S.B. 95, Acts of 1969, Harris Co. Abst. 365,
Transfers 45.8189 ac. to Waller Co., Abst. 140

4.18 ac. Harris Co., Abst. 365
387.12 " Waller Co., Abst. 140

Austin 1 Waller .75
Harris C
Austin
Harris
File 775 F. C

Austin 3d Class

H. B. Hedgepeth
H 365
W Ab 140 } 391 3/10 Acres
2 Surveys
W Ab 139 } 248 7/10 "
Cert. N-N

See file Don Austin Surveyor's Cert.

Both Surveys Correct on Map
Feb 20/60 / Mhd pld Hill

Patent to John P. Osterhout assr
2 Surveys Elgin

Patented Feb 29 1860

Survey for 248 7/10 acres Gillelmo
SS. 198 Vol 29

Survey for 391 3/10 Acres
Patented March 10 1860
L. S. No 582 Vol 28 Gilleland
2 Mkd Pbd in R
Mgl 27.63.5
2 CC Nov 20/59 F.B.

Fort J. P. Osterhout
10 March 1863
Pbd 391 3/10 acres
Also fort as above

Contents
No 1 Certificate
" 2 Field Notes
P. H. Callahan

State of Texas } Know all men by these
Austin County } presents that I H B Hedgepeth
and Susan Hedgpeth his wife
for and in consideration of one
hundred dollars to ~~us~~ in hand paid
by Edwin Waller have this day granted
bargained & sold the within described
Land certificate for six hundred and
forty acres of Land to the said Edwin
Waller and do hereby authorise the
Commissioner General of the Land
Office to make a title to the said
Land when Located to the said Edwin
Waller or Order Given from under
my hand & scrawl for seal this 30th
day of October A D 1846

Witness } Signed by Susan Hedgpeth 15th Oct. A.D. 1850 } H B Hedgpeth
Samuel his X C Neill mark
Susan Hedgpeth (Seal)
Fee paid 30 cts
J. Hillyard clk

James E. Smith

The State of Texas } Personally came & appeared
County of Austin } H. B. Hedgepeth (before me
James Hillyard Clerk of the County
Court of said County) who is well known
to me who acknowledged that he had
signed sealed & delivered the foregoing in-
-strument of writing for the purposes
therein contained & Expressed —
Witness my hand and seal
of office at San Felipe July
26th 1847. J. Hillyard County
Clerk Austin County

Sold by Judge Waller to Col. Curry

Republic of Texas } This is to Certify that
Austin County } Henry B Hedgpeth
appeared before the Land Commissioners
for Austin County and proved accor-
ding to Law that he was a married
man and arrived in Texas previous to
the year 1842 and that he was entitled
as a married man to six hundred &
forty acres of Land

Given from under
our hands at San Felipe this 28th
day of July A D 1845

Edwin Waller
Chief Justice & Ex Officio
President Land Commissioner &c.

Attest James B Allen Assistant
James Gilliland
Clk of County Court
& Ex Officio Clk
of the Board of
Land Commissioners
per J. G. Bringer
Deputy

IV

State of Texas } Before me J Hunt Notary Public of Austin
County of Austin } County, personally appeared Susan Hedgpeth, wife
of H. B. Hedgpeth, parties to a certain deed or instrument bearing date
on the 20th October A. D. 1846. and hereto annexed, and having been exam-
=ined by me privily and apart from her husband, and having the
same fully explained to her, she the said Susan acknowledged
the same to be her act and deed, and declared that she had
willingly signed sealed and delivered the same and that she
will not to retract it.

And the said H. B. Hedgpeth consented to the alter
=ations and interlineation in said deed or instrument of writing
and acknowledged himself satisfied with the same

In Testimony of all which I hereto sign my
name and affix the impress of my official seal
this 15th day of October A. D. 1850.

J Hunt
N. P. A. C.

H. B. Hedgfuth
Land Certificate

The State of Texas
County of Austin } Know all men by these presents that I Edwin Waller of the State and County aforesaid for and in consideration of the sum of One Hundred Dollars to me paid by Philip A. Luny, the receipt whereof is hereby acknowledged, have Granted, bargained, sold and transfered and by these presents do grant, bargain, sell and transfer unto the said Luny a certain unconditional head-right Certificate for Six Hundred and Forty acres of land.

Said Certificate was granted to Henry B. Hedgpeth, by the Board of Land Commissioners of Austin County, on the 25th day of July A.D. 1845; and afterwards sold to me by said Hedgpeth and his wife Susan; to have and to hold the said Certificate unto the said Luny and his heirs forever.

In testimony whereof I hereto sign my name and affix my seal the seal being a scrawl this 9th day of April A.D. 1851.

Witness
J Hunt
W W Waller

Edwin Waller Seal

The State of Texas }
County of Austin } Before me William Bradbury Chief Justice of said County personally came J Hunt one of the subscribing witnesses to the foregoing instrument of writing, who on oath says that he saw Edwin Waller sign the foregoing instrument of writing and that said Waller declared that he did so for the purposes and considerations therein expressed and that he signed the same as witness at the request of said Waller.

In testimony whereof I hereto sign my name and affix the impress of the seal of the County Court of said County of Austin. This 9th day of April A.D. 1851.

Wm Bradbury
Chief Justice
A.C.

Transfer of Land Certificate

From

Edwin Waller

To

Philip M. Cuny

State of Texas } Know all men by these
Austin County } Presents that I P. M. Cuny
for a valuable & satisfactory consider=
ation to me in hand paid do by these
presents assign, sell, transfer & convey unto
John P. Osterhout his heirs
and assigns in fee simple forever the annex
-ed Land Certificate for six hundred &
forty acres of Land granted to H. B. Hedge=
=peth by the Board of Land Commissioners
for Austin County on the 28th July 1845 - & con=
veyed by said Hedgepeth & his wife Susan to
Edwin Waller by assignment dated the 2d Oct
1846 & by said Waller to me by instrument dated
11th April 1851. And I hereby authorize
said John P. Osterhout his heirs & assigns
to locate said Certificate & receive a Patent therefor
in his own name. Given under my
hand & (a scroll for) seal this 27th day of
February A.D. 1855.

Phil M Cuny [L.S.]

The State of Texas }
County of Austin } Personally appeared P. M.
Cuny before me J. Hunt a Notary Public for
said County and acknowledged that he sign=
=ed and sealed the above instrument for the
purposes and considerations therein expressed
To certify which I hereto sign my
name and affix the impress of my
official seal this 27th day of Feby. 1855.

J. Hunt
N. P. A. C.

File 36 1/2

Austin 3rd Class

H. B. Hedgepeth

Certificate 640 Acres

H. B. Hedgepeth

To } Transfer

Edwin Waller

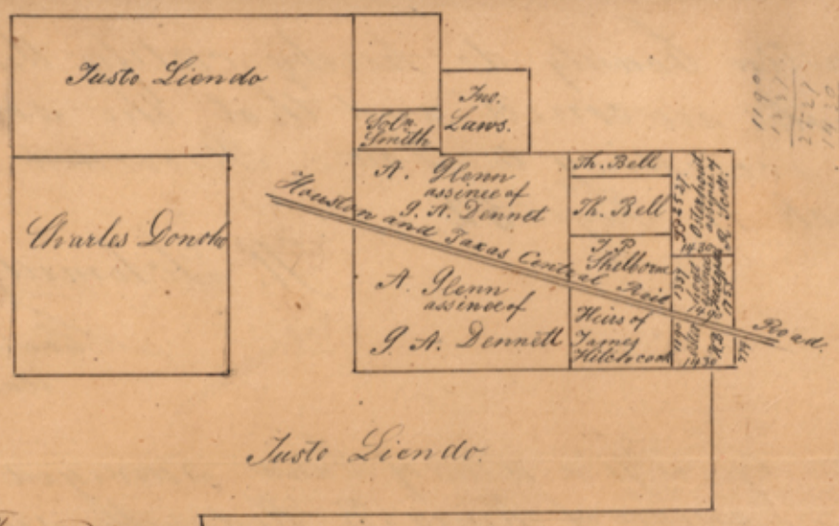
To } Transfer

Wm P. Osterhout

Filed October 18, 1857.

Aug 21/58

Franks Claim



The State of Texas }
County of Austin }

Plot and Fieldnotes of Three surveys, made for J. P. Osterhout.

1st survey of 248 7/10 Acres of Land, situated in Austin and Harris County, East of the Brazos River, about 20 miles N 72° E from Bellville, being part of the land to which said J. P. Osterhout assinee of Henry B. Hedgpeth is entitled too by virtue of a Headright certificate for 640 acres of Land, issued by the board of Land commissioners of Austin County (Republic of Texas), dated San Felipe the 28th of July A.D. 1845.

Beginning at the S. E. corner of a survey made for Alexander Glenn assinee of the heirs of James Hitchcock at a stake in one of the North boundary of the Justo Liendo survey, running

Thence East with said Justo Liendo survey at 743 varas passed ~~tt~~ one of the N. E. corners of said Justo Liendo survey, at 1430 varas set a stake for the S. E. corner of this survey – in the prairie –;

Thence North 774 varas at a stake set in the South boundary of the Houston and Texas Central Rail Road;

Thence N 74° W. with said Rail Road 1490 varas at a stake set for the N. E. corner of a survey made for A. Glenn assinee of the heirs of James Hitchcock;

Thence South with said James Hitchcocks East boundary 1190 varas, to the place of Beginning, containing in said Limits 248 7/10 Acres of Land.

Surveyed the 5th of June 1857.

H. Schmidt
County Surveyor of Austin County.

Jonathan Francis }
John Good. } chain bearers

cc Nov 30/59
F. B.

J. H. Schmidt, County surveyor

6

½ Austin ¾ Harris Co 58

for Austin County do hereby certify that the foregoing Fieldnotes are correct and that the survey has been made according to Law. Recorded in my office in Book B. Page 52.

H. Schmidt

County Surveyor of Austin County.

No. 997 Harris Dist. Red. Bk. E. p. 116

2 Survey of 391⅜ acres of Land surveyed for J. P. Osterhout assignee of Henry B. Hedgpeth, situated in Austin and Harris Counties, East of the Brazos River about 20 miles N. 71E. from Belleville, being a part of the land to which he is entitled too by virtue of a Headright catificate for 640 acres of Land, issued by the board of Land Commissioners of Austin County, (Republic of Texas), dated San Felipe the 28th of July A.D. 1845.

247.7
391.3
640.0

Beginning at a stake set for the S.E. corner of a Survey made for John P. Shelburne, on the North boundary of the Houston & Texas Central Rail Road, running

Thence North with the East boundary of the John P. Shelburne survey 1337 varas at a stake in the prairie;

Thence East 1430 varas, set a stake in the prairie for the N.E. corner of this survey;

Thence South 1753 varas at a stake set in the North boundary of the Houston and Texas Central Rail Road,

Thence N 71¾ W with said Rail Road 1490 varas to the place of beginning, containing in said Limits 391⅜ acres of Land. Surveyed the 5th of June 1857.

Jonathan Francis } Chain
John Good } Bearers.

H. Schmidt

County Surveyor for Austin County.

I, H. Schmidt, County Surveyor for Austin County, do hereby certify that the foregoing fieldnotes are correct, and that the Survey has been made according to Law. Recorded in my office in Book B Page 53.

H. Schmidt

County Surveyor for Austin County.

cc Nov 30/57 & D

File 3 C No 2

Austin 3d Class

H. B. Hedgepeth

Field Notes 391 3/10 Acres

" " 248 7/10 "

Filed October 18, 1857.

Patented Feb 28 1860

2nd Survey Gillelmna

Patented 1st Survey

March 9 1860 Gillelmna

17