

594A

IN The District Court of Taylor County, Texas, September Term, A. D. 1913.

F. M. Ellis.

Vs. No. 3099

Sam Henderson Friday, September 26th, 1913.

On this day the above styled and numbered cause was regularly reached and called for trial and thereupon came the plaintiff in person and by his counsel and announced ready for trial, and the defendant Sam Henderson, appeared by counsel and announced ready for trial, and the warrantor Houston & Texas Central Railroad Company, appeared by counsel and announced ready for trial, no jury having been demanded, all matters of fact as well as of law were submitted to the court, who, after hearing the pleadings, evidence, and being fully advised as to the law, is of the opinion that the boundary line between the plaintiff and the defendant in the above styled and numbered cause should be fixed where the East line of the defendant, Sam Hendersons pasture fence is now built and maintained along the East line of H. & T. C. Ry. Co. Survey No. 19, in Block No. 9, as surveyed by J. W. Ratchford on the ___ day of April, A. D. 1887, and the field notes thereof are as follows: Beginning at a stone under the East line of S. H. Hendersons fence at the Southeast corner of Survey No. 19, Block No. 9. H.&T. C. Ry Co, in Concho County, Texas, from which a live oak seventeen inches in diameter bears North $72\frac{1}{2}$ West, 113 $\frac{1}{2}$ varas, Thence North with said fence 1900 varas to a stake which is 1900 varas West of a point from which a live oak twelve inches in diameter bears North $87\frac{1}{2}$ East, 7 $\frac{1}{4}$ varas. It is therefore ordered, adjudged, and decreed by the court that the said line above specifically described, by field notes be and the same hereby is fixed as the boundary line between said Survey No. 19, owned by the defendant, Sam Henderson, and said Survey No.18, owned by the plaintiff herein. It is further, ordered adjudged and decreed by the court that the plaintiff, F. M. Ellis, do have and recover of and from the defendant Sam Henderson, and upon his disclaimer, all of the lands described in plaintiffs, petition herein which lie East of the said fence herein above specifically described. It is further ordered, adjudged and decreed by the court that the defendant Sam Henderson, go hence without day as to all of the lands described in plaintiffs petition herein, which lie West of the said fence. It is further ordered, adjudged and decreed by the court that the defendant Houston & Texas, Central Railroad Company, go hence without day as to the defendant Sam Hendersons action against it upon its warranty of title as to the lands in controversy in this case. It is further ordered, adjudged and decreed by court that the plaintiff, F. M. Ellis, do have and recover of and from the defendant Sam Henderson, all unpaid costs herein incurred, for which he may

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have his execution. It is further ordered, adjudged and decreed by the court that execution may issue in behalf of the officers of the court against each party respectively, for all costs herein incurred. State of Texas.

RECEIVED TAYLOR DISTRICT COURT
OCT 18 1913

County of Taylor.

I, J. Fuller, clerk of the District Court Taylor County, hereby certify that the above and foregoing is a true and correct copy of the final Judgment rendered in said court, in Cause No. 3099 F. M. Ellis Vs Sam Henderson as same appears of record in Vol. "K" pages 237 and 239 minutes of said Court.

Witness my hand and the seal of said court this the 16th day of October, 1913.

J. Fuller, Clerk District Court.
Taylor County, Texas.

(LS)

Filed the 21st day of October, 1913 at 3 P. M.

Recorded this the 22nd day of Oct . 1913 at 5 P. M.

J. B. Waide, Clk. Co. Ct.
Concho County, Texas.

By Evalyn Fuller. (Deputy).

THE STATE OF TEXAS

COUNTY OF CONCHO

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I, Leo Molloy, Clerk of the County Court in and for Concho County, Texas, do hereby certify that the above and foregoing is a true and correct copy of Judgment in Cause No. 3099 styled F.M. Ellis vs. Sam Henderson, as the same appears of record in Volume 9 Page 587 of the Deed Records of Concho County, Texas.

Given under my hand and seal of office this 14th day of July, 1948.

Leo Molloy

Clerk County Court, Concho County,
Texas

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Clerk County Court, Concho County,

Texas

July, 1948.

CONCHO COUNTY SKETCH FILE
NO. 41

Judgment in Cause No. 3099
purporting to locate the E.
line of Survey No. 19 and
W. line of Survey No. 18, H&TC
R.R. Co., Block No. 9

July 14, 1948

I, Leo Kollfay, Clerk of the County Court in and

for Concho County, Texas, do hereby certify that the above and foregoing

is a true and correct copy of judgment in Cause No. 3099 styled

THE STATE OF TEXAS

Concho County, Texas.

L. B. Kellie, C.J. Co. Cl.

recorded this the 22nd day of Oct. 1913 at 2 P. M.

(12) Taylor County, Texas.

J. Miller, Clerk District Court.

1913.

Witness my hand and the seal of said court this the 14th day of October,
appeared in record in Vol. "K" pages 537 and 539 minutes of said Court.

rendered in said court, in Cause No. 3099 P. M. Ellis vs Sam Henderson as same

RECORDED

JUL 16 1948

GENERAL LAND OFFICE

County of Taylor,
State of Texas.

each party respectively, for all costs herein incurred.

Court that execution may issue in behalf of the officers of the court against

have its execution. It is further ordered, adjudged and decreed by the