

NORTHWEST CORNER SECTION 36, TOWNSHIP 21 SOUTH, RANGE 11 EAST

- 1) ON PAGE 406 OF THE GLO ORIGINAL FIELD NOTES IN THE DRAFTING ROOM IN THE COUNTY ENGINEER'S OFFICE IT STATES THAT **THEY SET A LIMESTONE 27" X 14" X 5"** FOR THE CORNER TO SECTIONS 25, 26, 35 & 36-21-11.

THE GOVERNMENT SURVEY NOTES SHOW THE FOLLOWING INFORMATION:

- 1) 39.99 CHAINS EAST TO THE 24" X 9" X 5" LIMESTONE THEY SET FOR THE 1/4 CORNER BETWEEN SECTIONS 25 & 36-21-11
- 2) 79.98 CHAINS EAST TO THE 16" X 12" X 3" LIMESTONE THEY SET FOR THE CORNER TO SECTIONS 25 & 36-21-11 ON THE EAST TOWNSHIP BOUNDARY

- 2) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN SURVEY NUMBER 109, A ROAD SURVEY RECORDED IN SURVEY BOOK "E" ON PAGE 109 DATED JUNE 9 & 10, 1885 FOR J. E. MAYS, PRINCIPLE PETITIONER FOR A ROAD IN TOWNSHIP 21-11, **APPARENTLY FOUND THE STONE** AT THE NORTHWEST CORNER OF SECTION 36-21-11 ON THIS ROAD SURVEY.

HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:

- 1) THIS ROAD EXTENDS WEST ON THE SECTION LINES FOR 3 MILES TO THE STONE HE FOUND AT THE NORTHWEST CORNER OF SECTION 33-21-11 TO BEGIN THE ROAD ALLOWED ON THIS ROAD SURVEY
- 2) THIS ROAD EXTENDS EAST ON THE SECTION LINES FOR 1 MILE TO THE STONE HE FOUND AT THE NORTHEAST CORNER OF SECTION 36-21-11 ON THE RANGE LINE AT THE TERMINUS OF THE ROAD ALLOWED ON THIS ROAD SURVEY

- 3) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN A ROAD SURVEY FOR ROAD 299 RECORDED IN ROAD RECORD BOOK "C" ON PAGES 146 TO 148 PETITIONED BY J. E. MAYS AND OTHERS FOR A COUNTY ROAD "COMMENCING AT THE NORTHWEST CORNER OF SECTION 32-21-11; THENCE EAST ON THE SECTION LINE AS NEAR AS PRACTICABLE TO THE EAST LINE OF THE TOWNSHIP TO THE NORTHEAST CORNER OF SECTION 36-21-11" [PACKET 534 IN THE VAULT IN THE COUNTY SURVEYOR'S OFFICE] THAT HE SURVEYED ON JUNE 9, 1885, **APPARENTLY FOUND THE STONE** AT THE NORTHWEST CORNER OF SECTION 36-21-11 ON THE ROAD ALLOWED ON THIS ROAD SURVEY. THE VIEWERS **REJECTED** THE FIRST MILE FROM THE NORTHWEST CORNER OF SECTION 32-17-11 TO THE NORTHEAST CORNER OF SECTION 32-21-11 FOR THE REASON THAT IT IS NOT NEEDED FOR PUBLIC TRAVEL. THE BOARD OF COUNTY COMMISSIONERS APPROVED THE ROAD FROM THE SOUTHWEST CORNER OF SECTION 28-21-11 EAST TO THE SOUTHEAST CORNER OF SECTION 25-21-11 ON JULY 10, 1885 S NOTED BY JOHN L. BUTLER, CHAIRMAN, AND THE ROAD WAS RECORDED ON JANUARY 10, 1886 BY ROLAND LAKIN, COUNTY CLERK.

HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:

- 1) THIS ROAD EXTENDS WEST ON THE SECTION LINES FOR 3 MILES TO THE STONE HE FOUND AT THE NORTHWEST CORNER OF SECTION 33-21-11 TO BEGIN THE ROAD ALLOWED ON THIS ROAD SURVEY
- 2) THIS ROAD EXTENDS EAST ON THE SECTION LINES FOR 1 MILE TO THE STONE HE FOUND AT THE NORTHEAST CORNER OF SECTION 36-21-11 ON THE RANGE LINE AT THE TERMINUS OF THE ROAD ALLOWED ON THIS ROAD SURVEY

- 4) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN SURVEY NUMBER 110, A ROAD SURVEY RECORDED IN SURVEY BOOK "E" ON PAGES 110 FOR A ROAD IN TOWNSHIP 21-11 FOR CHARLES M. YEAROUT, PRINCIPAL PETITIONER, DATED JUNE 11, 1885, **APPARENTLY FOUND THE STONE** AT THE NORTHWEST CORNER OF SECTION 36-21-11 ON THIS ROAD SURVEY.

HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:

HIS INFORMATION IS CONTINUED ON PAGE 2

- 1) THIS ROAD EXTENDS NORTH ON THE SECTION LINES FOR 2 MILES TO THE STONE HE FOUND AT THE NORTHWEST CORNER OF SECTION 24-21-11 TO BEGIN THIS ROAD SURVEY
 - 2) THIS ROAD EXTENDS SOUTH ON THE SECTION LINE FOR 1 MILE TO THE STONE HE FOUND AT THE SOUTHWEST CORNER OF SECTION 36-21-11 ON THE TOWNSHIP LINE AND THE LYON AND GREENWOOD COUNTY LINE AT THE TERMINUS OF THIS ROAD SURVEY
- 5) R. H. EDMISTON, COUNTY SURVEYOR FROM 1884 TO 1887, IN A ROAD SURVEY FOR ROAD NUMBER 300 RECORDED IN ROAD RECORD BOOK "C" ON PAGES 150 TO 152 PETITIONED BY CHARLES M. YEAROUT AND OTHERS FOR A COUNTY ROAD IN TOWNSHIP 21-11 [PACKET 530 IN THE VAULT IN THE COUNTY SURVEYOR'S OFFICE] THAT HE SURVEYED ON JUNE 11, 1885, WAS ESTABLISHED AS A 50 FOOT WIDE ROAD ON JULY 14, 1885 AS NOTED BY JOHN L. BUTLER, CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS, AND RECORDED ON JANUARY 22, 1886 BY ROLAND LAKIN, COUNTY CLERK, SAID THAT **HE FOUND THE STONE** AT THE NORTHWEST CORNER OF SECTION 36-21-11 ON THIS ROAD SURVEY.
HIS SURVEY NOTES SHOWS THE FOLLOWING INFORMATION:
- 1) THIS ROAD EXTENDS NORTH ON THE SECTION LINES FOR 2 MILES TO THE STONE HE FOUND AT THE NORTHWEST CORNER OF SECTION 24-21-11 TO BEGIN THIS ROAD SURVEY
 - 2) THIS ROAD EXTENDS SOUTH ON THE SECTION LINES FOR 1 MILE TO THE STONE HE FOUND AT THE SOUTHWEST CORNER OF SECTION 36-21-11 ON THE TOWNSHIP LINE AND THE LYON AND GREENWOOD COUNTY LINE AT THE TERMINUS OF THIS ROAD SURVEY
- 6) MATTHEW BROWN, COUNTY SURVEYOR FROM 1888 TO 1900, AND 1914, IN A ROAD SURVEY FOR ROAD NUMBER 453 RECORDED IN ROAD RECORD BOOK "D" ON PAGES 77 THROUGH 80 PETITION BY D. LEAMAN AND OTHERS FOR A ROAD IN TOWNSHIP 21-11 [PACKETS 689 & 873 IN THE VAULT IN THE COUNTY SURVEYOR'S OFFICE] THAT HE SURVEYED ON AUGUST 30, 1899 FROM THE STONE THAT HE FOUND AT THE SOUTHWEST CORNER OF SECTION 28-21-11 EAST FOR 4 MILES "PER GOVERNMENT SURVEY" TO THE STONE HE FOUND AT THE SOUTHEAST CORNER OF SECTION 25-21-11 ON THE RANGE LINE AT THE TERMINUS OF THIS ROAD SURVEY, SAID THAT **HE FOUND THE STONE** AT THE SOUTHWEST CORNER OF SECTION 25-21-11 ON THIS ROAD SURVEY. COMMISSION REVISION: WE APPROVE THE WITHIN REPORT IN THE PART CROSSING THE RIGHT-OF-WAY OF THE A. T. & S. F. RAILROAD AND REJECT THE REMAINDER AS IT HAS HERETOFORE BEEN LEGALLY ALLOWED AND OPENED AS A PUBLIC HIGHWAY AND STILL REMAINS OPEN AND IN PUBLIC USE. BY ORDER OF THE BOARD ON THE 5TH DAY OF OCTOBER 1899 AS NOTED BY W. H. MAYES, CHAIRMAN, ATTESTED BY H. E. PEACH, COUNTY CLERK, AND RECORDED ON JANUARY 5, 1890 BY MATTHEW BROWN, COUNTY SURVEYOR.
- 7) STATE HIGHWAY COMMISSION SURVEYORS H. L. OAKES, J. L. DOLE & D. BISHOP **SET A 1/2" IRON PIPE** FOR THE SOUTHEAST CORNER OF SECTION 26-21-11 IN 1929 FOR K-11 HIGHWAY [K-99] FROM EMPORIA SOUTH TO THE LYON AND GREENWOOD COUNTY LINE BY THE TESTIMONY OF ROY PROVO, WHO SAID HE HAS OFTEN SEEN THE STONE HERE AND THAT IT WAS IN THE CENTER OF BOTH ROADS. HE SAID IT WOULD BE 6 OR 7 FEET DEEP NOW BECAUSE OF THE FILL MADE HERE. THE LOCATION WAS CHECKED BY NORTH & SOUTH MEASUREMENTS AS SHOWN IN THEIR CALCULATIONS. C. M. ROCKEY HAS FAINT REMEMBRANCE OF SEEING THE STONE IN THE CENTER OF THE ROADS—NO CONFLICTING OPINIONS OF EVIDENCE. THEY DID NOT DIG FOR THE STONE. THEIR DRAWING SHOWS THAT THEY SET THIS PIPE AT THE SPLIT OF THE FENCES FOR THE ROADS TO THE SOUTH AND TO THE WEST. A COPY OF THEIR FIELD NOTES IS IN THE

SURVEY FILE FOR TOWNSHIP 20-11 ON PAGE 32 OF THE NOTES MARKED "KDOT 1".
[NOTE: SEE THE 1930 NOTES FROM STATE HIGHWAY COMMISSION SURVEYORS DOLE & MARLATTE FOR THE MONUMENT THAT THEY SET WHEN THEY REWORKED THE 1929 SURVEY – WARREN CHIP WOODS, L.S. 603, COUNTY SURVEYOR]

- ~~1) 54.0' WSW TO A SPIKE IN THE TOP OF A MAIL BOX POST~~
- ~~2) 42.9' ESE TO A SPIKE IN AN 18" WILLOW TREE~~
- ~~3) 63.9' NE TO A SPIKE IN A 12" WILLOW TREE~~
- ~~4) 2.0' LEFT [EAST] OF STATION 656+38.9~~

- 8) STATE HIGHWAY COMMISSION SURVEYORS J. L. DOLE AND C.A. MARLATTE IN 1930 HAD TO REWORK THE 1929 SURVEY BY OAKES, DOLE & BISHOP, SAID THAT **THEY SET A 1" STEEL AXLE** FOR THE SOUTHEAST CORNER OF SECTION 26-21-11 AT A PROPORTIONAL DISTANCE BETWEEN THE SOUTHEAST CORNER OF SECTION 35-21-11 AND THE SOUTHEAST CORNER OF SECTION 23-21-11 FOR THIS CORNER; ALSO BETWEEN THE NORTH 1/4 CORNER OF SECTION 36-21-11 AND THE NORTHWEST CORNER OF SECTION 35-21-11. C. M. ROCKEY SAYS THE STONE IS NOT IN PLACE, THAT THERE HAS BEEN 3 CULVERTS PUT IN HERE ABOUT THE PLACE THE STONE SHOULD BE. A COPY OF THEIR FIELD NOTES IS IN THE SURVEY FILE FOR TOWNSHIP 20-11 ON PAGE 19.
 - 1) **THE AXLE IS 10.5' NORTH AND 2.8' WEST OF THE IRON PIPE SET BY OAKES**
 - 2) 58.5' NE TO A SPIKE IN A 12" WILLOW TREE
 - 3) 50.1' SE TO A SPIKE IN AN 18" WILLOW TREE
 - 4) 55.9' SSW TO A MAIL BOX POST
 - 5) THIS NEW CORNER IS 0.8' WEST [RIGHT] OF STATION 656+28.0
- 9) THE KRETSINGER REFERENCE TIE BOOK FOR TOWNSHIP 21-11 SHOWS A **1" STEEL AXLE** AT THE "SE CORNER SECTION 26-21-11".
 - 1) 58' NE TO A SPIKE IN A 12" WILLOW TREE
 - 2) 50.1' SE TO A SPIKE IN AN 18" WILLOW TREE
 - 3) 55.9' SW TO A SPIKE IN A MAILBOX POST
- 10) KRETSINGER REFERENCE TIE BOOK 13 ON A FOLDED OUT SHEET STAPLED TO THE LAST PAGE OF THE BOOK AND LABELED "SECTION CORNERS IN TOWNSHIP 21 S, R 11 E"; IT SHOWS A **1" STEEL AXLE** AT THE "NW CORNER SECTION 36-21-11".
 - 1) 58.5' NE TO A SPIKE IN A 12" WILLOW TREE
 - 2) 50.1' SE TO A SPIKE IN AN 18" WILLOW
 - 3) 55.9' SW TO A SPIKE IN A MAILBOX POST
- 11) STEVEN S. BROSEMER, L.S. 752, DEPUTY COUNTY SURVEYOR, IN A LAND SURVEY REFERENCE REPORT DATED APRIL 12, 2000, SAID THAT HE CONSIDERED THAT THE SOUTHEAST CORNER OF SECTION 26-21-11 WAS **OBLITERATED. HE SET A 1/2" REBAR WITH HIS "LS 752" CAP IN A DRILL HOLE IN THE ASPHALT PAVEMENT** FOR THE SOUTHEAST CORNER OF SECTION 26-21-11 AT THE STATION AND OFFSET AS PER DOLE & MARLATTE IN 1930. THE CORNER IS 0.8' WEST [RIGHT] OF STATION 656+28.0.
 - 1) 45.1' SW TO A SPIKE & WASHER IN A POWER POLE
 - 2) 76.4' WNW TO A SPIKE & WASHER IN THE TOP OF A CORNER FENCE POST
 - 3) 64.5' NE TO AN 18" HACKBERRY TREE
 - 4) 53.85' NNE TO THE SOUTHEAST CORNER OF THE HEADWALL
 - 5) 54.0' NORTH TO THE CENTER OF A REINFORCED CONCRETE BOX CULVERT**HIS DRAWING ON HIS REFERENCE REPORT SHOWS THE FOLLOWING:**
 - 1) 2,624.9' WEST TO THE SOUTH 1/4 CORNER OF SECTION 26-21-11
 - 2) 5,249.8' WEST TO THE SOUTHWEST CORNER OF SECTION 26-21-11

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- 12) STEVEN S. BROSEMER, L.S. 752, DEPUTY COUNTY SURVEYOR, IN A LAND SURVEY REFERENCE REPORT DATED JULY 13, 2010 FOR PROJECT NUMBER 10188-02, SURVEY F25001 IN THE SURVEY FILE FOR TOWNSHIP 21-11 FOR THE SURVEY OF AN 18.8 ACRE TRACT IN THE NORTHWEST QUARTER OF SECTION 25-21-11 FOR DANNY BROYLES, SAID THAT **HE FOUND THE 1/2" REBAR WITH HIS "LS 752" CAP** AT THE SOUTHWEST CORNER OF SECTION 25-21-11 FROM HIS EXISTING TIES ON FILE IN THE COUNTY ENGINEER'S OFFICE FROM APRIL 2000.
- 1) 45.10' SW TO A SPIKE & WASHER IN A POWER POLE
 - 2) 76.40' WNW TO A SPIKE & WASHER IN THE TOP OF A CORNER FENCE POST
 - 3) 64.50' NE TO AN 18" HACKBERRY TREE
 - 4) 53.85' NNE TO THE SOUTHEAST CORNER OF THE HEADWALL
 - 5) 54.00' NORTH TO THE CENTER OF A REINFORCED CONCRETE BOX CULVERT
- HIS SURVEY DRAWING SHOWS THE FOLLOWING INFORMATION:
- 1) 3,104.18' NORTH TO THE SOUTHWEST CORNER OF THE 18.8 ACRE TRACT, AS WITNESSED BY THE 1/2" IRON BAR WITH HIS "LS 752" CAP HE SET AT 35.00' EAST ON THE EAST RIGHT-OF-WAY LINE OF K-99 HIGHWAY
 - 2) 3,754.18' NORTH TO THE TRUE P.O.B. OF THE 18.8 ACRE TRACT, AS WITNESSED BY THE 1/2" IRON BAR WITH HIS "LS 752" CAP HE SET AT 35.00' EAST ON THE EAST RIGHT-OF-WAY LINE OF K-99 HIGHWAY
 - 3) 5,282.18' NORTH TO THE 1/2" REBAR WITH HIS "LS 752" CAP HE SET OVER THE STONE HE FOUND AT THE NORTHWEST CORNER OF THE NW1/4 OF SEC. 25-21-11

NORTHWEST CORNER 36-21-11