Hays Co 58 File 46. Hays Co 70

Travis Co. 2nd Class

Abst-307

Jesse Massey

— 14.581.500 sq. vs —

Cert-144

Correct on map May. 12/48.

& mkd. pts. Creuzbaur

Correct for patenting to J. H. Swett. Essex

Smyth

Patented 22 Feby, 1850.

Groomes

Deliv'd to J. De Cordova

22 Feby 1850

No 741 vol 2

Mgo 2422 Mno 1840 R.

Contents

1. Certificate & transfer
2. Field notes
3 to 7 Transfers

Ap 24/78 Link

No 144. Second Class. Two Thirds of a League & 1 Labor

Republic of Texas
County of Harrisburg This is to Certify that Jesse Massey is entitled to an Augmentation of Two thirds of a League of Land and One Labor as a head Right agreeable to the provisions of the 29th Section of the Land Law passed 14 Dec. 1837 and the 3rd Section of the Law passed 4 Jany 1839, granting donations of Land to Volunteers arriving previous to the 1st Aug. 1836 upon Condition of paying Dollars for every Labor of Irrigable Land Dollars for every Labor of Peripheral Land Dollars for every Labor of Pastoral Land which may be secured to him by this Certificate

Given under our hands at Houston this 4 April 1839

Chief Justice of Harrisburg County
and ex off. Pres't Board of Land Commissioners

Associates { Lohn Shea
Benj. F. Hanna

Attest
D. W. Clinton Harris
Clk County of Harrisburg & ex off. Clk Board
Land Commissioners

Certificate Issued to Jesse Massey
Recorded in Book No 1 Page 150
Mrs 24 M.

For value received I hereby assign, transfer and set over unto J. B. Bigelow and A. D. Palmer of the County of Harrisburg their heirs and assigns one half, undivided, of all my right, title and interest in and to the land according to me by virtue of the within certificate. Witness my hand and seal at the City of Houston this 13th day of April A.D. 1839.

Witnesses

Peter Gray

M. R. Gray

Jesse Mosley

Done before me

W. T. Gray

Noty. Pub.

For value received I do hereby assign transfer and set over all my right title and interest in and to the within certificate and all the land accruing by virtue thereof unto J. B. Bigelow and A. D. Palmer their heirs and assigns. — Witness my hand and seal this 17th day of May A.D. 1839.

Witness

B. Rickey.

Peter Gray.

Jesse Mosley

Done and passed before me

W. T. Gray

Noty. Pub

File 46

Travis Co. 2d. Class

Augmentn. Certificate

Jesse Massey

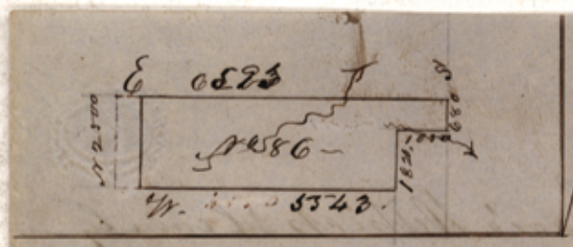
2/3 Sea: 11 Labor

Jesse Massey

1/0 } Transfer

J. B. Bigelow

and A. D. Palmer



Variation 10° 30' East

State of Texas
Travis County

Survey No 86 of ~~fourteen~~ 14 Labors ~~five hundred eighty~~ 581.500 one varas of Land made for Jesse Massey being part of the quantity to which he is entitled by Virtue of Second Class certificate No 144 Issued by the Board of Land commissioners for Harris County on the 4th day of April 1839. to said Massey for 2 thirds of a League and one Labor. Said survey is situated in Travis C and Union Creek about 20 miles West of the City of Austin ~~in the District of Travis~~ —

Beginning at a Stake & Mound for the South East corner of a survey of one League No 28 made for J De Cordova assn of Benjamin F Hannah from which a Black Jack 10 In Diam Mkd sc bns. S 44° W 21 Varas. a Live oak Mkd 46 In Diam bns N 74° E 10 vrs — Thence South 680 vrs with the West line of P A Smyth League No 26 ~~and~~ to South West corner of said League in the North Line of Robt Maines League No 27 Thence West with said ~~Maines~~ Maines North Line 1050 vrs a Stake and N W cor of No 27 from which a Black Jack Mkd 18 In Diam bns. N 18° W 32 vrs. Thence South 1820 vrs with the West line of No 27 Intersected the corner of ~~John~~ James Maney's survey No 31 at a Stake Mound in the Head of a hollow from which a Live oak blazed 12 In Diam bns N 79° E 35 vrs. Thence West with Maney's N line 5543 vrs Intersected the South East corner of survey 85 made for John Cassady a Stake from which a live oak blazed bns. N 10° E 41 vrs. an other bns. N 18° E 54 vrs Thence North with Cassady's East Line 2500 vrs Intersected the South Line of Geo W Jones. survey No 29. a Stake from which a Spanish oak bns S. 87° W 32 vrs Thence East with the South Lines of surveys No 29 & 28. of one League each ~~6593~~ 6593 vrs to the place of Beginning — containing 4 Labors arable balance pasture Land —

Thompson
F Kelly
Chainers

I James R. Pace Surveyor for Travis District do solemnly declare under my official oath that the survey represented in field notes for survey No 8 C was made by me on the 26th day of Oct. 1845 and the marks bounds corner and limits natural and artificial are truly described therein and the survey made according to law the field notes of the same examined and Recorded page 265 & 6

Given under my hand at Austin this 17th day of January 1845

James R. Pace
Dist Surv. Trs. Dist

C'

2

File 46.

Travis Co. Va. Class

Field Notes 14.581.500 sq in

Jesse Massey

Patented 21st Feby., 1850.

Groom

C2

Republic of Texas } Know all men by these presents that
County of Galveston } I A D Palmer at present of the County of Galveston
Republic of Texas For and in consideration of the Sum of Four hundred
Dollars to me in hand paid the receipt of which is hereby acknowledged
from Matthew Hopkins and acquittance hereby granted. Have
Bargained Sold Aliened and Conveyed and by these presents do grant
bargain Sell alien and Convey unto said Matthew Hopkins his heirs
and assigns all the right title and interest which I have in and
to a certain Certificate of Head Right for Two thirds of a league and
one labor of land granted as an augmentation to Jessee Massy by
the associate Commissioners of the County of Harrisburg on the 4th
Day of April AD 1839 Signed by John Shea and Benjamin F Harris
Associate Commissioners and attested by D H C Harris Clerk
assigned by said Jessee Massy and Charlotte Massy his wife to said
A D Palmer and Isaac B. Bigelow - and the Deed of which accompany
this instrument bears date 17th Day of May AD. 1839 - before W F Gray
Notary Public of Harrisburg County. - And the interest of said Bigelow
Conveyed by said Bigelow to this Vendor by Deed Dated July 1st
1840 - Have by Conveying fully and effectually to said Hopkins
all the rights which I have in said Certificate for Two thirds
of a league and labor - and all the right title and interest which
I may have now in land surveyed thereby or may hereafter be
surveyed now by Virtue of said Certificate (No 144.) ---
Hereby authorizing said Matthew Hopkins his heirs and assigns
to locate & Survey or cause to be located and surveyed said land
and to apply to & receive from the proper officers of Government
the patent for the same in his own name or the names of his
heirs or assigns - And I the said A D Palmer Will by these
presents forever warrant and defend the same to said Hopkins
all and singular the title against the lawful claims of all
persons whatsoever - And should the patent from any cause issue
other than in the name of said Hopkins his heirs or assigns I
bind myself by these presents to do all necessary acts & deeds
for the perfection of the title to said Hopkins his heirs and assigns
In Witness Whereof I have hereunto attached my signature & seal
with a Seal this Eighteenth Day of September AD 1845
Amanda L. Palmer

Republic of Texas
County of Galveston

Before me John S. Jones Chief Justice of the County aforesaid this day personally came and appeared Amasa D Palmer party to a certain deed bearing date the 18th day of September A D 1845 and on the other side hereof written and the said Amasa D Palmer acknowledged the same to be his act and deed for the purposes therein set forth and contained

To Certify which I have hereunto set my hand and affixed the Seal of the County Court of said County this the 19th day of September A D 1845

John S Jones Chief Justice

3

File 48

Travis Co. 2d Class

Amasa D. Palmer

Vs. Conveyance

Matthew Hopkins

Deed for Jesse Massey's H.R.

Certificate —

Know all Men by these presents

Republic of Texas } That I Israel B. Bigelow of the County of Galveston
County of Galveston } for & in consideration of the Sum of One Hundred
and fifty dollars to me in hand paid by A D Palmer the receipt of
which is hereby acknowledged Have Bargained and Sold alienated and
Conveyed and by these Presents do Bargain Sell alien and Convey
unto said A D Palmer his heirs and assigns All the right title and
interest which I hold in and to jointly with said Palmer A certain
claim for Two thirds of a league and one labor of land being the
quantity of land which Lewis Massey of the County of Harrisburg
is entitled as an augmentation to his head right as set forth in his
land Certificate Number One Hundred and forty four (144) issued
by the Board of Land Commissioners of the County of Harrisburg on
the 4th day of April A D 1839 and signed by John Shear and Benjamin
F Hamm Associate Commissioners and attested by P W C Harris Clerk
assigned by said Lewis Massey and Charlotte Massy his wife to said
A D Palmer and this Vendor by Deed dated 17th Day of May A D
1839 before W F Gray Notary Public at the City of Houston — To
Have and to hold unto the said A D Palmer his heirs and assigns
with all the rights and privileges granted & conveyed by said Massy
& wife or in any wise appertaining or incidental to said Certificate
or the rights which may now or may hereafter belong to it. And
the said Israel B Bigelow for himself his heirs and assigns the
title in and to the said Conveyed land to said A D Palmer or to his
heirs or assigns will by these presents warrant and forever defend
against the lawful Claims of all persons whomsoever. And the
said Palmer or his heirs or assigns are moreover hereby authorized
and empowered to select locate and survey said land in his own
name or the name of his assigns in any part of the Republic
of Texas which they may deem proper. and to demand and
receive from the proper Officers of the government a patents in
his or their own proper names and to their own use and behoof
forever — In witness whereof I said Israel B Bigelow have hereunto
attached my name and seal with a scroll this first Day
of July A D 1840

Israel B Bigelow [L S]

Republic of Texas
County of Fannin

Before me John S Jones chief Justice of the County aforesaid this day personally Come and appeared Israel B Bigelow party to a certain Instrument of writing dated the 1st day of July A D 1840 and acknowledged the same to be his act and deed for the purposes therein set forth and contained

To certify which I grant this Instrument of mine my hand and the seal of the County Court of said County this the 19th day of September A D 1845

John S. Jones Chief Justice

4

File 46

Travis Co. Dr. Class

I. B. Bigelow

to Conveyance

A. D. Palmer

Bigelows Conveyance to Palmer to his interest in Jesse Mapeys Headright Certificate —

The State of Texas
County of Galveston

Know all men by these presents that I have bargained sold alienated and conveyed unto Joseph A Swett his heirs and assigns forever for the consideration of five hundred dollars, all the right title and interest which I have in and to a a certain certificate of Two thirds of a League and Labor of land issued in Harris County to Jesse Massie, and by said Jesse Massie and wife conveyed to Israel Biglow and Palmer, and by said Biglow and Palmer conveyed to me — with the lands which may or may hereafter be located in virtue thereof, And I hereby authorize the Commissioner of the General Land office of the State of Texas — to issue a patent to said Joseph A Swett in his own name or in the name of his assignee Hereby confirming all which may be done in the premises

In witness whereof I have hereto set my hand and affixed my scrawl in place of a seal this the first day of January in the Year of Our Lord one thousand eight hundred and forty nine —

Signed and executed in presence of
J. E. Heirland
Jno. D. Phillips

Matthew Hopkins (Seal)

Before Me. Alfred F. James.
Chief Justice of the County of
Galveston, this day personally came
S. E. Haviland to me known.
who being duly sworn says that
Matthew Hopkins signed and
executed the within instrument
of writing in his presence and in
the presence of John D. Phillips, and
that he with said Phillips subs-
cribed their names as witnesses
thereto, at the request of said
Hopkins — In testimony Whereof
I hereto set my name
and impress of the seal
of the County Court, this
8th day of Feby A.D. 1850

W. F. JAMES

Chief Justice

Swett Jasper

5

File 46.

Travis 2nd Class.

Matthew Hopkins

To Conveyance

J. A Swett.

Republic of Texas - County of Harrisburg - Be it known, That this
Deed day, before me, William Fairfax Gray, a Notary Public, in and for the County of Harrisburg, and Republic of Texas aforesaid, duly commissioned and sworn, personally came and appeared the Citizen Jesse Mapsey and Charlotte Mapsey his wife of the County of Harrisburg, who declared, That for and in consideration of the sum of Five Hundred Dollars, to them in hand paid by Elizabeth Ann Morgan, of the County of Harrisburg, the receipt whereof is hereby acknowledged, to their entire satisfaction, they do, by these presents, grant bargain, sell, Alien, Convey, Transfer, Assign and set over, with a full guarantee against all troubles, ~~and~~ Mortgages, claims, evictions, donations, Alienations or other incumbrances whatsoever, unto the said Elizabeth Ann Morgan her heirs, and assigns, one third of a League and one labor of unlocated land of the Public Domain, to the said Jesse Mapsey belonging, or to which he is entitled from the Republic of Texas, as set forth in his land Certificate Number thirteen Hundred and thirty seven (1337) issued by the Board of Land Commissioners of Harrisburg County, signed by A G Hutchinson, President and John Woodruff associate Commissioners, and dated the 18th day of February A D 1839, and being for two thirds of a League, and a labor of Land, one third of a League and one labor of which they have also assigned in writing on the back of said Certificate to the said Elizabeth Ann Morgan, her heirs &c. in the same hand with which they executed this deed of bargain and sale. To have and to hold, the said Land and its appurtenances, unto the said Elizabeth Ann Morgan, her heirs and assigns, to the proper

use benefit, and behoof forever, and the said Jesse Massey and Charlotte his wife, for themselves and their Heirs the title to the said Land and appurtenances to the said Elizabeth Ann Morgan, her heirs and assigns, shall and will by these presents warrant and forever defend, against the lawful claims of all persons whomsoever, and the said vendors for themselves their heirs &c to and with the said purchaser, her heirs &c do covenant and bind themselves to make a fair and equitable division of the said land, should the two thirds and labor be located in one body; also to make and execute to the said purchaser, any further deed of conveyance, that may be deemed necessary after the patent shall be obtained to said Land, so that the entire and indefeasible title as well as the possession, and use of said one third of a League and one labor of Land, shall enure to the said purchaser her heirs &c according to the true intent and meaning of this sale. Thus done and passed in my Office, at the City of Houston in the County and Republic aforesaid, in the presence of Peter Gray and Wm M Bronaugh, Witnesses of Lawful age and domiciliated in this County, who hereunto sign their names, together with the said parties, and me the aforesaid Notary. On this eighth day of March, in the Year of our Lord one thousand eight Hundred and thirty nine, and of the Independence of Texas the fourth

Jesse Massey (SS) Charlotte Massey (SS) Witnesses Peter Gray Wm M. Bronaugh W. F. Gray, Notary Pub----

I the said Notary do further Certify, that Mrs Charlotte Massey wife of said Jesse Massey, of lawful age, after having heard read what is written in the foregoing Instrument declared that in becoming a party thereto it is her wish and intention to release in favor of said purchaser the above described lands, from any claim, Mortgage, or privilege whatsoever, which she has or hereafter may have, whether resulting from her marriage with the said Jesse Massey or otherwise, Whereupon I did inform the said Mrs Charlotte Massey, apart and out of the presence of her said Husband, of the lien which she holds upon the property therein conveyed & released for her Dower &c and the right which she has, as first creditor,- After which she did declare to me, that she is well acquainted with all these rights, and that she had executed the said deed, without the fear and compulsion of her said Husband but with her own free will and consent, and for her own interest and advantage, with a full knowledge of its contents, and for the purposes therein mentioned; that she wishes not to retract the same, but persists in the intentions in said above deed declared, and renounces in favor of said purchaser. all liens privileges and rights, which the laws of Texas give her, in said lands, however the same may or were acquired, I therefore Certify that the said act is duly celebrated. In faith whereof I grant these presents under my signature and Official seal at the City of Houston and County aforesaid, this day and date hereinbefore written (SS) W. F. Gray Noty. Pub.

Republic of Texas- County of Harrisburg- Before me John A Southmayd Dept. Clerk, in and for the County aforesaid this day came and personally appeared Peter Gray of this County to me well known who being duly sworn declared that he saw Jesse & Charlotte Massey execute the foregoing instrument for the purposes & ends therein set forth- that he signed the same as a Witness together with William M Bronaugh & that he recognizes all the signatures thereto as genuine- Houston April 20 1839- J A Southmayd Dept Clk H.C. Recorded at 10 Clock

4.

P.M. April 20th 1839 –

The State of Texas } I do hereby Certify, that the within
County of Harris } is a true and correct, transcript from
the Record of Deeds, in my Office in
Book D pages 143. 144 & 145, for Harris County.

In Witness whereof I hereunto subscribe
my name, by my Deputy and affix the
seal of my Office, Done in Office at the
City of Houston County & State aforesaid
this 20th day of March A.D. 1860.

J. B. Dart clerk.
By C. Dart Dep.

Sepe Mapey & Wife
Deed to
Elizabeth Ann Morgan
Deed to Headright 1/3
league & 1 labor

File 46 ~~108~~
Fr. Lovers Indclp.
Jesse Massey Wife
To Copy of transfer
~~[illegible]~~
Eliz. & Beth Ann Morgan
Filed 1st June 60

This [illegible] 1/3
L & [illegible] out of Jesse
[illegible] augmentation
But the [illegible] description does
not correspond with the
cert. on file

Republic of Texas
County of Harrisburg

Be it known that this day before me William Fairfax Gray, a Notary Public in and for the County of Harrisburg aforesaid duly commissioned and sworn, personally came & appeared the citizen Jesse Mapey of the County of Harrisburg, who declared that for and in consideration of the sum of Four hundred Dollars, ($400.00) to him in hand paid by Israel B. Bigelow and A. D. Palmer of the County aforesaid, the receipt whereof is hereby acknowledged and confessed, and an acquittance therefor granted, he does by these presents, Give, Grant, bargain, sell, alien, convey, assign transfer and set over, with a full guarantee against all troubles, debts, Mortgages, claims, evictions, donations, alienations or other incumbrances whatever, unto the said Israel B. Bigelow and A. D. Palmer, their heirs and assigns, two thirds of a league and one labor of land, to him belonging or to which he is entitled from the Republic of Texas, as an augmentation to his Head right, and as set forth in his land certificate number one hundred & forty four, (No. 144) issued by the board of Land Commissioners of the County of Harrisburg ~~County~~ on the 4th day of April A. D. 1839 and signed by John Shea and Benjamin F. Hanna associate Commissioners, and attested by D. W. C. Harris Clerk; which he has also assigned to these purchasers in writing on the back thereof and bearing equal date with these presents: Together with the improvements thereon and appurtenances thereof, rents issues and profits, rights of way and of water, and all other rights, privileges and immunities to the same belonging, or

in any wise appertaining: ——————

——————To Have and to Hold, the said two thirds and one labor of land, and premises, improvements, appurtenances, rights, privileges, &c. as before recited, unto them the said Israel B. Bigelow, and A. D. Palmer, their heirs and afsigns, to their proper use benefit and behoof forever. And the said Jefse Mafsey, for himself and for his heirs the title in and to the said conveyed lands to the said Israel B. Bigelow and A. D. Palmer their heirs and afsigns, shall and will by these presents warrant and forever defend against the lawful claim or claims of all persons whomsoever. ——————

——————And the said purchasers are moreover hereby authorized and empowered to select, locate and survey said land in any part of the Republic that they may think proper, and to demand and recieve from the proper officers of the Government a patent or title for the same in their own names. ——————

——————And NOW personally came and and appeared Mifstress Charlotte Mafsey of lawful age, and wife of the said Jefse Mafsey, who intervening in these presents, and after having read what is above written, declared that in becoming a party to these presents it is her wish and intention to release in favour of the purchasers, the said Israel B. Bigelow and A. D. Palmer, their heirs and afsigns the above described land from any claim, Mortgage or privilege whatsoever which she has or hereafter may have, whether resulting from her marriage with the said Jefse Mafsey or otherwise: ——————

——————Whereupon, I, the said Notary did inform the said Mifstress Mafsey apart and out of the presence of her said

husband of the lien which the laws of the lance give her upon the property of her husband, and of her privilege as first creditor, &c. and the said Mistress Mabey declared herself to be fully informed of the rights which the law accords to her upon the property of her husband, and that she persists in the intention above declared; and, that without the fear or compulsion of her husband or any other person, but with her own free will and accord, and for her own interest and advantage she does by these presents become a party to the foregoing Deed of Bargain and Sale, and formally renounces in favour of the purchasers therein named, all liens and every privilege or other rights or rights which the law gives or can give her upon the property in said Deed conveyed whether those rights were acquired on account of her dowry, or of her paraphernal property or otherwise:— and that she cedes to the said purchasers all the rights that she has or may have, whatever they may be upon said property.

Thus done and paped at the city of Houston, and County aforesaid in the presence of Benjamin Richey & Peter Gray witnesses of lawful age who hereunto sign their names together with the said vendors and me the said Notary on this seventeenth day of May A. D. 1839, and of the Independence of Texas the Fourth.

Witnesses

B. Richey.

Peter Gray

Jesse Mabey

Charlotte Mabey

W. F. Gray
Noty Pub.

Jesse Massey & Wife
to
J. B. Bigelow &
A. D. Palmer.

Deed for 2/3 of a league
& 1 labor of land.
May 17. 1839
W. F. Gray
Notary Public

File 46
Travis Co. 2d Class

Jesse Massey & Wife
To Conveyance
J. B. Bigelow and
A. D. Palmer