Kaiser Co 74

File 218

Travis Prem.

1. Affidavit & Designation
2. Field notes
Dec 12th 73
Description

ABst. 405

Edward Russell

160 ac

Ord Dep. 12 1870.

3. 4. 5. Transfers.
6. Cert of occupancy
April 22nd 1876
Robinson

Corrected on map.
Jan 15. 74.

W. Schmidt

April 22/76. E. A. Hussell.

+ Mtd. plat. Mtd Sept 24 76

Patent to R. D. Sanders,
Fisher
apt 4
apl 25/76.

Patented April 29/876
Exp
Dr Dange
Fisher

No 180 — vol 4

116 535 ½.

C. C. Jan 14/74. J. Bickler.

R. D. Sanders

HARVARD MYLLS

No 44

The State of Texas
County of Hays

Before the Undersigned Authority, Personally appeared Edwards Russell applicant and W. S. Butler and W. B. Vanhoosier Witnesses, to me well known, who being duly Sworn, according to law, declare that Edward Russell is Bona Fide Settled upon vacant public domain, the same described in the accompanying file, under "An act to regulate the Disposal of the Public Lands of the State of Texas" approved August 12, 1870, and that he has not a homestead, and is the head of a family.

Edw Russell
W S Butler
W B Van hoosier

Sworn to and Subscribed before me this 13th day of November 1872.

In Testimony Whereof I have hereunto affixed my Official Seal and Signature

Ed. J. L. Green
Clk. D. C. Hays Co Texas

No 44

To the County Surveyor of Hays County

By virtue of the provisions of [illegible]

No 44 Section of "An Act to regulate the Disposal of the Public Lands in the

State of Texas: Caprock August 12, 1870. I hereby Apply For a Survey of the following premises, including any improvements, viz: Beginning at the S W Corner of T. & M. Butler Preemption, Thence N 100 vars, thence E 950 varas, Thence S. 950 varas Thence W 950 varas, to the South line of said Butler preemption Thence W. 850 varas to the place of beginning— Also

Containing

One

Hundred

and

Forty

acres

including any

improvements

Upon the

Said Premises

Edw Fenwick

I here with Certify that the above is duly Recorded in Book C, page 107 & 108, Record of Files

Witness my Official Signature

This 22 November 22nd 1873

B C Hardin

Surveyor of Hays

County Texas

1

No. 218

Travis Preemp

~~Fieldnotes~~

Edward Russell

affdt

&

Designation

Filed Dec 12/73

D E Reeves

C C.

No 44

Affidavit of

Edward Russell

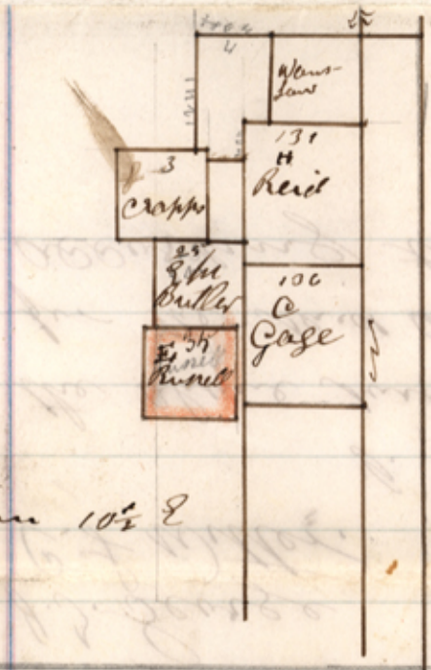
Preemption

Filed for Record at
10 Oclk A.M. December
19th A.D. 1872

B. W. Hardin
Surveyor Hays
County, Texas

Recorded in Vol C
Page 108

Fee Paid



Variation 10½ E

The State of Texas
County of Hays
Plat + Field notes
of preemption # 35
Quantity 160 acres
made for Edward Russell
By virtue of his preemption Title, and affidavit # 44
filed for record at 10 o'clk A.M.
December 19th, 1872 =
and Record in Book C page 106
Record of Titles; which Title +
affidavit made in accordance
with the 2nd Section of an act to
regulate the Disposal of the Public
lands of the State of Texas approved
August 12 A.D. 1870
This Survey Contains 160 acres of land
located in Hays County on the
waters of Arroyo + Blanco. 11 Mi W
from San Marcos about 12 miles
distant - Beginning at a Stone mound
the S.W. Corner of the E.M. Butlers
preemption; on the E. side of a Mountain
from which a live Oak marked H.B.
77½ E 21 lks do marked H.B. # 7° E 29½ lks
The Live Oak mon mount bs S 77½° E
and the Live Oak mon mt. bs S 65° E
Thence West 100. varas to a Stone

k

mound on the dep of said net.
Same man net bs S 96° E. the Same Woman
net. bs S 65½ E. West Quarter net bs
S 47° E and the East Quarter net bs
S 12° E
Thence S 950. us to a Stake & mound
of Stone on the west bank of a
steep Ravine a thicket.
Thence E 950. us a
Stone mound and a small Iron Oak
marked X. for the S.E. Corner
from which a Iron Oak marked
X. bs N 34° E 13 us. The Same Woman
net. bs S 81° E. & the West Quarter
net. bs S ½° E. the East Quarter net
bs S 7½° E Thence N 950 us to
the N. line of the said E m Butler
preemption No 25. a Stone md
for Corner from which a Iron Oak
marked X bs S 88½° W 27½ us a do bs N 60° W
18. us. Thence West 950 us to
the beginning
Chainmen
J. J. George
C. L. Witter.

[illegible] B C. Hardin
Surveyor.

I here with certify that
the above Survey was made by me
for the said applicant Edward Russell
according to Law.

K'

that the said applicant at the time of said survey resided on the same as a homestead. Field notes correctly set forth and duly recorded in Book C. page 15 & 14 Record of Field notes done at office in the Town of San Marcos ~~October 1873~~ November 28th, 1873

In Testimony where of I hereunto sign my name officially

B.C. Hardin

Surveyor of Hays County

Texas

K²

2

No 218

Travis Preemp

Patented 160 ac.

Edw. Russell

Filed Dec. 12 1873

Patented April 29/874

D. Davis

C.C. Jan 14/74. J. Buckler.

Preemption 160

Quantity 160 acres

Field notes

for

Edward Russell

Filed for Record

December the 20th

1872. B. C. Hardin

Surveyor of Hays

County Texas

No 1337

Patented Apr 29 1874

State of Texas
County of Blanco } Know all men by these
presents that I Edw Russell of the
aforesaid County and State in consideration
of the sum of One Hundred and Fifty
Dollars in hand paid by Scott Butler
the receipt whereof I do hereby acknowledge
have bargained sold and quit claimed
and by these presents do bargain sell and
quit claim unto the said Scott Butler
and his heirs and assigns forever all my
right title interest estate claim and demand
both at law and in equity, and as well in
possession as in expectancy of in and to all
my right and title to a certain premption
claim lying in Hays Co West of the Lone
Man Mountain and known as the Edw
Russell Survey

Edw Russell (L S)

Personally appeared before me the Undersigned
Edw Russell who upon oath says that he has
signed the above for all intent and
purposes therein expressed

Jno D Fonder
Notary Public

3

File 218

Travis Preemption

Edward Russell

To

Scott Butler

Filed April 22d 1876

J. [illegible] Com

The State of Texas
County of Hays

Know all men by these presents that I W. S. Butler of the County and State aforesaid for and in consideration of the sum of one Hundred & fifty Dollars to me in hand paid have by this instrument of writing Convey release and Transfer unto James M Burleson a Certain tract or preemption of land Transfered to me by Edward Russell Situated in Hays County near the Lone Man Mountain there being (160) of Said preemption and for further particulars See Transfer from Ed Russell to W S Butler To have and to hold unto him the Said James M Burleson His heirs and Assigns forever all my right title and Claim in and to Said preemption and I W S Butler bind my Self my Heirs and legal Administrators to release all my rights either in Law or Equity unto Him the Said James M Burchard forever together with all Improvements & Appurtenances to the Same belonging or in any wise appertaining forever.

In Testimony Whereof I have hereto Signed my name on the 6th day of Feb. A D 1873

W S Butler

The State of Texas
County of Hays

Before me.
J R Brown a Notary Public in
and for the County and State
aforesaid personally appeared
M S Butler to me well known
and whose signature appears
to the foregoing Transfer of
Preemption and acknowledged
to me that He signed Sealed
and delivered the Same for the
uses purposes and Considerations
therein Stated.

In Testimony whereof
I have Signed my
name and Seal
of Office on the 6th
day of Feb. 1873

J R Brown
Notary Public
Hays Co Texas.

Filed 218

Trans's Preemption

M. S. Butler
To
James Mc. Buntcher

Filed April 22nd 1876
[illegible] Com.

The State of Texas }
County of Hays } Know all men
By these presents
That I J M Burtcher of the
County and state aforesaid in
Consideration of the sum of Seventy
four Dollars and (21) Cents to me
paid By R. S. Sanders of the
County & state aforesaid the receipt
of which is hereby acknowledged
have sold transfered and Conveyed
& released and by these presents
do sell Transfer and release
unto the said R. S. Sanders
A certain tract or preemption of
Land Transfered to me By W S
Butler assignee of ~~Geo~~ Edward
Russell. Situated in Hays County
near the Lone Man Mountain
there being (160) Acres of said
preemption, and for further Particulars
See transfer from Ed Russell to
W S Butler. To have and to hold
unto him the said R. S. Sanders
his Heirs and assigns forever
All my right-title and Claim in
and to said preemption, and I
James M Burtcher do bind my
self my Heirs and Legal representatives
to release all my interest and title
in & to said preemption, to the said
R. S. Sanders forever against

with all and singular the members
hereditaments to the same belonging
or in any wise incident or
appertaining: In testimony whereof,
I have hire to signed my name:
On this the 25th day of January
AD 1875.

Jas. W. Burtcher

The State of Texas }
County of Hays } Before me J R
Brann a Notary
Public in and for the County &
State aforesaid. Personally appeared
J. W. Burtcher to me well known
and acknowledged to me that
He signed seald and delivered
the foregoing instrument of
writing for the uses purposes
and considerations therein
Stated: Witness my hand and
Seal of office on the 25th day
of Jan: AD 1875.

J R Brann
Notary Public
Hays County Texas

James M. Burtchin

To Transfer.

R. D. Sanders.

File 218

Travis Preemption

James M. Burtchen

To Transfer

R. D. Sanders

Filed April 22nd 1876

J. W. Loomis Comm

Proof of Settlement under Homestead Act)

The State of Texas }
County of Hays }

Before Me, the undersigned District Clerk in and for the County aforesaid, this day came and personally appeared R. D. Sanders, assignee of Edward Russell, and who is a resident citizen of said County, who being by me duly sworn declares, that he is a bona fide settler upon One Hundred and Sixty acres of vacant public land situated in said County, and surveyed for his assignor Edward Russell on the day of 1873 by B. C. Hardin a Surveyor of said County, that he and his assignors, have occupied and improved the same as a Homestead for the period of three Consecutive years, beginning on the 19th day of December A. D. 1872. that he is the head of a family, and that he the said R. D. Sanders as assignee of the said Edward Russell (by regular chain of Transfers) makes this Affidavit for the purpose of obtaining a title as assignee of said Edward Russell to the

came for a Homestead, under an act supplementary to "An act for the Benefit of actual occupants of the Public Lands." approved May 26th 1873 and acts prior thereto; and that he has not a homestead other than the above.

And also at the same time came and personally appeared W. S. Butler & W. B. Vanhoozer two credible resident citizens of said County, to me well known, who being duly sworn depose and say that R. D. Sanders or his assignors, the person first above named in this affidavit, has actually settled upon and cultivated as a Homestead the land surveyed for the said Edw. Russell on the day of 187 1873, by the Surveyor aforesaid for the period of three years, and they nor either of them have any interest in the said land.

R. D. Sanders
W. S. Butler
W. B. Vanhoozer

Sworn to and subscribed before me, and I hereby certify that W. S. Butler and W. B. Vanhoozer are credible and trustworthy citizens of said County.

In testimony Whereof, I have hereunto set my hand and affixed the Seal of said County, at Office this 17th day of February A.D. 1876.

E. J. L. Green
Clerk of Dist Court Hays County

Proof of
Settlement of
Land

Filed ap 22/76

6

File 218

Travis Preemption

R. D. Sanders. af ¼
160 acres
Cert of occupancy

Filed April 22nd 1876
J. M. Moore Com