Bosque Co/63.
75

File 831.

Milam Scrip

Daniel Chandler
640 acres.

See S. 817 Milam for orgl. loc.

Correct on map in Bosque County. April 21/63.
Rec'd & pt'd W. Ben Rosenberg.

Correct for Patenting
Elgin

Patented April 29th 1863
J. W. Dibrell

No 3 Patents 16

Mgl 9561
Mr P Reg
April 20
C C JWH

1. Certificate
2. Field notes
Orig. 18/78.
Cook

J. Delaney
May 8 1863

372
16

J. Delaney
17th Apr 1863

TEXAS SCRIP.

FIRST.

No. 24

640 ACRES OF LAND.

James Hause of the City of New Orleans and his legal representatives are entitled to **SIX HUNDRED AND FORTY ACRES OF THE PUBLIC LANDS,** to be located in the **REPUBLIC OF TEXAS,** agreeably to the conditions contained in a Power of Attorney from the Executive Government of said Republic of Texas to **THOMAS TOBY,** dated on the 24th day of May last past, and to instructions from his Excellency **DAVID G. BURNET** President of the said Republic, to the said Thomas Toby, dated on the 25th day of May last past, true copies of which Documents are hereto annexed for reference. The said James Hause having paid the undersigned Agent aforesaid, a valuable consideration for the said **SIX HUNDRED AND FORTY ACRES OF LAND,** pursuant to the power and instructions aforesaid, the receipt of which consideration is hereby acknowledged.

This Scrip to be transferable by endorsement on the back hereof in the following form, to wit: "For value received, I hereby transfer, assign and set over, all the right, title, and interest, which this Scrip gives me to the land herein named, to A. B. of — and his legal representatives." Which assignment must set forth the residence of the purchaser, be dated and signed by the seller in the presence of two witnesses, who must also sign; and no other act of sale or transfer shall be required to enable the purchaser or purchasers to enter the said land, and to take possession thereof.

In Testimony Whereof, I, the said **THOMAS TOBY,** Agent aforesaid, hereunto subscribe my name and affix my Seal, at the City of **NEW-ORLEANS,** on this 2nd day of September 1836.

Witness,

J. Brentlarsh

Wm. Ricker Jr.

Thomas Toby (L.S.)

PRINTED BY WM. M'KEON.

For Value Received I hereby transfer, assign and set over all the right, title and interest which this scrip gives me to the land herein named to Wm Power of Mobile Alab.a and his legal representatives.

New Orleans 8.th September 1836.

Witness

Jr. T. Heff

Samuel H Williams

James Holmes

For ~~Value Received~~ I ~~hereby transfer, assign~~ and set over all the right, title, and interest which this scrip gives me to the land herein named to Dan.l Greenleaf of Mobile. and his legal representatives

Mobile Alab.a March 28.th 1855.

Witnesses

Thos. H. Herndon

A. Dorman Evans

Wm Power

STATE OF TEXAS,
COUNTY OF GALVESTON.

BE IT KNOWN, That, on this twelfth day of May A. D. one thousand eight hundred and fifty seven before me, E. F. Hunt a Notary Public, in and for the City and County of Galveston, duly commissioned and sworn, personally came Samuel M Williams to me personally known, and being duly sworn, declares, that James Hanna acknowledged in his presence that he had subscribed and executed the annexed Instrument of Writing, for the uses, purposes, and consideration therein stated, and that he, Samuel M Williams signed the same as a witness, at the request of the said James Hanna

In Testimony Whereof, I have hereunto subscribed my name, and affixed my Seal of Office, at the City of Galveston, this day and year above written.

E. F. Hunt

Notary Public.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

KNOW YE, *That the* Executive Government of Texas, *exercising the Plenary Powers conferred upon them, reposing special trust and confidence in the Ability and Integrity of* THOMAS TOBY, *a Citizen of* NEW-ORLEANS, *of the* State of Louisiana, *have nominated and by this Act do nominate and appoint him their* **LAWFUL AGENT** *for the purpose of* RAISING MONEY FOR THE GOVERNMENT OF TEXAS, *in the manner and form and by the Rules and Articles hereinafter prescribed, viz:*

ARTICLE 1.—The said THOMAS TOBY is authorised to sell of the PUBLIC LANDS OF TEXAS, such amount as he may be from time to time instructed by the Executive Government of Texas, at such price or prices as he may think proper, and be able to procure; *Provided*, however, no sales shall be made at a less price than FIFTY CENTS PER ACRE.

ARTICLE 2.—No sales shall be made of lands to be located in smaller tracts than SIX HUNDRED AND FORTY ACRES each.

ARTICLE 3.—The Agent upon making sale of any Lands shall issue SCRIP to the purchaser, which shall be evidence of his, or his assignee's right of location for so many acres of Land as are evidenced by the Scrip.

ARTICLE 4.—No preference shall be given to any person or persons who may have obtained Lands from the Government of Texas, or who may hereafter obtain them, over those purchasing from THOMAS TOBY under this power, in time or mode of location, inasmuch as it is the object of this Government to organize LAND OFFICES as soon as practicable, adapted to the condition of the country; of which due notice will be given to the World in time for all to attend to making their locations on equal and equitable terms.

ARTICLE 5.—The holder of Scrip shall receive his title without any other expense than the purchase money, and should there by mistake or otherwise, be a location made upon Lands to which there is a previous title, the holder may withdraw his location or title, and make a location on other Lands, by paying the additonal expense and charges of location, survey, &c.

ARTICLE 6.—In order to hold Lands purchased by virtue of this authority from THOMAS TOBY, a residence in Texas shall not be necessary.

ARTICLE 7.—The Agent upon making sale of any Lands, shall issue under his signature, FIRST, SECOND, and THIRD—First shall be delivered to the purchaser, Second forwarded to this Government, and Third retained in his office as a record.

ARTICLE 8.—The proceeds of sales of said Lands shall be held and disposed of by order of the PRESIDENT, and countersigned by the Secretary of the Treasury.

ARTICLE 9.—There shall be but ONE AGENT possessing authority to dispose of the Public Lands of Texas, who shall hold his powers during the pleasure of this Government, and the necessity of raising means in the manner contemplated by this power.

And the said THOMAS TOBY is hereby invested with ALL POWER and AUTHORITY to carry this TRUST and AGENCY into effect, and we do RATIFY and CONFIRM all that he may LAWFULLY DO, IN AND ABOUT THE PREMISES.

Dated at VELASCO, this twenty-fourth day of May, one thousand eight hundred and thirty-six.

DAVID G. BURNET.

WM. H. JACK, *Secretary of State,*
BAILEY HARDEMAN, *Secretary of Treasury,*
LORENZO DE ZAVALA, *Vice President,*
MIRABEAU B. LAMAR, *Secretary of War,*
P. W. GRAYSON, *Attorney General.*

EXECUTIVE DEPARTMENT,

REPUBLIC OF TEXAS,
VELASCO, MAY 25, 1836.

To THOMAS TOBY, Esq., *New-Orleans.*

DEAR SIR:—I herewith forward to you a Commission, authorising you to dispose of the Public Lands of Texas, in a manner and under restrictions pointed out in your Commission. I have to inform you that the present object of this Government is to dispose of so much of the public domain only as will be sufficient, in conjunction with other resources, to meet the present pressing demands.

Until further advised, you will be careful in the sale of Lands not to exceed the quantity of FIVE HUNDRED THOUSAND ACRES, and in making sales to this extent, you will exercise your best judgement as to the terms with the purchasers, for cash in hand or negotiable bills, and as to the best price you can procure over and above the minimum price of FIFTY CENTS PER ACRE.

Respectfully, Your Obedient Servant,

DAVID G. BURNET.

WM. H. JACK, SECRETARY OF STATE.

I, WILLIAM CHRISTY, *a Notary Public, in and for the City and Parish of New-Orleans, do hereby certify that the originals of the foregoing Documents are deposited in my Office.*

Wm Christy
Not. Pub.

State of Alabama

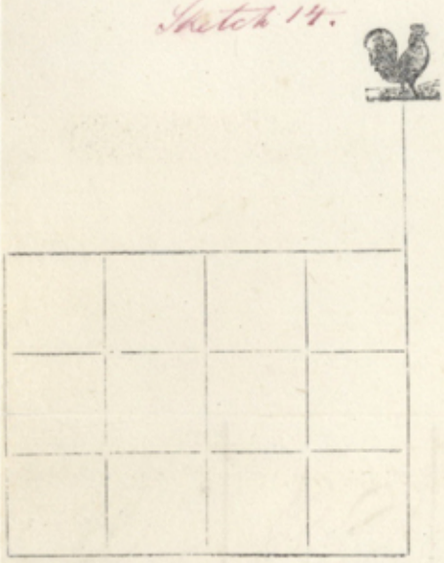
City and County of Mobile, S: Be it remembered that on this Twenty Eighth day of September in the year One thousand Eight hundred and fifty eight, before me, the undersigned Sidney S. Douglas, a commissioner appointed by the governor of the State of Texas, to administer oath and affirmations, and to take depositions, affidavits, and the acknowledgment and proof of Deeds &c, to be used & recorded in the Said State of Texas, duly commissioned and Sworn, and dwelling in the City of Mobile, do hereby certify that Wm Poyer this day personally Came before me, and acknowledged that he Signed Sealed and delivered the within Scrip bearing date September 25, 1836, as his voluntary act and deed, for the uses and purposes therein expressed &c to certify which, I hereto Sign my name and affixed my Official Seal the day and year first above written

Sidney S. Douglas

Commissioner for Texas at Mobile Alabama

TEXAS.

Insertion in red ink, from original field book on file
Sketch 14.



SCALE—4000 varas to the inch. Variation,

The State of Texas, } Survey No. 125
District of Bosque

Field notes of a Survey of Six hundred and Forty acres of land made for Daniel Chandler it being the land to which he is entitled by virtue of Texas Scrip No 5244 issued by Thomas Toby & James Hanks on the 22 day of September 1836 for 640 acres of Land

Said Survey is No. 125 in District No. 1 situated in the County of Bosque on the Waters of Childers Creek about 11 miles S 67 E from the Town of Meridian

Beginning at a Pile of Stones 200 varas N 60 E from the S. E corner of the pre-emption Survey of G W. Shaw being the N E corner of a Survey in the name of James Smith

Thence S 30 E 1344 varas Fort Graham & Belton Road

1900 varas to a Stone Mound from which

a Grove Timber bears S 35 W. and

a Cottonwood near the SE Corner of W. Kelly Eastern Survey bears N 49 W.

Thence N 60 E 1900 varas a Stake and Mound

Thence N 30 W 1900 varas a Stake and Mound

Thence S 60 W 1900

varas to the place of beginning.

Bearings marked

P M F Lucas
Clayton Lambert } Chain Carriers.

I, Jacob DeCordova Deputy Surveyor, Bosque District, do hereby certify that the foregoing survey is made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

March 27 1853 J DeCordova

Deputy Surveyor, Bosque District.

I, Henry M DeCordova District Surveyor, Bosque District, do hereby certify that I have examined the foregoing plat and field notes, and find them correct; and that they are recorded in my office in Book No. 3 page 15

Meridian April 4 1853 Henry M DeCordova

District Surveyor, Bosque District.

by J DeCordova

2.

File 831

Milam Scrip

Field notes & papers.

Daniel Chandler

Filed 17th April, 1863

Correct on map in Bosque County. April 21. 63.
W. Bennett Blackburn.

Patented April 29th 1863

J. W. Dibrell

C. C. April 20/63 JHH