

May 78

File 1166. abt 550-3

Travis Preemption.  
Abst-550

John Hill



160 Acres.

Act August 12th 1870.

According to calls of surrounding surveys there is no vacant land between surveys N<sup>o</sup>. 4, 5 and survey N<sup>o</sup>. 108. Full proof of vacancy to be furnished before this survey can be posted as correct. March 22 1880

Oct 26/81, 29/81 E. W. Proffers.

Corrections or explanation required  
Oct 27/81 Proffers

Can. in Ab. Vol 61

Mgl. 13858.

Nov 26  
1878

Contents

- No. 1. Affidavit & Deed
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- " 5. July 2/81 8 Oct 21/81
- Bock
- Miller

B. C. Hardin  
A. B. Vol. \_\_\_\_\_ P.

No 1114

The State of Texas }  
County of Hays }

Before the undersigned Authority  
Personally appeared John Hill  
Applicant and Albert Heaton and  
J. A. Wren witnesses, to me well  
known, who being duly sworn accord-  
ing to Law, declare that John Hill  
is Bona Fide Settler upon vacant  
public domain the same described  
in the accompanying file under  
"An Act to regulate the Disposal  
of the Public Lands in the State  
of Texas" approved August 12, 1870  
and that he has not a homestead  
and is the head of a family.

John Hill

Albert Heaton

Jas. A. Wren

Sworn to and Subscribed before  
me this 24<sup>th</sup> day of June 1878  
In testimony whereof, I have  
hereunto affixed my official  
Seal and Signature

Ed. J. L. Green  
Clerk C. C. Hays Co. Tex.

No

Resignation

To the County Surveyor of Hays County.

By virtue of the accompanying af-  
firmants No 11111 made in accordance  
with the Section of an Act to reg-  
ulate the Disposal of the Public  
Lands in the State of Texas" ap-  
proved August 12, 1870. I hereby  
apply for a Survey of the following  
premises, including my improvements  
viz: Beginning at a point on the S  
line of Charles McKim No 109. — as  
West from the S.E. corner thereof  
Thence E — as Thence N — as  
Thence W — as Thence S — as  
to the beginning, so as to embrace  
my improvements, and 160 acres  
of Land

John Hill

I certify that the above Affidavit  
and designation No 11111 is duly re-  
corded in Book D page 28 Record of  
Affidavits & Designations, witness  
my official signature this the  
11th day of November 1878

B. C. Harlan  
Surgeon Hayes County Texas

111 File 1166.

Travis Reemption

John Hill

Affidavit Designation

filed Nov. 22/78.

Charles McKim

Chf. Clerk

no 109

no 108  
J.M.  
Smith

no 106

A. Wilson

2025

1000  
903  
J.M.  
Hill

1207

no 9.

903 903

no 5

no 4

H. G. Spence

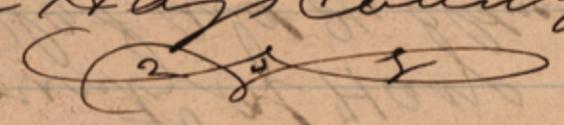
State of Texas  
County of Hays  
Plot and Holdnotes  
of survey no  
Containing 160  
Acres Made for  
and in the name

of John Hill, By virtue of  
his presumption Affidavits  
and Designation no 114  
made according to law  
and of date June 24th 1878  
Said Affidavits + Designation  
here with accompanying  
land here in described is  
located in said State and  
County, on the waters of  
Rio Blanco, about 11 miles  
N<sup>7</sup>W from San Marcos, and  
Beginning at a stone mound  
on the South line of J.M. Smith  
survey no 108; 1075 rods West  
from the S.E. corner of said  
survey no 108; This corner is also  
the N.W. corner of the J.S. Hill  
presumption # Thence West  
903 rods to a stone mound #  
Thence South 1000 rods to  
a stone mound # Thence

East 903 varas to stone  
for the S.E. Corner of this and  
S.W. Corner of the J.S. Hill  
preemption: a Cedar tree mar-  
ked F bears N 50 W 23 varas and  
bears N 44 E 8 varas # thence  
North at 40. no creek and at  
1000 varas place of beginning  
Chain men: J.S. Hill and  
Wm. Steward

I certify that the above  
described survey was by me made  
according to law, field notes  
correct, and duly recorded  
in Book D, page 90 record of  
field notes; and by way of  
Explanation; the distance  
from the N.E. Corner of  
the H.S. panel survey  
to the South line of J.M.

Smith survey or 108. is = 2901  
varas and west from the S.E. corner  
84. varas, witness my official  
signature this the 12 day  
of November AD 1878

B. C. Hardin  
Surveyor of Hays County  
Tent as 

27 File 1166.

Travis Preemption

Field Notes

160 Acres.

John Hill.

filed Nov. 22/78.

Charles Fisher,

Chf. Clk.

<sup>no</sup> 160 acres

Field notes

John Hill

preemption

Nov 26  
1878

DFO

# 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 *John Hill* a resident citizen of said County, who being by me duly sworn, declares that he is a bona fide settler upon *160* acres of vacant public land, situated in said County, and surveyed for *this applicant* on the *July* day of *1878*, by *B.C. Hardin* a Surveyor of said County; that he has occupied and improved the same as a Homestead for a period of three consecutive years, beginning on the *first* day of *January* 1874, that he is *the head of a family* and that he makes this affidavit for the purpose of obtaining a title to the same 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, *Albert Heaton* and *John H. Davis*, two credible resident citizens of said County, to me well known, who being duly sworn, depose and say that *John Hill* the person first above named in this affidavit, has actually settled upon and cultivated as a Homestead, the land surveyed for him on the *July* day of *1878*, by the Surveyor aforesaid, for the period of three years, and they nor either of them have any interest in the said land.

*John Hill*  
*Albert Heaton*  
*John H. Davis*

Sworn to and subscribed before me, and I hereby certify that *Albert Heaton* and *John H. Davis* 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 *8* day of

*September* 187*8*

*B.C. Hardin*

Clerk of Dist. Court, *Hays* County.



3/ Title 1166

Travis Preemption

John Hill

Certificate of occupancy

filed Feb 28/80

Rhoads Miller,  
Chief Clerk

Settler.

John Hill

PROOF OF  
SETTLEMENT OF LAND

1166



J. LEAHMONT WHERSON

*[Faint handwritten notes and signatures, including 'John Hill' and 'Rhoads Miller']*

# PROOF OF SETTLEMENT UNDER HOMESTEAD ACT.

The State of Texas,

COUNTY OF Hays

BEFORE ME, the undersigned, County Clerk in and for the County aforesaid, this day came and personally appeared R. W. Gibbs agent of John Hill a resident citizen of said County, who being by me duly sworn, declares that he is a *bona fide* settler upon One Hundred & Sixty acres of vacant Public Land, situated in said County and surveyed for John Hill on the 12<sup>th</sup> day of November 1878, by B. C. Hardin a Surveyor of said County; that he has occupied and improved the same as a Homestead for a period of three consecutive years, beginning on the 1<sup>st</sup> day of August 1878, that he is the head of a family and that he makes this affidavit for the purpose of obtaining a title to the same for a Homestead, under "An Act for the Benefit of Actual Occupants of the Public Lands," approved May 26<sup>th</sup>, 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 S. L. Townsend and J. T. Townsend two credible resident citizens of said County, to me well known, who being duly sworn depose and say that John Hill & R. W. Gibbs his agent the person first above named in this Affidavit, has actually settled upon and cultivated as a Homestead the land surveyed for Said John Hill on the 12<sup>th</sup> day of November 1878, by the Surveyor aforesaid, for the period of three years, and they nor either of them have any interest in the said land.

R. W. Gibbs  
S. L. Townsend  
J. T. Townsend

Sworn to and subscribed before me, and I hereby certify that S. L. Townsend and J. T. Townsend 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 8<sup>th</sup> day of October

1881.  
Ed. J. L. Green  
 Clerk of County Court Hays Co.





Clerk of County Court  
*Henry C. ...*

IN LEGAL MANNER, I have received the ...  
*...*

*...*  
*...*

*...*  
*...*

PROOF OF SETTLEMENT  
OF LAND  
*...*  
Seller.

Geo. D. Barnard & Co., Printers, St. Louis.

*4* File 1166

Travis Preemption  
John Hill  
Clerk of occupancy  
Filed Oct 21/87

Rhoads Tucker  
*...*

BOOK OF SETTLEMENT

BOOK OF SETTLEMENT

The State of Texas,

COUNTY OF *Hays*

Know all Men by these Presents:

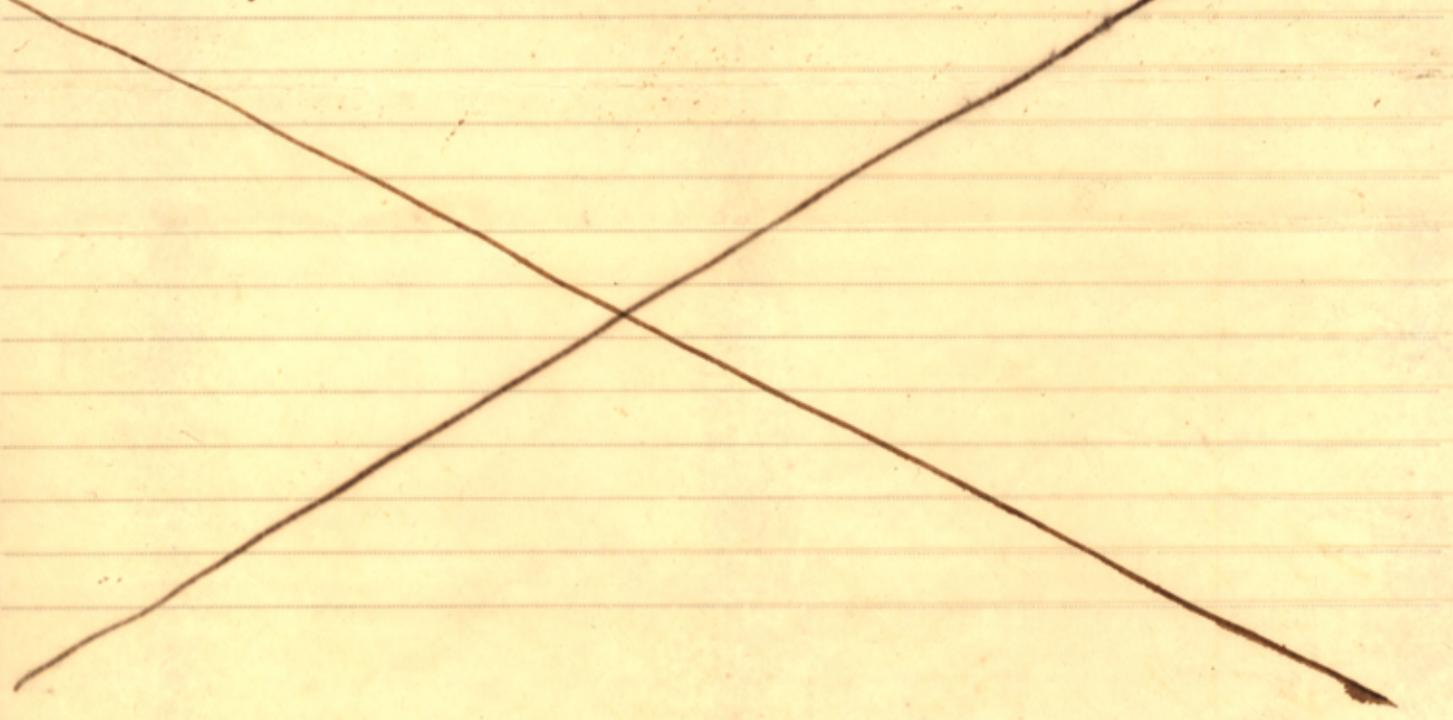
That *Mr. John Hill and Mary Hill*  
*his wife*

of the County of *Hays* and State aforesaid, in consideration of the sum of *Two*  
*Hundred* DOLLARS to *us*  
in hand paid by *R. W. Gibbs*

*John Hill*  
County of *Hays* State of *Texas*  
before me, *John*  
THE STATE OF TEXAS

of the County of *Hays* and State of *Texas*, the receipt of which is hereby  
acknowledged, have Granted, Bargained, Sold, Conveyed and Released, and by these presents do Grant, Bargain, Sell, Convey  
and Release unto the said *R. W. Gibbs his*  
heirs and assigns, the following described property, to wit:

*Our homestead preemption*  
*of One Hundred and Sixty acres of land*  
*lying and being situated in Hays County in*  
*the State of Texas, and which was surveyed*  
*for us by B. C. Harden ex Surveyor of Hays*  
*County, said 160 acres situated north of the*  
*Rio Blanco about two miles, and the field notes*  
*of which are now on file in the General Land*  
*office of the State of Texas, and are hereby referred*  
*to and made a part hereof for better description*  
*of said preemption of 160 acres of land.*



together with all and singular the rights, members, improvements, hereditaments and appurtenances to the same belonging, or in anywise appertaining.

TO HAVE AND TO HOLD, all and singular, the premises above mentioned, unto the said R. W. Gibbs and his heirs and assigns, forever; and he do hereby bind himself heirs, executors and administrators, to WARRANT AND FOREVER DEFEND, all and singular, the said premises unto the said R. W. Gibbs

heirs and assigns, against every person whomsoever, lawfully claiming or to claim the same or any part thereof.

WITNESS our hands in Hays County, this 21<sup>st</sup>

September A. D. 1881

Witness

John Hill  
Mary Hill

John Hill  
Mary Hill  
Witness

THE STATE OF TEXAS,

COUNTY OF Hays } Before me, John Richardson Justice of the Peace & ex officio Notary Public in and for the County of Hays, personally

appeared John Hill & Mary Hill wife of said John Hill to me well known, parties to the above Instrument of Writing, bearing date the 21<sup>st</sup> day of September A. D. 1881,

and acknowledged that they had signed, sealed and delivered the same for the purposes and consideration therein stated.

and the said Mary Hill wife of said John Hill, having been examined by me privately and apart from her said husband, and having said Instrument fully explained to her by me, she the said Mary Hill, acknowledged the same to be her act and deed, and declared to me that she has willingly signed and executed the same, and that she wished not to retract it

IN TESTIMONY WHEREOF, I hereunto sign my name and affix the impress of my official

Seal, at my office in Wimberly, this 10<sup>th</sup> day of October A. D. 1881.

John Richardson

Justice of the Peace & ex officio Notary Public Hays Co Texas

# WARRANTY DEED

*John Hill & Wife*

TO  
*R. W. Gibbs*

FILED FOR RECORD

*October 15<sup>th</sup>*

*A. D.* 1881

at *11* o'clock *A* M.

Recorded *October 17<sup>th</sup> 1881*

in *Ways* County,

Record of *Deeds*

Book *"O"* Page *540 re.*

*Ed. J. L. Green*  
Clerk.

*C. C. Hays Co*  
Deputy.

*Filed Oct 21/81*



WITNESS my hand and the Seal of said County Court of said County, at office in *Ways* County, this *15<sup>th</sup>* day of *October* 1881.

Clerk C. C. *Hays Co* County.

Page No. *127* of *Book*

*October 15<sup>th</sup> 1881* at *11* o'clock *A. M.* in the Records of said County, in Vol. *"O"* on *15<sup>th</sup>* day of *October* 1881.

Part of said County, do hereby certify that the above Instrument of Writing, dated on the *15<sup>th</sup>* day of *October* 1881, with its Certificate of Authentication, was filed for Record in my office, the *15<sup>th</sup>* day of *October* 1881.

County of *Ways* }  
THE STATE OF TEXAS, }  
Clerk of the County *Ed. J. L. Green*

*John Hill & Wife*  
*R. W. Gibbs*  
*Ed. J. L. Green*  
*C. C. Hays Co*  
*Filed Oct 21/81*

THE STATE OF TEXAS,

COUNTY OF

*Hays*

I, *Ed. J. L. Green* Clerk of the County

Court of said County, do hereby certify that the above Instrument of Writing, dated on the

*21st* day of *September* 18*81*, with its Certificate of Authentication, was filed for Record in my office, this

*15th* day of *October* A. D. 18*81*, at *11* o'clock *A.*M., and duly Recorded the

*17th* day of *October* A. D. 18*81*, at *6* o'clock *P.*M., in the Records of said County, in Vol. *"0"* on

Pages No. *540 & 41.*

WITNESS my hand and the Seal of said County Court of said County, at office in *Saw*

*Marcos* the day and year last above written.

*Ed. J. L. Green*

Clerk C. C. *Hays* County.

By  *Jas. G. Burleson: Deputy Clerk.*



WARRENLY DEED

*John Willinger*

*to*

FILED FOR RECORD

*October 12th*

*1881*

*11* o'clock *A.*M.

Recorded *October 11th 1881*

in *Hays* County

Record of *Book 210*

Page *540 & 41*

Book *210*

*Ed. J. L. Green*

Clerk

*C. C. Hays*

County

Deputy

*Filed Oct 21/81*

*File 1166*

*Trans Preemption*

*John Willinger*

*To*

*transfers*

*to*

*Filed Oct 21/81*

*Charles H. Fisher*

*at*

*at*