

CENTER OF SECTION 08, TOWNSHIP 19 SOUTH, RANGE 12 EAST

- 1) G. M. WALKER, BRECKENRIDGE COUNTY SURVEYOR FROM 1857 TO 1860, IN SURVEY NUMBER 4 RECORDED IN SURVEY BOOK "A" ON PAGE 4 DATED FEBRUARY 1, 1858, A **PERMANENT SURVEY** TO ESTABLISH THE CENTER POST OF SECTION 8-19-12, SAID THAT **HE SET A STONE POST** FOR THE PERMANENT CENTER CORNER OF SECTION 8-19-12 ON LINE AND HALFWAY BETWEEN THE 1/4 POST STONES HE FOUND ON THE NORTH AND SOUTH LINES OF SECTION 8-19-12 ON THIS **PERMANENT SURVEY**.
HIS SURVEY NOTES SHOW THE FOLLOWING INFORMATION:
 - 1) 40.89 CHAINS NORTH TO THE FOUND NORTH 1/4 POST STONE OF SEC. 8-19-12
 - 2) 40.89 CHAINS SOUTH TO THE FOUND SOUTH 1/4 POST STONE OF SEC. 8-19-12

- 2) G. M. WALKER, BRECKENRIDGE COUNTY SURVEYOR FROM 1857 TO 1860, IN SURVEY NUMBER 5 RECORDED IN SURVEY BOOK "A" ON PAGE 4 DATED FEBRUARY 1, 1858, A **PERMANENT SURVEY** TO ESTABLISH AND MARK THE LINE FROM THE CENTER POST TO THE WEST 1/4 POST OF SECTION 8-19-12, SAID THAT **HE FOUND THE CENTER STONE POST** OF SECTION 8-19-12 ON THIS **PERMANENT SURVEY**.
HIS SURVEY NOTES SHOW THE FOLLOWING INFORMATION:
 - 1) 39.95 CHAINS WEST TO THE FOUND WEST 1/4 POST STONE OF SECTION 8-19-12

- 3) D. T. McAULEY, COUNTY SURVEYOR FROM 1867 TO 1870, IN SURVEY NUMBER 16 RECORDED IN SURVEY BOOK "A" ON PAGE 113 DATED FEBRUARY 18, 1868 FOR A SURVEY OF DAVID GOODRICH'S & RICHARD RICH'S LAND, BEING IN THE SOUTHWEST 1/4 OF SECTION 8-19-12, SAID THAT HE RAN CORRECTED LINES FROM THE OPPOSITE 1/4 CORNERS, AND SET TEMPORARY POSTS AT 160 RODS NORTH OF THE SOUTH 1/4 CORNER AND 160 RODS EAST OF THE WEST 1/4 CORNER. HE SAID THAT SINCE THE TEMPORARY POSTS DID NOT COME TOGETHER, HE PROJECTED ANGLES AND BROUGHT THEM TOGETHER TO **ESTABLISH** THE CENTER CORNER OF SECTION 8-19-12. HE DID NOT DESCRIBE WHAT HE SET FOR THE CENTER CORNER OF SECTION 8-19-12 ON THIS SURVEY.

- 4) D. T. McAULEY, COUNTY SURVEYOR FROM 1867 TO 1870, IN SURVEY NUMBER 17 RECORDED IN SURVEY BOOK "A" ON PAGE 114 DATED FEBRUARY 19, 1868 TO SURVEY RICHARD RICH'S LAND, BEING THE SOUTH 1/4 OF THE SOUTH 1/2 AND 30 ACRES OF THE NORTH 1/2 OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 8-19-12, SAID THAT **HE FOUND** THE CENTER CORNER OF SECTION 8-19-12 ON THIS SURVEY. HE DID NOT DESCRIBE THE MONUMENT THAT HE FOUND AT THE CENTER CORNER OF SECTION 8-19-12.
HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:
 - 1) 80 RODS, 5 LINKS NORTH TO THE TEMPORARY POST HE SET FOR THE 1/2/4 CORNER ON THE EAST SIDE OF THE NW1/4 OF SECTION 8-19-12

- 5) SAMUEL P. DAVIES, DEPUTY COUNTY SURVEYOR, IN SURVEY NUMBER 48, A **PERMANENT SURVEY** RECORDED IN SURVEY BOOK "B" ON PAGE 47 DATED MAY 28, 1870 TO DIVIDE THE SOUTHEAST 1/4 OF SECTION 8-19-12 INTO EQUAL PARTS BY A LINE RUNNING NORTH & SOUTH, SAID THAT **HE FOUND THE STONE** AT THE CENTER CORNER OF SECTION 8-19-12 ON THIS **PERMANENT SURVEY**.
HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:
 - 1) 1,318' EAST TO THE LIMESTONE HE SET FOR THE PERMANENT 1/2/4 CORNER ON THE NORTH SIDE OF THE SE1/4 OF SECTION 8-19-12
 - 2) 2,636' EAST TO THE STONE HE FOUND AT THE 1/4 CORNER ON THE EAST SIDE OF SECTION 8-19-12

CONTINUED ON PAGE 2

- 6) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN SURVEY NUMBER 31, A **PERMANENT SURVEY** RECORDED IN SURVEY BOOK "E" ON PAGE 31 DATED MAY 22 & 29, 1884 AT THE REQUEST OF E. HILLERMAN TO SUBDIVIDE THAT PART OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 8-19-12 LYING SOUTH OF THE NEOSHO RIVER ALSO IN THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 TO LOCATE THE LINE BETWEEN B. F. MYERS AND JOHNSON, SAID THAT **HE FOUND THE STONE** AT THE CENTER CORNER OF SECTION 8-19-12 ON THIS **PERMANENT SURVEY**.
- 7) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN A ROAD SURVEY FOR ROAD NUMBER 344 RECORDED IN ROAD RECORD BOOK "C" ON PAGES 326 TO 328 PETITIONED BY D. M. MAY FOR THE VACATION AND RELOCATION OF A ROAD IN SECTION 8-19-12 [PACKET 598 IN THE VAULT IN THE COUNTY SURVEYOR'S OFFICE] THAT HE SURVEYED ON SEPTEMBER 15, 1886, WAS ESTABLISHED AS A 40 FOOT WIDE ROAD ON JANUARY 8, 1887 AS NOTED BY T. E. McMILLAN, CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS, AND WAS RECORDED ON MARCH 11, 1887 BY ROLAND LAKIN, COUNTY CLERK, SHOWS ON HIS SURVEY DRAWING ON PAGE 327 THAT **HE FOUND THE STONE** AT THE CENTER CORNER OF SECTION 8-19-12. THE VIEWERS WERE NOT IN FAVOR OF THE VACATION, SO THE ROAD WAS **NOT** VACATED. SEE THE SURVEY NOTES FOR THE LOCATION OF THE ROAD ESTABLISHED.
- 8) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN A ROAD SURVEY FOR ROAD NUMBER 345 RECORDED IN ROAD RECORD BOOK "C" ON PAGES 330 TO 332 PETITIONED BY D. M. MAY FOR THE VACATION OF A ROAD IN SECTION 8-19-12 [PACKET 600 IN THE VAULT IN THE COUNTY SURVEYOR'S OFFICE] THAT HE SURVEYED ON DECEMBER 2, 1886, WAS VACATED IN PART ON JANUARY 8, 1887 AS NOTED BY T. E. McMILLAN, CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS, AND WAS RECORDED ON MARCH 12, 1887 BY ROLAND LAKIN, COUNTY CLERK, SHOWS ON HIS SURVEY DRAWING THAT **HE FOUND THE STONE** AT THE CENTER CORNER OF SECTION 8-19-12 ON THIS ROAD VACATION SURVEY. SEE THE SURVEY NOTES FOR THE LOCATION OF THE ROAD THAT WAS APPROVED TO BE VACATED.
- 9) AI CHAMNESS, SURVEYOR DEPUTIZED BY O. D. HENRY, COUNTY ENGINEER OF LYON COUNTY, KANSAS, FOR AN OFFICIAL SURVEY OF FOUR TRACTS IN THE SOUTHWEST 1/4 OF SECTION 8-19-12 RECORDED IN PERMANENT SURVEY BOOK 1 ON PAGE 105 WITH THE SURVEY COMPLETED AND FILED ON APRIL 13, 1935, SAID THAT HE FOUND THE "SOUTH END OF A FENCE COMPOSED OF WIRE WHERE TREES ARE GROWING AND AN OSAGE HEDGE TREE GROWING AT THE SOUTH END OF FENCE, WHERE ACCORDING TO VERBAL EVIDENCE, THE CENTER OF THE SECTION IS [THE LOCATION OF THE CORNERSTONE WHEN IN PLACE] AND AT THE WEST END OF HAS BEEN STONE FENCE, BUT I FOUND NO CORNERSTONE THAT IDENTIFIED ITSELF AS SUCH" AS THE CENTER CORNER OF SECTION 8-19-12 ON THIS **PERMANENT SURVEY**. A NOTE IN THE UPPER LEFT CORNER STATES: PLAINTIFFS EXHIBIT NUMBER 1, CASE NUMBER 19824, 5-13-38.
HIS SURVEY NOTES SHOW THE FOLLOWING INFORMATION:
- 1) 1,308' WEST TO THE STONE HE FOUND AT THE 1/4/4 CORNER ON THE NORTH SIDE OF THE SW1/4 OF SECTION 8-19-12
 - 2) 2,628' WEST TO THE WEST 1/4 CORNER OF SECTION 8-19-12 THAT HE SHOWS AS A **STONE** ON HIS SURVEY DRAWING
- 10) STEVEN S. BROSEMER, L.S. 752, IN A LAND SURVEY REFERENCE REPORT DATED APRIL 27, 1984, FOR SURVEY F08010 IN THE SURVEY FILE FOR TOWNSHIP 19-12 FOR TWO TRACTS IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 8-19-12, BEING NORTH OF OLD HIGHWAY 50, EAST OF THE CENTER OF THE NEOSHO

RIVER, AND SOUTH OF I-35 HIGHWAY AND RECORDED IN VOLUME 409 ON PAGE 112 IN THE REGISTER OF DEEDS OFFICE ON JUNE 6, 1984 SAID THAT **HE FOUND A SQUARE 1/2" REBAR** AT THE CENTER CORNER OF SECTION 8-19-12 FROM THE SURVEY FOR I-35.

- 1) IN LINE WITH A HEDGE ROW TO THE NORTH
- 2) 35.2' NNE TO THE NEAR FACE OF A WELL CASING
- 3) THIS REBAR IS ON THE NORTH SIDE OF A STEEL FENCE POST
- 4) 126.5' SOUTH TO THE CENTERLINE TRAVELED WAY OF OLD [NORTH] U.S. 50

HIS SURVEY DRAWING SHOWS THE FOLLOWING INFORMATION:

- 1) 2,646.35' SOUTH TO THE DRILL HOLE AND "+" CUT WITH HIS CAP HE SET FOR THE SOUTH 1/4 CORNER OF SECTION 8-19-12
 - 2) 1,315.22' EAST TO THE THEORETICAL POSITION FOR THE NORTHWEST CORNER OF THE E1/2 OF THE SE1/4 OF SECTION 8-19-12
 - 3) 2,630.44' EAST TO THE SQUARE #4 REBAR HE FOUND AT THE EAST 1/4 CORNER OF SECTION 8-19-12 FROM THE SURVEY FOR I-35
- 11) WARREN CHIP WOODS, L.S. 603, COUNTY SURVEYOR, IN A LAND SURVEY REFERENCE REPORT DATED MARCH 2, 1992, **FOUND THE SQUARE 1/2" REBAR** AT THE CENTER CORNER OF SECTION 8-19-12 FROM THE PLANS FOR I-35 AND FROM THE EXISTING TIES OF RECORD IN THE COUNTY ENGINEER'S OFFICE BY STEVEN S. BROSEMER, L.S. 752, DATED APRIL 27, 1984.
- 1) A HEDGE ROW BEARS NORTHERLY ON LINE
 - 2) 35.2' NNE TO THE NEAR FACE OF A WELL CASING
 - 3) A STEEL FENCE POST SETS JUST SOUTHWEST OF THIS REBAR
 - 4) 126.5' SOUTH TO THE CENTERLINE TRAVELED WAY OF OLD HIGHWAY 50

CENTER OF SECTION 08-19-12