Hays.

File 336 175

Travis 3rd Class

Obst-151

Dan. Downer.

320. Acres

Old wrap. inclosed

CERTIFICATE No. 238.

Pat'd

Oct. 13. 1873.

to Desha, Bunton assee

No 396 vol 4'

Mgl. 22143.

Contents.

No. 1. Certificate.

" 2. Field Notes.

" 6 papers &

" 4. 1. old wr

10/17/90.

Contents

1. Certificate
2. Field Notes
3 and 4. Transfers
5. Oath
6. Old Wrapper
3/29/95. Moses
7. Note

A. B. Vol. P.

The State of Texas } No. 238 } Certificate for
County of Matagorda } 3d Class } 320 acres of Land.

This is to certify that Daniel Downer has applied to us the Board of Land Commissioners for Matagorda County for an unconditional Certificate for 320 acres of Land, made Oath and swore that he arived in the Late Republic now State of Texas previous to the 1st day of January Eighteen hundred and forty, that he was a single man, and has resided in said Republic now State of Texas up to the present time, and has performed all the duties of a citizen and made all other proof required by law by the Witnesses William Prissick & J.E.E. Braman and surrendered to us for Cancellation a Certified Copy of Conditional Certificate No. 797. Class 3d for 320 acres of Land issued to him by the Board of Land Commissioners of Galveston County on the 30th day of December A.D. 1839.

Now therefore the said Daniel Downer is entitled to an unconditional grant of Three hundred and Twenty acres of Land.

In testimony whereof we have hereunto set our hands and caused to be affixed the Seal of the Matagorda County Court.

Done at Matagorda this 3d day of October A.D. 1853.

M. Talbot
Chief Justice

Attest
Jas H. Selkirk
Clerk. C.C.M.C.

Alex. Wingeley
W. Hillard

County Commissioners

No. 236 ——— 3d Class

Certificate for 320 acres of Land
Issued to Daniel Downer

P. & Burnt on [illegible]
Aug 18th 1858

$3.00

File 336 1

Travis 3d class

Cert. of Dan Downer
320 Acres

Filed Feby 23d 1856

Scale 4000 vs to the inch Varia 10 30' East

The State of Texas
District of Travis } Survey No. 22.

Field Notes of a Survey of three hundred and twenty acres of Land made for Daniel Downer, it being the land to which he is entitled by virtue of Unconditional Certificate No. 238 issued to him by the Board of Land Commissioners of Matagorda County, October 3rd 1853

Said Survey is No. 22. Situated in Hays County on the waters of Plum Creek about ~~Ten~~ 10½ Miles North 29° East ~~of~~ from the Town of San Marcos, in Travis District ——— Begining at the East Corner of Survey No. 21 in the name of J. M. Green a Stake from which a Cottonwood 18 in. in dia. Bes. N. 52° E. 80 vs dist ——— Thence N 45° E. at 100 vs entered the Bed of Plum Creek at 160 vs passed out of Said Creek at 285 vs recrossed at 1344 vs. a Stone Mound ——— Thence N. 45° W. 1344 vs to a Stone Mound ——— Thence S 45° W. 1344 vs to a Stone Mound for the West Corner of this Survey ——— Thence S 45° E. at 770 vs the old Austin road at 1344 vs the place of begining

Bearings Marked X Surveyed August 21st 1854

Jesse Day
Wm Ratliff } Chainers } A. M. Lindsey

Dept Surveyor of Travis District do hereby Certify that the Survey designated by the foregoing Plot and Field Notes was made according to Law and that the limits boundaries and Corners of the Same together with the Marks Natural and artificial are truly described therein

A. M. Lindsey Dept
Surveyor Travis Dist

I, H. L. Upshur District Surveyor of Travis District, do hereby certify that I have examined the foregoing Plat and Field Notes, and find them correct, and

that they are recorded in my Office in Book F page 258 —

February 22d 1856

H. L. Upshur
District Surveyor
Travis District

I, certify that the within described certificate of Daniel Downer was re filed by Desha Bunton May 20th 1855 on the same land described in the within Field Notes and that the same has been entered on the records of my Office

February 22d 1856

H. L. Upshur
Dist. Sur. Travis Dist

No. File 336 — 3 Class
Travis

Field Notes 32 lea.

Dan Downer

Filed Feby 23d 1856

Patented to Desha Bunton ass^e October 16th 1873. A. Schutze

75-d

[illegible]

The State of Texas } Know all men by these presents
County of Matagorda } that I Daniel Downer of the State and County aforesaid, for and in consideration of the sum of one hundred dollars to me in hand paid by Joseph Harrell the receipt of which sum of money is acknowledged, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said Joseph Harrell my (said Downer's) unconditional head right certificate for three hundred and twenty acres of land: Which said certificate is described as follows To wit: ——

No. 238 – 3rd Class – Certificate for 320 acres of land which said head right certificate was issued to the said Daniel Downer as his head right as a single man by the Board of Land Commissioners of Matagorda County on the third day of October A.D. 1853. ——

To Have And To Hold all of said head right certificate with all the rights, privileges and immunities unto the same in any way incident or belonging, to the said Joseph Harrell his heirs or assigns forever. And I the said Daniel Downer hereby warrant and will forever defend the title and possession of said uncondition head right land certificate unto the said Joseph Harrell his heirs or assigns forever against all persons whomsoever claiming or to claim the same or any part thereof.

In testimony of all which I have hereunto set my hand and seal, (the seal being a scroll,) in Matagorda this Third day of October A.D. one thousand eight hundred and fifty three. — — — —

Signed, sealed & delivered } scroll
in presence of — — } Daniel Downer

Alex. E. Rugely
James H Selkirk

A

The State of Texas ?
County of Matagorda ? Before me James H. Selkirk Clerk of the County Court for the County aforesaid personally appeared Daniel Dorner to me well known, who acknowledged that he signed, sealed and delivered the foregoing conveyance of his head right land certificate, dated 3rd October A.D. 1853, for the considerations and purposes expressed in said conveyance.

Given under my hand and seal of Office at Matagorda this 3rd day of October A.D. 1853.

D. E. E. Brannan
Clerk D.C.M.C.

The State of Texas ?
County of Matagorda ? Before me James H. Selkirk Clerk of the County Court for the County aforesaid personally appeared Daniel Dorner to me well known, who acknowledged that he signed, sealed and delivered the foregoing conveyance (of his head right land certificate,) dated 3rd October A.D 1853 for all the considerations and purposes therein expressed in said conveyance — —

To certify all of which I have hereunto set my hand and seal of office at Matagorda this 3rd day of October A.D. 1853.

J. H. Selkirk
Clerk C.C.M.C.

A' Travis 3-336

3 File 336
Travis 3d class.

Dan Downer
To [illegible] Deed
To Hanell

Filed July 25th 1856.

[illegible]

Daniel Downer
To
423

A2

State of Texas }
County of Travis } Know all men by these presents that I Joseph Harrell of the county and state aforesaid for and in consideration of the sum of one hundred dollars to me in hand paid have bargained sold transferred and conveyed and by these presents do bargain sell transfer and convey unto Desha Buntin all my right title interest and claim whatsoever in to the following described certificate to wit — Certificate No 238. 3rd class for 320 acres of land issued by the Board of Land Commissioners for Matagorda County to Daniel Downer as his headright on the 3rd day of October 1853. To have and to hold unto the said Desha Buntin his heirs and assigns forever and I bind myself my heirs and legal representatives to warrant and defend the title to the same. In evidence whereof I have hereunto set my hand and seal (using scrawl for seal) this the 25th day of January AD 1854 —

Joseph Harrell

Attest

L. H. Luckett

Geo S. Hughes

The State of Texas } Before me Ashford B. McGill clerk
County of Travis } of the County Court on this day

came and personally appeared Joseph Harrell to me well known who acknowledged his signature to the foregoing transfer and the said Harrell declared to me that he executed the same for all the purposes and considerations therein set forth and expressed

In testimony whereof I hereunto set my hand and the seal of Travis County Court on this January 27. 1854

A. B. McGill
Clk C. C. T. C.

Joseph Harrell
Transfer } 20

4 File 336
Travis Phelps.

Joseph Harrell
No 3 Deed
Decha Dunton
Filed Feby 23rd 1856.

Certified -

The State Texas
County of Matagorda } Before me James H. Selkirk Clerk of the County Court for the County aforesaid personally appeared Daniel Downer to me well known who being duly sworn deposeth and saith that the Board of Land Commissioners of Galveston County on the thirtieth day of December 1839, issued to him (said Downer) a conditional head right certificate for three hundred and twenty acres of land: the same being Class Third.
Said Daniel Downer further deposes and swears that, he never alienated, transferred, sold or in any manner conveyed said conditional head right certificate, & that it has been lost, and that since lost this deponent ~~has deponent~~ has neither heard or known of said certificate. Said Downer further deposes and says that after the loss of said conditional certificate, he caused the same to be advertised in a newspaper, but that he has never heard anything of the same.

Daniel Downer

Sworn to in Open Court before me
this 3d day of October 1853
Jas H Selkirk
Clerk C.C.M.C.

Oath of
Daniel Downer as
to the loss of Cond Cert.

File 336 (6) Hays Co. 75 / 57

Travis 3d class

Dan Downer

No 238

320 Acres

On a Survey in the name of "J. B. Alexander" otherwise [illegible] on the map in Hays County

Dec. 4/58 J. M. Hayes

Correct on map of Hays Co. Oct. 10/73 E.E.S. & mkd ptd.

Certif. appr'd

Transfers auth'd

Mk'd 1st. Reg

Patent to Desha Bunton, ap'ee.

Oct 14/73. Jacob Kneitler

Fisher,

Patented to Desha Bunton ass'e October 13th 1873.

No 396 - Vol 41 A. Schutze

[illegible]

Desha Bunton

Cedar Co. Pa.

Bastrop Co.

Feb 25th/56

Mgl 22.143

[illegible] 580

Desha Bunton assee of Dan. Donner 320 acres
In Hays County on the waters of Plum Creek
about 10½ miles N. 29° E. from the town of San
Marcos by virtue of Cert No. 238 issued by the
Board of Land Comrs of Matagorda County
dated Oct. 3rd 1853 and transferred in accordance
with a regular chain of transfers to Desha
Bunton Jan. 27th 1854

7 336
Travis 3rd Class
336

Note