

Robinson

Houston 6

File 381

Houston Preemption  
Abst-1126-3

James David

743 99 1/2 Acres

Act. May 26<sup>th</sup> 1873

Covered by Int. 79. H. P. R. Co. survey 3,470 pds  
Correct and map of Houston  
County. April 24/78  
February 4/79. C. W. Poyles.

Correct on map of Houston  
June 26/79. E. Schultze.

Prior  
Correct for Patenting  
Aug 14/79

Patented Sept 3<sup>rd</sup> 1879  
Mkd Pld  
P. M. Curry

Entered  
Sept 23/79  
Protony

Mkd Pat Reg  
N<sup>o</sup> 358. Vol. 9.  
Mgl. 9613

May 9  
6/1/79

May 6/79  
1/1/79

Contents

No. 1. Affidavit & A.R

" 2. Field Notes

" 3.

" 4.

April 7<sup>th</sup> 1876

Robinson

3. Cert of occupancy  
Feb 4/79 -

Robinson  
3

4. Cert. of correctness

5. Cert. field notes

Sept 3/79  
May 5/79

Ed Beck

J. W. Armstrong

J. B. T. Dixon

new dep. Feb 4/79

A. B. Vol.

The State of Texas Survey No  
Houston County

Field Notes of a Survey of  
99 1/4 Acres of Land made for  
James David by virtue of his  
Presumption affidavit No.

Said Survey is situated in Houston Co.  
nty on the waters of Cochino Bayou  
~~fourteen~~<sup>15</sup> miles N 81° E. from Crockett  
Beginning at G. M. Turners N. W. Corner.

Thence N 5° W 400 rs. to Corner

Thence N 85° E. 1400 varas to Corner on E. Smith's  
N. B.

Thence South <sup>5° E</sup> 400 varas Corner.

Thence S 85° W. 47. varas G. M. Turners N. E. Corner  
and with Turners at line <sup>in all</sup> 1400 varas the  
place of Beginning. Bearing N. 41° E.

Surveyed March 31<sup>st</sup> 1846

John David GC 3  
Sam Deavenport GC 3

Mark Miller  
Co Sur N. Co

The State of Texas I hereby Certify that  
Houston County the foregoing Survey  
was made according to law and  
that the lines marks and corners are  
correctly ascribed therein and  
that the foregoing field notes are  
truly recorded this April 5<sup>th</sup> 1846

Mark Miller  
Co Sur N. Co

<sup>2</sup> File 381

Houston Preemption

James David

99 1/4 Acres

Field notes

Filed April 7<sup>th</sup> 1876

J. P. Cook Com.

Supervised by [unclear]

2/10/76  
J.H.H.

The State of Texas } Survey No  
 Houston County } corrected field notes  
 of a survey of 7430 Acres of land made  
 for James David, by virtue of his preemp-  
 tion Affidavit No. said survey is situate  
 in Houston County on the waters of Cachi-  
 no Bayou about 14 miles N 83° E from the  
 Town of Crockett. Beginning at G. H.  
 Turnus, N W corner, on E stubblefields & B line,  
 a Post Oak 8 in ml. X brs S 14° W 200 Do 6 in ml. X brs N 59.  
 E 290, thence N 5° W with said stubblefields & B line  
 at 2760 pop. her N E cor at 3000 set stake from  
 which a Pine 18 in ml. X brs S 80° W 800 Do 15 in ml. X  
 brs. East 700, thence N 85° E at 4500 pop. Peter Streets  
 S W corner, at 14000 his S. E corner on E, S, milks  
 N B line a Post Oak 24 in ml. X brs S 38° W 740 a Pine ml.  
 X brs. N 11° E 840, thence S 5° E at 3000 stake for  
 corner, thence S 85° W at 4700 G H Turnus. N E cor  
 3 small Red Oak cor trees, at 14000 to the place  
 of Beginning - resurveyed May the 5<sup>th</sup>  
 A.D. 1879.

M. Bromberg } Chain } B. F. D. Wren  
 John David, } Men } Co. S, Houston, Co., T

The State of Texas } B. F. D. Wren Co S Houston Co.  
 Houston County } Do hereby certify that the foregoing  
 survey was resurveyed by me in part on the  
 5<sup>th</sup> of May A.D. 1879, & found to be according to the  
 foregoing field notes, as above written, and the Record  
 changed, in Book A of Pre. Claims. on page 301, May the 7<sup>th</sup>  
 A.D. 1879.

B. F. D. Wren  
 Co S. Houston, Co. T

5/ File 381

Houston Preemption  
James David

71<sup>3</sup>/<sub>10</sub> Acres

Corrected fieldnote

Filed May 8 79

Phoada Fisher  
Chief Clerk

Correction map of  
Houston  
June 26/79. E. Schütz  
Patented Sept 3<sup>rd</sup> 1879  
to Wm. M. Leamy  
the patent of S. 4  
cancelled.

2110-7 2/79  
L  
M

## PROOF OF SETTLEMENT UNDER HOMESTEAD ACT.

**The State of Texas,** }

COUNTY OF Houston }

BEFORE ME, the undersigned, County Clerk in and for the County aforesaid, this day came and personally appeared James David a resident citizen of said County, who being by me duly sworn, declares that he is a *bona fide* settler upon Nearly nine acres of vacant public land, situated in said County, and surveyed for James David on the 31<sup>st</sup> day of March 1876, by Mark Miller 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 first day of July 1872, that he is a married man 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 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 Aaron Green and Levi Varner two credible resident citizens of said County, to me well known, who being duly sworn, depose and say that James David the person first above named in this Affidavit, has actually settled upon and cultivated as a Homestead, the land surveyed for him on the 31<sup>st</sup> day of March 1876, by the surveyor aforesaid, for the period of three years, and they nor either of them have any interest in the said land.

James <sup>his</sup> David  
Aaron <sup>his</sup> Green  
Levi <sup>his</sup> Varner

Sworn to and subscribed before me, and I hereby certify that \_\_\_\_\_

and \_\_\_\_\_ 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 19 day of Nov

1879

O. C. Aldrich  
 Clerk of County Court Houston Co.

File 381  
Houston Preemption

James David  
Certificate of occupancy  
99 1/2 acres

*Returned signed Sept 3 79*  
Filed Feb 4<sup>th</sup> 1879  
R Walsh  
Commr

*Chas. H. Johnson*

Proof of Settlement  
OF LAND.  
James David  
Settler.

RECORDS OF THE LAND OFFICE

Chickett, May the 7<sup>th</sup> 1879.

Mr. W. C. Walsh Comr. G. L. Office

Sir Enclosed please

find corrected field notes for D & S R R Survey No 39,  
& also. Corrected field notes. for James David, \_\_\_\_\_  
I have been on the ground & find the survey as I make  
the correction,, I find from actual measurement that the  
line, from E. Morgans N.E. corner, N 120<sup>o</sup> W + East 400<sup>o</sup> +  
S 35<sup>o</sup> E. 250<sup>o</sup> to E. Mason's South corner fills the space. or is  
Exactly correct, & that James David's Survey only measures -  
300<sup>o</sup> in width from S. W. Lurnes. N.W. cor. on Mrs E. Stubblefield  
old E. B. line. N 5<sup>o</sup> W. 276<sup>o</sup> to Mrs Stubblefield's N.E. cor, & c. & c.  
instead of 400<sup>o</sup> in width is only 300<sup>o</sup> wide, \_\_\_\_\_ This  
Correction will change D & S R R. Survey No. 41 & 40., but  
which shows, to be on the ground,, After Examination  
Please let me hear from you, at your earliest convenience,  
Yours &c  
B. F. Duran  
Co., S. H. Co., S.

File 387

Houston Preemption

James David

Surveyors Cert. of Correctness

7th May 1879

Phadok Fisher  
Chief Clerk

Original of the 1st of 21 21 1879

Mr. J. C. Moore, Surveyor

his presence

at the office of the

Surveyor

on the 1st of May 1879

and that the same

is now on file

in the office of the

Surveyor

at the office of the

Surveyor

at the office of the

Surveyor

at the office of the

Surveyor

at the office of the

Surveyor