File 73.

Travis. Bounty.

Abst.

B. F. Winns.

640. Acres.

Certificate No.

Patented.
June 1847.

No.

Mgl. 3785.

Contents.

No. 267 STATE OF TEXAS. 640 Acres.

KNOW ALL MEN TO WHOM THESE PRESENTS SHALL COME,

That W. F. Mims having served faithfully and honorably in the Army of the Republic of Texas, for the term of Seven Months, from the thirteenth day of March 1836, until the tenth day of October 1836, and having received an honorable discharge, his assignee Jacob DeCordova is entitled to Six hundred and forty Acres Bounty Land, for which this is his CERTIFICATE.

And the said Jacob DeCordova assee of W. F. Mims is entitled to hold said Land; or to sell, alienate, convey and donate the same; and to exercise all rights of ownership over it.

In Testimony whereof, I have hereunto set my hand, at Austin this Eighth day of May 1847

appd June 11. 1847. H. G. Cooke Adj Genl

H. G. Cooke ADJUTANT GENERAL.

[NEW ERA OFFICE, AUSTIN.]

(1)

File 73.

Travis Co Bounty

Bounty Warrant

B. F. Mims

640 acres

Reg Co. Mgf 6059

Rondeau

Variation 10° 30' E

State of Texas
Travis County

Survey No 135 of six hundred and forty acres of Land made for Jacob De Cordova, assignee of B. F. Kimmel being the quantity to which he is entitled by virtue of Bounty Land certificate No 267. Issued by Wm G. Cooke Adjutant Genl at Austin on the 8th day of May 1847. To J. De Cordova assignee for 640 acres. Said survey is situated on the waters of Spring Creek - a branch of the Colorado Twenty miles West of the City of Austin in the District of Travis

Begining at a stake and mound for the S.E. corner of survey No 136 from which a Black Jack 10 in diam blazed brs. S 72° W 15 vrs. an Elm blazed 12 in diam brs. N 40° E. 30 vrs. Thence South 1901 vrs a mound on the West side of a hill from which a live oak mkd T. 18 in diam brs. N 62° W 80 vrs an other mkd L. 12 in diam brs. S 59° E 60 vrs. Thence W 200 vrs intersected the N. E corner of survey No 134 and with the N line of said survey 285 vrs a branch runs North continued in all 1901 vrs a mound in the North line of No 134 at the South West base of a round hill from which a live oak mkd V 18 in diam brs, N 45° E 47 vrs - Thence N. 1901 vrs a mound from which a live oak mkd E 18 in diam brs. N. 65° E. 11 vrs. an other mkd H 15 in diam brs. S 30° W. 24 vrs. - Thence E with the South line of survey No 136. at 730 vrs a spring branch runs North 1901 vrs to the place of Begining

Henry Edwards
Dawson Chamiers

James R. Pace
Dist. S. T. Dist

I James R. Pace district Surveyor for the district of Travis do solemnly swear under the oath of my office that the survey represented in the foregoing field Note was made by me on the 6th day of

June 1847 and the marks corners bounds and limits natural and artificial are truely described therein and the Survey made according to Law.

Given under my hand in the City of Austin June 9th 1847.

James R. Pace
Dist. S. T. Dist.

I do certify that I have examined the foregoing field notes and find them correct and the survey made according to Law.

Given under my hand at the city of Austin this 9th June 1847.

James R. Pace
Dist. S. T. Dist.

Recorded page 265.

n'

(2) Filed 73.

Travis Co. Bounty

Field Notes 640 acres

B. F. Mims, Sy

Office

Patented

Lambert Mims, Admr of B. F. Mims, Dec'd } Plaintiff } Mandamus
vs.
Mose Phillips and James S. Gillett, Adjutant General } Defendants }

27th

And now at this day comes the plaintiff, Lambert Mims, Administrator of the Estate of B. F. Mims, Deceased, by his attorneys, And the said James S. Gillett, Adjutant General, having duly returned into Court certified copies of all the papers in his office as required by plaintiffs' petition; And it appearing to the Court that full and legal service had been perfected upon the said defendant, Mose Phillips, and that the requisites of the law concerning suits against non-residents, by publication, had been complied with, and the said Phillips appears not, but makes default; And the cause coming on to be heard, And a Jury of lawful and good men, to wit: James N. Riley, Martin James, George W. Glasscock, R. H. Page, L. H. Puckett, Thomas Woodward, N. McDonald, Patrick A. Monroe, William Ainsworth, James J. McLaurin, Charles Rifenstall, and John Stanley, being duly empannelled and sworn, And the pleadings, the Evidence, the Argument of Counsel, and the charge of the Court, all being heard, retired to consider of their verdict And returned into Court the following verdict, to wit: "We, the Jury, find for the plaintiff. G. W. Glasscock, Foreman." And thereupon it appearing to the Court that the allegations in plaintiffs' petition and Amended petition are true, It is therefore Ordered, Adjudged and Decreed that the patent heretofore issued from the General Land office for Six Hundred and Forty Acres of Land, surveyed by virtue of Bounty Warrant No. 267, issued by William G. Cook, Adjutant General, to Jacob De Cordova, as assigned to said B. F. Mims, Deceased, on the 8th day of May, 1847, said Patent on said Certificate being issued to said Mose Phillips, as assignee aforesaid, located on a tract of land in the said County of Travis, known as Survey No. 136, lying 20 miles west of the City of Austin, lying on the waters of Spring Creek. That the said Patent, as above described, be cancelled, and declared null and void. Now, It is further ordered, adjudged and decreed, that a writ of Mandamus do issue, commanding the said Gillett to issue to the said Lambert Mims, as Administrator, the said Duplicate Certificate, for Six Hundred and Forty Acres of Land, so prayed for in said Plaintiffs' petition. It is further ordered, that the Clerk do file the Statement of the facts in this cause, among the papers thereof. It is further Ordered, that the costs of this suit be paid by plaintiff, for which execution may issue, &c

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The State of Texas — County of Travis

I, Frank Brown, Clerk of the District Court in and for the County and State aforesaid, do hereby certify the foregoing to be a correct copy of the Decree aforesaid Court in the

case of Lambert Mims, Adm'r. &c. v. Moro Phillips et al, as the same now appears of Record in my office, rendered on the 10th Nov. 1854

In Testimony whereof I hereunto place my official signature, together with the impress of the seal of said Court January 19th 1857.

Frank Rivers
Clk D.C.I.C.

P'

(3)

Filed 73.

Travis Bounty

Decree of District Court of Travis Co.

B. F. Mims per Adm.

Vs.

Moro Philips & others

Filed Jany 20/57

File with the Claim & hand to me

Filed Jan 7 20/57

by Frank Brown for Martin Jones

3785
5740
7907
8433

72

1. Warrant
2. Field Notes
3. Decree of Court