Hays. County. 10/30/97

File 2224

Travis

PRE-EMPTION.

H. C. Whisenant

81 1/5 ~~69.78~~ acres

See P-1308 & D-840

Act May 26, 1873

According to Surveyors statement filed within this is correct for 81 1/5 acres on map of Hays Co. June 1/1900.

Evan Rounberg

Mgl. 29574 ~~Abst~~

C Oct 29/
C G NB/97

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H. C. Whisenant

Kyle File

11/2/97

E 591—Application and Affidavit for Homestead—C 4 Robert Clarke & Co., Stationers, Printers and Blank Book Makers, Galveston.

THE STATE OF TEXAS,
County of Hays

To the County *Surveyor*
of Hays County Texas

By virtue of the accompanying affidavit, made in accordance with Arts. 3939 and 3940, Revised Statutes, and under the provisions of "*An Act for the relief of actual occupants of the public lands*," approved April 24, 1879,

I, Henry C. Whisenant

hereby apply for a survey of the following premises, _____ acres, to-wit:

All the vacant and unappropriated public land lying north of the M Bailey N° 75 in Hays County on the waters of the Rio Blanco, and bounded by said River until it intersects the West line of the D Holderman N° 33 thence with the Holderman west line south to intersection of the north line of said Bailey Survey

and I further state that I claim the same for myself in good faith, under the laws granting homestead donations; that I am without any homestead of my own, and that I have actually settled upon the land which I claim, and that I believe the same to be vacant and unappropriated public domain. I further state that I am* head of a family

[Signed] H. C. Whisenant, Applicant.

THE STATE OF TEXAS,
County of Hays

H C Whisenant Before the undersigned authority personally appeared applicant, who, being by me duly sworn, according to law, deposes and says that the above and foregoing statement is true and correct.

[Signed] H. C. Whisenant. Applicant.

Sworn to and subscribed before me, this 14 day of June A. D. 1897

Jas. G. Storey.
Clk. Co. Co. Hays Co. Texas.

*Here state "the head of a family"—or, if single, "eighteen years of age."

239

THE STATE OF TEXAS,

County of Hays

APPLCATION AND AFFIDAVIT FOR HOMESTEAD OF

A. C. Whisenant

Filed June 14 1897 A. D. 1897

and recorded in Book D page 184

in my Office

John H. DeWitt Surveyor.

County Surveyor Hays County, Texas.

Filing fee 232 paid by owner. 10/16/97

File 2224
Travis Co
H C Whisenant
Application
Filed Oct 16/1897
Baker
Coun
D. J. Smith
Dist Clerk

6/14/97
10/16/97

DUTY OF THE SURVEYOR.

ARTICLE 3940. Said application shall be filed with the said Surveyor, and recorded by him in a well bound book, kept for recording pre-emption and homestead applications; and the said Surveyor shall give a receipt therefor, if desired.

ARTICLE 3941. It shall be the duty of the Surveyor of the proper district or county to survey the land described in the application aforesaid, as soon as practicable and within twelve months after the date of said application, and the field notes thereof shall be certified to, recorded and mapped, as required by law in other cases, the applicant paying all legal surveyor's fees.

SCALE 1000 VARAS PER INCH.

VARIATION 9° East

THE STATE OF TEXAS, } Survey No.

Hays County.

FIELD NOTES of a Survey of ~~69~~ 81 78/100 acres of

Land made for H. C. Whisenant by virtue of this application for a homestead donation N° 239

Said Survey is No. ____ in Hays County, Texas, situated on the waters of Blanco River, a tributary of San Marcos River, about 12 miles N 30° W of San Marcos

Beginning at the North West corner of the M Bailey (N° 75) a point on the East Bank of said Blanco River opposite the mouth of Lone Man or Hay Creek — Thence with the north line of the M Bailey N° 75 East 881 varas to its North East corner from which a water Elm 8 inches in dia. marked X brs S 61° E 1 1/5 varas and a Pecan 6" in dia marked X brs N 38 1/2 W 8 4/5 vrs — Thence North with the West line of the D. Holderman 143 varas to the S. W bank of the Rio Blanco, Thence with its meanders up said stream 1st N 44 1/2° W 666 varas, 2nd N 49 1/2° W 250 varas 3rd S 48° W 152 vrs, 4th S 39° W 87 5th S 21 1/4° W 130, 6th South 190 vrs 7, th S 7 1/2° W 230 8th S 7 1/2° E 77 vrs

to the place of beginning.

Bearings marked X

Surveyed July 21st 1897

CHAIN CARRIERS.

I, John H McNutt 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.

John H McNutt

By ____ Deputy. County Surveyor Hays County, Texas.

Filed for Record the 28th day of July 1897, at 4 o'clock P M.

Recorded same day in Book D Records of surveys page 418

John McNutt Surveyor.

File 2224 (2
Travis Pore
H.C. Whisenant
Field Notes
Filed Oct. 16/1897
Baker
Conn
V. J. Smith
File Clerk

according to Surveyor Statement correct on map of Hays Co. June 1/1900. E. von R

Seems to cover
P-1308
July 17 Pinckney
1902

Filing fee Paid
see End, on
Application

Oct 29/97 for 81 1/5 acres.

To the Commissioner of the Genl. Ld Office Austin Texas

Dear Sir

The following explanation of the plat, shewing the work done by me under the file No 239 made by H. C. Whisenant for a homestead Donation, is respectfully submitted —

Supposing that the mouth of Hog Creek would be the surest starting point to locate correctly the Jn Bailey No 75 — I began at that point, ran East, with a variation of the needle of 9° East, 1100 varas this produced a conflict of 219 varas with the D. Holderman No 33, I then ran the meanders of the Rio Blanco, from the mouth of Hog Creek up as follows 1st S 9½° W 550 vs 2nd S 21½° W 290 vs 3rd S 55° W 630, to the N.E corner of the Wm Gray No 73, we found no bearings to corner, (no doubt destroyed by overflows of the River) we started South from the point, and at 64 3/5 varas found a fore and aft tree, with old marks, Blaze and two chaps — This tree I made a bearing, to the N.E corner of 73, I will here state that we meandered the west bank of the River, supposing that we would find fewer obstructions, I then platted my meanders on the west bank and corrected back, making fewer Courses, but preserving the Contour of the river, we went no further on the west line, believing that a correct report could be made on the Bailey with what work we had done, From this point N.E cr of the Gray No 73, I have laid down on the plat, Sim's Meanders, as you will see, they do not follow the Course of the river, but cut across a stoney ridge that Comes down directly (or nearly so to

the west bank of the River, their departure west from the mouth of Hog Creek is 245 varas, and are short in Latitude 142 varas my work, developes the fact that, there is no Conflict between the Bailey and Holderman, Closing on the Holderman, and running South 2966 varas, which is equal to the Latitude of my meanders of the River South from the mouth of Hog Creek to the Corner of the Gray No 73 thence with the Gray South 1785 varas to the S.W. cr of the Bailey—
The length of the South line of the Bailey is increased to 1409 varas—
The conflict (as shown on the County (map)) between the Bailey and Holderman, was caused by assuming that Sim's Notes were correct, and that the North line of the Bailey should be produced 1100 varas, East— There are 641 acres within the boundaries of the Bailey as shewn by my Plat and Field Notes,—

Respectfully
John H. McNutt
Co. Sur. Hays Co Texas

San Marcos July 26th 1897

File 2224 (3)
Travis Pore
H.C. Whisenant
Explanation
Filed Oct. 16/1897
Baker