

J. Erskine,

vs.

J. Miller, administrator, et.al.

Judgment.

Dated May 22nd, 1868.

Recorded in Minute book E. p. 372.
In office of District Clerk of
Guadalupe County, Texas.

Description and remarks:-

Tried before John P. White, Special Judge.

After reciting preliminaries the judgment contains as follows:- "That John P. Erskine, do have and recover from the defendant, J. M. Miller, administrator of the estate of Michael Erskine, deceased, one undivided half interest, except as hereafter set out, of the following described property lying and being in Guadalupe County, to wit: Survey No.11 in class No.3 six leagues of land for Jose de La Baume of Bexar, which he claims in virtue of a concession which he has received from the Government of the State of Coahuila and Texas for this quantity, situated on the South West margin of the Guadalupe river from 18 to 25 miles above the village of Gonzales and includes the spring of water in the Capote, commencing on the banks of the Guadalupe river at a stake set for the upper corner of survey No.10 class 3rd, from which bears a post oak 15 inches N.20°W. at 2 varas and walnut 15 inches N.50°E. at 27 varas from whence runs the N. W. line of said No.10, S.27°W. 250 varas to oak timber, 5800 varas to land well set with mesquite timber, 7463 varas to the S. E. corner of said No.10 to a stake set from which bears, etc; thence with the S. W. boundary of said No.10 S.53E. 550 varas to oak timber and at 1850 varas set a stake upon the same line for corner of this survey, from which, etc., thence on a right line S.1900 varas to Mesquite timber 3860 varas oak timber and at 4875 varas set a stake for the S. E. corner of this survey, from which, etc/ thence a right line to the West 920 varas to mesquite timber at 1600 varas left the mesquite timber at 2200 varas a creek running S. W. at 2920 varas to a creek of good water which runs S.E. at 6200 varas to Mesquite timber which runs E. and S. W. at 9300 varas left mesquite timber and at 10990 varas set a stake for the S. W. corner of this survey from which, etc. - - - thence a right line to the N. 8870 varas encountered with the Southern boundary of No.13 precisely at 875 varas W. of its S. E. corner of which point set a stake for a corner of this survey, from which etc, ----- and thence with the Southern line of No.13 S. 875 varas to its S.E.corner, etc, - - -thence with the Eastern line of No.13 N. 4330 varas arrived the S. W. corner of survey No.12 set a stake from which etc, - - - - thence with the Southern line of No.12 E. 2000 varas to its S.E. corner, etc., - - - from which with the same survey No.12 N.3140 varas arrived at the bank of the Guadalupe river to a stake for the lower corner of survey No.12 from which, etc.-- from whence with the meanders of the river down to the place of beginning, and meanders containing 6 different courses 21010 varas, completing the units of said 6 leagues of land.

It having been proven on the trial that said Michael Erskine paid \$300 the purchase money for said onehalf interest in said 6 leagues and that John P. Erskine paid the sum of \$6350.00. Said John P. Erskine's interest \$6350.00 and the estate of Michael Erskine \$300. and in settling of said plaintiff's interest in said 6 leagues it will be one undivided half bears the proportion \$6350.00 bears to \$300.00 and giving to the defendants the interest of \$300 out of the \$6750.00, the whole purchase money for said half 6 leagues to divided in their proportion. A. M. Erskine and J. P. Hector are hereby appointed ~~defendants~~ to partition said property in accordance with this decree and make their report at the next term of Court.



John P. White,
Special Judge."