

File 1894.

Travis

PRE-EMPTION.

Abst-648

D. C. Billings

✓ 160 acs.

Act May 26. 1873.

See Sketch n^o 1831-Travis P.

According to Certified
Sketch in P. 1831 Correct
occupancy of Hays
County July 20/90.

C. M. Hill

Patent to James M. S.
Naughton at 10 76 Mc
Naughton apus
2778790. Shulley

Patented 3/3/90
C. C. Compton

Mgl. 20586

mkdptw c July 18/96

CONTENTS.

No. 1. Affidavit.

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" 5 } Feb 15/86.
Davit

\$5⁰⁰ Dep^d 1/15/86 by
J. G. Bulison
San Marcos

J. G. Bulison
San Marcos

THE STATE OF TEXAS,

County of Hayes

BEFORE THE UNDERSIGNED authority personally

appeared Dewitt C. Billings applicant, and

and

who, being duly sworn according to law, declare that Dewitt C. Billings

is Bona Fide settled upon vacant public domain, (the same described in the accompanying file) under "An Act

to regulate the Disposal of Public Lands of the State of Texas," approved the 12th day of August, 1870, and that

he has not a Homestead. ~~and that he is the head of a family,~~

Dewitt C. Billings

Sworn to and subscribed before me, this 20th day of June 1883

IN TESTIMONY WHEREOF, I hereunto affix my official Seal and signature.

Wm G Purleson
County Clerk

DESIGNATION.

To the County Surveyor of Hayes County

By Virtue of the accompanying Affidavits, No. _____, made in accordance with the first section of "An Act to regulate the Disposal of the Public Lands of the State of Texas," approved the 12th day of August, 1870,

I hereby apply for a Survey of the following premises, to wit:

Beginning at N. corner of N L. Massey
preemption, thence N - vs with Lansing
league, thence N - vs to line of
the Morgan survey, thence S with line
of Morgan & Jenkins survey to said Massey
preemption, thence E - vs to beginning
sq as to include 160 acres.

① File 1824.
Francis Preempt
D. C. Billings

Affidavit
Filed Feb 18/86.
D W Robinson
Chieft.

\$100 fine
deposited Feb 18/86
by Gas & Bullock

Not Registered
until signed
J. D. R.



deposited by

for & by

Filed the _____
day of _____
1883

Affidavit for Pre-Emption

County of _____

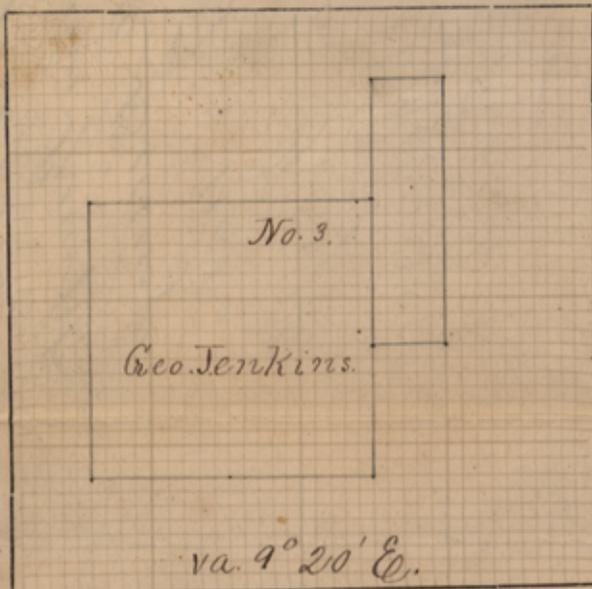
THE STATE OF TEXAS

DEPARTMENT OF PUBLIC SAFETY

County

State of Texas

[Faint, mostly illegible handwritten text, possibly a deposition or affidavit.]



THE STATE OF TEXAS, } SURVEY
 Hays } COUNTY. } No. _____

FIELD NOTES of a Survey of 160 acres
 of _____ Land, made for
 D. L. Billings By Virtue
 of the accompanying File
 No. _____ for a Homestead
 Donation

SCALE: _____ Varas per inch.

Said Survey is No. _____, in _____ County, Texas, situated on the waters of _____³¹¹
 a tributary of _____ River, about ~~16~~ 16 miles N.W. of

San Marcos Beginning at the N.W. corner of M. L. Massey Survey on the E. line of the Geo. Jenkins Survey No. 3 a S.C. 6 in. dia. mkd. X N 6 1/5 vs.
 Thence N 1816 4/10 vs. to a stone md. on the E. line of the J. C. Morgan Survey No. 2.
 " E. 500 vs. to a stone md. on the W. line of the Jas. Lansing Survey No. 32.
 " S 1816 4/10 vs. to the N.E. corner of M. L. Massey Jr.
 " W. 500 vs.

_____ to the place of the beginning.

Bearings marked _____

Surveyed May 30th 1884. }
 M. L. Massey Jr. } CHAIN CARRIERS.
 D. L. Billings }

I, Joe L. Eve, County Surveyor of Hays County, Texas, do hereby certify that the foregoing described Survey was actually made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that all the corners, lines, boundaries and marks of the same, whether natural or artificial, are truly and correctly described and set forth in the foregoing Plat and Field Notes.

By _____ Deputy. County Surveyor Hays, County, Texas.

Filed for Record the _____ day of _____ 188____ }
 Recorded in Book D, page 269 } M. Killough, SURVEYOR.
 Hays Co. Texas

② File 1824.
Francis Preemptive
D. C. Billings
Find Notes
Find Feb 186.
D. N. Robinson
Trustee

According to Certe-
fied Map in P. 1831
Correct on map
of Hays County
July 20 1890
C. M. Hill

PROOF OF SETTLEMENT UNDER HOMESTEAD ACT.

THE STATE OF TEXAS, }

COUNTY OF Nays

BEFORE ME, the undersigned County Clerk in and for the County aforesaid, this day personally appeared

James O'Neil

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

Dewitt C. Billings on the 30th

day of May 1884, by Joe L. Eve

County 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 20th day of April 1882

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 Chapter Nine, Title LXXIX of the Revised Statutes; and that he

has not a Homestead other than the above.

And also at the same time came and personally appeared W. C. Cook

and A. F. Bridges two credible resident citizens of said County, to me

well known, who being duly sworn, depose and say that James O'Neil

the person first above named in this Affidavit, has actually settled upon and cultivated as a Homestead the land

Dewitt C. Billings 30 day of May 1884, by the surveyor aforesaid,

for the period of three consecutive years, and they nor either of them have any interest in the said land.

Witness

Jack K. Stuart

James O'Neil

A. F. Bridges

W. C. Cook
his mark

Sworn to and subscribed before me, and I hereby certify that A. F. Bridges

and W. C. Cook are credible and trustworthy citizens of said county.

WITNESS my hand and Seal of office at Sau Marcos

this 31st day of Dec 1885

Gas. G. Dimeson
Clerk



Filed 1874.
Francis Preempt
D.C. Billings.
Cert of
Occupancy
Filed Jan'y 15 1876.
D.N. Robinson
Chief Clerk

E 600.

PROOF OF SETTLEMENT
OF HOMESTEAD.

James O'Neal Settler.



3-85-5

The State of Texas
County of Hay
Know all men by
these presents, that we
Dewitt C. Billings, and Belle Billings
wife of the said Dewitt C. Billings of the
County of Hay and State of Texas, for
and in consideration of (\$320.⁰⁰) three
hundred and twenty dollars to us
in hands paid, the receipt of which is
hereby acknowledged, have remisee,
released, sold, conveyed & quit-claimed,
and by these presents do remise, release,
sell, convey, & quit-claim unto James
Ornel of the aforesaid State and County
his heirs and assigns, forever, all the
right, title, interest, claim, and demand,
which we have in and to the following
described tract or parcel of land, to wit
Land being and lying in the County
of Hay and State of Texas, and known
as the Billings Homestead Donation, and
more particularly described as follows.
Beginning at the S.E. Corner of the Morgan
Survey, Thence N. with the East line of
the said Morgan Survey 884 $\frac{9}{10}$ varas
to a stake in said line - Thence East
500 varas to a stake, - Thence South
1846 $\frac{9}{10}$ varas to a stone mound, and

The S.E. Corner of this Survey, Thence
West 500 Varas. to a Stone mound ~~in~~
the S.W. Corner of this Survey and the
N.W. Corner of the Massey Survey - Thence
North 961 $\frac{1}{2}$ Varas to the place of beginning
Containing one Hundred and Sixty acres.

To have and to hold the same
together with all and singular the
appurtenances and privileges thereunto
belonging, or in anywise appertaining,
and all the estate, right, title, interest,

✓ Claim whatever, either in law or equity,
unto the said James Ornelas his heirs and assigns
to his own use and benefit forever.

Witness our hands this 5th day
of June A.D. 1884.

J. Witt, C. Billing
Bill Billing

The State of Texas
County of ~~Stays~~ ^{Hays} ~~3~~ Before me David Lynch
J. P. & Ex officio Notary Public
for Hays County, Texas, on this day personally
appeared Dewitt C. Billings and Belle
Billings, wife of the said Dewitt C. Billings
known to me to be the persons whose names
are subscribed to the foregoing instrument
and acknowledge to me that they had
executed the same for the purposes
and considerations therein expressed, and
the said Belle Billings having been exam-
ined by me privily and apart from her
husband, and having the same fully
explained to her, she, the said Belle
Billings, acknowledged such instrument
to be her act and deed, and declared
that she had willingly signed the same
for the purposes and considerations therein
expressed, and that she did not wish to
retract it.

Given under my hand & seal
of office this 5th day of June A.D. 1884
David Lynch, J. P.
& Ex officio Notary Public
for Hays County, Texas.

THE STATE OF TEXAS,
COUNTY OF HAYS.

I Jack Burleson Clerk of the County Court, in and for the County and State aforesaid, hereby certify that the foregoing instrument of writing from Hewitt & Billings & wife to James O'Neal dated, the 5 day of June A. D., 1884 was Filed for Record the 31 day of Dec A. D., 1884, at 3 o'clock P. and duly Recorded by me on the 31 day of Dec 1884, at 5 o'clock P. in Book V of Hays County Records for Deeds on pages 27

In testimony whereof, I hereunto set my hand and Official Seal, at office in SAN MARCOS, on this, the day and year last above written.

Jack Burleson
Clerk, County Court, Hays County, Texas.

Hewitt & Billings
and wife
G. B. Deed
James O'Neil

FILED FOR RECORD.

Dec 31 1884 at

3 o'clock P. M.

Jack Burleson
Clk. C. C. Hays Co.

Recorded in Book V
pp 27. Hays County

④ File 1874.
Transcript
A. C. Billings
J. J. Brown
James O'Neal
Filed Jan 15th.
D. N. Robinson
Chief Clerk

The State of Texas, } Know all Men by these Presents:

COUNTY OF HAYS.

That We, James O'Neil and his wife

Annie O'Neil of the County of Hays, and State of Texas,

for and in consideration of the sum of Three Hundred DOLLARS,

to ^{us} in hand paid by Jane McNaughton Ed. R. H. McNaughton of the County of Hays, and state of Texas, the receipt whereof is hereby acknowledged.

[Large wavy scribbles]

have granted, bargained, sold, released and conveyed, and by these presents do grant, bargain, sell, release and convey unto the said

Jane McNaughton and Ed. R. H. McNaughton

of the County of Hays, and State of Texas, the following described tract or parcel of Land, lying and being situate in the County of Hays, and State of Texas, and bounded as follows, to-wit:

Beginning at the S. E. corner of the Morgan survey. Thence N with the E line of said Morgan survey 884 3/4 vs to a stake in said line. Thence East 500 vs. to a stake. Thence South 1846 1/2 vs to a stone md. and the S. E. corner of this survey. Thence West 500 vs to a stone md. the S. W. corner of this survey and the N. W. corner of the Massey survey. Thence North 961 3/4 vs. to the place of beginning containing 160 acres of land more or less and being the same land conveyed to me by Hewitt

C. Billings and his wife by deed date June 5. 1884 and duly recorded in Book "V" Hays County record of deeds on pages 22 and is hereby referred to and made part of this instrument for a more definite description of said premises. And we do hereby agree to let the patent to this land issue to the said Jane McNaughton and D. N. McNaughton heirs or assigns

together with all and singular the rights, members, hereditaments and appurtenances to the same belonging, or in any wise incident or appertaining

TO HAVE AND TO HOLD, all and singular, the premises above mentioned unto the said Jane and D. N. McNaughton their heirs and assigns forever: and we do hereby bind ourselves our heirs, executors and administrators to warrant and forever defend, all and singular, the said premises unto the said Jane and D. N. McNaughton their heirs and assigns against every person whomsoever, lawfully claiming or to claim the same, or any part thereof.

Witness our hands at San Marcos, this 18th day of January - A. D. 1886

James O'Neil
Junie O'Neil

James O'Neil
Junie O'Neil

THE STATE OF TEXAS,
COUNTY OF HAYS.

BEFORE ME, H. C. Hubbs a Justice of the Peace
JAS. G. BURLINSON, Clerk of the County

in and for Hays County, Texas, on this day personally appeared James O'Neil of said county & state known to me

to be the person whose name is subscribed to the foregoing Instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this Jan. 18th day of A. D. 1886



H. C. Hubbs J. P.
Clerk County Court, Hays County, Texas.

THE STATE OF TEXAS,
COUNTY OF HAYS.

} BEFORE ME, *H. C. Hubbs Justice of Peace*
~~JAS. G. BURLESON, Clerk of the County~~

~~Court~~, in and for Hays County, Texas, on this day personally appeared... *Annies*
Onie..... wife of *James Onie, known to me*
to be the person whose name is subscribed to the foregoing Instrument, and having been examined by me privily
and apart from her husband, and having the same fully explained to her, she, the said... *Annies*
..... *Onie*..... acknowledged such Instrument to be her act and
deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed,
and that she did not wish to retract it.

Given under my hand and seal of office, this... *18th*
day of... *Jan*..... A. D. 188 *6* .
H. C. Hubbs J. P.
Clerk County Court, Hays County, Texas.

THE STATE OF TEXAS,
COUNTY OF HAYS.

} I, JAS. G. BURLESON, Clerk of the County Court of

said County, do hereby certify that the above Instrument of Writing, dated on the... *18th*... day of
..... *January*..... 188 *6* , with its Certificate of Authentication, was filed for record
in my office, this... *4*..... day of... *February*..... A. D. 188 *6* , at... *8*...
o'clock *A.*M., and duly recorded the... *4*..... day of... *February*.....
A. D. 188 *6* , at... *6*... o'clock *P.*M., in the Records of said County, in Book... on Pages... *72073*

WITNESS my hand and the seal of the County Court of said County, at office
in San Marcos, the day and year last above written.

James G. Burleson
Clerk County Court, Hays County, Texas.



Filed 1894.
Trans Prumpt^m
James O'neil
To & Transfr.
Jane & D. H.
McNaughton
Filed Feb 9/86.
D N Robinson
Chief Clerk.

WARRANTY DEED.

James O'neil
and wife Annie

TO

Jane McNaughton
& D. H. McNaughton.

FILED FOR RECORD

February 4 1886

at 8 o'clock A.M.

Jas G. Burleson
Clerk County Court, Hays County.

RECORDED

in Book "U" Pages 421 & 43

Jas G. Burleson Clerk.

Fees, Acknowledgment, \$ 1.50
Recording, 1.50
Total due \$ 1.50

THE STATE OF TEXAS
COUNTY OF HAYS
JAN 24 1886
JAS G BURLESON Clerk of the County Court of
HAYS COUNTY TEXAS
I, D. H. McNaughton, do hereby certify that the above instrument is a true and correct copy of the original as the same was filed for record in my office on the 4th day of February, 1886, at 8 o'clock A.M.

