Hays Co/78

File 1132

Travis Scrip.

Int. and Gt. Northern R. R. Co

See 2696 Midam S. for relocation of S. 230
" 26522 Bexar S. " " " 33.
" 1985 Stan Hatch " " " 1711.

~~640 ACRES.~~

2560 Acres

See protest within.

Certificate No. 33. 230. 1711. 3746.

This survey appears to lie entirely on James B. Piers ptd survey.
Octob. 15/78 C. W. Pressler.

Abandoned on account of above conflict & a copy of the within Certificates issued and delivered to J. W. Lawrence for Relocation
Oct 15/78
W. C. Walsh.
Comr

Dont clear
Jun 15/78

Mgl. 53198

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Feby 10/79
Ed Bock

T. M. Harwood.

No. 83

640 ACRES.

THE STATE OF TEXAS.

Land Scrip.

THIS CERTIFICATE

GENERAL LAND OFFICE,

Austin, May 18th 1875.

Entitles the

INTERNATIONAL AND GREAT NORTHERN RAILROAD COMPANY.

A corporation of this State, to Six Hundred and Forty Acres of the unappropriated public lands of the State of Texas, and is issued in accordance with the provisions of an act of the Legislature of the State of Texas, entitled, "An act for the relief of the International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of the International and Great Northern Railroad Company," approved March 10, 1875.

And the said Company, its successors and assigns, are entitled to locate this Certificate as Headright Certificates were formerly located, without being under obligation to locate alternate sections for the State.

In Testimony Whereof, *I hereunto set my hand, and affix the impress of the seal of said office, the date first above written.*

J. Pross *Commissioner.*

Extract from an act of the Legislature of the State of Texas, entitled,

"An Act for the relief of The International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of The International and Great Northern Railroad Company." Approved March 10, 1875.

SECTION 1.—Be it enacted by the Legislature of the State of Texas, That in full settlement and satisfaction of all claims of the said The International Railroad Company, and of the said The International and Great Northern Railroad Company, against the State for bonds under the provisions of the 9th section of the aforesaid Act of August 5, A. D. 1870, there is hereby granted to the said last named Company, its successors and assigns, twenty sections, of six hundred and forty acres each, of the unappropriated public lands of the State, for each mile of railroad which has been, and which may hereafter be, constructed pursuant to the authority conferred by the said act of August 5, A. D. 1870; and the said Company, its successors and assigns, shall have the right to locate the said lands as head-right certificates were formerly located, without being under obligation to locate alternate sections for the State, and the said lands and the certificates issued therefor are hereby exempted and released from all State, county, town, city, municipal and other taxes, for the period of twenty-five years from the date of the respective certificates issued therefor; and the said Railroad Company, and its successors, and its and their capital stock, rights, franchises, railroads constructed, and to be constructed, pursuant to the act of August 5, A. D. 1870, and this act, rolling stock and all other property which now is, or hereafter may be owned or possessed by said Company or its successors, in virtue of the said act of August 5, A.D. 1870, is hereby exempted and released from all State, county, town, city, municipal and other taxes, for a period of twenty-five years from the fifth day of August, A. D. 1875, except county and municipal taxes in such counties, cities and towns as have donated their bonds to aid in the construction of said railroad; but this exception shall not remain in force in favor of any county, city or town, which having thus donated bonds, shall make default in the payment of either the interest or principal thereof; provided, that this exemption from taxation shall not be held or construed to include or apply to the lands or railroads which at the time of the consolidation hereinbefore recited, belonged to the Houston and Great Northern Railroad Company, or which has since been, or hereafter may be, constructed or acquired under its charter, provided nothing in this act contained shall be so construed as to exempt from taxation any lands to which the Company may be entitled by virtue of the charter of the Great Northern Railroad Company or the franchise, road bed, rolling stock, or any property acquired or hereafter to be acquired by virtue of the charter of the Great Northern Railroad Company, and the lands granted by this act shall not be sold to any other corporation, or to any person in trust for the use or benefit of said Company; and provided further, that the State shall not be liable for any deficiency of the unappropriated public domain on which to locate said land certificates; nor shall any of such unlocated certificates ever constitute a claim against the State.

File 1132

Travis Scrip

Int. & G. N. R. R. Co

640 Acres

Certificate No 33

Filed June 14/78

Rhoades Fisher,

Chief Clerk

No. 2806

640 ACRES.

THE STATE OF TEXAS.

THIS CERTIFICATE

Land Scrip.

GENERAL LAND OFFICE,

Austin, May 18 1875.

Entitles the

INTERNATIONAL AND GREAT NORTHERN RAILROAD COMPANY,

A corporation of this State, to Six Hundred and Forty Acres of the unappropriated public lands of the State of Texas, and is issued in accordance with the provisions of an act of the Legislature of the State of Texas, entitled, "An act for the relief of the International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of the International and Great Northern Railroad Company," approved March 10, 1875.

And the said Company, its successors and assigns, are entitled to locate this Certificate as Headright Certificates were formerly located, without being under obligation to locate alternate sections for the State.

In Testimony Whereof, I hereunto set my hand, and affix the impress of the seal of said office, the date first above written.

J. Spoor *Commissioner.*

Extract from an act of the Legislature of the State of Texas, entitled,

"An Act for the relief of The International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of The International and Great Northern Railroad Company." Approved March 10, 1875.

SECTION 1.—Be it enacted by the Legislature of the State of Texas, That in full settlement and satisfaction of all claims of the said The International Railroad Company, and of the said The International and Great Northern Railroad Company, against the State for bonds under the provisions of the 9th section of the aforesaid Act of August 5, A. D. 1870, there is hereby granted to the said last named Company, its successors and assigns, twenty sections, of six hundred and forty acres each, of the unappropriated public lands of the State, for each mile of railroad which has been, and which may hereafter be, constructed pursuant to the authority conferred by the said act of August 5, A. D. 1870; and the said Company, its successors and assigns, shall have the right to locate the said lands as head-right certificates were formerly located, without being under obligation to locate alternate sections for the State, and the said lands and the certificates issued therefor are hereby exempted and released from all State, county, town, city, municipal and other taxes, for the period of twenty-five years from the date of the respective certificates issued therefor; and the said Railroad Company, and its successors, and its and their capital stock, rights, franchises, railroads constructed, and to be constructed, pursuant to the act of August 5, A. D. 1870, and this act, rolling stock and all other property which now is, or hereafter may be owned or possessed by said Company or its successors, in virtue of the said act of August 5, A.D. 1870, is hereby exempted and released from all State, county, town, city, municipal and other taxes, for a period of twenty-five years from the fifth day of August, A. D. 1875, except county and municipal taxes in such counties, cities and towns as have donated their bonds to aid in the construction of said railroad; but this exception shall not remain in force in favor of any county, city or town, which having thus donated bonds, shall make default in the payment of either the interest or principal thereof; provided, that this exemption from taxation shall not be held or construed to include or apply to the lands or railroads which at the time of the consolidation hereinbefore recited, belonged to the Houston and Great Northern Railroad Company, or which has since been, or hereafter may be, constructed or acquired under its charter, provided nothing in this act contained shall be so construed as to exempt from taxation any lands to which the Company may be entitled by virtue of the charter of the Great Northern Railroad Company or the franchise, road bed, rolling stock, or any property acquired or hereafter to be acquired by virtue of the charter of the Great Northern Railroad Company, and the lands granted by this act shall not be sold to any other corporation, or to any person in trust for the use or benefit of said Company; and provided further, that the State shall not be liable for any deficiency of the unappropriated public domain on which to locate said land certificates; nor shall any of such unlocated certificates ever constitute a claim against the State.

230

2/

File 1132

Travis Scrip.

Int. & G. N. R. R. Co

640 Acres

Certificate No 230.

filed June 14 78

Rhoada Stiles,

Chief Clerk

No. 1711

640 ACRES.

THE STATE OF TEXAS.

Land Scrip.

THIS CERTIFICATE

GENERAL LAND OFFICE,

Austin, May 24th 1875.

Entitles the

INTERNATIONAL AND GREAT NORTHERN RAILROAD COMPANY,

A corporation of this State, to Six Hundred and Forty Acres of the unappropriated public lands of the State of Texas, and is issued in accordance with the provisions of an act of the Legislature of the State of Texas, entitled, "An act for the relief of the International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of the International and Great Northern Railroad Company," approved March 10, 1875.

And the said Company, its successors and assigns, are entitled to locate this Certificate as Headright Certificates were formerly located, without being under obligation to locate alternate sections for the State.

In Testimony Whereof, *I hereunto set my hand, and affix the impress of the seal of said office, the date first above written.*

J. Spoor *Commissioner.*

3-1

Extract from an act of the Legislature of the State of Texas, entitled,

"An Act for the relief of The International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of The International and Great Northern Railroad Company." Approved March 10, 1875.

SECTION 1.—Be it enacted by the Legislature of the State of Texas, That in full settlement and satisfaction of all claims of the said The International Railroad Company, and of the said The International and Great Northern Railroad Company, against the State for bonds under the provisions of the 9th section of the aforesaid Act of August 5, A. D. 1870, there is hereby granted to the said last named Company, its successors and assigns, twenty sections, of six hundred and forty acres each, of the unappropriated public lands of the State, for each mile of railroad which has been, and which may hereafter be, constructed pursuant to the authority conferred by the said act of August 5, A. D. 1870; and the said Company, its successors and assigns, shall have the right to locate the said lands as head-right certificates were formerly located, without being under obligation to locate alternate sections for the State, and the said lands and the certificates issued therefor are hereby exempted and released from all State, county, town, city, municipal and other taxes, for the period of twenty-five years from the date of the respective certificates issued therefor; and the said Railroad Company, and its successors, and its and their capital stock, rights, franchises, railroads constructed, and to be constructed, pursuant to the act of August 5, A. D. 1870, and this act, rolling stock and all other property which now is, or hereafter may be owned or possessed by said Company or its successors, in virtue of the said act of August 5, A.D. 1870, is hereby exempted and released from all State, county, town, city, municipal and other taxes, for a period of twenty-five years from the fifth day of August, A. D. 1875, except county and municipal taxes in such counties, cities and towns as have donated their bonds to aid in the construction of said railroad; but this exception shall not remain in force in favor of any county, city or town, which having thus donated bonds, shall make default in the payment of either the interest or principal thereof; provided, that this exemption from taxation shall not be held or construed to include or apply to the lands or railroads which at the time of the consolidation hereinbefore recited, belonged to the Houston and Great Northern Railroad Company, or which has since been, or hereafter may be, constructed or acquired under its charter, provided nothing in this act contained shall be so construed as to exempt from taxation any lands to which the Company may be entitled by virtue of the charter of the Great Northern Railroad Company or the franchise, road bed, rolling stock, or any property acquired or hereafter to be acquired by virtue of the charter of the Great Northern Railroad Company, and the lands granted by this act shall not be sold to any other corporation, or to any person in trust for the use or benefit of said Company; and provided further, that the State shall not be liable for any deficiency of the unappropriated public domain on which to locate said land certificates; nor shall any of such unlocated certificates ever constitute a claim against the State.

3

File 1132.

Travis Scrip.

Int. & G. N. R. R. Co

640 acres

Certificate No 1711.

Filed June 14/78

Rhoada Fisher

Chief Clerk

No. 37160

640 ACRES.

THE STATE OF TEXAS.

THIS CERTIFICATE

Land Scrip.

GENERAL LAND OFFICE,

Austin, May 24th 1875.

Entitles the

INTERNATIONAL AND GREAT NORTHERN RAILROAD COMPANY,

A corporation of this State, to Six Hundred and Forty Acres of the unappropriated public lands of the State of Texas, and to issued in accordance with the provisions of an act of the Legislature of the State of Texas, entitled, "An act for the relief of the International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of the International and Great Northern Railroad Company," approved March 10, 1875.

And the said Company, its successors and assigns, are entitled to locate this Certificate as Headright Certificates were formerly located, without being under obligation to locate alternate sections for the State.

In Testimony Whereof, I hereunto set my hand, and affix the impress of the seal of said office, the date first above written.

J. Spears *Commissioner.*

4-1

Extract from an act of the Legislature of the State of Texas, entitled,

"An act for the relief of The International Railroad Company, now consolidated with the Houston and Great Northern Railroad Company, under the name of The International and Great Northern Railroad Company." Approved March 10, 1875.

SECTION 1.—Be it enacted by the Legislature of the State of Texas, That in full settlement and satisfaction of all claims of the said The International Railroad Company, and of the said The International and Great Northern Railroad Company, against the State for bonds under the provisions of the 9th section of the aforesaid Act of August 5, A. D. 1870, there is hereby granted to the said last named Company, its successors and assigns, twenty sections, of six hundred and forty acres each, of the unappropriated public lands of the State, for each mile of railroad which has been, and which may hereafter be, constructed pursuant to the authority conferred by the said act of August 5, A. D. 1870; and the said Company, its successors and assigns, shall have the right to locate the said lands as head-right certificates were formerly located, without being under obligation to locate alternate sections for the State, and the said lands and the certificates issued therefor are hereby exempted and released from all State, county, town, city, municipal and other taxes, for the period of twenty-five years from the date of the respective certificates issued therefor; and the said Railroad Company, and its successors, and its and their capital stock, rights, franchises, railroads constructed, and to be constructed, pursuant to the act of August 5, A. D. 1870, and this act, rolling stock and all other property which now is, or hereafter may be owned or possessed by said Company or its successors, in virtue of the said act of August 5, A.D. 1870, is hereby exempted and released from all State, county, town, city, municipal and other taxes, for a period of twenty-five years from the fifth day of August, A. D. 1875, except county and municipal taxes in such counties, cities and towns as have donated their bonds to aid in the construction of said railroad; but this exception shall not remain in force in favor of any county, city or town, which having thus donated bonds, shall make default in the payment of either the interest or principal thereof; provided, that this exemption from taxation shall not be held or construed to include or apply to the lands or railroads which at the time of the consolidation hereinbefore recited, belonged to the Houston and Great Northern Railroad Company, or which has since been, or hereafter may be, constructed or acquired under its charter, provided nothing in this act contained shall be so construed as to exempt from taxation any lands to which the Company may be entitled by virtue of the charter of the Great Northern Railroad Company or the franchise, road bed, rolling stock, or any property acquired or hereafter to be acquired by virtue of the charter of the Great Northern Railroad Company, and the lands granted by this act shall not be sold to any other corporation, or to any person in trust for the use or benefit of said Company; and provided further, that the State shall not be liable for any deficiency of the unappropriated public domain on which to locate said land certificates; nor shall any of such unlocated certificates ever constitute a claim against the State.

3746

International Railroad
Co. Texas

4

File 1132.

Travis Scrip

Int. & G. N. R. R. Co.

640 acres

Certificate No 3746.

Filed June 14/78

Rhoada Fisher,

Chief Clerk

State of Texas
County of Hays

Survey No
2560 Acres

International and
Great Northan. Rail Road company
made for. J. M. Harwood of Gon-
zales Texas, By vertue of. No 33
No 230 No 1711. and No 3746. Inter-
national and Great Northan. Rail
Road company Each 640 Acres

The land hereinn described is located
in Hays county Texas on Onion creek
about Miles N from Sanmarcos
and Beginning at a stake mound in a
Black jack Grove; for the NE Corner
of the Thomas R Jackson league No 25; Thence
East 2943 varas to stake and mound
on the west line of the John Stackbridge
Survey No 133 # Thence South 613 vrs to the
South west corner of the said John Stackbridge
Survey No 133 # Thence East 2612 varas to
a stake and mound on the South line of
the E W Brown. Survey No 132 # Thence South
2089 varas to stake and mound on the
North line of the J.B. Prer League No 24.
Thence West 3673 varas to the North west
corner of the J.B. Prer League No 24.
Thence South: at 1100 varas Onion creek
and at 1238 stake and mound on the
North line of the; Freestone Woody

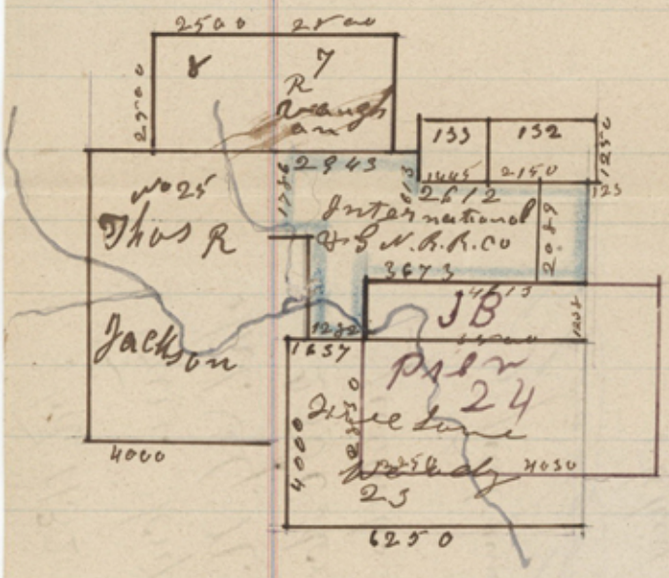
League No 23 # Thence West 1282 varas to Stake and mound on the North line of Said Freesone Woody League No 23 for the South West corner of this survey. # Thence North at 720 varas, Onion creek and S.E. corner of the G W Wood; preemption; an Elm tree marked X bs North 10 varas at 2254. varas in all. Stake and Stone mound for the North East corner of the Said G W Wood preemption; a line oak tree marked H bears S78° E 10. vrs and a do S46° W 21. varas # Thence West 600 varas to the North. West corner of the Said G.W. Wood. preemption on the East line of the Said Thomas R Jackson League; a line oak tree marked H bs S6° W 47½ vrs a do S72° E 7 varas Thence North at 110 vs the West prong of Jackson creek and at 1786. varas place of Beginning Surveyed the 13th day of May AD 1878. Chain men G W Wood & J. H. Brown;

I certify that the above described survey was made by me according to law Field notes correct and Recorded in Book D page 71 & 72 Record of Fieldnotes;

Witness my official signature this Saturday the 8th day of June AD 1878, B. C. Hardin

Surveyor of Hays county Texas

2 8


2500
8
7
R
133
132
2943
2612
2150
No 25
Thos R
Jackson
International
& G N.R.R.Co
3673
JB
1637
24
23
4000
4030
6250

File 1132

Travis Scrip

Int. & G. N. R. R. Co

2560 Acres.

fieldnotes

filed June 14/78

Rhoads Fisher

Chief Clerk

No 4

Doubt close

Error S 100 m

June 15/78

MH

And by way of Explanation I certify: That I Surveyed the North line of the Free Lone Woody League No 23 to wit: Beginning at a stone mound for the NE corner of the Free Lone Woody survey No 23. a line oak bs N 33° E 18, (ded) another N 50° W 15. vs: #Thence west at about 3540. vs Onion creek Corse South at 6250 vs distant: #Thence North at 650 vs Onion creek at Junction of Jackson creek and at about 2130 vs the East prong of Jackson and at 3940. vs West 245 vs from the NE corner of the Thomas R. Jackson League (as now recognised)

And again at said NE corner of the F.L. Woody no post oak timber nearer than from 200 to 500. vs: and at the N.W. corner no post oak timber nearer than 300 or 400 vs

And again Beginning at a stone mound a short distance South of Wilhelms premises from which a line oak tree marked X bs N 51° E 9. or 10 vs and a do S 8° W 5. vs (post oak trees and Stumps in this immediate vicinity) From this point, old marked line to Onion creek

Corse West and at 4030 vs. as per chain men report an ion creek; General Corse of creek S46°E and up the creek ~~Not~~ N50°W bed of creek about 60, or 70, vrs wide and at 5130 vs Flat creek and at — vs recrossed Flat creek at 6250 dist out, South 70, or 80, vrs post oak & Black Jack timber, North East and neare the corse described post oak and Black Jack timber, Stumps &c Say from 100 to 200 vss

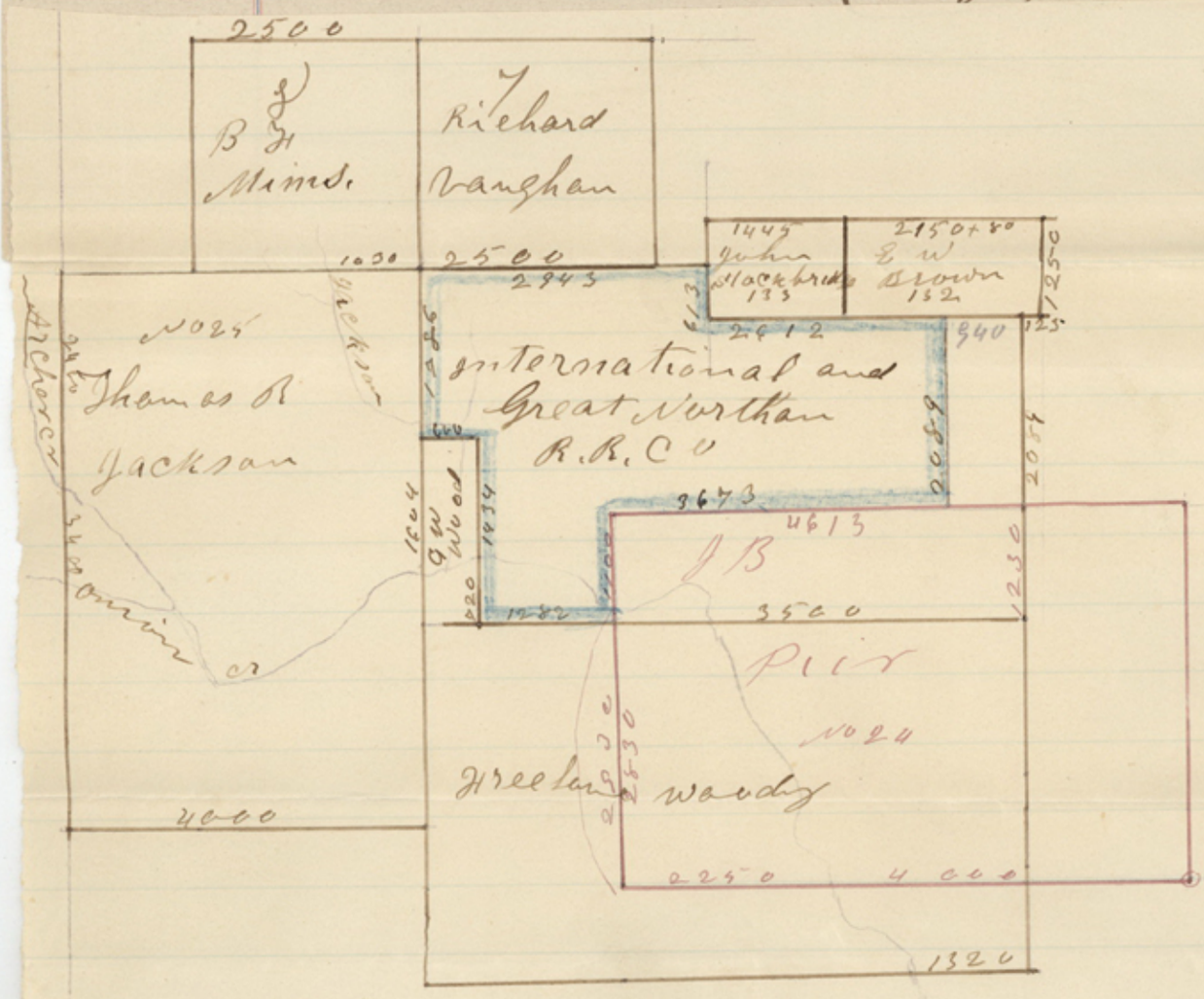
Thence North at 2838, vs North line of the Freelove Woody and 1637, vs East from the North west corner and at 2938 vs Bluff of Onion creek and at 4000 vss dist out in a Small prarie; Post oak timber nearly; Thence East at 4513 varas. point North 1238 vrs from the N E corner of Free Love Woody No 23; Thence North at 2089 vrs intersected the South line of the E W Brown survey No 132 and 123 vrs west from the S E corner of the Said E.W. Brown survey; and I further State that according to

the Brown Bearings I found the SE corner and the NW corner and the Brown Survey by measurement is about 8c. vrs +. plus and I further state that beginning at the SE corner of the E W Brown and run West; intersects the East line of the Thos R. Jackson league 613 varas South of the recognised NE corner; as described in the above fieldnotes;

Recorded in Book D page 72 & 73 Record of Fieldnotes

witness my official signature this the 8 day of June A.D 1878

B. C. Hardin
Surveyor of Hays County



File 1132

Travis Scrip.

Int. & G. N. R. R. Co.

Explanation & sketch.

Filed June 14. 78

Rhoads Fisher

Chief Clerk

33.

Know all Men by these Presents, *That* THE INTERNATIONAL & GREAT NORTHERN RAILROAD COMPANY *a corporation of the State of Texas,* **For Value Received,** *have granted, bargained, sold and assigned, and by these presents do hereby grant, bargain, sell and asssign to* J. M. Harwood his *heirs and assigns the following described Land Scrip, to wit: Certificate Number* Thirty-Three *issued to the said* The International and Great Northern Railroad Company, *by the Commissioner of the General Land Office of the State of Texas, on the* eighteenth *day of* May *A. D. 1875, for six hundred and forty acres of Land, pursuant to an Act of the Legislature of said State, entitled "An Act for the relief of The International Railroad Company, now "consolidated with The Houston and Great Northern Railroad Company under the name of The International and Great "Northern Railroad Company," approved March 10th, 1875,* **To Have and to Hold,** *the said Certificate, and the Lands and Rights thereby granted and conferred unto the said* J. M. Harwood his *heirs and assigns forever.*

In Witness Whereof, *the said Company has caused this deed to be signed by its* Vice *President, and its common Seal to be hereto affixed and attested by its Secretary at Houston, this* twenty-fifth *day of* May *A. D. 1875.*

Jno H. Evans
Secretary.

R. S. Hayes
Vice President & Acting **President.**

Sears & Cole, Stationers and Printers, 45 William and 32 & 34 Liberty Sts., N. Y.

7

File 1132

Travis Scrip

Int. & G. N. R. R. Co

To Transfer 640 acres
Scrip 33.

T. M. Harwood

Filed June 14/1878.

Rhoads Fisher

Chief Clerk

230. **Know all Men by these Presents,** *That* THE INTERNATIONAL & GREAT NORTHERN RAILROAD COMPANY *a corporation of the State of Texas,* **For Value Received,** *have granted, bargained, sold and assigned, and by these presents do hereby grant, bargain, sell and asssign to* T. M. Harwood *heirs and assigns the following described Land Scrip, to wit: Certificate Number* 230. *issued to the said* The International and Great Northern Railroad Company, *by the Commissioner of the General Land Office of the State of Texas, on the* eighteenth *day of* May *A. D. 1875. for six hundred and forty acres of Land, pursuant to an Act of the Legislature of said State, entitled "An Act for the relief of The International Railroad Company, now "consolidated with The Houston and Great Northern Railroad Company under the name of The International and Great "Northern Railroad Company," approved March 10th, 1875,* **To Have and to Hold,** *the said Certificate, and the Lands and Rights thereby granted and conferred unto the said* T. M. Harwood *his heirs and assigns forever.*

In Witness Whereof, *the said Company has caused this deed to be signed by its* Vice *President, and its common Seal to be hereto affixed and attested by its Secretary at Houston, this* twenty-fifth *day of* May *A. D. 1875.*

Geo. H. Evans
Secretary.

R. L. Hayes
Vice-*President.*

Sears & Cole, Stationers and Printers, 45 William and 32 & 34 Liberty Sts., N. Y.

8

File 1132

Travis Scrip.

Int. & G. N. R.R. Co

To { Transfer. 640 acres
Scrip 230.

T. M. Harwood.

Filed June 14/78

Rhoada Fricker,

Chief Clerk

421.

Know all Men by these Presents, *That* THE INTERNATIONAL & GREAT NORTHERN RAILROAD COMPANY *a corporation of the State of Texas,* **For Value Received,** *have granted, bargained, sold, and assigned, and by these presents do hereby grant, bargain, sell and asssign to* T. M. Harwood *heirs and assigns the following described Land Scrip, to wit: Certificate Number* 1711 *issued to the said* The International and Great Northern Railroad Company, *by the Commissioner of the General Land Office of the State of Texas, on the* ~~eighteenth~~ twenty fourth *day of* May *A. D. 1875, for six hundred and forty acres of Land, pursuant to an Act of the Legislature of said State, entitled "An Act for the relief of The International Railroad Company, now "consolidated with The Houston and Great Northern Railroad Company under the name of The International and Great "Northern Railroad Company," approved March 10th, 1875,* **To Have and to Hold,** *the said Certificate, and the Lands and Rights thereby granted and conferred unto the said* T. M. Harwood *his heirs and assigns forever.*

In Witness Whereof, *the said Company has caused this deed to be signed by its* Vice-*President, and its common Seal to be hereto affixed and attested by its Secretary at* ~~Houston~~ Palestine, *this* Fourteenth *day of* February *A. D. 1876.*

The word "eighteenth" erased and "twenty four" interlined before signing in line six of the above.

Ira H. Evans
Secretary.

R. S. Hayes
Vice-President.

Sears & Cole, Stationers and Printers, 45 William and 32 & 34 Liberty Sts., N. Y.

9

File 1132.

Travis Scrip.

Int. & G. N. R. R. Co.

To Transfer. 640 acres Scrip 1711.

T. M. Harwood.

Filed June 14/78

Rhoads Fisher,

Chief Clerk

Transfer No. 572 **Know all Men by these Presents,** That **THE INTERNATIONAL & GREAT NORTHERN RAILROAD COMPANY,** a corporation of the State of Texas, FOR VALUE RECEIVED, have granted, bargained, sold and assigned, and by these presents do hereby grant, bargain, sell and assign to T. M. Harwood his heirs and assigns the following described Land Scrip, to wit: Certificate Number Thirty seven hundred and forty six issued to the said **The International & Great Northern Railroad Company,** by the Commissioner of the General Land Office of the State of Texas, on the 24th day of May A. D. 1875 for six hundred and forty acres of Land, pursuant to an Act of the Legislature of said State, entitled "An Act for the relief of The International Railroad Company, now consolidated with The Houston & Great Northern Railroad Company under the name of The International & Great Northern Railroad Company," approved March 10th, 1875. **To Have and to Hold,** the said Certificate, and the Lands and Rights thereby granted and conferred unto the said T. M. Harwood his heirs and assigns forever.

In Witness Whereof, the said Company have caused this deed to be signed by its Vice President, and its common Seal to be hereto affixed, and attested by its Secretary at Palestine, this Sixteenth day of March A. D. 1876.

Geo. H. Crosz
Secretary.

R. S. Hayes
Vice President

10

File 1132.

Travis Scrip

Int. & G. N. R. R. Co.

To { Transfer. 640 Acres
Scrip 3746.

T. M. Harwood.

filed June 14/78

Rhoads Fisher

Chief Clerk

Belleville, Texas, Sept. 12. 1878

Hon. W. C. Walsh
Comm'r Genl Land Office
Austin, Texas.

Sir: The survey of 2560 acres International & Great Northern Rail Road Company made for J. M. Harwood, of Gonzales County by virtue of Certificates No. 33 No. 230. No 1711 & No. 3746 issued to said Company. location in Hays County upon Onion Creek. is upon land patented to me in February 1846. & I hereby protest against the issuance of a patent to said J. M. Harwood or any other person by reason of the above named survey. & location.

Yours truly
James B. Pier
By his Attorneys
Chesley & Haggerty

11

File 1132

Travis Scrip.

Int. & Gr. N. R. R. Co

Protest of James B. Pier, against issuance of patent

Filed Sept. 16 78

Rhodes Fisher

Chief Clerk

S. 1132

Travis 9132

The State of Texas
Gonzales County

Know all men by these presents that I. Thomas M. Harwood of Gonzales County - have this made and constituted J. W. Lawrence Esq of Austin my true & lawful attorney & agent. and do hereby authorise and empower him to Float - and withdraw from the General Land Office - certain Land certificates - viz - Land certificates No.s 33. 230. 1711 and 3746. for six hundred & forty acres each. issued to the International & Great Northern R. R. Co - together with the transfer's from said ~~Con~~ R. R. Co - to me. and to receipt for, and receive the same in my name. the said certificates having been heretofore located for me on land's situated on Onion Creek. in Hayes County and which location and survey I now wish to abandon.

Witness my hand & seal this the 10th day of October 1878

T. M. Harwood (seal)

State of Texas } Before me the undersigned
Gonzales County } authority this day personally appeared T. M. Harwood known to me & whose name appears to the foregoing Power of atty: dated 10th Oct. 1878 who acknowledged that he had executed & delivered the same for the purposes & uses therein expressed

To which I certify under my hand & official seal this Oct: 10th 1878

S. F. Winston Not. Pub. Gonzales Co. Tex.

The State of Texas
Gonzales County } I Thomas M. Harwood do solemnly swear that I am the owner of Land Certificates Nos 33. 230. 1711 - & 3746 issued to the International & G. N. R. R. Co. and that I have not sold or transfered the same.-

T. M. Harwood

Subscribed & sworn to before me this the 10th day of October 1878.

To which I certify under my hand and official seal this October 10th 1878

S. F. Winston Not. Pub.
Gonzales County. Tex.

12/ File 1132

Trav's Scrip

Tr G Pt R R Ct

Power of Atty - 4

Tm Hollywood

Tr Cuffa

Jm Lawrence

aff & Ownership

Filed Oct 15/78

W C Walsh

Comr

1132 Trav Scr

Shelley for

J M Lawrence

RECEIVED FROM

THE GENERAL LAND OFFICE

Certified Copies Scrip Certificate No. 230, 33, 1711 & 3746 issued to

D & G N R R Co. by Comr G L O

for 640 acres each of Land

on the 15 day of Octr 1878

T. M. Harwood Owner.

J. W. Lawrence Agent.

13

File 1132

Travis Gaup

I & G N R R Co

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Bellville, Texas, July 6. 1879

To Hon. W. C. Walsh,
Comr Genl Land Office,
Austin, Texas.

Now comes James B. Pier by his attorneys & renews his protest filed in the month of September 1878, to the issuance of patent to J. M. Harwood for 2560 acres of land in Hays County, upon Onion Creek, by reason of survey made May 13. 1878, upon International & Great Northern Rail Road Company certificates Nos 33, 230, 1711, & 3746, & filed in the Genl Land Office, to wit: June 14. 1878. & for reasons of this renewal of protest, he says that:

The said 2560 acres of land is wholly covered by previous survey & patent for one league of land, issued to your protestant James B. Pier, on to wit, the 8th day of February 1846, & previous to said Harwood's location & survey abovementioned,

In proof that the land in question has been previously appropriated by your protestant Pier, he respectfully refers you to maps of surveys

of said County of Hays, & also to the field notes of his patent, taken in connection with the field notes of the other surrounding surveys, which have long since been patented, from which it will be seen that the N. line of the Freelove Moody league, & the the S. line of protestant Pier's league are identical, while the fieldnotes in Harwood's recent survey of 2560 abovementioned (which see) recognize & respect the N. line of the Moody league, it disregards the fact that it is also the S. line of Pier's league as shown by the recitals in Piers patent, thereby asking this Office to disregard the recitals in Pier patent, by reason of supposed extraneous facts in conflict with these recitals, which are not apparent by an inspection of the patent itself; & the existence of which facts, & the law arising upon them, can only be determined by a judicial tribunal, where all parties may have an opportunity of being heard.

We also call the Commissioner

attention to the facts that the E. W. Brown & John Stockbridge surveys, made in June 1847, both call for the Pier survey.

Also, the Lamar Moore survey made in 1841, calls for league No. 24 ~~the~~ (its east line) thus showing that surveys made nearly contemporaneously with Piers survey, recognized the locality as it is placed upon the maps of the Genl Land Office.

With reference to surveyor Harding's "Explanation" filed with Harwood's survey of 2560 acres, where he attempts to locate the Pier league, by placing its S. E. corner down on the Thos. Moore league near "Wilhems pum ises", it will be noted,

1st That neither his bearing trees, nor their marks, nor bearings nor distances, correspond with the recitals & calls in Pier's patent,

2d It does not show the existence of any lines or other corners corresponding with Piers survey.

And in this connection, we call attention to further facts bearing upon this subject, fully shown

in the report of Surveyor Richard Meissner, which is herewith filed.

Said James B. Pier further protesting against the issuance of patent to Harwood, says this Office is not warranted in so issuing for the reason of the existence of the additional facts disclosed in said Meissners report & plot, to which reference is hereby made,

Chesley & Haggerty
Attys for James B. Pier

14 Title 1132.

Travis Scrip.
Int. & G. N. R. R. Co.

Protest agst patenting by James B. Pier

Filed February 11 79
Rhoads Fisher
Acting Clerk

Renewed protest against the issuance of patent to J. M. Harwood for land in Hays County