Unraveling the Past The VIVIONS

VOLUME I

Karen Bell

Forward

I have been researching my family for over 20 years now. During that time I have found verifiable and non-verifiable documentation. The verifiable documentation is where I have spent most of my time and have found that many times the verifiable documentation contradicts the non-verifiable. I am hoping that in the process of writing this book, the truth will reveal itself.

Deciding where to start is probably the hardest decision I had to make. Do I start with myself? No, I am still alive and my life is only partially complete. I am related to the **VIVIANS** through my mother, who is also still very much alive and has so much more she plans to accomplish. However, her mother, my grandmother, has passed on and her birth name is **Velma Ruth VIVIAN** and she is the last **VIVIAN** in my family tree. I remember my grandmother well. She was tall, thin and wore a size 13 shoe. Above most, she was very proud of who she was. She was the eldest of 5 children and born in Texas, September 24, 1912. She is survived by her youngest brother, **Alvin Edwin VIVIAN**. So, this is where I will start.

In the early stages of my research, I was surprised to find that there was already so much research out there on the **VIVIANS**. I wrote it all down and assumed it to be correct. Years later, I have realized that so much of this information is incorrect and unfortunately, this incorrect information has been told, retold and documented so many times, it is everywhere. I decided to start from the beginning and only used this information as a "guide" to discover the truth about the **VIVIANS**. If you look hard enough and think reasonably, the truth slowly reveals itself. Some of the information I have found might not be accepted by all, but it is what it is.

Most of my research is done on my direct line. I do gather information on aunts, uncles, cousins, etc. if I run across it. Trying to research everyone is next to impossible. I have highlighted direct relationships in red to make things easier to follow and bolded and capitalized names that are family or related to the family either directly or indirectly.

Telling a story with only a few facts and not much else to go on is very hard to accomplish. Therefore, this book is made to be a living document. If you have additional information or corrections you think need to be made, let me know. If the information can be verified, full credit will be given to the source and the story will be changed. If you have photographs you would like to add, I would be happy to add them as well.

I hope that as you read, you can imagine the proud life of the **VIVIANS** and fully appreciate the incredibly hard life they lived. I can honestly say that I am very proud to be a part of this family.

Karen Bell December 24, 2011 www.familytreebank.com

Other Books in Progress:

Volume II – The GIBSONS

Volume III – The TUMLINSONS

Volume IV – The BURKHARTS

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Texas

Velma Ruth VIVIAN



This story begins with my grandmother, **Velma Ruth VIVIAN**. She was born September 24, 1912 and went by Ruth. My mother said that she was born at home and she believes that her parents lived in Dimmit County, Texas at the time. I found her living with her parents, **Kelly Edward VIVIAN**, **Sr.** and **Dona Florence TUMLINSON**, in the 1920 Uvalde County census and the 1930 Dimmit County census.

My grandmother married my grandfather, **Forrest Elden ENEKS**, in Asherton, Dimmit County, Texas. I am not sure of the date, but it had to be sometime between April 1930 and February 1933 when she was approximately 17 to 20 years old and he was approximately 23 to 25 years old. My mother said that my grandmother's parents did not approve of the marriage, therefore they did not attend the ceremony. My uncle, **James Elden ENEKS**, was born February 1, 1933 in Maverick County, Texas when she was 20 years old and my mother, **Doris Ruth ENEKS**, was born April 12, 1939 in Eagle Pass, Maverick County, Texas when she was 26 years old.

I knew my grandmother well. My first memories are of a small house in Corpus Christi, Texas on

Saratoga close to the Ayers intersection. There were approximately 8 wooden houses with the same floor plan all in a row and these houses were said to be old military houses. They lived in the last one and my uncle, James and his wife Peggy, lived next door. This had to be in the mid sixties. Next, they moved to Mathis, Texas and bought a laundry mat. They lived in a mobile home behind the building. When we would visit, my grandmother would make me help her fold clothes. The laundry mat wasn't air conditioned and I remember that it was so hot, you thought you were going to die. In 1970, hurricane Celia hit Corpus Christi and made its way to Mathis. My grandparent's mobile home was completely destroyed. They left a few minutes before the storm hit and rode it out at the high school. When they returned, the trailer had been lifted up and



Thelma Ruth VIVIAN

turned upside down. During the time that they lived in Mathis, I began to notice my grandmother's arm starting to shake. She would try to hide it from us, but my mother told us that she had been diagnosed with Parkinson Disease. Eventually, my grandparents moved out to a place on Lake Mathis.

Before my grandmother passed away, my mother asked her about her life and wrote down what she could. Here are some of my grandmother's stories as a child:

I didn't care to ride horses, but I would ride on the back rear of my dad's horse. I managed to hang on to something. A few times my mother got on a horse, but not often. When they were first married, my dad got someone in Laredo to make her a riding skirt (maybe San Antonio). It was a long flared skirt with the seam in the middle. He wanted her to ride with him. My mother and father were crazy about one another. They never fussed. I called her Ma and him Papa.

Someone pooped in the slop jar. I covered the jar with Milton's shirt and the sleeve hung down in the poop. He grabs his shirt the next day and he didn't notice the sleeve until he got it on. We wore our clothes more than once. He was so mad at me, he almost killed me.

When I was around 10 years old, I went to Uvalde with my dad to buy a Model T. He paid \$800 for the car. They gave him instructions on how to drive it and issued him a driver's license. They asked, "Mr. Vivian, do you want someone to drive you home?" He replied, "No, I can do it." So off we go and we came to the ranch gate. He said, "Toots, go open the gate." I got my foot on the running board and Papa hit the gas instead of the brake. I fell off on the ground and skinned my knees and Papa went through the gate. He was so upset and yelling, "Toots, are you okay?" He thought that he may have run over me. I was fine other than scared as bad as he was. He was so proud of the car, he kept it under the shed. Papa had a hard time keeping the chickens from roosting on it. When the Model A came out, we traded it in. After Papa had the new car for awhile, he didn't like a thing about that Model T.

We bathed in a dirt tank sometime, but most of the time, we bathed in a number 3 washtub. We would set it out in the sun to warm. If it was winter, we would have to heat our water.

My Uncle Fate was blind and he lived with us. No one wanted to take him and keep him. Mama didn't mind for he was always so good to her and us kids. Papa liked him a lot too. He wasn't always blind, in his earlier years he was able to see. He told Mama he could teach her how to drive. Papa was away tending the ranch and we lived in town, Eagle Pass. We would go back and forth to the ranch and then we would stay in town, so it would be better for us to go to school. So, Uncle Fate, talked Mama into letting him teach her how to drive. He said, "I can do the shifting and you can see to drive." He got us kids seated and he began to tell her how to shift the gears. Around the curve we went and hit the only other car in Catarina! Uncle Fate was yelling, "Donie, what did you hit?" Us kids fell to the

floor and sand went all over us. The fender was bent some. Mama was teased for years about her "big accident."

My dad went on a cattle drive out on one of the ranches. No one is home but Mama and Uncle Fate, Milton and me. Mama feels she should load the shotgun in case of trouble. There are "wet backs" that come in thru a lot. It is getting dark and we are all together in the room. Mama loads the shotgun and says, as she sits it against the rock fireplace, "It's loaded for bear." BOOM, it went off and rock went blasting all over us. We were screaming and Uncle Fate was yelling, "Donie, you have killed us all!" He could not see, but he felt the blast. That rock stung our arms and face as it blew up.

On the Vivian Ranch, there is a cemetery. My great grandparents are buried there. You can see their small tombstones. I would pick wild flowers and walk with my Grandma to the cemetery. The house is close to Pendencia Creek. The house was built out of lumber and did not have a lick of paint on it. My dad lived there as a boy. At times, I would stay in the house with Grandma Vivian. There were Oak trees along Pendencia Creek and Mesquite trees shaded the house. The ranch was very large and they bought and sold cattle and also caught wild cattle and branded them as theirs. They also raised hogs and a few chickens. I rode with Papa in the wagon out to repair barbed wire fences and the boys rode by horseback. The wagon was pulled by a bay stallion. My mama went sometimes or stayed back to cook and do her chores. Sometimes we took picnic lunches and our water canvas bag. When it got too hot, we cooled off in a dirt tank. Those were the good old days.

My Grandma Vivian sold the Vivian Ranch piece by piece until it was all gone and it broke my dad's heart. She never discussed it with her children. Mama said that one day, there was a knock on the front door and [doesn't mention who was at door] said, "Kel, you have to move, Mama's sold the place." Mama said that our place was the last place to be sold and she doubted that James Vivian had anything to do with it. Grandma Vivian made all the decisions.

I have been able to corroborate most of my grandmother's story. However, land grants suggest that my grandmother's grandparents would have been living on Pena Creek, not Pendencia Creek when my grandmother was young. The Pendencia Creek land was sold around 1880. I am assuming that her and her grandmother would have visited the cemetery when it was owned by someone else.

My grandfather passed away with a cancerous brain tumor on January 28, 1992 when he was 84 years old. My grandmother passed away from Parkinson Disease on July 30, 1995 when she was 82 years old.

Kelly Edward VIVIAN, Sr.

My great grandfather was **Kelly Edward VIVIAN**, **Sr.** I did not know him because he died well before I was born. I do remember my great grandmother very well. You will have to read my

book on the **TUMLINSONS** to find out more about her family.



My great grandfather was born October 15, 1879 in Carrizo Springs, Dimmit County, Texas. I found him living with his parents, **James Milton VIVIAN** and **Mary Elizabeth BROWN**, in the 1880 and 1910 Dimmit County census. I have been told that my great grandfather was a Ranch Foreman and a hard working man.

He married my great grandmother, **Dona Florence TUMLINSON**, on April 12, 1911 in Dimmit County, Texas when he was 31 years old and she was 18 years old. Even though I do not have a marriage certificate, this information was confirmed from the following website:

http://historicdistrict.com/Genealogy/Dimmit/dimmit.htm.

Kelly Edward VIVIAN, Sr.

My great grandmother was **Dona Florence TUMLINSON**. Many have her first name as Donna, but is was Dona and rhymed with Mona. We called her "Tykie." I loved visiting my great grandmother. She was a large woman, overweight and always smiling. She lived by herself in a retirement community in Corpus Christi, Texas on Ayers Street. I remember going to her apartment many times. She spent most of her time crocheting and sewing. She made dolls out of anything; coca-cola bottles and bleach bottles to name a few. I remember seeing home movies of her catching a chicken for dinner, wringing its neck and plucking it.

My grandmother said that her father rented a house in town, so the kids could attend school. On the 1920 Uvalde County census, they rented their house. They also had a boarder living with them named James Goodwin. My great grandfather's occupation was a Manager and he worked on a farm. James Goodwin was a laborer. On the 1930 Dimmit County census, they owned their home. My great grandfather's occupation was a Stockman and he worked on a ranch. Unfortunately, I couldn't find Uncle Fate living with them on either census. I am assuming that this uncle maybe my grandmother's great uncle, **Lafayette VIVIAN**. He died on December 17, 1922. The Model T became popular beginning 1908, but my grandmother said that she was about 10 years old when her dad bought his first car. That would have been about 1922. If Uncle Fate taught my great grandmother how to drive, my grandmother must have been younger than 10 years old when they purchased the car. The Model A did come out after the Model T around 1927.

My great grandparents had the following children:

No.	Name	Birth	Death	Spouse
1.	Velma Ruth VIVIAN	24 Sep 1912	30 Jul 1995	Forrest Elden ENEKS
2.	James Milton VIVIAN	24 Feb 1915	31 Jan 2000	Effie P. STEWART
3.	Kelly Edward VIVIAN, Jr.	10 Jul 1922	29 Apr 1965	Laura Kathryn GARDNER
4.	Alvin Edwin VIVIAN	08 Apr 1925	Living	Betty HURST
5.	Doris Helen VIVIAN	10 Mar 1928	27 Nov 2007	Selma Nichols/Bill J. FERGUSON

My great grandfather passed away from coronary disease on April 5, 1945 when he was 65 years old. My great grandmother passed away from old age (senility) on December 26, 1982 when she was 90 years old. They are both buried at Mt. Hope Cemetery in Carrizo Springs, Dimmit County, Texas.

Schedules:

- 1. 1920 Uvalde County, Texas Census Page 10
- 2. 1930 Dimmit County, Texas Census Page 11

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James Milton VIVIAN

My gg grandfather was **James Milton VIVIAN**. He was born May 26, 1849 in Goliad County, Texas. I found him living with his parents, **Lloyd VIVION** and **Caroline GIBSON**, in the 1860 Goliad County census. On my gg grandfather's death certificate, his father is listed as **Lloyd Edward VIVION**, however I don't think this is correct. This is the only record that I have found referring to a middle name for his father. Some have also recorded his middle name as Thomas and I have found evidence of a **L.T. VIVION** in Missouri. Sometime during this generation, the spelling of **VIVION** was changed to **VIVIAN**, as well. I will refer to him as **Lloyd T. VIVION** until I find proof of his middle name.

My gg grandfather married my gg grandmother, Mary Elizabeth BROWN, about 1877 according to the 1910 Dimmit County census. I am not sure where, but all things point to Dimmit or Maverick County, Texas. He was approximately 28 years old and she was approximately 17 years old.

My gg grandmother, **Mary Elizabeth BROWN**, was born October 20, 1860 and lived a hard life according to stories that were told to my mother when she was a child. Her father, **Charles E. BROWN**, served in the Civil War. He was with Company K, 21 Texas Cavalry. He enlisted for duty



Mary Elizabeth BROWN

on February 7, 1862 in Goliad, Texas. Per his Company's muster roll, he was present until September & October 1863. His records' state that he was sick on furlough since the 25th of September furloughed for 60 days by the board of physicians. He doesn't appear on any other records after that date. It appears that he may have died from his illness. Mary had an older brother, **John E. BROWN** born about 1859 and a younger sister, **Cornelia Francis BROWN** born August 1863. Mary's mother, **Amelia Emily BUSBY**, remarries about 1865 to **James Leroy GIBSON**, son of **Leroy GIBSON**. **Leroy GIBSON** is **James Milton VIVIAN's** uncle and his mother's brother. Mary and her new family can be found living with her aunt, **Francis BELL**, on the 1870 Goliad County census and on the 1870 Maverick County census. These two census schedules were taken 3 months of each other, so the family must have moved from Goliad County, Texas to Maverick County, Texas during 1870 between July 25th and September 8th to appear on both schedules.

Per documents filed with the Texas General Land Office, on June 16, 1874, **James Milton VIVIAN** stated that he had lived on Pendencia Creek in Maverick County, Texas for the past 3 years and that he had complied fully with the homestead law. **C.H. VIVION** (Uncle) and **George W. WHALEY** (Uncle in-law) were both witnesses to the claim. James was granted 80 acres of land of which he was entitled per the Pre-Emption Grant, Survey #540.

Pre-emption grants were made after statehood. From 1866 to 1898, up to 160 acres could be claimed. Homesteaders were required to live on the land for three years and make improvements (such as building a barn) in order to qualify for a pre-emption grant of 160 acres.¹

He would have been issued this grant when he was single and 25 years old. On December 7, 1883, Delilah Taylor, filed a "proof of abandonment" by **James M. VIVION** for the 80 acre tract of land. The claim states that **James M. VIVION** sold his right and interest in the property to said Delilah Taylor. Delilah Taylor claimed to have lived on the land for the past 3 years beginning 1880.

The family is listed on the 1880 Dimmit County, Texas census living next door to Mary Margaret (Hester), James' sister. **Simon LOVE** is living with them. Next to Mary Margaret is their mother, Caroline. Researchers claim that the **VIVIANS** found **Simon LOVE**, an orphan, on their trip from Goliad County to Dimmit County and took him in.

On January 9, 1886, **James Milton VIVIAN** purchased a Quit-Claim Deed, Survey #531, for 135 acres on Pena Creek in Dimmit County, Texas. He paid \$500 to Horace Hughes for the claim. The claim states that **James M. VIVIAN** has lived on the land for three consecutive years beginning December 19, 1882. **Grey WHITE** (close friend of the family) and **C.V. BUSBY** (Mary's Uncle) were both witnesses to the claim.

The family is listed on the 1910 Dimmit County, Texas census and the 1930 Maverick County, Texas census.

The VIVIAN Cemetery is located on the 80 acres of land that was sold to Delilah Taylor, however the VIVIAN'S continued to bury their family members in the cemetery as late as 1898. My grandmother stated that her great grandparents were buried in the VIVIAN Cemetery on the ranch. I assume that if this is true, it must be Mary's parents. James' parents are both buried in Goliad, Texas in a private cemetery on the land they once owned. The VIVIAN Cemetery has numerous marked and unmarked headstones. I visited the cemetery about 1993 with my parents. The land owners were very gracious and told us that we could visit anytime we wanted. I took pictures of the marked headstones, but there are several headstones that are made of rocks. You can tell that there is a larger stone for the head and a smaller stone for the foot. None of the marked headstones had the last name BROWN or GIBSON. Two children belonging to James Milton and Mary Elizabeth are both buried in the cemetery. Their names are Effre and Clarence.

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¹ www.glo.texas.gov

My gg grandparents had the following children:

No.	Name	Birth	Where	Death	Spouse
1	Lonnie Van VIVIAN	01 Feb 1877	Texas		Maude Roxie FINCH
2	Kelly Edward VIVIAN, Sr.	15 Oct 1879	Texas	05 Apr 1945	Dona Florence TUMLINSON
3	Effre VIVIAN	05 Nov 1882	Texas	29 May 1898	Never married
4	Lida VIVIAN	22 Sep 1884	Texas	08 Jan 1927	Alfred Mac BURLESON
5	Tarlton Leroy VIVIAN	18 Oct 1885	Texas	15 Dec 1971	Never married
6	James Bert VIVIAN	11 Mar 1888	Texas	20 Feb 1984	Never married
7	Albert Edward VIVIAN	29 Nov 1890	Texas	03 Oct 1972	Della P.
8	Gertrude VIVIAN	1893	Texas		
9	Clarence VIVIAN	21 Jul 1896	Texas	08 Jan 1897	Died as an infant
10	Alma Evelyn VIVIAN	20 Feb 1898	Texas	03 Jul 1968	Otto OLSON
11	Letha C. VIVIAN	13 Mar 1900	Texas	25 Apr 1952	Never married

My gg grandparents had 11 children of which 9 lived. This information was obtained from the 1910 Dimmit County census.

My gg grandfather passed away from old age (senility) on July 4, 1933 when he was 84 years old. They are both buried at Eagle Pass Cemetery in Eagle Pass, Maverick County, Texas.

Schedules:

- 1. Texas Death Certificate Page 15
- 2. 1880 Dimmit County, Texas Census Page 16
- 3. 1910 Dimmit County, Texas Census, Pages 1 thru 2 Pages 17 thru 18
- 4. 1930 Maverick County, Texas Census Page 19
- 5. Confederate Civil War Schedules, Pages 1 thru 4 Pages 20 thru 23
- 6. 1870 Goliad County, Texas Census Page 24
- 7. 1870 Maverick County, Texas Census Page 25
- 8. Land Grant for 80 Acres in Maverick County, Texas, Pages 1 thru 10 Page 26 thru 35
- 9. Land Grant for 135 Acres in Maverick County, Texas, Pages 1 thru 26 Page 36 thru 61
- 10. Effre VIVION Headstone Picture Page 62
- 11. Clarence VIVION Headstone Picture Page 63
- 12. Texas Timeline Page 64

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8 OCCUPATION (a) Trade, profession or particular kind of work (b) General nature of industry, business or establishment in which employed (or employer)	(duration) yrs. mos. ds.
9 BIRTHPLACE (State or country) Salidad Sta.	Contributory (Secondary)
10 NAME OF LOLD ESWARD VINION	(duration) yrs. mos. ds.
11 BIRTHPLACE OF FATHER (State or country)	of not at place of death? Did an operation precede death? Date of
OF FATHER (State or country) 12 MAIDEN NAME OF MOTHER Carelina Silvan.	Was there an autopsy? AO
13 BIRTHPLACE OF MOTHER (State or country)	(Signod) Offer V Later, M. D.
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1910 Dimmit County, Texas Census Schedule - James Milton VIVIAN Page 1

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1910 Dimmit County, Texas Census Schedule - James Milton VIVIAN Page 2

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(Confederate.)
B 21 Cav. Texas.
Capt. Martin M. Kenney's Co., 1 Regiment Carter's Brigade Texas Mounted Volunteers.* 1 Rege 30 years.
Appears on
Company Muster-in Roll
of the organization named above.
Roll dated Camp Carter near
Hempstead , apr. 18, 1862
Muster-in to date Ofr. 18, 1862.
When Feb. 7. 1862. Where Goliad, Tex. By whom Lt. F. Faund Le Roy. Period 3 years on the war.
No. of miles to rendezvous 150 Valuation of horse \$300 100; equipments \$80 100 Remarks:
*This company subsequently became Company K, 21st Regiment Texas Cavalry. The 21st Regiment Texas Cavalry was organized in May, 1862, with ten companies, A to K. Company L, which appears to have been formed by the division of Company C, 24th Reg- iment Texas Cavalry, was added later. The regiment was also known as the 1st Regiment Texas Lancers, the 2d Regiment Texas Lancers and the 1st Regiment Carter's Brigade Texas Mounted Volunteers. Book mark:
1666, W.H. Bozarth Copyint.

(Confederate.)
21 Cav. Texas.
10080
Charles & Brown
Gut., Co. K., 21 Reg't Texas Cavalry.
Appears on
Company Muster Roll
of the organization named above,
for aug. 31, 1862, to Feb. 28, 1863.
Enlisted:
When Jel. 7, 1862.
Where Goliad Co, Jey
By whom Lt. Faint Le Koy
Period 3 years or the war
By whom Capt. R. W. Graham a 2. m.
To what time
Present or absent Present
Remarks:

The 21st Regiment Texas Cavalry was organized in May, 1862, with ten companies, A to K. Company L, which appears to have been formed by the division of Company C, 24th Regiment Texas Cavalry, was added later. The regiment was also known as the 1st Regiment Texas Lancers, the 2d Regiment Texas Lancers and the 1st Regiment Carter's Brigade Texas Mounted Volunteers.
Book mark:
(642) W. H. Bozatch Copyin.

(Confederate.)
B 21 Cav. Texas.
Charles & Brown
Ort., Co. SC, 21 Reg't Texas Cavalry.
Appears on
Company Muster Roll
of the organization named above,
for Sept. & Oct. , 186 3.
When Feb. 7, 1862. Where Soliad les, Tex.
By whom Lt. Faint Le Roy.
Period 3 years or war.
Last paid: By whom
To what time, 186 .
Present or absent Obsent.
Remarks: On sick furlough
since 25 th of sept. fur-
board of Physicians.
The 21st Regiment Texas Cavalry was organized in May,
1862, with ten companies, A to K. Company L, which appears to have been formed by the division of Company C, 24th Regiment Texas Cavalry, was added later. The regiment was also known as the 1st Regiment Texas Lancers, the 2d Regiment Texas Lancers and the 1st Regiment Carter's Brigade Texas Mounted Volunteers.
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	order of visitation.	T plant	he name of every person whose ace of abode on the first day of June, 1870, was in this family.	or, give mentle at the pt	Sex.—Males (M.), Pemales (P.)	īà.	Profession, Occupation, or Trade of each person, male or female.	VALUE OF RECOWN	Personal Estata	Place of Birth, naming State or Territory of U. E.; or the Country, it of foreign birth.	Pather of foreign birth.	Mother of foreign birth.	feb. de.)	12	Attended school within the year	1	Whether deaf and dumb, blind, insane, or idiotic.	of age and up a	grand upwards, ghi to wide in a shridged on march than re-
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Land Grant for 8o Acres in Maverick County, Texas - James M. VIVION, Page 1 Bexar Preemption

Land Grant for 80 Acres in Maverick County, Texas - James M. VIVION, Page 2 tale of Leyos Caunty of Marrick Dersonally appeared before me albert Turpe letery District Count of Mariner County Lexas, James M. Virion Co me will known who whow his oath says that he has lived for a period of Thre years last past on the Pendencia Covery in the County of Mariner. State of Devas and has complied July with the Howester Law. James Vivion Dworn to a subscribed before me this 16 the day of June 874, by J. S. Sproull e. Personally appeared before Quarty of Mariner 5 me Churse lelk Wish leaving of Marinex County les Virion and Fro Will haley who upon Their author say they knew Millivion and know that The facts set forthe in his affidorit above are true. O. H. Penions Geo. W. Whale, worn to & Gileseribed before me this 16. day June 1844 Albert Juspe dept C. S. C. In. C.

Actor The patient Files in my office This 10: day of July A. D. 18 74 at 10 volock A. M. in Affidavit Book Page 62

John January C. C. Savanno Dick. Sur. Bex. Dist. Land Grant for 8o Acres in Maverick County, Texas - James M. VIVION, Page 3

Ihe State of Texas,



Devar ... District.

field Hotes of a survey of bo acces of land made for KANANIKE. Was, it being the quantity of land to which they an entitled by virtue of Antit granting promption per levges to ortual settles Arand and pacific Knediter chain.

Approved

Said survey is No. 540 in Sec 10 Semmit courty, situated on Washing of Venreusia buck a tributary of Comanche buffliver, about 25% miles 477.8 of the town of H Eagle Paps . - sont is · a stake on the Southline of survey Me 5'41, made for Mrs S. A. Harris, 810 v. fromits of b. corner, at for M. W. corner of M. Carsas survey from which a Mary aute 12 m Die bis MIN W. 10 v. another 16 in die bis M. 62 101/2 v. Thence of to W 612 of to a stake set for M. W. corner of this survey from which a Maryute 8 in dia bes 549 W. 1600 another vance size bes 3.46 W. 1600 Thene S. 20 L at 430 00 the Buck 672 vs to a state set for S.W. corner of this xuraly from which a Musquite 4 in die ber Moon. 20 rd a Catelow 4 in die bas \$16% W. There Mr. 612 v! to a stake set for S. E. corner of this survey and M. E. corner of survey Mc 5'30, from which a Mesquete 10 mid a 615 675 2 110, another same size 6 w 534/4 2 30 vs Thence M20 W. crossing Pendencia 672 00 to the place of beginning. Francisco Molino Bearings marked x Chain Carriers. Surveyed Inne 6 1874 Church ON neither Deputy Surveyor Begar District, do hereby certify that the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes. Carol Anechlar Deputy Surveyor ... Beaav District arro..., District Surveyor, ... Ochvar District, do hereby certify that I have examined the foregoing plat and field notes and find them correct, as shown by calcu-Given under my hand, at Dan autrio this 10" day of July A. D. 187.4.

Tile 102 Negar Precuption Field holor James Vivion Filed July 1/24 Land Grant for 8o Acres in Maverick County, Texas - James M. VIVION, Page 5 County March 28/81 James Vision 80 urs

State of Texas 3 Country of Marrick 3

Defore me the Undersigned authority Jersonnally appeared J. Jisher of Worlder, Woulde County and Theodora Terry of Eagle Pass L maverick County who bring duly sworn defore and Lay 1. that James Vivion who first pre suplin a certain track of land in Dunmitt County on the Tendencia Creek adjaining the Lurvey of R. Garga \$ 548. did sell all his right and interest in his improvements on Said preemption to Mirs- Delilah Taylor and did then abandon his claim and remove off said pre Ention claim and has never lived on it since; and that mid Delilah Taylor did Then settle orpon and take possession and said tract of land, and council The same to be surveyed and The field notes and other nocessary

Land Office in sustin Texas, and that The has paid all the legal fees on same as well so the still and county takes, and has resided on and cultivated it for a period of more that three years and still Continues to reside Therean_ and That she has no other homestead, nor any other land anywhere and that she is the head of a family. A. Hisher Theodore Terry December 9. 8. 1883 Son blh. mod. les.

204-38

Land Grant for 8o Acres in Maverick County, Texas - James M. VIVION, Page 9 ~ Preewphon Land Grant for 80 Acres in Maverick County, Texas - James M. VIVION, Page 10

	NO: 702 FICATE OF FACTS
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Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 1 Dimmitto. 5886 File CONTENTS. Bexar No. 1. Affidavit. No. 2. Field Notes. No. X. 3/8/84 Bledsoe 135. + acres Act

LEGRORN ABSTRACT.

Description
GEO. D. BARNARD & CO.

The State of Jeyas, 3 Survey No 531. County of Winnett To the County Surveyor of Winnitt County. By virtue of The accompanying affedavit made in accord. ance with art. 3926. and 3927, Revised Statules, and under The provisions of an act for The relief of actual occupants of lands, approved april 24th a \$ 187 Horace Kughes, hereby apply for a Survey The following described premises, to-wik: Tield notes of a Survey of Hundred and One acres of Land made for Norace Rughes, ix being The quantity of land to which he is entitled by vertue his reemption affidavity Said Survey is No 5,31. in Winnett Carnty, situated on the waters of Vena Creek tributary of Nucces River about Six 6 miles N. W. of Carrigo Springs, beginning a Stake Set for the W W corner of a Preempter Survey made for Grey White in the East boundary line of Survey No 529. in name of John Sharp. from which a mesquite 8 in in dia bears 2 819 1, 192 vro, Thence W 20° W 736 vor to the W & Corner of said Survey Nº 529, a stake in a meswite thicket from which a mesquite & dia bro S 6/2 6 3 vos, do same sige bro S 34 W 3 200.

Thence W 70° 6 776 was to a stake on The S line of Survey No 663. Thenge S 200 & 736 was to a stone mounds in the W line of a Survey made for the Waco Mangro Co. Thence S 78° It 776 was to The place of beginning. Bearings quarked X-X-Surveyed June 17th 1882. Sam Ngill, 3 chain Currier Grey White And I further state that I claim the same for myself, in good faith, under the laws granting land to pre-emptors; that I am a citizen of the State of Jesus, and eight sen years of tage; that I am not the proprictor of one hundred and Sixty acres of land in this State, that I have no hesidence on land of my own, and that I have actually selled liper The found which I claim, and that I believe the Dune to be Vacant and unappropriated public domain, Horace Hughes applicant The State of Jesus & Before the unders enally appeared Horace Hughes, applicant, who being by me duly purm according

B-P-E-5886

LEGHORN ABSTRACT GEO. D. BARNARD & CO. foregoing statement is true and correct Horace Hughes Swo on to any subscribed before me this

19th day of December a D1882,
In testimony whereof, I hereunto affix

my official sent and Signature.

Mele Rely

Coll Colomis Dles

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 4

	Land Grant for 135 Acres in Dimmit	County, Texas - James M. VIVION, Page 5
	1) File 5886 Bexar Presyntion	Horace Hughes
	He orace Houghs application Filed may 8/84 D. A. Rolinson Chelk	Splication For Premption Filed for record Fre 281882 and recorded and John 15h 1 on 1915-6 Tylearr 68 He
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Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 7 y Itale 5886 Beyar Preomption H Hughs Held notes 1 101 acres Fred may 8/84 A Robinson Chi clk Bledsire May F/Br Mach Lied Gr 16/Pa & DR Joneth Seman Handay

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 8 Darryo Springs April 13 ", 1886 To the Cenuty surveyor of Dimnick Ces ix Recent connection having shown hat 531 made for out funder the Homestead donation lane town dove not examel the vacancy I hereby make application for a resumy of said land. as follows. Begin at the A A comer of Ithile servery theme A 20 H to the A 6 and I Sharp Sung sig Trince At 16 to The A It car so In Mleo Theme I20 6 to A. G. car G. White for empter Theme I to the place of Beginning so as to include all the vacant land and with for regard the distance given in my original file they having been found to be in mor

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 9

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 10
un DAR
ucu JPRR
The State of Texas, Survey No. 5-5/
County of DIMMIT.
The Field-Hotes of a survey of the carre
Short land made for Herrard Hughs
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ound made for Street Stage
Scale 2.0.0.0. per inch.
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Variation: 9.045.6) It being the quantity of tand to which he entitled
by virtue of Air Tre emplies confidence
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Said survey is No. 73 in Dimmit County, situated on the waters of
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of Carries Springs
about & mues graft of curres springs,
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Theme Is to be got yours to a stone number on the He line of Surveyed June 17th 1883. Surveyed June 17th 1883.
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to the place of beginning. Bearings marked X X Surveyed June 17th 1883. I, July Comment of Surveyor of Dimmit County, do hereby certify that the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and
to the place of beginning. Bearings marked X X Surveyed June 174, 1883. Therefore the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field.
Theme It (a) 976 yorns to a Stone round for the H line of Sar # / seach for Hard Hanfty Co. Theme It was for the seach Hanfty Co. Theme It was for the place of beginning. Surveyed June 174 1883. The Hale Surveyor of Dimmit County, do hereby certify that the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field.
to the place of beginning. Bearings marked X X Surveyed June 174, 1883. Therefore the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field.
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There Is a Goff rosas to a Stane remained for the Heire of Last 1 seach fact thanks and the heire of Last 1 seach fact thanks. Bearings marked XX Surveyed fine 17th 1885. Surveyed fine 17th 1885. Chain Carriers. In Just and the foregoing survey was made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field. Deputy Surveyor Dimmit Co.
to the place of beginning. Bearings marked XXX Surveyed June 17th 1885. Jan Barree Deputy Surveyor of Dimmit County, do hereby certify that the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field. I. JNO. A. BARNES, County Surveyor of Dimmit County, do hereby certify that I have
to the place of beginning. Bearings marked XXX Surveyed June 17th 1885. Jan Barree Deputy Surveyor of Dimmit County, do hereby certify that the marks, natural and artificial, are truly described in the foregoing Plat and Field-Notes, and that said survey was made in the field. I. JNO. A. BARNES, County Surveyor of Dimmit County, do hereby certify that I have
to the place of beginning. Bearings marked \(\) \(\
to the place of beginning. Bearings marked \(\) \(\
to the place of beginning. Bearings marked \(\) \(\
to the place of beginning. Bearings marked X X Surveyed June 174 1883. I, Just ABJANES, County Surveyor of Dimmit County, do hereby certify that said survey was made in the field. I. JNO. A. BARNES, County Surveyor of Dimmit County, do hereby certify that I have examined the foregoing Plat and Field-Notes, and find them correct, and that they are recorded in my office, in Book No. 2 on Page 161. Given under my hand, at Carrizo Springs, this 2115 day of July A. D. 1882
to the place of beginning. Bearings marked \(\) \(\

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 11 File 5886 Befar Pro-emp Herace Hughes Vor. Fild Metes Filed July 27/86 On Robinson Carren Don'map

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 13

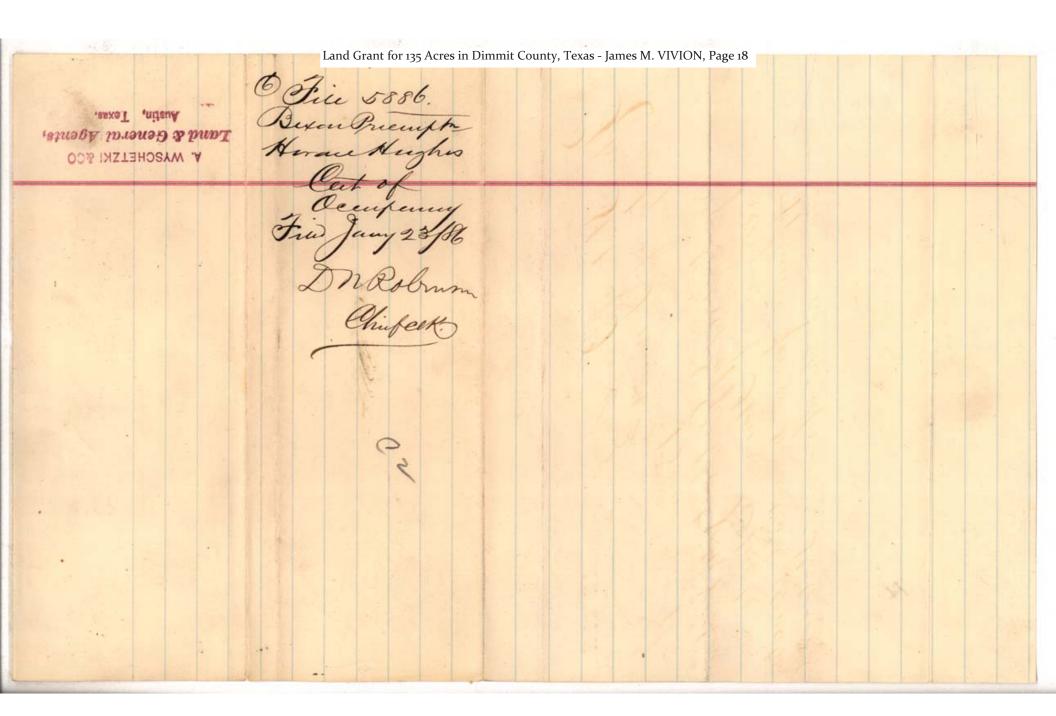
Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 14 THE STATE OF TEXAS, County Court of said County, do hereby certify that the above instrument of writing, dated on the day of ________ 188____, with its Certificate of Authentication, was filed for record in my office, this day of ______A. D. 188____, at _____o'clock_____M., and duly recorded the day of ______A. D. 188____, at _____o'clock ____M., in the records of said County, in Volume _____ on Pages _____. Witness my hand and the Seal of the County Court of said County, at office in the day and year last above written.

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 16 State of Jeras undersigned authority this day personally cappeared Jast Vivion assignee of Horace Hughs applicant for a homeetead donation Survey in the aforesaid State and County applied for Dec 19 4 1882 and Surveyed June 17th 1883, by K. Ilear County Surveyor of Dimnist Country and known as survey no 131. who being by me duly sovere definees and large that. Amace Hughe the original applicant H) Branch and he the said Jax M Vivion his assigne have together in good faith ousided upon occupied and improved soud land for three consecutive years beginning Dec 19 1882) the date of the original application. and that this affidavit is made for the Jumpose of abtaining a protent to Laid land under art 3945 R.S. also at the same Time come and personally appeared tray White and le. Y. Bushy to me well kuran

to be credible citizens of Dimmil County who being by me duly Sworn, affree and say the Statement Viviar ore true and that they nor cether of them have any claim or interest in said land J. M. Vovion Grey White lev Busby from to and subscriber before me This 19th day of December 1885.

J. J. Longino

Borfudge Dommit Co Z Berker-Pre-E-5886



The State of Texas, Know all Men by these Presents, Dommit That me Harace Stugles and State Asughes, his wife of the County of Dannil and State of Lixas for and in consideration of the sum of six hundred to his in hand paid by James Movin of the County of Dirmit and State of Lixus hereby acknowledged, do by these presents Grant, Bargain, Sell, Release and forever Quit Claim, unto the said James Vivin heirs and assigns, all right, title and interest in and unto that tract or parcel of Land lying in the County of Dammit and State of Texas, described as follows, to:wit: One hundred and thirty frie acres on the waters of Orna cruck, a tributary of Miles river about & miles N. W. of the town of learning Springs being survey No 5-31, made for Harace Houghes by sister of his precention ofpdoing. Beginning at a state put for the N.W. Carner of a Recomption survey made for grey White on the END him of survey No 529 in the name of Im Sharp from which a mesy & in charter X 81 W. 172 varas. Thence N. 20 W. 976 varas to a stake any · Assured, The N. E. carner of Rurvey No. 5-29 There N. 70 & 776 varus to a state any mound on the S. line of survey No. 663. Thera S. 20 & 976 varas to a stake and mound on the W line of survey No 1 made for Waso Manufacturing les Thence S. 70 W. 776 varas to The place

TO HAVE AND TO HOLD the said premises, together with all and singular, the rights, privileges and appurtenances
to the same in any manner belonging, unto the said Thrues Tivou
heirs and assigns, so that neither Ave the said
Harace Hughes and Peatie Hughes
nor heirs, nor any person or persons claiming under shall at any time hereafter have claim, or
or demand any right or title to the aforesaid premises or appurtenances, or to any part thereof.
WITNESS on hand of this the fifth day of May 1886
H. Heyhes
Cathe Hargher
THE STATE OF TEXAS,
COUNTY OF Dimmit BEFORE ME J. J. Longino Bogudy
Dannist aunty, Texus personally appeared Haruce Atughes + his wife Eater Hughes
to me well known, and acknowledged that They signed and delivered the foregoing instrument of writing as Their own
act and deed, for the consideration and purposes therein stated. And at the same time came Loalin Abrughes
wife of the said Hurace Hughes
who, after having the nature of said Deed fully explained to her, and being examined by me apart from her said husband,
declared that she signed the same of her own free will and accord, without force, fear or undue influence of her husband, and
wished not to retract.
IN TESTIMONY WHEREOF, I have hereunto set my hand
Alle La Alla deu el III Ber
this fifth day of May 1886.
J. J. Longino, los Judge D.C.
J. J. Longino, lo Judy D.C.
J. J. Longino, los fudy D.C. THE STATE OF TEXAS, COUNTY OF J. Clerk
THE STATE OF TEXAS, COUNTY OF } I, Clerk
THE STATE OF TEXAS, COUNTY OF I, Clerk of District Court of said County, do hereby certify that the above instrument of writing, dated on the
THE STATE OF TEXAS, COUNTY OF
THE STATE OF TEXAS, County of
THE STATE OF TEXAS, COUNTY OF I, Clerk of District Court of said County, do hereby certify that the above instrument of writing, dated on the day of 18, with its certificates of authentication, was filed for registration in my office this day of A. D. 18, at o'clock M, and duly Recorded the day of A. D. 18, at o'clock M., in the Records of
THE STATE OF TEXAS, COUNTY OF
THE STATE OF TEXAS, COUNTY OF I, Clerk of District Court of said County, do hereby certify that the above instrument of writing, dated on the day of 18, with its certificates of authentication, was filed for registration in my office this day of A. D. 18, at o'clock M, and duly Recorded the day of A. D. 18, at o'clock M., in the Records of
THE STATE OF TEXAS, COUNTY OF
THE STATE OF TEXAS, County of I, Clerk of District Court of said County, do hereby certify that the above instrument of writing, dated on the day of 18, with its certificates of authentication, was filed for registration in my office this day of A. D. 18, at o'clock M, and duly Recorded the day of A. D. 18, at o'clock M, in the Records of said County, in Vol. on Pages No. WITNESS my hand and seal of District Court of said County, at office in
THE STATE OF TEXAS, COUNTY OF
THE STATE OF TEXAS, County of I, Clerk of District Court of said County, do hereby certify that the above instrument of writing, dated on the day of 18, with its certificates of authentication, was filed for registration in my office this day of A. D. 18, at o'clock M, and duly Recorded the day of A. D. 18, at o'clock M, in the Records of said County, in Vol. on Pages No. WITNESS my hand and seal of District Court of said County, at office in
THE STATE OF TEXAS, COUNTY OF

	Land Grant for 135 Acres in Dimmit (County, Texas - James M. VIVION, Page 21	
Descu Printer Herau Hughes + Wife Fiz Framefor.	Gnit Claim Deed. Harna Hugen wy		
James Virian Filis May soff DN Rolinson Kinfult	Filed for Record on the day of	78	
May 10/86 Robinson	D. CCo., Texas. ByDeputy. Recorded theday of 18of the Registry of Deeds ofCounty, Texas.		
	D. C. Co., Texas. By Deputy.		

OFFICE OF

. S. P. MORRIS,

County Attorney, Dimmit County.

Carrizo Springs, Texas, Ofr 60 1884

Forw Gene L'office Respected Sir

Isfen the ambrosigned authority this day personally appeared Herace Height & me well drown as the applicant whose signed the accompanying The application who bring by me only swom deposes & says that he made said application for the professe of availing himself of the brufit of the Homstend donation ach as provided in asto 3939 + 3940 Revised Statutes. That the Officer who mote out out application made a mustake by orfring to arts 8926 + 3927 - That affrant had the land Lewry of Thus occupied the same as a homstead mor out application, beliving that he was doing so muder cesto 3439 x 3940, & that he makes this affidavit for the purpose of getting the brusfit of the time he has already occapies H. Hushes ofthe same Siven to & Selected to Defen one this 5" may 1.8

Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 23 1 576 M.G. Killy too Cell of Dimenit Or do hinly certify that 19 anote the application of Norman Auglio hinto attuched a that & vid or it reguest of lim the said Home Hugho + that I made a mistruck by refinning to ask 3926 & 3927 Remises Statoots, That said application was interest to Gun him mitter mor and 3939 x 3940. Thetruss any name + seal of office the ou rugot and may 18 82 · Mele Kelly County Clerk Windmitt Co Vis

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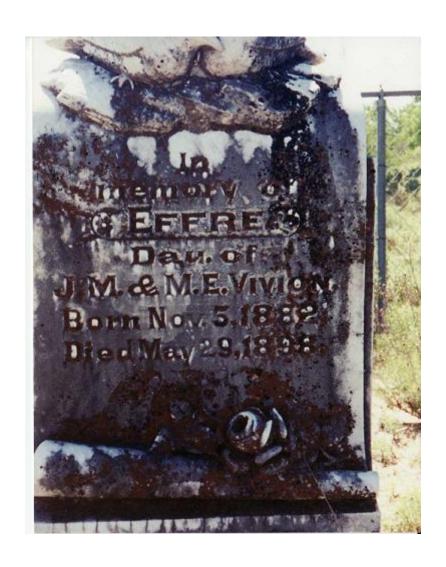
DUTY OF THE BURNEY BYOR. ARTICLE 3940. Said application shall be filed with the said Surveyor, and recorded by him in a well-bound book kept for recording prerand homestead applications; and the said Surveyor shall give a receipt therefor, if desired. ART. 3941. It shall be the duty of the Surveyor of the proper District or County, to convey the land described in the application aforesaid, as practicible, and wiftin twelve months after the date of said application, and the field notes thereof shall be certified to, recorded in maprequired by lay in other cases, the applicant paying all legal Surveyor's fees.	THE STATE OF TOXAS, Sounty of Mountain APPLICATION AND AFFIDAVIT FOR HOMESTEAD. Sound of May A. D. 1884, and recorded in Book Page 170 Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 25 THE STATE OF TOXAS, Sounty of Mountain For Homestead. Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 25 THE STATE OF TOXAS, Sounty of Mountain For Homestead. Land Grant for 135 Acres in Dimmit County, Texas - James M. VIVION, Page 25 APPLICATION AND AFFIDAVIT For Homestead. Surveyor.	SOUTH OF SELECTION
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Effre VIVION Headstone from VIVIAN Cemetery



Clarence VIVION Headstone from VIVIAN Cemetery



Texas Timeline

May 26, 1849	James Milton VIVIAN was born in Goliad
Way 20, 1849	County, Texas
July 1870 – September 1870	VIVIANS move from Goliad County, Texas to
July 1870 – September 1870	Dimmit County, Texas
19==	James marries Mary Elizabeth BROWN in
1877	Dimmit County, Texas
Oatabar	Kelly Edward VIVIAN was born in Dimmit
October 15, 1879	County, Texas
April 12 1011	Kelly marries Dona Florence TUMLINSON in
April 12, 1911	Dimmit County, Texas
September 24, 1912	Velma Ruth VIVIAN was born in Dimmit
September 24, 1912	County, Texas and goes by Ruth.
	Ruth marries Forrest Elden ENEKS in Asherton,
1930 - 1933	Dimmit County, Texas
July 4 1000	James Milton VIVIAN died in Eagle Pass,
July 4, 1933	Maverick County, Texas
April 19 1000	Doris Ruth ENEKS was born in Eagle Pass,
April 12, 1939	Maverick County, Texas