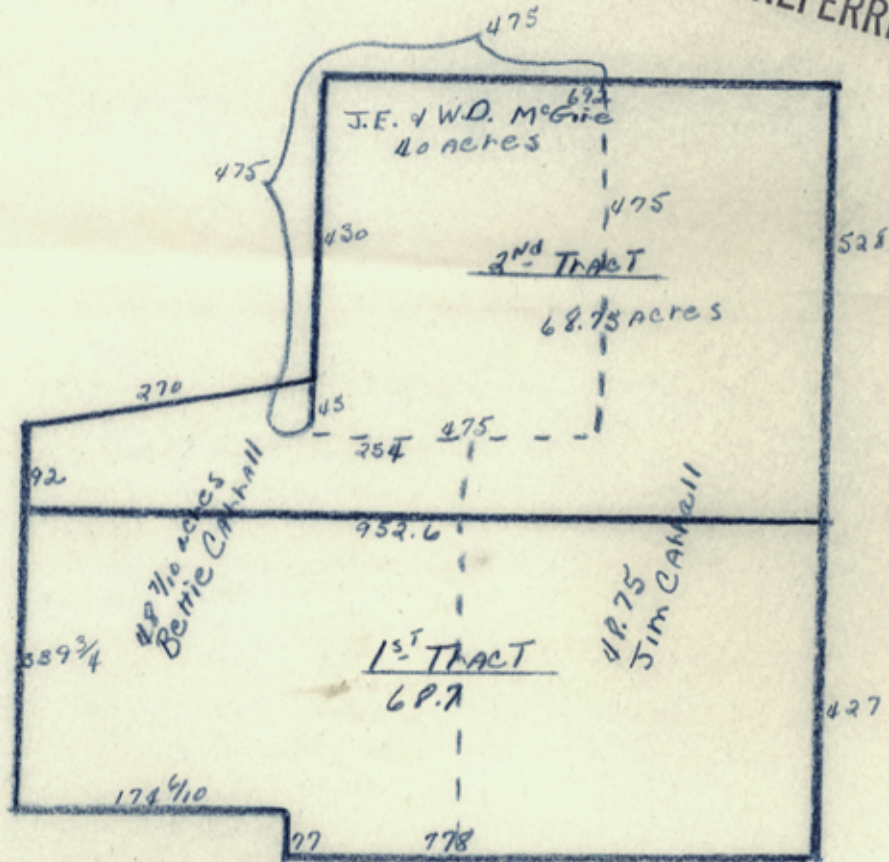
BASCOM GILES, Com'r

Eva May Warren  
File Clerk

RECEIVED

NOV 1 1954

REFERRED TO LAW



THE STATE OF TEXAS     )  
                                  )  
                                  )  
COUNTY OF CHEROKEE    )

BEFORE ME, the undersigned authority, on this day personally appeared JIM CARROLL, who, first being duly sworn, upon his oath, deposes and says:

1. That he is the owner of the following described land, situated in Cherokee County, Texas, to-wit:

48-75/100 acres of land, more or less, a part of the G. W. Loftis Survey, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

FIRST TRACT:

BEGINNING at a stake, the S. E. corner of the said George W. Loftis Survey a B. J. 6 in. dia N. 72 E. 2 vrs., P.O. 4 in. dia. S. 72 W. 1-1/2 vrs.;

THENCE West (by compass N. 88-1/4 W. tracing old line.) 778 vrs to a stake on the E. B. L. of the Edward Smith Survey, a hickory 10 in. dia. brs. N. 72 E. 3 vrs.;

THENCE North 77 vrs. to the N. E. corner of said Smith Survey a hickory 14 in. dia. S. 63 E. 1-9/10 vrs.;

THENCE West with N. B. L. of said Smith Survey 174-6/10 vrs. S. E. corner of a tract of 30 acres surveyed off the West end of Proctor 150 acres tract a hickory 24 in. dia. N. 87 W. 21-8/10 vrs.;

THENCE North with the E. B. L. of said 30 acre tract 339-3/4 vrs to a stake for corner;

THENCE East 952-6/10 vrs. E. B. L. of said Loftis Survey and W. B. L. of George R. Mercer Survey, a sand jack 4 in. dia. S. 38 E. 14 vrs. another S. J. 2 in. dia. N. 67 W. 2-2/10 vrs.;

THENCE South with said boundary 427 vrs. to the beginning, containing 68-7/10 acres of land.

Being the tract of land described as the First Tract in deed from J. H. Richardson et ux, Mrs, Susan Richardson to W. L. Carroll, dated October 28, 1920, and recorded in Vol. 92, page 500 of the Deed Records of Cherokee County, Texas.

SECOND TRACT:

BEGINNING at a stake on the E. B. L. of the George W. Loftis Survey No. 84, at the N. E. corner of a 68-7/10 acre tract set aside to C. T. Heisig in partition suit in District Court of Cherokee County, Texas, a sand jack 4 in. dia. S. 38 E. 14 vrs., another S. J. 2 in. dia. N. 67 W. 2-2/10 vrs.;

THENCE West with the N. B. L. of said Heisig 68-7/10 acre tract 952-6/10 vrs. the N. W. corner of same on the E. B. L. of a 30 acre tract surveyed off the West end of the Proctor tract;

THENCE North with said boundary line 92 vrs. N. E. corner of said 30 acre tract on the N. B. L. of the West Ell of said Proctor Tract;

THENCE North 88.75 E. with said boundary as run by Ragsdale 270 vrs. to a corner post of a wire fence being angle corner of said Martha Proctor 150 acre tract;

THENCE North 1-1/4 W. 430 vrs. to a N. W. corner of same, a B.J. 18" in dia. S. 77 W. 4 vrs.;

THENCE East with the N. B. of said Proctor tract 692 vrs. to the N. E. corner of same on E. B. L. of Loftis Survey rock from which hickory 10 in dia. S. 27 E. 11 vrs. another 6 in dia. N. 37 W. 8 vrs.;

THENCE South with said boundary 528 vrs to the beginning, containing 68-3/4 acres of land.

Being the tract of land described as the Second Tract in deed from J. H. Richardson et ux, Mrs. Susan Richardson, to W. L. Carroll, dated October 28, 1920, and recorded in Vol. 92, page 500, of the Deed Records of Cherokee County, Texas.

SAVE AND EXCEPT from the two above described tracts of land, a 40 acre tract of land described in deed from W. L. Carroll et ux, Leona Carroll, to J. E. McGuire and W. D. McGuire, dated February 9, 1924, and recorded in Vol. 101, page 384, of the Deed Records of Cherokee County, Texas, and described as follows:

Being a part of the G. W. Loftis Headright, about 10 miles West of Jacksonville, Texas, and being a part of the John Proctor place.

BEGINNING at the N. W. corner of 137-1/2 acres sold to W. L. Carroll, a B. J. 18" dia. brs. S. 77 W. 4 vrs.;

THENCE South 475 vrs. to a stake in field;

THENCE East 475 vrs. Pine 4" dia. brs. S. 34 E. 1 vara,  
Pine 7" dia. brs. N. 69 W. 1-3/5 vrs.;

THENCE North 475 vrs. to S. B. Line of Tom Cunningham  
tract, a B. J. 18" dia. brs. S. 8 E. 5-3/5 vrs., Pine 3"  
dia brs. S. 75 W. 3-4/5 vrs.;

THENCE West 475 vrs. to the place of beginning containing  
40 acres of land.

AND SAVE AND EXCEPT from the two above described tracts  
of land a 48-7/10 acre tract of land described in deed from  
W.L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated  
February 9, 1924, and recorded in Vol. 101, page 383 of the  
Deed Records of Cherokee County, Texas, described as follows:

48-7/10 acres of land, a part of the G. W. Loftis Survey,  
Abst. No. 516, situated in Cherokee County, Texas, about  
10 miles West of Jacksonville, Texas, and being more fully  
described as follows, to-wit:

BEGINNING at the N. E. corner of the John Ewing tract, a  
hickory 10" dia. brs. N. 72 E. 3 vrs., it also being the  
N. W. corner of Cobb and Taylor tract;

THENCE North 77 vrs. to a stake in road, a hickory 14"  
dia. brs. S. 63 E. 1-1/10 vrs.;

THENCE West 174-6/10 vrs. to the S. E. corner of Rem  
Davis tract of 30 acres, a hickory 24" dia. brs. N. 87 W.  
21-8/10 vrs.;

THENCE North 431 vrs. to Tom Cunningham's tract;

THENCE East 240 vrs. to the W. B. L. of the McGuire  
40 acres;

THENCE South 45 vrs. to a stake S. W. corner of McGuire  
40 acres;

THENCE East 254 vrs. to a stake;

THENCE South 480 vrs. to the S. W. corner of the W. L.  
Carroll tract;

THENCE West to the place of beginning, containing 48-7/10  
acres of land.

And leaving 48-75/100 acres of land out of the above described  
two tracts of 68.7 and 68.75 acres.

2. That the said land includes a portion of that certain four (4) acres, more or less, bounded on the North by the George W. Loftis Survey, A-516, and on the South and East by the George R. Mercer Survey, A-617; and on the West by the Edward Smith Survey, A-768, and on which an application to purchase a vacancy has been filed by me and Mrs. Bettie Carroll, the other person owning and claiming a portion of said four acres. Said land upon which application to purchase the vacancy is applied, has been used as a part of the 48-75/100 acres above described, and has been used for agricultural and grazing purposes and had not been used for the purposes of exploring for, or removing, oil, gas or other minerals.

3. That he and his father, W. L. Carroll, and their predecessors in title, have been using said land under a good faith belief that the same was included in the bounds of the survey, or surveys, previously titled, to-wit, the George W. Loftis Survey, which had been awarded and sold under circumstances that would have vested title thereto, had said area actually been located within said survey, or surveys.

4. The said land upon which application to purchase has been filed, has been under fence and within definitely recognized boundaries and a portion has been used in connection with the 48.75 acres and the other portion in connection with land owned by Mrs. Bettie Carroll, the other applicant.

5. Said land has been in possession of affiant and his father, prior to his death, his children and our predecessors in title, for more than ten years, were good faith belief that they were the owners thereof.


6. The adjoining land owners have not asserted any claim to said land upon which the application to purchase was filed.

7. Said land, upon which the application to purchase was filed, is about three-fourths of a mile from a producing oil well, the nearest well being located in the Edward Smith Survey, and also is located approximately one-half mile, or less, from a dry hole located in the Southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Jim Carroll  
Jim Carroll

SUBSCRIBED AND SWORN TO BEFORE ME by Jim Carroll,  
this the 20th day of October, 1954, to certify which, witness my  
hand and seal of office.

A circular notary seal for Nan Campbell White, Notary Public in Cherokee County, Texas. The seal features a five-pointed star in the center and the text "NOTARY PUBLIC" around the top and "CHEROKEE COUNTY, TEXAS" around the bottom.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Nan Campbell White

Notary Public in and for Cherokee  
County, Texas.

7. Said land, upon which the application to purchase was filed, is about three-fourths of a mile from a producing oil well, the nearest well being located in the Edward Smith Survey, and also is located approximately one-half mile, or less, from a dry hole located in the Southeast corner of the John L. Trimble Survey.

FURTHER AFFIANT SAITH NOT.

Jim Carroll  
Jim Carroll

day of October, 1954, to certify which, witness my

Tom Carroll  
Tom Carroll

Notary Public in and for Cherokee County, Texas.

Bascom Giles  
BASCOM GILES, Com'r  
File Clerk

File No. 8715682  
Cherokee County  
Alldarich  
Filed November 1, 1954



(12)

*Jim Conall*  
**RECEIVED**

NOV 1 1954

**REFERRED TO LAW**

ORDER NO. 18301  
CERTIFICATE OF TITLE

THE STATE OF TEXAS    |  
COUNTY OF CHEROKEE   |

The CHEROKEE COUNTY ABSTRACT COMPANY, a partnership composed of W. H. HANNA and H. O. GUENZEL, does hereby certify that a careful search and examination has been made of the records and files of the offices of the Clerks of the County and District Courts of Cherokee County, Texas, relative to the title to the following described land in Cherokee County, Texas, to-wit:

[ 48-75/100 acres of land, more or less, a part of the G. W. LOFTIS SURVEY, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

FIRST TRACT: BEGINNING at a stake, the S. E. corner of said George W. Loftis Survey a B. J. 6 in dia. N. 72 E. 2 vrs., P. O. 4 in dia. S. 72 W. 1-1/2 vrs.;

THENCE West (by compass N. 88-1/4 W. tracing old line) 778 vrs. to a stake on the E. B. L. of the Edward Smith Survey a hickory 10 in dia. brs. N. 72 E. 3 vrs.;

THENCE North 77 vrs. to the N. E. corner of said Smith survey a hickory 14, in dia. S. 63 E. 1-9/10 vrs.;

THENCE West with N. B. L. of said Smith Survey 174-6/10 vrs. S. E. corner of a tract of 30 acres surveyed off the West end of Proctor 150 acre tract a hickory 24 in dia. N. 87 W. 21-8/10 vrs.;

THENCE North with the E. B. L. of said 30 acre tract 339-3/4 vrs. to a stake for corner;

THENCE East 952-6/10 vrs. E. B. L. of said Loftis Survey a sand jack 4 in dia. S. 38 E. 14 vrs. another S. J. 2 in dia. N. 67 W. 2-2/10 vrs.;

THENCE South with said boundary 427 vrs. to the beginning, containing 68-7/10 acres of land.

BEING the tract of land described as the First Tract in Deed from J. H. Richardson et ux, Mrs. Susan Richardson, to W. L. Carroll, dated October 28, 1920, and recorded in VOL. 92, PAGE 500, of the Deed Records of Cherokee County, Texas.

SECOND TRACT: BEGINNING at a stake on the E. B. L. of the George W. Loftis Survey No. 84 at the N. E. corner of a 68-7/10 acre tract set aside to C. T. Heisig in partition suit in District Court of Cherokee County, Texas, a sand jack 4 in dia. S. 38 E. 14 vrs., another S. J. 2 in dia. N. 67 W. 2-2/10 vrs.;

THENCE West with the N. B. L. of said Heisig 68-7/10 acre tract 952-6/10 vrs. the N. W. corner of same on the E. B. L. of a 30 acre tract surveyed off the West end of the Proctor tract;

THENCE North with said boundary 92 vrs. N. E. corner of said 30 acre tract on the N. B. L. of the West Ell of said Proctor tract;

THENCE North 88.75 E. with said boundary as run by Ragsdale 270 vrs. to a corner post of a wire fence being angle corner of said Martha Proctor 150 acre tract;

THENCE East with the N. B. of said Proctor tract 692 vrs. to the N. E. corner of same on E. B. L. of Loftis Survey reck from which hickory 10 in dia. S. 27 E. 11 vrs. another 6 in dia. N. 37 W. 8 vrs.;

THENCE South with said boundary 528 vrs. to the

beginning, containing 68-3/4 acres of land.

BEING the tract of land described as the Second Tract in Deed from J. H. Richardson et ux, Mrs. Susan Richardson, to W. L. Carroll, dated October 28, 1920, and recorded in VOL. 92, PAGE 500, of the Deed Records of Cherokee County, Texas.

SAVE AND EXCEPT from the two above described tracts of land a 40 acre tract of land described in Deed from W. L. Carroll et ux, Leona Carroll, to J. E. McGuire and W. D. McGuire, dated February 9, 1924, and recorded in VOL. 101, PAGE 384, of the Deed Records of Cherokee County, Texas.

AND SAVE AND EXCEPT from the two above described tracts of land a 48-7/10 acre tract of land described in Deed from W. L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, and recorded in VOL. 101, PAGE 383, of the Deed Records of Cherokee County, Texas.]

- - - - o o - - - -

We find the following instruments filed for record or of record in the above mentioned offices, affecting the title to the above described tract of land, SINCE the 28th day of October, A.D., 1920, to-wit:

1ST. ITEM: Patent, from The State of Texas to George W. Loftis, dated July 23, 1846, filed for record August 22, 1866, and recorded in VOL. R, PAGE 567, of the Deed Records of Cherokee County, Texas, granting title to 320 acres of land, Patent No. 57, Vol. 4.

2ND. ITEM: Deed, from J. H. Richardson et ux, Susan Richardson, to W. L. Carroll, dated October 28, 1920, filed for record February 7, 1921, and recorded in VOL. 92, PAGE 500, of the Deed Records of Cherokee County, Texas, conveying two tracts

of land described in the Caption hereof of which the land under investigation is a part, and reciting as consideration the sum of \$2000.00 cash, receipt acknowledged and 5 notes in the sum of \$500.00 each, payable one, two, three, four and five years respectively from January 1, 1921, and bearing 10% annual interest from January 1, 1921.

3RD. ITEM: Transfer of Notes, from J. H. Richardson to W. F. Turney, dated December 30, 1920, filed for record February 13, 1923, and recorded in VOL. 100, PAGE 70, of the Deed Records of Cherokee County, Texas, transferring the 5 notes set out in the 2ND ITEM hereof.

4TH. ITEM: Release of Lien, from W. F. Turney to W. L. Carroll, dated February 12, 1923, filed for record February 13, 1923, and recorded in VOL. 100, PAGE 67, of the Deed Records of Cherokee County, Texas, releasing the Note numbered 5 as set out in the 2ND ITEM hereof.

5TH. ITEM: Transfer of Notes, from W. F. Turney to The Federal Land Bank of Houston, Texas, dated March 26, 1923, filed for record March 31, 1923, and recorded in VOL. 100, PAGE 314, of the Deed Records of Cherokee County, Texas, assigning Notes 2, and 3 with \$25.00 interest thereon and \$305.00 of Note 4, as set out in the 2ND ITEM hereof.

6TH. ITEM: Deed of Trust, from W. L. Carroll et ux, Leona Carroll, to M. H. Gossett, Trustee for Federal Land Bank of Houston, Texas, dated March 26, 1923, filed for record March 31, 1923, and recorded in VOL. 2, PAGE 249, of the Amortization Records of Cherokee County, Texas, conveying in trust the two tracts of land described in the Caption hereof of which the land under investigation is a part, to secure the payment

of 1 note in the sum of \$1400.00, payable in 69 semi-annual installments, and bearing interest at 5-1/2% per annum.

7TH. ITEM: EXHIBIT: Deed, from W. L. Carroll et ux, Leona Carroll, to J. E. McGuire and W. D. McGuire, dated February 9, 1924, filed for record February 11, 1924, and recorded in VOL. 101, PAGE 384, of the Deed Records of Cherokee County, Texas, conveying 40 acres of land out of the two tracts of land described in the Caption hereof, and reciting as consideration the sum of \$320.00 cash, receipt acknowledged, and the assumption of the sum of \$480.00 to be paid on the \$1400.00 note due The Federal Land Bank as set out in the 6TH ITEM hereof.

8TH. ITEM: EXHIBIT: Deed, from W. L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, filed for record February 11, 1924, and recorded in VOL. 101, PAGE 383, of the Deed Records of Cherokee County, Texas, conveying 48-7/10 acres of land out of the two tracts of land described in the Caption hereof, and reciting as consideration the sum of \$1250.00 cash, receipt acknowledged, and the assumption to pay \$460.00 and all interest thereon of the Note set out in the 6TH ITEM hereof.

9TH. ITEM: Oil and Gas Lease, from W. L. Carroll et ux, Leona Carroll to W. Charlton Griffith, dated December 17, 1925, filed for record December 19, 1925, and recorded in VOL. 114, PAGE 21, of the Deed Records of Cherokee County, Texas, covering the land under investigation, for a primary term of 5 years, providing for the usual 1/8th royalty, and providing for an annual drilling deferment rental in the sum of \$48.70 and payable or tenderable to lessor or lessor's credit in the First State Bank of Jacksonville, Texas, or its successors.

10TH. ITEM: Assignment of Oil and Gas Lease, from W. Charlton Griffith to Humble Oil and Refining Company, dated December 18, 1925, filed for record January 19, 1926, and recorded in VOL. 114, PAGE 341, of the Deed Records of Cherokee County, Texas, assigning the Lease set out in the 9TH ITEM hereof.

11TH. ITEM: Right-of-Way, from W. L. Carroll to Humble Pipe Line Company, dated April 13, 1931, filed for record May 4, 1931, and recorded in VOL. 149, PAGE 425, of the Deed Records of Cherokee County, Texas, granting the right to lay a pipe line across the land under investigation.

*where*  
12TH. ITEM: Deed, from W. L. Carroll et ux, Leona Carroll, to James W. Carroll, dated December 21, 1931, filed for record November 8, 1935, and recorded in VOL. 194, PAGE 179, of the Deed Records of Cherokee County, Texas, conveying 10 acres of land out of the tract of land under investigation, and reciving as consideration the sum of \$100.00 cash, receipt acknowledged, and 1 note in the sum of \$100.00, of even date, due December 21, 1932, and bearing interest at 10% per annum.

13TH. ITEM: Deed, from W. L. Carroll et ux, Leona Carroll, to Jim Carroll, dated June 15, 1940, filed for record August 9, 1940, and recorded in VOL. 225, PAGE 409, of the Deed Records of Cherokee County, Texas, conveying the remainder of the land under investigation, and reciting as consideration the sum of \$10.00 cash, receipt acknowledged, and the assumption of the balance due on the Federal Land Bank Note as set out in the 6TH ITEM hereof, and the assumption of \$100.00 indebtedness due Dr. C. L. Newburn.

14TH. ITEM: Oil and Gas Lease, from Jim Carroll et ux,

Lessie Carroll, to S. Kelley Bruce, dated August 21, 1953, filed for record August 24, 1953, and recorded in VOL. 389, PAGE 464, of the Deed Records of Cherokee County, Texas, covering the land under investigation herein, for a primary term of 10 years, providing for the usual 1/8th royalty, and providing for an annual drilling deferment rental in the sum of \$48.75 and payable or tenderable to lessor or lessor's credit in the First National Bank of Jacksonville, Texas, or its successors.

15TH. ITEM: Assignment of Oil and Gas Lease, from S. Kelley Bruce to Ralph Spence, dated September 21, 1953, filed for record October 14, 1953, and recorded in VOL. 391, PAGE 460, of the Deed Records of Cherokee County, Texas, assigning the Lease set out in the 14TH. ITEM hereof.

16TH. ITEM: Assignment of Oil and Gas Lease, from Ralph Spence to H. R. Stroube and W. C. Stroube, dated December 7, 1953, filed for record December 30, 1953, and recorded in VOL. 395, PAGE 517, of the Deed Records of Cherokee County, Texas, assigning an undivided 27.35% interest in the Lease set in the 14TH ITEM hereof.

17TH. ITEM: Assignment of Oil and Gas Lease, from Ralph Spence to Group Oil Company, dated January 22, 1954, filed for record March 9, 1954, and recorded in VOL. 401, PAGE 110, of the Deed Records of Cherokee County, Texas, assigning an undivided 40% interest in the Lease set out in the 14TH ITEM hereof, SAVE AND EXCEPT that there is reserved to Grantor an Overriding Royalty equal to 40% of 1/8 of 7/8 of the Market Value of production of oil, gas and other minerals.

18TH. ITEM: Assignment of Oil and Gas Lease, from H. R. Stroube and W. C. Stroube to Trans-Tex Drilling Company,

dated December 8, 1953, filed for record December 21, 1953, and recorded in VOL. 395, PAGE 202, of the Deed Records of Cherokee County, Texas, assigning an undivided 13.675/1000% interest in the Lease set out in the 14TH ITEM hereof, SAVE AND EXCEPT that there is reserved to Grantor an Overriding Royalty of 1/16 of 13.675/1000% interest of 7/8 of the entire production of oil, gas and other minerals.

19TH. ITEM: Assignment of Overriding Royalty Interest, from H. R. Stroube and W. C. Stroube to Lonnie Holotik, dated January 22, 1954, filed for record February 16, 1954, and recorded in VOL. 299, PAGE 10, of the Deed Records of Cherokee County, Texas, assigning an undivided 1/32 of 13.675% of 7/8 of the entire production of oil, gas and other minerals, in the Lease set out in the 14TH ITEM hereof.

20TH. ITEM: Assignment of Overriding Royalty Interest, from H. R. Stroube and W. C. Stroube to E. Fred Herschbach, dated December 10, 1953, filed for record January 5, 1954, and recorded in VOL. 396, PAGE 66, of the Deed Records of Cherokee County, Texas, assigning an undivided 3/64 of 13.675% of 7/8 of the entire production of oil, gas and other minerals, in the Lease set out in the 14TH ITEM hereof.

21ST. ITEM: Assignment of Overriding Royalty, from E. Fred Herschbach to Lonnie Holotik, dated December 28, 1953, filed for record February 16, 1954, and recorded in VOL. 399, PAGE 8, of the Deed Records of Cherokee County, Texas, assigning and undivided 2/3 of the overriding royalty interest free and clear of all expense, this being 2/3 of the interest set out in the 20TH ITEM hereof.

22ND. ITEM: Assignment of Overriding Royalty, from

Lonnie Holotik to A. E. Dennis and W. E. Curtis, dated February 15, 1954, filed for record February 23, 1954, and recorded in VOL. 399, PAGE 259, of the Deed Records of Cherokee County, Texas, assigning an undivided 550/92766 of 1/8th of all oil, gas and other minerals, which interest shall be free and clear of all cost of development and operation, except taxes, in the Lease set out in the 14TH ITEM hereof.

- - - - o O o - - - -

Showing of instruments affecting the prior title to the land under investigation is expressly excepted from being made in this Certificate of Title.

We do not certify as to the taxes.

We find no record of sales of mineral and/or royalty rights or interests in the land under investigation herein, other than as hereinbefore shown.

We find no oil, gas and mineral leases of record, and assignments thereof, covering the land under investigation, other than as hereinbefore shown, which have not apparently lapsed or expired by their own terms, or been released of record.

Other than as hereinbefore shown, we find no Lis Pendens, Attachments, or Abstracts of Judgments, filed for record during the past ten years against the parties apparently holding title to the land under investigation, and the leases covering the same, as indicated by the various instruments hereinbefore set out.

This Certificate of Title is made and accepted with the distinct understanding, evidenced by the acceptance hereof, that the undersigned is not rendering an opinion as to the title to the land under investigation, and that while believing its

construction of the records, as above set out, to be true and correct, yet will incur no liability by reason of such construction, or by reason of any conflict in boundaries, or by reason of any error or omission of any kind.

WITNESS our signature at Rusk, Texas, this the 17th day of May, A.D., 1954.

CHEROKEE COUNTY ABSTRACT COMPANY,

SEARCHER:  
H. Guenzel

BY W. H. Hanna

ORDER NO. 18301.

613

File No. Lot 7, 15682

Cherokee County

Certificate of Title

Filed November 1, 1954

BASCOM GILES, Com'r

Chas. May Warren  
File Clerk

CHEROKEE COUNTY ABSTRACT COMPANY

BY Chas. May Warren

day of May, A.D., 1954.

WITNESS our signature at Musk,

reason of any error or omission of any kind. This the 1st day of May, A.D., 1954. Construction of the records, as above set out, to be true and correct, yet will incur no liability by reason of such construction, or by reason of any conflict in boundaries or

ORDER NO. 18301.

SEARCHER:  
H. General

*Belle Cornell*

RECEIVED

NOV 1 1954

REFERRED TO LAW

ORDER NO. 18300  
CERTIFICATE OF TITLE

THE STATE OF TEXAS    |  
COUNTY OF CHEROKEE   |

The CHEROKEE COUNTY ABSTRACT COMPANY, a partnership composed of W. H. HANNA and H. O. GUENZEL, does hereby certify that a careful search and examination has been made of the records and files of the offices of the Clerks of the County and District Courts of Cherokee County, Texas, relative to the title to the following described land in Cherokee County, Texas, to-wit:

[ 48-7/10 acres of land, a part of the G. W. LOFTIS SURVEY, Abst. No. 516, situated in Cherokee County, Texas, about 10 miles West of Jacksonville, Texas, and being more fully described as follows, to-wit:

BEGINNING at the N. E. corner of the John Ewing tract, a hickory 10" dia. brs. N. 72 E. 3 vrs., it also being the N. W. corner of Cobb and Taylor tract;

THENCE North 77 vrs. to a stake in road, a hickory 14" dia. brs. S. 63 E. 1-1/10 vrs;

THENCE West 174-6/10 vrs. to the S. E. corner of Rem Davis tract of 30 acres, a Hickory 24" dia. brs. N. 87 W. 21-8/10 vrs.;

THENCE North 431 vrs. to Tom Tunningham's tract;

THENCE East 240 vrs. to the W. B. L. of the McGuire  
40 acres;

THENCE South 45 vrs. to a stake S. W. corner of McGuire  
40 acres;

THENCE East 254 vrs. to a stake;

THENCE South 480 vrs. to the S. W. corner of the W. L. Carroll tract;

THENCE West to the place of beginning, containing 48-7/10 acres of land.

BEING THE same land described in Deed from W. L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, and recorded in VOL. 101, PAGE 383, of the Deed Records of Cherokee County, Texas.

- - - - o o - - - -

We find the following instruments filed for record or of record in the above mentioned offices, affecting the title to the above described tract of land, SINCE THE 28th day of October, A.D., 1920, to-wit:

1ST. ITEM: Patent, from The State of Texas to George W. Loftis, dated July 23, 1846, filed for record August 22, 1866, and recorded in VOL. R, PAGE 567, of the Deed Records of Cherokee County, Texas, granting title to 320 acres of land, Patent No. 57, Vol. 4.

2ND. ITEM: Deed, from J. H. Richardson et ux, Susan Richardson, to W. L. Carroll, dated October 28, 1920, filed for record February 7, 1921, and recorded in VOL. 92, PAGE 500, of the Deed Records of Cherokee County, Texas, conveying two tracts of land out of the G. W. Loftis Survey totaling 137.45 acres of which the land under investigation is a part, and reciting as consideration the sum of \$2000.00 cash, receipt acknowledged and 5 notes in the sum of \$500.00 each, payable one, two, three, four and five years respectively from January 1, 1921, and bearing 10% annual interest from January 1, 1921.

3RD. ITEM: Transfer of Notes, from J. H. Richardson to W. F. Turney, dated December 30, 1920, filed for record February 13, 1923, and recorded in VOL. 100, PAGE 70, of the Deed Records of Cherokee County, Texas, transferring the 5 notes set out in the 2ND ITEM hereof.

4TH. ITEM: Release of Lien, from W. F. Turney to W. L. Carroll, dated February 12, 1923, filed for record February 13, 1923, and recorded in VOL. 100, PAGE 67, of the Deed Records of Cherokee County, Texas, releasing the Note numbered 5 as set out in the 2ND ITEM hereof, and the Lien incident thereto.

5TH. ITEM: Transfer of Notes, from W. F. Turney to The Federal Land Bank of Houston, Texas, dated March 26, 1923, filed for record March 31, 1923, and recorded in VOL. 100, PAGE 314, of the Deed Records of Cherokee County, Texas, assigning the Notes 2, and 3 with \$25.00 interest thereon and \$305.00 of Note 4, as set out in the 2ND ITEM hereof.

6TH. ITEM: Deed of Trust, from W. L. Carroll et ux, Leona Carroll, to M. H. Gossett, Trustee for Federal Land Bank of Houston, Texas, dated March 26, 1923, filed for record March 31, 1923, and recorded in VOL. 2, PAGE 249, of the Amortization Records of Cherokee County, Texas, conveying in trust two tracts of land out of the G. W. Loftis Survey totaling 137.45 acres of which the land under investigation is a part, to secure the payment of 1 note in the sum of \$1400.00, payable in 69 semi-annual installments, and bearing interest at 5-1/2% per annum.

7TH. ITEM: Deed, from W. L. Carroll et ux, Leona Carroll, to J. G. Carroll, dated February 9, 1924, filed for

record February 11, 1924, and recorded in VOL. 101, PAGE 383, of the Deed Records of Cherokee County, Texas, conveying the land under investigation herein, and reciting as consideration the sum of \$1250.00 cash, receipt acknowledged, and assumption to pay \$460.00 and all interest thereon of the Notes set out in the 6TH ITEM hereof.

8TH. ITEM: Oil and Gas Lease, from J. G. Carroll et ux, Bettie Carroll, to W. Charlton Griffith, dated December 17, 1925, filed for record December 19, 1925, and recorded in VOL. 4, PAGE 410, of the Lease Records of Cherokee County, Texas, covering the land under investigation, for a primary term of 5 years, providing for the usual 1/8th royalty, and providing for an annual drilling deferment rental in the sum of \$48.70 and payable or tenderable to lessor or lessor's credit in the First State Bank of Jacksonville, Texas, or its successors.

9TH. ITEM: Assignment of Oil and Gas Lease, from W. Charlton Griffith to Humble Oil and Refining Company, dated December 18, 1925, filed for record January 19, 1926, and recorded in VOL. 114, PAGE 340, of the Deed Records of Cherokee County, Texas, assigning the Lease set out in the 8TH ITEM hereof.

10TH. ITEM: IN THE ESTATE OF J. G. CARROLL, DECEASED, Cause No. 1604, in the Probate Court of Cherokee County, Texas, and recorded in VOL. R, PAGE 196-198, of the Probate Minutes of Cherokee County, Texas, sherein the following instruments are shown, to-wit:

APPLICATION FOR COMMUNITY ADMINISTRATION: Filed March 26, 1927, by Mrs. Bettie Carroll, wherein she states that her husband J. G. Carroll died February 8, 1927, that he left

surviving him the following children, to-wit: Jasper Carroll, a boy 12 years of age; Lillian Carroll, a girl 17 years of age; Leland Carroll, a boy 20 years of age; Mrs. Zell Toliver, wife of Harry Toliver, a girl 27 years of age; and Williard Carroll, a boy 23 years of age, that there is a community estate, and that administration is needed for her to properly manage the estate.

ORDER APPOINTING APPRAISERS: Entered March 26, 1927, appointing Grady Elliott, John Simpson and Ross Dorbant.

OATH: Filed April 2, 1927.

BOND: Filed April 2, 1927.

INVENTORY AND APPRAISEMENT: Filed April 2, 1927, showing as part of the estate 48.71 acres of land valued at \$13,500.00.

ORDER APPROVING INVENTORY AND APPRAISEMENT: Entered April 1, 1927.

11TH. ITEM: Mineral Deed, from W. L. Carroll et ux, Leona Carroll, to Ross S. Dorbandt, M. T. Flanagan, Bruce O'Keefe, and Lyman O'Keefe, dated March 24, 1927, filed for record March 29, 1927, and recorded in VOL. 123, PAGE 414, of the Deed Records of Cherokee County, Texas, a copy of which instrument is attached hereto.

12TH. ITEM: Right-of-Way, from Bettie Carroll to Humble Pipe Line Company, dated April 13, 1931, filed for record May 4, 1931, and recorded in VOL. 149, PAGE 424, of the Deed Records of Cherokee County, Texas, granting the right to lay a pipe line across the land under investigation.

13TH. ITEM: Oil and Gas Lease, from W. D. Carroll, Mrs. Betty Carroll, a widow, L. H. Carroll, and Mrs. Zell Knous

et vir, Clyde Knous, to S. Kelley Bruce, dated August 21, 1953, filed for record August 22, 1953, and recorded in VOL. 389, PAGE 425, of the Deed Records of Cherokee County, Texas, covering the land under investigation, for a primary term of 10 years, providing for the usual 1/8th royalty, and providing for an annual drilling deferment rental in the sum of \$48.70 and payable or tenderable to lessor or lessor's credit in the First National Bank of Jacksonville, Texas, or its successors.

14TH. ITEM: Assignment of Oil and Gas Lease, from S. Kelley Bruce to Ralph Spence, dated August 21, 1953, filed for record October 14, 1953, and recorded in VOL. 391, PAGE 449, of the Deed Records of Cherokee County, Texas, assigning the Lease set out in the 13TH ITEM hereof.

15TH. ITEM: Oil and Gas Lease, from J. G. Carroll, Jr. to S. Kelley Bruce, dated August 25, 1953, filed for record November 3, 1953, and recorded in VOL. 392, PAGE 532, of the Deed Records of Cherokee County, Texas, covering grantors undivided interest in the land under investigation, for a primary term of 10 years, providing for the usual 1/8th royalty, and providing for an annual drilling deferment rental in the sum of \$6.09 and payable or tenderable to lessor or lessor's credit in the First National Bank of Jacksonville, Texas, or its successors.

16TH. ITEM: Abstractors Note: A careful search of the Deed Records of Cherokee County, Texas, fails to disclose an assignment of the Oil and Gas Lease set out in the 15TH ITEM hereof.

17TH. ITEM: Assignment of Oil and Gas Lease, from Ralph Spence to H. R. Stroube and W. C. Stroube, dated December

7, 1953, filed for record December 30, 1953, and recorded in VOL. 395, PAGE 517, of the Deed Records of Cherokee County, Texas, assigning an undivided 27.35% interest in the Lease set out in the 13TH and 15TH ITEMS hereof.

18TH. ITEM: Assignment of Oil and Gas Lease, from Ralph Spence to Group Oil Company, dated January 22, 1954, filed for record March 9, 1954, and recorded in VOL. 401, PAGE 110, of the Deed Records of Cherokee County, Texas, assigning an undivided 40% interest in the Lease set out in the 13TH and 15TH ITEMS hereof.

19TH. ITEM: Assignment of Oil and Gas Lease, from H. R. Stroube and W. C. Stroube to Trans-Tex Drilling Company, dated December 8, 1953, filed for record December 21, 1953, and recorded in VOL. 395, PAGE 202, of the Deed Records of Cherokee County, Texas, assigning an undivided 13.675/1000% interest in the Lease set out in the 13TH and 15TH ITEMS hereof, SAVE AND EXCEPT that there is reserved to Grantor an Overriding Royalty of 1/16 of 13.675/1000% interest of 7/8 of the entire production of oil, gas and other minerals.

20TH. ITEM: Assignment of Overriding Royalty Interest, from H. R. Stroube and W. C. Stroube, to Lonnie Holotik, dated January 22, 1954, filed for record February 16, 195<sup>4</sup>, and recorded in VOL. 299, PAGE 10, of the Deed Records of Cherokee County, Texas, assigning an undivided 1/32 of 13.675% of 7/8 of the entire production of oil, gas and other minerals, in the Lease set out in the 13TH and 15TH ITEMS hereof.

21ST. ITEM: Assignment of Overriding Royalty Interest, from H. R. Stroube and W. C. Stroube to E. Fred Herschbach, dated December 10, 1953, filed for record January 5, 1954, and

and recorded in VOL. 396, PAGE 66, of the Deed Records of Cherokee County, Texas, assigning an undivided 3/64 of 13.675% of 7/8 of the entire production of oil, gas and other minerals, in the Lease set out in the 13TH and 15TH ITEMS hereof.

22ND. ITEM: Assignment of Overriding Royalty, from E. Fred Herschbach to Lonnie Holotik, dated December 28, 1953, filed for record February 16, 1954, and recorded in VOL. 399, PAGE 8, of the Deed Records of Cherokee County, Texas, assigning an undivided 2/3 of the overriding royalty interest free and clear of all expense, this being 2/3 of the interest set out in the 21ST ITEM hereof.

23RD. ITEM: Assignment of Overriding Royalty, from Lonnie Holotik to A. E. Dennis and W. E. Curtis, dated February 15, 1954, filed for record February 23, 1954, and recorded in VOL. 399, PAGE 259, of the Deed Records of Cherokee County, Texas, assigning an undivided 550/92766 of 1/8th of all oil, gas and other minerals, which interest shall be free and clear of all cost of development and operation, except taxes, in the Lease set out in the 13TH and 15TH ITEMS hereof.

- - - - o o - - - -

Showing of instruments affecting the prior title to the land under investigation is expressly excepted from being made in this Certificate of Title.

We do not certify as to the taxes.

We find no record of sales of mineral and/or royalty rights or interests in the land under investigation herein, other than as hereinbefore shown.

We find no oil, gas and mineral leases of record, and assignments thereof, covering the land under investigation, other

than as hereinbefore shown, which have not apparently lapsed or expired by their own terms, or been released of record.

Other than as hereinbefore shown, we find no Lis Pendens, Attachments, or Abstracts of Judgments, filed for record during the past ten years against the parties apparently holding title to the land under investigation, and the leases covering the same, as indicated by the various instruments hereinbefore set out.

This Certificate of Title is made and accepted with the distinct understanding, evidenced by the acceptance hereof, that the undersigned is not rendering an opinion as to the title to the land under investigation, and that while believing its construction of the records, as above set out, to be true and correct, yet will incur no liability by reason of such construction, or by reason of any conflict in boundaries, or by reason of any error or omission of any kind.

WITNESS our signature at Rusk, Texas, this the 17th day of May, A.D., 1954.

CHEROKEE COUNTY ABSTRACT COMPANY,

SEARCHER:  
H. Guenzel

BY

W. H. Hanna

ORDER NO. 18300.

W. L. CARROLL, ET UX  
TO  
ROSS S. DORBANDT, ET AL

MINERAL DEED  
DATED: March 24, 1927  
FILED: March 29, 1927  
RECORDED: Vol. 123 p 414-5  
DEED RECORDS  
CHEROKEE COUNTY, TEXAS

THE STATE OF TEXAS |

COUNTY OF CHEROKEE | KNOW ALL MEN BY THESE PRESENTS:

That we, W. L. Carroll and wife, Leona Carroll, of Cherokee County, Texas, for and in consideration of the sum of Three Thousand Dollars (\$3000.00) cash in hand paid by Ross S. Dorbandt, M. T. Flanagan, Bruce O'Keefe and Lyman O'Keefe, hereinafter called Grantees, the receipt of which is hereby acknowledged, have granted, sold, conveyed assigned and delivered and by these presents do grant, sell, convey, assign, and deliver unto the said Grantees an undivided 1/4th interest in and to all of the oil gas and other minerals in and under and that may be produced from the following described land situated in Cherokee County, Texas, to-wit:

The following tract of 48-7/10 acres heretofore conveyed by W. L. Carroll to J. G. Carroll to-wit:

BEGINNING at the S. E. corner of the John Ewing tract;

THENCE N. 77 vrs. stake in road;

THENCE West 174  $\frac{6}{10}$  vrs. to S. E. Corner of Rem Davis 30 acre tract;

THENCE North 431 vrs. to Tom Cunningham's tract;

THENCE East 240 vrs. to W. B. line of McGuire 40 acre tract;

THENCE S. 45 vrs. to stake S. W. Corner of McGuire 40 acre;

THENCE E. 254 vrs. to stake;

THENCE South 480 vrs. to S. W. Corner of the W. L. Carroll tract;

THENCE West to the place of beginning containing 48  $\frac{7}{10}$  acres of land, more or less.

Together with the right of ingress and egress at all times for the purpose of mining, drilling and exploring said land for oil, gas and other minerals, and removing the same therefrom.

Said land being now under an oil and gas lease executed in favor of Griffith & Griffith it is understood and agreed that this sale is made subject to the terms of said lease, but covers and includes  $\frac{1}{4}$ th of all of the oil royalty and gas rental or royalty due to be paid under the terms of said lease.

It is understood and agreed that  $\frac{1}{4}$ th of the money rentals which may be paid to extend the term within which a well may be begun under the terms of said

lease is to be paid to the said Grantees and in event that the above described lease for any reason becomes cancelled or forfeited, then and in that event, an undivided 1/4th of the lease interest and all future rentals on said land for oil, gas and other mineral privileges shall be owned by said Grantees owning 1/4th of all oil, gas and other minerals, in and under said lands together with 1/4th interests in all future rents.

TO HAVE AND TO HOLD the above described property, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantees herein, their heirs and assigns forever; and we do hereby bind ourselves, our heirs, executors and administrators to warrant and forever defend all and singular the said property unto the said grantees herein, heirs and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Witness our hands this the 24th day of  
March 1927.

W. L. Carroll

Leona Carroll

THE STATE OF TEXAS    |  
COUNTY OF CHEROKEE   |

BEFORE ME, the undersigned, a Notary Public  
in and for said County and State, on this day personally

appeared W. L. Carroll known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this the 24th day of March A. D. 1927.

Wm. Emerson Stone,  
Notary Public in and for  
Cherokee County, Texas.

THE STATE OF TEXAS |  
COUNTY OF CHEROKEE |

BEFORE ME, the undersigned a Notary Public in and for said County and State, on this day personally appeared Leona Carroll wife of W. L. Carroll, known to me to be the person whose name is subscribed to the foregoing instrument, and having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Leona Carroll, acknowledged such instrument, to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed and that she did not wish to retract it.

Given under my hand and seal of office this the 24th day of March A. D. 1927.

Wm. Emerson Stone, Notary  
Public, in and for Cherokee  
County, Texas.

*Handwritten notes and stamps:*  
123-414-4  
Cherokee County  
Notary Public  
Emerson Stone  
1927

*Handwritten mark:*  
11/8

appeared W. L. Carroll known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this the 24th day of March A. D. 1927.  
Wm. Emerson Stone,  
Notary Public in and for Cherokee County, Texas.

*Handwritten:* This No. 8-7-15682  
Cherokee County  
Certificate of Title  
Filed November 19 1927  
BSCOM GILES, Com'r  
Filed Clerk  
*Wm. Emerson Stone*

*Handwritten:* 110

THE STATE OF TEXAS |  
COUNTY OF CHEROKEE |

BEFORE ME, the undersigned a Notary Public in and for said County and State, on this day personally appeared Leona Carroll wife of W. L. Carroll, known to me to be the person whose name is subscribed to the foregoing instrument, and having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Leona Carroll, acknowledged such instrument, to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed and that she did not wish to retract it.

Given under my hand and seal of office this the 24th day of March A. D. 1927.  
Wm. Emerson Stone, Notary Public, in and for Cherokee County, Texas.

DETACH BEFORE DEPOSITING

~~1611~~

Bettie Carroll and Jim Carroll  
Application to Purchase unsurveyed school land.

6

65557  
**RECEIVED**

MAILED AUG 13 1954

**GENERAL LAND OFFICE**

② SF-15682

LAW OFFICES OF  
NORMAN, ROUNSAVILLE & HASSELL  
SECOND FLOOR FIRST NATIONAL BANK BLDG.  
JACKSONVILLE, TEXAS

RECEIVED

NOV 1 1954

REFERRED TO LAW

October 20, 1954

Mr. Ralph Spence  
Tyler, Texas

PROPERTY: 48.7 acres of land in the G. W. Loftis Survey, being described in Vol. 101, Page 383 of the Deed Records of Cherokee County, Texas.

INSTRUMENTS EXAMINED: Certificate of Title, No. 18,300, containing 13 pages and dated the 17th day of May, 1954, and covering the period from the 28th day of October, 1920, to the 17th day of May, 1954.

Dear Mr. Spence:

We have examined the above captioned certificate of title to the above described land and find title to be as follows, subject to the objections hereinafter set forth:

FEE; Including the usual 1/8th Royalty:

Mrs. Bettie Carroll  
Jasper Carroll  
Lillian Carroll  
Leland Carroll  
Mrs. Zell Knous, et vir, Clyde Knous  
Willard Carroll.

7/8ths LEASEHOLD:

Ralph Spence - all, less 27.35% AND less 40%.

H. R. Stroube and W. C. Stroube - 27.35% less 13.675%.

Group Oil Company - 40%.

Trans-Tex Drilling Company - 13.675% less over-riding royalty of 1/16th of 13.675% of 7/8ths.

C O P Y

Mr. Ralph Spence  
Tyler, Texas

October 20, 1954

Page #2.

OVER-RIDING ROYALTY of 1/16th of 13.675%:

Lonnie Holotik  
E. Fred Hirschbach  
E. A. Dennis and W. E. Curtis.

The interest of this over-riding royalty cannot be definitely ascertained without access to the full instruments.

1.

Your attention is called to Item 15 of the certificate, which describes an oil and gas lease from J. G. Carroll, Jr., to S. Kelly Bruce, dated August 25, 1953, filed November 3, 1953, and recorded in Vol. 392, Page 532, Deed Records of Cherokee County, Texas.

No assignment of this lease appears in this certificate from S. Kelly Bruce to Ralph Spence, although Ralph Spence, in other instruments, appears to be the owner thereof.

REQUIREMENT: The assignment of this lease should be placed of record and brought forward in a certificate of title.

2.

You are advised that H. R. Stroube and W. C. Stroube acquired 27.35% of the leases held by Ralph Spence. They sold half of this to the Trans-Tex Drilling Company, Item 17 of this certificate, reserving an over-riding royalty of 1/16th of 13.675% of 7/8ths.

Stroube and Stroube sold a 1/32nd of this over-riding royalty to Lonnie Holotik and 3/64ths to E. Fred Hirschbach. This is more than they retained in the assignment to Trans-Tex Drilling Company, and apparently would have to be made up out of the other interest they retained. Fred Hirschbach, in Item 22, conveyed part of his over-riding royalty to Lonnie Holotik, and Lonnie Holotik assigned part of his to A. E. Dennis and W. E. Curtis. Before we can determine the exact interest of these owners of the over-riding royalty, it would be necessary to examine the full instruments.

REQUIREMENT: The full instruments, as mentioned above, should be presented for examination.

3.

There does not appear to be a reliable affidavit of heirship of J. G. Carroll, who died February 8, 1927, as shown by the instruments described in Item 10, which is a community administration taken out in 1927 by Bettie Carroll.

4.

The property under examination was acquired by J. G. Carroll, February 9, 1924, Item 7. This deed is recorded in Vol. 101, Page 383, of the Deed Records of Cherokee County, Texas. Apparently, he was married to Bettie Carroll at this time, and, therefore the property was community property.

This indicates that Bettie Carroll is owner of one-half (1/2) of the property under examination, and her children and the children of J. G. Carroll are the owners of the other half.

**REQUIREMENT:** An affidavit of heirship should be prepared and presented for examination.

5.

Item 11 is a mineral deed executed by W. L. Carroll and wife, Leona Carroll, to Ross S. Dorbandt, M. T. Flanagan, Bruce O'Keefe and Lyman O'Keefe, dated March 24, 1927, recorded in Vol. 123, page 414 of the Deed Records of Cherokee County, Texas, and filed March 29, 1927. Apparently this mineral deed covers the property under examination and purports to convey a one-fourth (1/4th) interest in the minerals. However, at the time of the deed, the grantors did not own the land.

**REQUIREMENT:** This matter should be clarified if possible by obtaining quit-claim deeds from the grantees, but if not possible, all information should be reported to us concerning the transaction.

6.

You are advised that Item 6 is a deed of trust from W. L. Carroll, et ux, to The Federal Land Bank, which deed of trust is recorded in Vol. 2, Page 249 of the Amortization Records and is dated March 26, 1923.

Mr. Ralph Spence  
Tyler, Texas

October 20, 1954

Page #4.

In the deed from W. L. Carroll, et ux, to J. G. Carroll, Item 7, dated February 9, 1924, a portion of this indebtedness was assumed. It does not appear, however, that the deed of trust was released.

**REQUIREMENT:** A release, or subordination agreement, in respect to this lien, clearing your lease, should be obtained.

7.

Your attention is called to the fact that there may be a possible vacancy between the Loftis and Mercer Surveys. It is my understanding that the South boundary line of the Loftis is a straight line all the way across. You will observe that the description indicates there is an offset of about 77 varas, yet the land is described as being in the Loftis Survey. This land is being surveyed for a possible vacancy and an application is being made in the name of the good faith claimants, Bettie Carroll, the principal owner of the above tract, and Jim Carroll, the principal owner of the tract just to the East of this tract, which is also in the Loftis Survey.

This opinion does not cover matters not shown by the above certificate of title, no independent examination of the material other than that listed therein having been made.

Very truly yours,

James H. Rounsaville.

JHR:w

In the deed from W. L. Carroll, et ux, to J. G. Carroll, Item 7, dated February 9, 1924, a portion of this indebtedness was assumed. It does not appear, however, that the deed of trust was released.

**REQUIREMENT:** A release, or subordination agreement, in respect to this lien, clearing your lease, should be obtained.

7.

Your attention is called to the fact that there may be a possible vacancy between the Loftis and Mercer surveys. It is my understanding that the south boundary line of the Loftis is a straight line all the way across. You will observe that the description indicates there is an offset of about 75 feet. The land is described as being in the Loftis survey. Being surveyed for a possible vacancy and an application is being made in the name of the good faith claimants, Bettie Carroll, the principal owner of the above tract, and Jim Carroll, the principal owner of the tract west to the east of this tract, which is also in the Loftis survey.

This opinion does not cover matters not shown by the above recitals of title and independent examination of the material other than that listed therein has been made.

Very truly yours,

James H. Rounsaville.

FILE NO. 17-15652  
Cherokee County  
Filed November 1954  
E. S. COMBLES, Clerk  
Chas. Mayhew

JHR:w

15

LAW OFFICES OF  
NORMAN, ROUNSAVILLE & HASSELL  
SECOND FLOOR FIRST NATIONAL BANK BLDG.  
JACKSONVILLE, TEXAS

RECEIVED

NOV 1 1954

REFERRED TO LAW

October 23, 1954

Mr. Ralph Spence  
Tyler, Texas

PROPERTY: 48.75 acres of land in the G. W. Loftis Survey, and described in the caption of the certificate of title indicated below.

INSTRUMENTS EXAMINED: Certificate of Title No. 18,301, containing 10 pages, dated the 17th day of May, 1954, and covering the period from the 28th day of October, 1922, to the 17th day of May, 1954.

Dear Mr. Spence:

FEE, Including the usual 1/8th Royalty:

Jim Carroll and wife, Lessie Carroll.

7/8THS LEASEHOLD:

Ralph Spence - All, less 27.35% and less 40%.  
H. R. Stroube & W. C. Stroube - 27.35% less 13.675%  
Group Oil Company - 40% - Less overriding royalty  
equal to 40% of 1/8th of 7/8ths;  
Trans-Tex Drilling Company - 13.675% less overriding  
royalty of 1/16th of 13.675% of 7/8ths.

OVERRIDING ROYALTY:

Ralph Spence - 40% of 1/8th of 7/8ths.  
Lonnie Holotik  
E. Fred Hirschbach  
A. E. Dennie and W. E. Curtis

The interest of this overriding royalty cannot be definitely ascertained without access to the full instruments.

C O P Y

Mr. Ralph Spence  
Tyler, Texas

October 23, 1954

Page #2.

1.

You are advised that H. R. Stroube and W. C. Stroube acquired 27.35% of the leases held by Ralph Spence. They sold half of this to Trans-Tex Drilling Company, Item 18, of this certificate, reserving an overriding royalty of 1/16th of 13.675% of 7/8ths.

Stroube and Stroube sold a 1/32nd of this overriding royalty to Lonnie Holotik, and 3/64ths to E. Fred Hirschbach. This is more than they retained in the assignment to Trans-Tex Drilling Company, and, apparently would have to be made up out of the other interest they retained. Fred Hirschbach, in Item 21, conveyed part of his overriding royalty to Lonnie Holotik and Lonnie Holotik assigned part of his to A. E. Dennis and W. E. Curtis. Before we can determine the exact interest of these owners of the overriding royalty, it will be necessary to examine the full instruments.

REQUIREMENT: The full instruments, as mentioned above, should be presented for examination.

2.

The property under examination was acquired in two tracts from W. L. Carroll, et ux, Items 12 and 13. The first conveyance is to James W. Carroll and the second is to Jim Carroll. While it is understood that the grantees are one and the same, nevertheless, the record does not reflect it.

REQUIREMENT: An affidavit to the effect that James W. Carroll and Jim Carroll, grantees in these two deeds, are the same, should be obtained and placed of record.

3.

You are advised that Item 6 is a deed of trust from W. L. Carroll to the Federal Land Bank, which deed of trust is recorded in Vol. 2, page 249 of the Amortization Records, and is dated March 26, 1923. It does not appear that this deed of trust has been released.

Mr. Ralph Spence  
Tyler, Texas

October 23, 1954

Page #3.

**REQUIREMENT:** A release or subordination agreement in respect to clearing your lease should be obtained.

Your attention is called to the fact that there may be a possible vacancy between the Loftis and Mercer Surveys. It is my understanding that the South line of the Loftis is a straight line all across. The land between the surveys is being surveyed for a possible vacancy and an application is being made in the name of the good faith claimants, Jim Carroll, the owner of the above tract, and Bettie Carroll, the principal owner of the tract just to the West of this tract, which is also in the Loftis Survey.

This opinion does not cover matters not shown by the above certificate of title, no independent examination of the material other than that listed therein having been made.

Very truly yours,

James H. Rounsaville.

*File Copy*  
*James H. Rounsaville*  
*BYRON GILLES, Com'r.*  
*10/24/54*  
*W. H. Spence*  
*10/24/54*  
*JHR:w*  
*10/24/54*  
*10/24/54*

*le*

REQUIREMENT: A release or subordination agreement in respect to clearing your lease should be obtained.

Your attention is called to the fact that there may be a possible vacancy between the Loftis and Mercer surveys. It is my understanding that the South line of the Loftis is a straight line all across. The land between the surveys is being surveyed for a possible vacancy and an application is being made in the name of the good faith claimants, Jim Carroll, the owner of the above tract, and Bettie Carroll, the principal owner of the tract just to the West of this tract, which is also in the Loftis survey.

This opinion does not cover matters not shown by the above certificate of title, no independent examination of the material other than that stated therein having been made.

Very truly yours,

James H. Rounsaville.

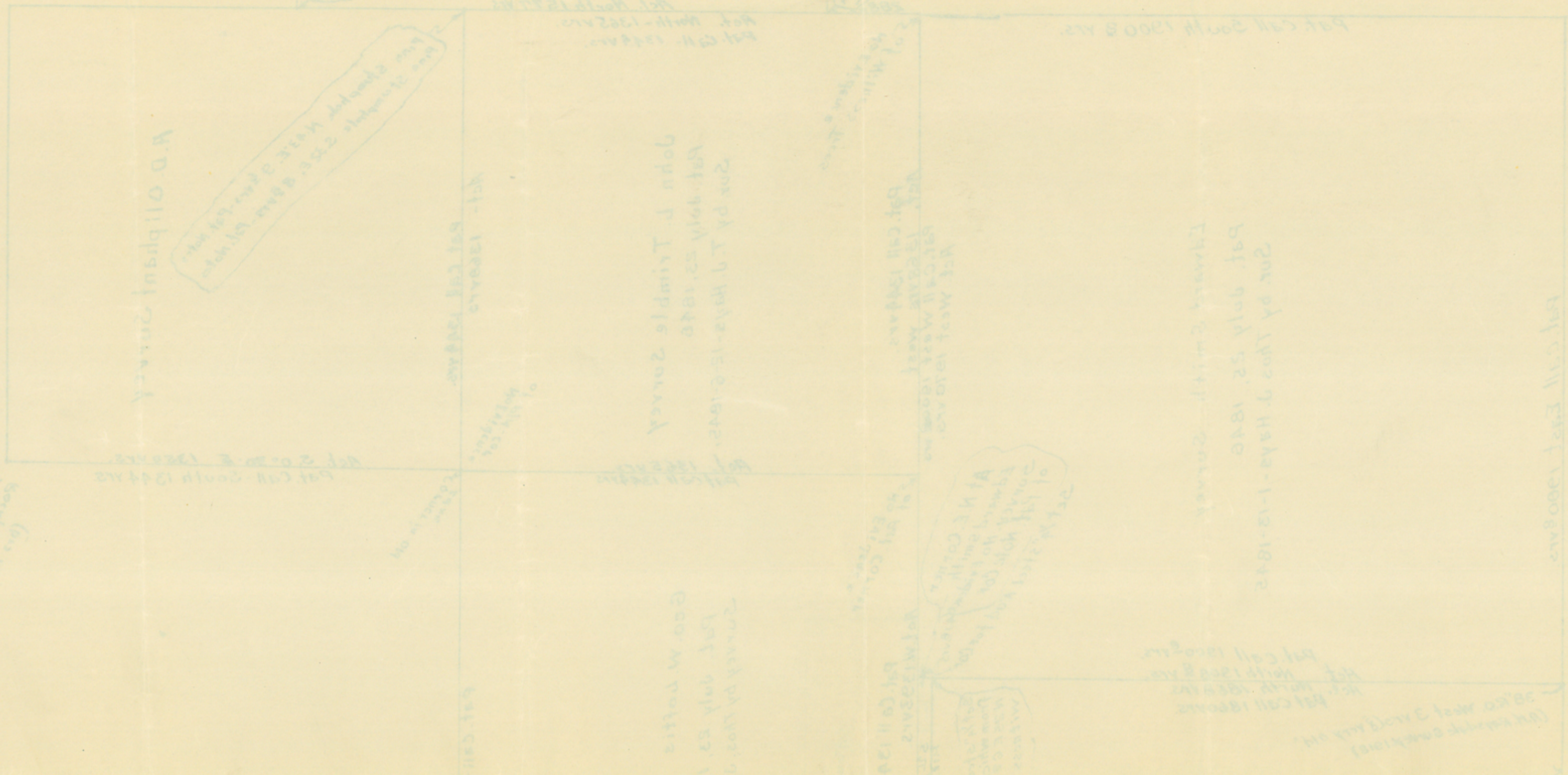
*Bascom Giles, Com'r*  
BASCOM GILES, Com'r  
File Clerk

File No. 8-7-15682  
Cherokee County  
Title Opinion  
November 1, 1957

16



Page 8



17  
 File No. SF-15682  
CHEROKEE County  
SKETCH  
 Filed Nov 1 19 54  
 BASCOM GILES, COM'R  
 By [Signature]

**RECEIVED**  
 NOV 1 1954  
 REFERRED TO LAW

Witness my hand and seal this 12th day of October 1954.  
 Bascom Giles, Com'r  
 Cherokee County, Texas  
 [Signature]

Witness my hand and seal this 12th day of October 1954.  
 [Signature]  
 Cherokee County, Texas

THE STATE OF TEXAS )  
COUNTY OF Cherokee ) SURVEY NO. S.F. 15682

(GOOD FAITH CLAIMANT)

FIELD NOTES of a survey of 5-83/100  
acres of land made for Bettie Carroll

and Jim Carroll

by virtue of his application filed with the Commissioner of the General Land Office, Austin, Texas, on the 13th day of August, 1954, (application to be filed with the Commissioner of the General Land Office, Austin, Texas\*) under the laws regulating the sale and lease of unsurveyed school land. Said land is situated in Cherokee County, about 1 1/4 miles N. 88 1/2 W 54 W from Rusk, Texas, the County Seat, and is described by metes and bounds as follows, to-wit:

Beginning at the Northwest corner of the George Mercer Survey in the East Boundary line of the Edward Smith Survey, a 1/4" steel rod for corner from which a Hickory 18 ins. brs. N. 25 deg. E. 6-5/10 vrs., (Original Patent corner of the Geo. Mercer Survey)

Thence East with the North Boundary line of the George Mercer Survey 788 vrs. to the ell corner of the George Mercer Survey, a 1/4" steel rod for corner;

Thence North with the most Northerly West Boundary line of the George Mercer Survey 41-8/10 vrs. to the Southeast corner of the G. W. Loftis Survey, Abstract No. 516, a 1/4" steel rod for corner in edge of field;

Thence West with the South Boundary line of the G. W. Loftis Survey 788 vrs. to the Northeast corner of the Edward Smith Survey, a 1/4" steel rod for corner in edge of old field;

Thence South with the East Boundary line of the Edward Smith Survey 41-8/10 vrs. to the place of beginning.

IMPORTANT NOTICE

*[Handwritten signature]*

*[Faint mirrored text from reverse side]*

*[Handwritten signature]*

*[Faint mirrored text from reverse side]*

to the place of beginning.

(over)

Variation 8 deg. 35'

Kenneth Reace

Surveyed September 21, 1954.

Edgar Alexander  
Chain Carriers

I, J. E. McCarty, ~~Licensed State Land~~ County-Surveyor of Cherokee County, Texas, do hereby certify that the foregoing survey was made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that the limits, corners, and boundaries with the marks of the same, natural and artificial, are truly and correctly described and set forth in the foregoing plat and field notes, just as I found them on the ground.

J. E. McCarty  
~~Licensed State Land~~ County Surveyor

Filed for record in my office, the 15th day of October, 19 54, at 9:00 o'clock A M, and duly recorded the 15th day of October 19 54, in Book 1, Page 414 of the Field Note Records of Cherokee County, Texas.

J. E. McCarty  
County Surveyor--~~County Clerk~~

IMPORTANT NOTICE

- \* (1) To be used in Lieu of "application filed with the Commissioner of the General Land Office, Austin, Texas, on the 13th day of August, 19 54" when application is to be accompanied by the field notes.
- (2) The written report of the survey which is required to accompany the above field notes must show whether the above described tract of land is situated within five (5) miles (state exact distance) of a well producing oil, gas, or other minerals in paying quantities.

I, J. E. McCarty, do hereby certify that the character and reasonable market value of the land included within the limits of the within field notes are as follows:

Soil (state character) Sandy Loam Timber None Value \$ None per acre (including timber)

J. E. McCarty  
~~Licensed State Land~~ County Surveyor

REFERRED TO LAW

NOV 1 1954

RECEIVED

RECEIVED AS STATED

Date 11/10/54  
Reg. No. 18551

GENERAL LAND OFFICE

File No. SF. 15682  
Cherokee County

School Land  
Field Notes

Filed Nov. 10 19 54

BASCOM GILES, COM'R

By [Signature]

Correct on Map for 5.83 acres  
11/15/54 VES

Patented  
17-7-1954  
Johnson

18

ACCEPTANCE OF TERMS OF SALE  
OF UNSURVEYED SCHOOL LAND

RECEIVED

NOV 23 1954

(Applicant or Good Faith Claimant)

GENERAL LAND OFFICE

\_\_\_\_\_, Texas, \_\_\_\_\_ 19\_\_\_\_

TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

21239  
21210

I hereby accept the terms of sale of the tract of unsurveyed school land hereinafter described as stated

in your letter dated November 16, 1954 and apply to complete my application to purchase under the terms of House Bill No. 9, passed at the Regular Session of the Forty-sixth Legislature and approved June 19, 1939, and other laws relating to the sale of unsurveyed school land without settlement.

The land is situated in Cherokee County, Texas, about 18.5 miles (give course) N 55 W from the county seat, and is briefly described as follows:

<u>Survey No.</u>	<u>S. F. No.</u>	<u>Acres</u>	<u>Classification</u>
	15682	5.83	

I agree to pay for said land the price of \$20.00 Dollars per acre, and I hereby enclose the sum of \$116.60 Dollars as the full cash payment therefor.  
(Insert whether "full" or "one-fortieth")

I further agree that the sale to me is made upon the express conditions, to-wit:  
The reservation of minerals will be 1/8th of all oil, gas, sulphur and other minerals as a free royalty to the State.

I do solemnly swear (affirm) that I am over twenty-one (21) years of age.

Jim Carroll  
Bettie Carroll  
Applicant or Good Faith Claimant

Post Office \_\_\_\_\_

Sworn to and subscribed before me, this the 22nd day of November, 1954.

NAN CAMPBELL WHITE  
Notary Public  
Cherokee County, Texas

Mon Campbell White  
Notary Public for Cherokee County, Texas

OBLIGATION

\$ \_\_\_\_\_ School Lands.

For value received, I, the undersigned, do promise to pay to the State of Texas the sum of

\_\_\_\_\_ Dollars, with interest thereon as hereinafter specified, the same being for the remainder of purchase money for the following described tract of land purchased by me, of the State of Texas, in accordance with the provisions of laws relating to the sale of unsurveyed public free school lands; to-wit: All of Survey No. \_\_\_\_\_,

S. F. No. \_\_\_\_\_, Grantee \_\_\_\_\_, situated in \_\_\_\_\_ County, Texas.

The annual interest of five per cent, upon all unpaid principal, together with one-fortieth of the original principal, I am to pay or cause to be paid to the General Land Office, at Austin, Travis County, Texas, on or before the first day of each November thereafter until the whole purchase money is paid. And it is expressly understood that I am to comply strictly with all the conditions, limitations and requirements, and am subject to and accept all the benefits and penalties contained and prescribed in the laws above referred to.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Applicant or Good Faith Claimant

Post Office \_\_\_\_\_

Post Office

Applicant or Good Faith Claimant

Witness my hand this

day of

19

am subject to and accept all the benefits and penalties contained and prescribed in the laws above referred to, expressly understood that I am to comply strictly with all the conditions, limitations and requirements, and or before the first day of each November thereafter until the whole purchase money is paid. And if is principal, I am to pay or cause to be paid to the General Land Office, at Austin, Travis County, Texas, on The annual interest of five per cent, upon all unpaid principal, together with one-fourth of the original

County, Texas.

S. F. No. \_\_\_\_\_

Grantee

laws relating to the sale of unsurveyed public free school lands; to-wit: All of Survey No. \_\_\_\_\_

following described tract of land purchased by me of the State of Texas, in accordance with the provisions of the laws relating to the sale of unsurveyed public free school lands; to-wit: All of Survey No. \_\_\_\_\_ Dollars,

For value received, I, the undersigned, do promise to pay to the State of Texas the sum of \_\_\_\_\_

School Lands.



OBLIGATION

*John Campbell*  
Post Office \_\_\_\_\_  
County, Texas

I do solemnly swear (affirm) that I am over twenty-one (21) years of age.

*Bettie Carroll*  
Post Office \_\_\_\_\_  
County, Texas

(19)

GENERAL LAND OFFICE  
Austin, Texas

S. F. No. 15682

ACCEPTANCE OF TERMS OF SALE  
OF UNSURVEYED SCHOOL LAND  
(Applicant or Good Faith Claimant)

of  
*Bettie Carroll*  
*John Campbell*  
Post Office Jacksonville,  
Texas  
WITHOUT SETTLEMENT

5.83 acres in  
Cherokee County, Texas.

Filed Nov. 23, 1954

*Bascom Hiles*  
Commissioner

Awarded Nov. 23, 1954

Rejected \_\_\_\_\_, 19\_\_\_\_

*Bascom Hiles*  
Commissioner

Class \_\_\_\_\_

Appr'm't \_\_\_\_\_

Obligation \_\_\_\_\_

On Market \_\_\_\_\_

Survey No. \_\_\_\_\_

S. F. No. \_\_\_\_\_

(Main course) \_\_\_\_\_

\_\_\_\_\_

from the county seat, and is briefly described as follows:

The land is situated in Cherokee

County, Texas, about 18.2

miles

approved June 19, 1939, and other laws relating to the sale of unsurveyed school land without settlement. and under the terms of House Bill No. 9, passed at the Regular Session of the Forty-sixth Legislature and in your letter dated November 10, 1954 and apply to complete my application to purchase

I hereby accept the terms of sale of the tract of unsurveyed school land hereinbefore described TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

RECEIVED  
NOV 15 1954

Texas

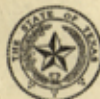
(Applicant or Good Faith Claimant)

GENERAL LAND OFFICE

OF UNSURVEYED SCHOOL LAND  
ACCEPTANCE OF TERMS OF SALE

NOV 5 3 1954

RECEIVED



BASCOM GILES, Commissioner.  
ARVIS VANDYGRIF, Chief Clerk.

# DUPLICATE RECEIPT

(To be Kept by Land Office)

LEDGER 743

PAGE 365

FILE No.

1910782

Post Office

Jacksonville, Fla.

To THE COMMISSIONER General Land Office, Austin, Texas.

I enclose

(Say whether Money Order or Draft on a Bank in Austin, or Cash.)

for \$ 17160

of which

\$ 11660 are for principal  
\$ \_\_\_\_\_ are for interest  
\$ 500 are for fees

payment on the following land purchased from the State,  
to-wit:

Section	Block	Township	Certificate	SURVEY	Acres	County
				<u>Good Faith Claim</u>	<u>583</u>	<u>Cherokee</u>

Pettie Jew Carroll  
(Name of Sender)

Received remittance as stated above.

177354

(Address)

Commissioner General Land Office.



EASCOM GILES, Commissioner.  
KARIS VANDYBELT, Chief Clerk.

# DUPLICATE RECEIPT

(To be Kept by Land Office)

LEDGER

PAGE

Post Office

To THE COMMISSIONER General Land Office, Austin, Texas.

I enclose \_\_\_\_\_ for \$ \_\_\_\_\_  
(Say whether Money Order or Draft on a Bank in Austin, or Cash.)

\$ 11000	are for principal
\$ 200	are for interest
\$ 200	are for fees

of which

payment on the following land purchased from the State, to-wit:

Section	Block	Township	County	Survey	Acres

Received remittance as stated above.  
(Name of Sender)

Commissioner General Land Office. (Address)

443  
352

Post Office  
Buckhornville

for \$ 11100

Received remittance as stated above.  
12/24

Commissioner General Land Office.

20 SF-156822

Ledger 243

## LAND AWARDS AND RECEIPT

File No. S.F. 15682Page 365Date of Award 11/26/54, 194GENERAL LAND OFFICE,  
AUSTIN, TEXASWHEREAS, Mrs. Bettie Carroll and Jim Carrollof Jacksonville, Texas, has, in the manner and form prescribed by law, filed in this office an application and obligation to purchase the following land, to-wit:

SECTION	BLOCK	TOWNSHIP	CERTIFICATE	GRANTEE	ACRES	PRICE	COUNTY
			<u>S. F. 15682</u>	<u>Mrs. Bettie Carroll &amp; Jim Carroll</u>	<u>5.83</u>	<u>\$20.00</u>	<u>Cherokee</u>

Date of Sale \_\_\_\_\_

Amount of Note \$ \_\_\_\_\_

Rate of Interest \_\_\_\_\_ Per Cent

Due November 1st Annually  
SCHOOL LAND

The School Land Board having fixed the price, and the State having received \$ 116.60 as the full payment thereon, I do hereby award to said applicant the survey of land described above with a reservation of a free royalty of one-eighth on oil, gas, sulphur and all other minerals to the State.

*Bascom Giles*

Commissioner General Land Office

Consolidated Savings and Loan Society

*Handwritten signature*

SCHOOL FUND  
Due December 1st 1954

Date of Interest Per Cent

Amount of Note \$           

Date of Sale           

order interest to the State of Oklahoma on City, State, Municipal and all other securities with a redemption of \$ 1250.00  
The School Board having been the trustee and the State

1250.00	of the City of Oklahoma	2.00	50.00	Chicago
1250.00	Mrs. Bertha S. Sells			

was filed in this office in application and obligation to purchase the following land to-wit:

of           

WHEREAS Mrs. Bertha Sells and Mrs. Sells  
USALLY TEXAS  
GENERAL FUND OFFICE

Date 11/26/54

Number 542

PAID AND RECEIVED

Date of Maturity 11/26/54

S.F-15682 (21)

Dep. Receipt  
11-26-54

*Handwritten initials*

November 16, 1954

Norman, Rounsaville & Hassell  
2nd Floor First National Bank Building  
Jacksonville, Texas

Attention: Mr. James H. Rounsaville

Gentlemen:

The School Land Board of the State of Texas at a meeting held in my office November 16, 1954, fixed a price at which Mrs. Bettie Carroll and Jim Carroll, Jacksonville, Texas may pay for the unsurveyed school land in S. F. 15682, 5.83 acres, Cherokee County, which they applied for, at \$20.00 per acre.

This tract of land is within five miles of an oil well producing in commercial quantities, and the reservation of minerals will be 1/8th of all oil, gas, sulphur and other minerals as a free royalty to the State.

Since this area contains less than 80 acres, it will have to be paid for in cash. They should, therefore, forward a check in the amount of \$116.60, which according to my calculation, is the amount necessary to pay for such unsurveyed school land. In addition to the above, the patent fee on this tract will amount to \$5.00. You may include these two sums in one check which should be made payable to the State Treasurer. It will also be necessary for you to forward to this office a separate check in the sum of \$1.04 to defray the expense of recording the patent in Cherokee County. This latter check must be made payable to the Commissioner of the General Land Office.

I am enclosing a form of acceptance, which I request that they fill out and return to this office with the remittances.

Sincerely yours,

BASCOM GILES, COMMISSIONER  
OF THE GENERAL LAND OFFICE

ej  
enc  
SF 15682

23

S#15682

Letter of  
valuation

10  
11  
12

131230

Ledger 243

## LAND AWARDS AND RECEIPT

File No. S.F. 15682Page 365Date of Award 11/26/54, 194GENERAL LAND OFFICE,  
AUSTIN, TEXASWHEREAS, Mrs. Bettie Carroll and Jim Carroll

of Jacksonville, Texas, has, in the manner and form prescribed by law, filed in this office an application and obligation to purchase the following land, to-wit:

SECTION	BLOCK	TOWNSHIP	CERTIFICATE	GRANTEE	ACRES	PRICE	COUNTY
			S. F. 15682	Mrs. Bettie Carroll & Jim Carroll	5.83	\$20.00	Cherokee

Date of Sale \_\_\_\_\_

Amount of Note \$ \_\_\_\_\_

Rate of Interest \_\_\_\_\_ Per Cent

Due November 1st Annually  
SCHOOL LAND

The School land Board having fixed the price, and the State having received \$ 116.60 as the full payment thereon, I do hereby award to said applicant the survey of land described above with a reservation of a free royalty of one-eighth on oil, gas, sulphur and all other minerals to the State.

*Bascom Giles*

Commissioner General Land Office

RECEIVED

JAN 3: 1955

REFERRED TO SCHOOL

FILED FOR RECORD

at 2:40 o'clock P. M.

DEC 13 1954

E. B. MUSICK, JR.  
CLERK, COUNTY COURT, CHEROKEE CO., TEXAS

BY \_\_\_\_\_ Deputy

General Land Office,  
Austin 14, Texas.

757

THE STATE OF TEXAS }  
County of Cherokee }

I, E. B. MUSICK, Jr., Clerk of the County

Court of Cherokee County, Texas, hereby certify that the foregoing instrument of writing with its certificate of authorization, was filed for record in my office this 13th day of Dec. A. D. 1954 at 2:40 o'clock P. M., and duly recorded the 27th day of Dec. A. D. 1954 at 9 o'clock A. M., in the Deed Records of said County in Vol. 419 on pages 166

Given under my hand and Seal of office at Rusk, Texas this 29th day of Dec. A. D. 1954.

E. B. MUSICK, Jr.  
Clerk County Court, Cherokee County, Texas

By \_\_\_\_\_ Deputy,

97-9  
131230

419/166

S.F.-15682

(24)



# General Land Office

BASCOM GILES, COMMISSIONER  
DENNIS WALLACE, CHIEF CLERK

Austin, Texas, Dec. 9, 1954

County Clerk Cherokee County  
Rusk, Texas

Dear Sir:

The enclosed Receiver's check for \$ 1.00 is for recording the enclosed patent in

Cherokee County, issued to the Patentee shown therein.

The other check or checks, enclosed, if any, is the fee for the other county clerk, or clerks, as shown.

When recorded by you, kindly forward patent, and this letter, with balance of fees, if any, to other proper county clerk, and when record is fully completed deliver to the owner or his agents, in person or by registered mail, as required by Chapter 47, Acts April 2, 1918. **Deliver to:**

**Norman, Rounsaville & Hassell of Jacksonville, Texas**  
**(for Bettie & Jim Carroll)** paid the fees as agent or owner.

Patent No. 300

Vol. No. 24-B

File No. SF 15682

Sincerely,

Commissioner.

25 15682

File No. AT 12665

Vol. No. 54-B

Patent No. 300

Commissioner

Sincerely,

(For Patent & Tim Carroll)

Norman, Hawkinsville & Hazell of Jacksonville, Texas

by registered mail, as required by Chapter 47, Acts April 5, 1917. Deliver to:

proper county clerk, and when record is fully completed deliver to the owner or his agents, in person or

When recorded by you, kindly forward patent, and this letter, with balance of fees, if any, to other

The other check or checks enclosed, if any, as the fee for the other county clerk or clerks, as shown.

Checks County, issued to the patentee shown therein.

Dear Sir:

Bank \_\_\_\_\_ Texas

County Clerk \_\_\_\_\_ County

DEWINE WALLACE, CLERK CLERK  
BANKING OFFICE, COMMISSIONER

Austin, Texas  
Dec. 9, 1924



Patent and Land Office

DECEMBER 10, 1954

MR. J. ALEX BLACK, TAX ASSESSOR  
AND COLLECTOR CHEROKEE COUNTY  
RUSK, TEXAS

DEAR MR. BLACK:

THE FOLLOWING INFORMATION SHOULD BE NOTED ON  
YOUR RECORD:

A TRACT OF LAND, CONTAINING 5.83 ACRES, SIT-  
UATED IN CHEROKEE COUNTY, TEXAS, ABOUT 18 $\frac{1}{4}$  MILES N. 54  
DEGREES W. FROM RUSK, HAS BEEN AWARDED TO MRS. BETTIE  
CARROLL, UNDER THE PROVISIONS OF AN ACT APPROVED JUNE  
19, 1939, AND OTHER LAWS RELATING TO THE SALE OF UN-  
SURVEYED SCHOOL LAND.

THIS INFORMATION WILL BE CARRIED IN ABSTRACT  
SUPPLEMENT "F", UNDER ABSTRACT No. 1116, S. F. 15682.

SINCERELY YOURS,

BASCOM GILES, COMMISSIONER  
OF THE GENERAL LAND OFFICE

MH  
S.F. 15682

(26)

L.F. 15682

Assessor-Collector  
Notified 12-10-54

WILLIAM CHENIERE COUNTY  
TAX ASSESSOR  
P.O. BOX 100  
WILLIAM, TEXAS

THE FOLLOWING INFORMATION SHOULD BE NOTED ON  
RECORD:

A TRACT OF LAND, CONTAINING 2.17 ACRES, SIT-  
UATED IN CHENIERE COUNTY, TEXAS, ACQUAINTED WITH BY  
ORDER OF COURT, AND THE SAME BEING SUBJECT TO  
LIENS, UNDER THE PROVISIONS OF THE ACT APPROVED JUNE  
1, 1927, AND OTHER LAWS RELATING TO THE SALE OF UN-  
SOLVED SCHOOL LAND.

THIS INFORMATION WILL BE CARRIED IN ABSTRACT  
SUPPLEMENT 7, UNDER ABSTRACT NO. 111, S. F. 15682.

SINCERELY YOURS,

WILLIAM CHENIERE COUNTY COMMISSIONER  
OF THE GENERAL LAND OFFICE

12-10-54



