

Diagram 2

1947 Swift Map

Source: Emerson Swift's Notebook

Plaintiffs Claim FEC.
Defendants Claim F'AB.
Defendants claimed D
from 1971 to 2012.
Shane Clark of Truline
discovered A in 2012.
Truline set **B** in 2012.
Stake Q was **Protested**
and **Eliminated** in 2012.

The origin of this entire dispute
arises from the illegal and
unjustified relocation of the
Kent back border from FE to
F'D in a totally contrived 1970
Swift deed [Book 22, Page 291].

F to E in feet
235 [survey],
233 [200' scale]
231 [Traverse]

The Crescent Brook Cascade
is a natural monument 50'
below the FE Back Border.

235' from F to E
and 90' from E to
S fit the 1947 map.
S is unchallenged.

All points above are important in
establishing the validity of FE as
the original Kent back border.

The Kent deed [Book 19, Page 21] specifies
that the CE bearing is aligned with the
summit of MT. Pisgah. AB and AC miss the
summit by 880' and 1,240', resp.

CTM was a Cedar Tree Marked
CTM to R = ~265 feet
C to R = 65.8' [Horizons survey]
YS is bogus [there are no cedar
trees within 10-15'.] This data
eliminates Stake B and the Swift
claim to a 75' beach frontage,

Disputed Property

The Mack Triangle is a
Land Monument aligned
with FESW.

Spring
Brook

Two
Boulders



Mack
triangle
1951

W

75'

S

Willis
September 3, 1947

Swift
leftover lot

90'

E

235'

F

F'

191'

A

D

438'

388.5'

B

C

65.8'

75'

79.4'

100'

Q

100'

265'

106'

116'

100'

YS

CTM

Z

X

IIB
(missing)

FE satisfies all criteria
of 1947 Kent deed and
the 1947 Swift Map. F'A
F'D, AB, and AC fail all
criteria. The evidence
suggests that F', A, D,
and B are all anomalies,
i.e., were set/claimed
without legal basis.

The surveyed distance
from C to E is 438'. The
distance according to
Emerson Swift's 12.5%
Factor is 437'.
[388.5' x 1.125 = 437']

8 Monuments were altered
on the back border
[see Diagram 12]

In 1971 grantee Sherrill
Kent found F and E
missing and asserted
the back border passed
between two boulders.

Stake C was found
under a 5-inch-wide
root of two cedar
trees that marked
the beach boundary.

↙ refers to 10-foot shifts
IIB was an "iron in a boulder"

IIB
(missing)

IIB ["iron in a boulder"] was a Point
of Reference that disappeared from
the Swift-Phinney property. The loss
prevents 1) the confirmation of the
location of stake C, and 2) allows
Swifts to shift their beach lots to
claim a 75' frontage from B to R.

7 Monuments on the Beach
were moved, removed
created or ignored:
IIB, Q, B, CTM, Z, X, YS