

Bosque Co

See Proceedings & decrees at
file 33333

~~abt-1247-20~~
Milam SCRIIP.
~~abt-1247~~

H. B. White

12 1/2 Acres

*Enclosed in this by 20... the
parties who applied for the same covered
by S. 3519-3524...
which is also...
see joint claim for same...*

~~Sale in Part~~

On S. 3519-3520 and
S. 3524, otherwise accord-
ing to sketch & explana-
tion in S. 3520 correct
on the Map of Bosque
County
4/4/96 L. B. Wase

~~Case to original~~
4/7/96
L. B. Wase

Patented April 7/96
N.S. 53, Vol. 13
m.k.d. Ptd. R. 29
Cancelled by Decree of Court abt Vol 21
Mgl. 99218 abt. Vol. 20.

4/21/96
mch 31/96

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| No. 3. | Tr. R/c. 4/7/96 | " | " |
| No. 4. | Decree of Court
10/19/97 | " | S, |

Second certifi-
cate issued and
forwarded to S.
D. Green, Meridian,
Texas - 12/19/04.
Callaway.

Certificate that
the patent on this
was cancelled by
Decree of Court and
that no vacancy ex-
ists issued and for-
warded to the Att'y
for S. 3519-3524
J. H. Humphreys
14/1907

Meridian

State of Texas } To the County Surveyor of
County of Bosque } Bosque County, Texas
Greeting:--

Under an act of the Legislature of the State of Texas, approved March 29 1887 and all subsequent amendments thereto, I hereby apply for the survey of all land that may be of the Public Domain of the State and described by metes and bounds as follows:--

Beginning at the N.W. cor. of the E.C. Robertson 3692 Survey--
Thence N 60° W 241 rods to a cor. in the E. line of the R.L. Scott Pre-emption Survey--
Thence S 30° E 1992 rods to a cor. in the N. line of the R.C. Campbell Survey--
Thence N 60° E 880 rods to the S.W. cor. of the G.F. Reider Pre-emption Survey--
Thence N 30° W 323 rods to a cor. in the S. line of said Robertson Survey--
Thence N 60° W 639 rods to S.W. cor. of said Robertson Survey--
Thence N 30° W 1669 rods to the place of beginning.

I desire to purchase this land and to pay for the same under the act and Amendments heretofore cited and as per all the terms, conditions and requirements therein set forth and I further pray that the same be surveyed as therein provided I agreeing to pay all surveyors fees--
March 14, 1896.

A. B. White

Recorded March 16 1896.

Book 17 p. 94
J. M. Green, County Surveyor, Bosque Co.

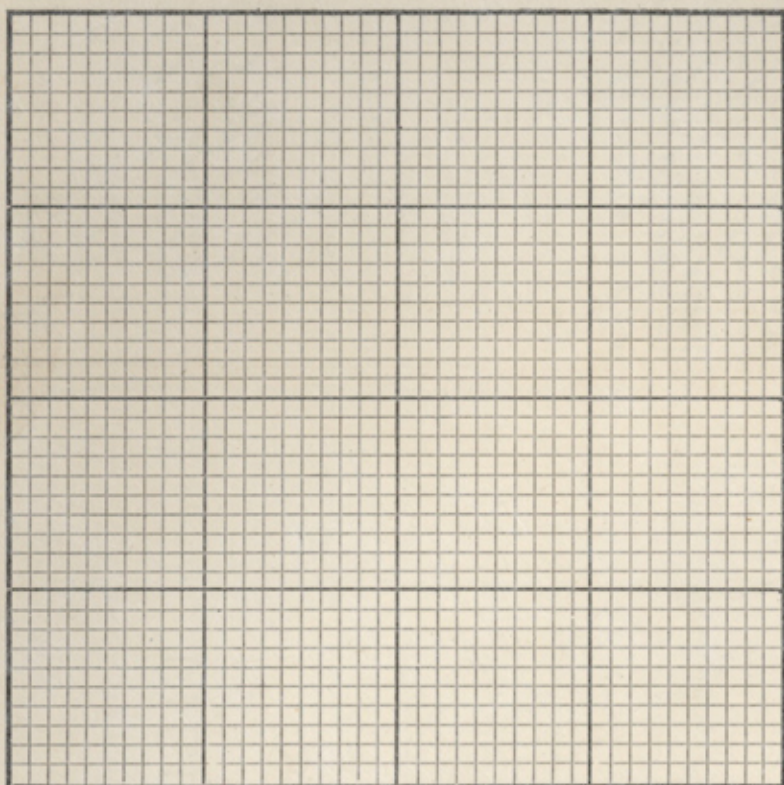
Application
for
Survey and Purchase
of
H. B. White

Rec. 3/16/96
OK - p 94 -

John L. Greer. Surveyor -

File 3535
Milam Scrip
H. B. White
Application
Filed Mch 28/1896
Palmer

Courier
of Smith file OK



THE STATE OF TEXAS, } Survey
County of Bosque } No.

FIELD NOTES of a Survey of 12 1/2

Acres Land made for

N.B. White it being the land to which he is entitled by virtue of his Application for a Survey and purchase under the Scrap Act. approved March 29 - 1887

Scale Varas per Inch. Variation

Said Survey is No. in Bosque County, Texas, situated on the waters of Hog Creek, a tributary of Bosque River, about 2 2/3 miles of Meridian

BEGINNING at the N.W. cor. of the E.H. Robertson 369 Acre Survey

Thence S 40° W 241 varas to a cor. in the E. line of the Q.L. Seal Pre-emption Survey

Thence S 30° E 1992 varas to a cor. in the N. line of the R.C. Campbell Survey

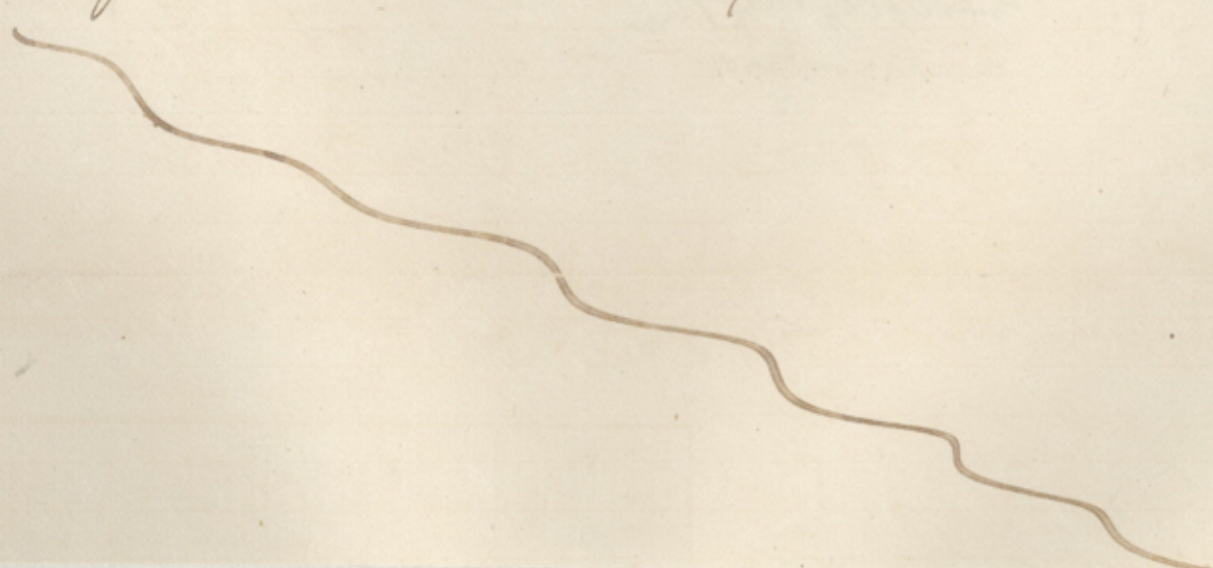
Thence N 60° E 889 varas to the S.W. cor. of the G.F. Ruder Pre-emption Survey

in the N. line of the R.C. Campbell Survey

Thence N 30° W 323 varas to a cor. in the E. line of the said Robertson Survey -

Thence S 60° W 639 varas to the N.W. cor. of said Robertson Survey

Thence N 30° W 1669 varas



File 3535 (2)
Milam Scrip
H. B. White
Field Notes
Filed Mch 28/1896

Baker
Coun
V. Smith Heck

On S. 3519 - S. 3520
and S. 3524, otherwise
according to sketch
and explanation in
S. 3520 correct on the
Map of Bosque Co
4/1/96 L. C. Wise

Patented April 7/96
Dawson

FILING FEE PAID.
MAR 28 1896
JNO. P. HARRIS, RECEIVER,
GENERAL LAND OFFICE.
mch 31/1896
E. B. S. H.

No.

FIELD NOTES
OF A
SURVEY

MADE FOR

H. B. White

Joseph L. ... Surveyor,
Bosque County, Texas.

Bearings marked
to the place of beginning.
Surveyed March 27-28-29 1895
March 16, 1896 by J. L. ...
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: J. L. ... Deputy.
County Surveyor ... County, Texas.
Filed for Record the 16 day of March 1896 at 9 o'clock A. M., and duly Recorded the 16 day of March 1896 Book C Page 226
J. L. ... SURVEYOR

Chain Carriers
Martin ...
Bosque Co. H. B. White

Mexican Texas

No. 1421

TREASURER'S OFFICE.

AUSTIN, TEXAS, April 3^d 1896

Received of J. H. Sumpter

on account of H. B. White

the sum of Two Hundred & Eighty Three DOLLARS,

the same being payment in full on 121 1/2 acres unappropriated Public Lands in

Bosque County, under "An Act to provide for the sale of a portion of the unappropriated Public Lands of the State of Texas, and the investment of the proceeds of such sale," approved July 14, 1879, and Acts amendatory thereto.

Rec'd such 28/96.



TREASURER.

File 3535 (3)

Milam Scip

Tr Rfc

H. B. White

Filed Apr 4/1896

~~W. J. W.~~

Chf lck.

4/4/96

H.B. White

No. 2107 -vs-

Elzy Lane et.al.

Be it remembered that on this the 2nd day of September A.D. 1897, this cause came on to be heard and cause No 2024 of R.L. Scott ^{vs. Elzy Lane} et.al. and cause No. 2039 of G.F. Reeder -vs- Joshua McChristain, having heretofore been called regularly on the docket for trial and the parties plaintiffs and the defendants in person and by their attorneyx having agreed in open Court ~~th~~ that since the matter in controversy appertained to the same vacant lands, it was agreed that the three cases above named ~~sh~~ should be tried at the same time and upon the same facts, and thereupon came onto be heard the plaintiffs general demurrer and five special exceptions to the defendants second amended original answers filed in this cause (No 2107 White -vs- Lane et.al.) and the court after hearing the plaintiff's H.B. White's said demurrer to said answers as filed herein by the defendants in cause No 2107 and being advised as to the law arising on same is of the opinion that the law is ~~ag~~ainst the said demurrer. It is therefore considered by the Court that the said general demurrer and all of said special demurrers of the said plaintiff H.B. White ~~ag~~ainst the said second amended original answers of the defendants Elzy Lane et.al. as set out in said supplemental petition filed herein on September 1st. 1897 be and the same are hereby overruled to which ruling and judgment of the Court the plaintiff while by his attorney then and there in open Court excepted and this cause futher coming on to be heard in connection with said causes Nos. 2024, 2039 and parties plaintiff and the defendants appeared and announced

ready for trial, and thereupon came ^{of good and} a jury, lawful men to wit: J.M. Moss and eleven others who after being duly selected, impaneled and sworn according to law to try said cases and after hearing the pleadings read, evidence adduced upon the trial argument of counsel and the Charges of the Court retired to consider their verdict and afterwards to wit: on the 4th day of September 1897 returned into open Court the following verdict to wit: " We the Jury find that the land sued for is and was not vacant and we futher find for the defendnats"

J.M. Moss-Foreman-

Which verdict was recieved and approved by the Court, it is therefore considered by the Court that the plaintiff H.B. White take nothing by this suit and that the defendants Elzy Lane, T.M. Williams, and J.A.Sowel go hence with out day and recover of and from the plaintiff all cost in this suit incurred for which they may have their execution. And it futher appearig to the Court that the plaintiff H.B. White claims the lands described in his petition in this suit by virtue of Patent No 53 Vol I3 issued to the s aid H.B. White on April 7th 1896 by the State of Texas, said White, having purchased said land and fully paid for same in accordance with an act approved March 29 1887 Chapter 80 page 6I general laws as described in said patent and in Plaintiffs petition. It is there fore ordered adjudged and decreed by the Court that the said patent be and the same is hereby cancelled and held for naught, and that t the cloud cast upon the Defendants title by reason of said patent be and the same is hereby removed, it is futher ordered by the Court that execution issue in favor of the officers of Court against each party respectively for all costs by them in this

Consolidated

behalf incurred.

State of Texas.

County of Bosque

I, Rob't. Jones Clerk of the District Court of Bosque County,
Texas: Do hereby certify that the above and foregoing is a
true and correct copy of "Judgment rendered at the August Term
of the District Court of Bosque County 1897 in said suit
No 2107 of H.B. White -vs- Elzy Lane et.al. as the same app-
ears of record on page 533 , Book "I" , Civil Minutes of the
District Court, Bosque County, Texas.

Given under my hand and seal of office this the 12th day of
Oct. A.D. 1897.

Rob't Jones
District Clerk-



No. 2107

H. B. White

-vs-

Elzy Lane et. al.

Certified copy
of Judgment.

File 35-35-4

Milam Scrip

H. B. White

Decree of Court

Filed Oct 15/1897

Placed

Com's

D. J. Smith

File Clerk.