

Request of T. G. Harley Dist. Ct. March 10<sup>th</sup> 1904

By request of T. G. Harley District Attorney I proceeded to the section corner for sections 11, 12, 13 & 14 T. 5 N., R. 32 E., N. Co. for the purpose of taking evidence and making an examination of the point claimed to be the original government corner.

There were present as witnesses E. L. Smith and Newton Newton to whom I administered the following oath.

You do solemnly swear that you will answer all questions relating to the original section corner for sections 11, 12, 13 & 14 T. 5 N., R. 32 E., N. Co. to the best of your knowledge and ability so help you God.

E. L. Smith says:

I have lived in this country since 1885. I never saw the old government corner standing. The fence running east from the place was built about twelve or fifteen years ago, and was set over south from the line about 30 ft. to give half of a road. The fence which ran south on a direct line from a stone on the road was built about twelve or fifteen years ago and was taken away about three years ago to give room for a road on the line. The place where the stone was is has been recognized as the corner for as long as twelve years. I do not remember of the stone being there all

Courses	Degrees	Minutes	Chains	Links

of that time but the place was determined by means of the fences before mentioned.

Mr. Geo. Denton says:

I bought the place in section 13 cornering at this place in 1883.

A fence ran south from the rock and I recognized the line running east to be in the center of the road.

I do not know whether the point indicated by the rock is the old government corner or not, but do not know any other place to have been claimed to be the corner. The fences that were put up about twenty years ago were recognized as conforming to the original government corners. The fence running south from the rock was built about twenty years ago. The fence running east was put up in the spring of 1884 allowing half of the road. This corner has never been disputed.

We thence proceeded to the 14 section corner between sections 11 & 12 and searched for the old government corner where Mr. Denton said the corner should be, but was unable to find any indications of the old corner.

Mr. Denton said that he thought the old <sup>government</sup> corner was where the old fence at that place would indicate. He said he had seen a stake there but from his description of the stake upon my inquiry it could not

Byes. Meas. Chain. Links.

have been the old original government stake  
 Therefore after qualifying John D. Blatt  
 and D. C. Williamson as chainmen and  
 J. Casey as flagman I began at the  
 section corner for sections 11, 12, 13 & 14 T.  
 5 N., R. 32 E., 11. Pn. and ran thence north  
 40.00 chs. set temporary 1/4 section corner,  
 80.48 chs. intersect 5 lks west of section corner  
 for sections 1, 2, 11, & 12 in said township  
 and range as indicated by old fences  
 which corner has not been disputed.

Thence south  $0^{\circ} 2'$  east on true line  
 40.24 chs intersect stone and mound of earth  
 as previously established by me with  
 E. L. Smith and a fenson boy as chainmen,  
 J. H. Kimbrell County Surveyor  
 by Geary Kimbrell Deputy.

Frank Sherman

Surveyed waterway for Frank Sherman  
 Commenced at a point on right bank of branch creek in SW 1/4 Sec 34  
 N  $36^{\circ} 46'$  E 550 chs from the SW corner of the NW 1/4 of the SW 1/4 of Sec 34  
 in T 11 N R 32 E W 11 thence S  $52^{\circ} 6' 25''$  E 500 chs thence N  $48^{\circ} 50'$  E 500 chs  
 thence N  $68^{\circ} 35'$  E 300 chs thence S  $69^{\circ} 0'$  E 1050 chs to a point 500 chs  
 North of the center of the SW 1/4 Sec 34 in T 11 N R 32 E W 11

John W. Kimbrell county surveyor