

File 3976.

Ab-1063

Wilam
abt 1063
PRE-EMPTION.

Jesse C. Phillips

127 Acres

Act May 26/73

If thurs R. Hepler joins the
Alex Coy, then according to
the field notes of A. S. Addinon
& L. Erwin + other surveys betw
said boys & the M^{rs} Smith there
is no canopy between boy, this
A. Scott & W. H. Baker say so
this would be covered by said
Scott P. 670 & M. Bean & 3423 pld &
the M^{rs} Whitaker P. 3873
Oct 6/85
C. S. Dickson

July 23/86
Mgl. 17663
Conceled in Ab. Vol. 62
Sept 18/82
1714/82

CONTENTS.

- No. 1. Affidavit.
- No. 2. Field Notes.
- No. 3. 8/20/87 *Qualimony*
- No. 4. _____

*The survey should be
made by the land office
the day after the date of
survey. April 1887
C. S. Dickson*

Rept June 28/86
Oct. 6/86
M. S. Brand
Fredell Brague?
\$5.00 patent fee deposited
Febry 18/86 by
R. P. Whiteker
Fredell
Tex

AFFIDAVIT FOR PRE-EMPTION.

THE STATE OF TEXAS,

COUNTY OF BOSQUE.

Before me,

S. A. Collier

Clerk of the

Bosque

Court of Bosque

County, this day personally appeared

Jes. C. Phillips

to me known, who after being by me duly sworn, upon his oath deposes and says: that he is now a bona fide settler upon

One thousand & sixty

acres of Land, that he believes to be of

the public vacant lands of the State of Texas

that he is improving said land for a Homestead, and

has no other; and further that he is a

Married

man.

and makes this Affidavit for the purpose of obtaining a Home. Said Land is situated in Bosque

County, about *1 1/4* miles

N

from Meridian, on the waters of

Spring

Creek:

beginning

W. R. Keftin

D. N. Cooney,

and more particularly described by the accompanying field notes.

Given under my hand and the seal of the

Bosque

Court of Bosque

County, at office in the Town of Meridian, this

11th

day of

May

A. D. 18*71*

S. A. Collier

Clerk

Court, Bosque County, Texas.

By

Deputy.



File 3976

Widow Preemption

No. _____

Jes. C. Phillips
Affidavit for Pre-emption.

Jesse C. Phillips
Agent

ISSUED

the 31st day of May 1882

Dated Aug 23/82

T. A. Walker
C. C. B. Co.

Rhoads Fisher
Agent

By _____

Deputy.

RECEIVED FOR THE RECORD

RECORD OF DEEDS

1882

Run on a variation of 10 1/4 Records in Book C. page 93 Adm. Fredell Bosque Co Texas

The State of Texas } Field Notes of a
County of Bosque } Survey of 127 acres
of land made for Jesse C. Phillips by
virtue of his Certificate of occupancy issued by
the County Clerk of Bosque County on the 31st
of May 1881

Situated on the Waters of Spring Creek
about 13 miles West from the town of Meridian
in Bosque County & Beginning at the N. W. cor
of the Alexander Coy Sur for the S. W. cor
of this thence N 30° W 350 ⁰⁰ to the S. W cor
of the Simeon Scott Sur from which a Spanish
Oak marked H bears S 5° W 5 1/2 ⁰⁰ thence N 60° E
2050 ⁰⁰ to cor in West line of the M. Hefflin
sur from which a Spanish oak marked X bears S 32°
E 23 ⁰⁰ thence S 30° E 350 ⁰⁰ to cor in North line
of the Coy sur thence S 60° W 2050 ⁰⁰ to place of
Beginning

chain carriers } Surveye May the 27th 1882
J. M. Manning } P. Pierson Dep- Co Sur B.C.T
B. A. McCreedy } J. P. Pierson Dep- Co Sur of
Bosque Co do here by Certify that
the foregoing Survey was made according
to law & that the limits Boundaries & corners are truly
described in foregoing Field Notes

P. Pierson Dep- Co Sur B.C.T
J. S. J. Siddall County Surveyor of Bosque Co do hereby certify
that I have examined the foregoing field Notes and find them
correct and that they are recorded in my office in Book C
page 93
S. J. Siddall
County Surveyor

Field Notes
of
Jes C. Phillips

^v File 3976
Milcom Prumptions
Jes C Phillips
Field Notes 1976

Filed Aug 23/82
Rhoads Hinton
Chfcler

Sept 18/82
H.N.

The State of Texas, }

COUNTY OF Bosque }

Know all Men by these Presents:

THAT W. J. C. Phillips and A. J. Phillips his wife

of the County of Bosque, and State aforesaid, for and in consideration of the sum of Seventy DOLLARS,

to us in hand paid by J. W. Whitaker

have GRANTED, SOLD AND CONVEYED, and by these presents do GRANT, SELL AND CONVEY, unto the said

J. W. Whitaker

of the County of Bosque and State of Texas, all that certain

Tract of land lying in Bosque Co State of Texas on Spring Creek Mountain 11 miles from Mendheim beginning at the South west corner of Gray's Highline Survey, running ^{60° West of N} North two hundred & 75 then sixty degrees south of west on G. P. Crum's and Simon line to the South west corner of Simon Scott's Survey then South sixty East two hundred & 75 to the Coy corner then East on the Coy line twenty one hundred & 75 to the beginning

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in any wise belonging, unto the said J. C. Phillips & W. A. Phillips
his wife
his heirs and assigns, forever. And do hereby bind do heirs, executors and administrators, to ~~Warrant and Forever Defend~~, all and singular, the said premises unto the said

heirs and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS our hand at Endell, this Twenty

day of November A. D. 1882.

Signed and Delivered in Presence of

J. M. Hamilton

J. C. Phillips
W. A. Phillips

THE STATE OF TEXAS.

County of Bosque } BEFORE ME, A. W. Justice J. P.
& ex officio Notary Public
in and for W. Bosque County, Texas, on this day personally appeared J. C. Phillips
and W. A. Phillips Wife of

both of whom are well known to me

to be the persons whose names are subscribed to the foregoing Instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed. And the said W. A. Phillips
Wife of the said J. C. Phillips, having been examined by me privily and apart from her husband, and having the same by me fully explained to her, she, the said W. A. Phillips
acknowledged such Instrument to me to be her act and deed, and she declared she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN under my hand and Seal of office, this 12th day of November A. D. 1882.

A. W. Justice J. P. and
ex officio Notary Public Bosque County
Texas

THE STATE OF TEXAS, }
County of..... } I, Clerk of the
County Court of said County, do hereby certify that the above instrument of writing, dated on the day of
..... 188....., with its Certificate of Authentication, was filed for record in my office this
day of..... A. D. 188 .., at o'clock M., and duly recorded the day of
..... A. D. 188 .., at o'clock M., in the Records of said County, in Vol.
on Pages No.

WITNESS my hand and the Seal of the County Court of said County, at office in.....
the day and year last above written.

.....
Clerk C. C. County.

WARRANTY DEED.

J. C. Phillips &
H. A. Phillips

TO

J. W. Whitton

FILED FOR RECORD,

188

at _____ o'clock _____ M., and Recorded

188

County

Record of _____

Book _____ Page _____

CLERK.

DEPUTY.

William Greenup
J. C. Phillips
J. S. Draper
J. W. Whitton
Filed July 18/86
J. W. Whitton
clerk

File 3976.

THE STATE OF TEXAS,

Know all Men by these Presents:

County of Bosque,

That He, J. H. Whiteker, and Matilda Whiteker, his wife,

of Bosque, county, and state of Texas, for and

in consideration of the sum of Eighty Dollars,

to us in hand paid, the receipt whereof is hereby acknowledged, and in further consideration of promissory note of

of even date herewith and due

with interest from
at the rate of per cent. per annum, for the

payment of which a lien is hereby retained upon the hereinafter described tract of land, have bargained, sold, released and conveyed, and by these presents do bargain, sell, release, transfer and convey unto R. J. Whiteker,

of Bosque county, and state of Texas,

heirs and assigns forever, in fee simple, the following described tract or parcel of land, to-wit:

Lying and being in Bosque County Texas, on Spring Creek Mountain, 11 miles west from Meridian Beginning at the South West corner of Major Adflies Survey 60° West of North, two hundred varas, Thence sixty degrees South of West on G. P. Crouch, and Simon Scotts line, to the South west corner of Simon Scotts Survey Thence South Sixty East, two hundred varas to the bay corner, Thence East on the bay line twenty one hundred varas to the beginning.

together with all and singular the rights, members, hereditaments and improvements to the same belonging or in anywise incident or appertaining thereto, to have and to hold, all and singular, the premises above mentioned unto the said

R. T. Whiteker, his

heirs and assigns forever, and we do hereby bind ourselves
on heirs and legal representatives, to forever warrant and defend, all and singular, the title to the above mentioned premises unto the said R. T.

Whiteker, his

heirs and assigns against every person or persons whomsoever lawfully claiming or to claim the same or any part thereof.

In Testimony Whereof, we hereunto set on hands

this the 10th day of February A. D. 1886

J. W. Whiteker
M. Whiteker

The State of Texas, }

County of Bosque }

Before me, A. W. Gustein, J. P.

and ex officio Notary Public for Bosque County

¹⁷⁴⁴ on this day personally appeared J. W. Whiteker

well known to me

to be the person whose name is subscribed to the foregoing deed or instrument in writing, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office at Fredell

this 10th day of February A. D. 1886

A. W. Gustein, J. P. & ex officio
Notary Public, County, Texas.

The State of Texas, }

County of Bosque }

Before me, A. W. Gustein J. P.

an officer of the Notary Public B. C. J. on this day personally appeared

Matilda Whitaker wife of G. W. Whitaker

well known to me to be the person whose

name is subscribed to the foregoing instrument, and having been examined by me privily

and apart from her husband, and having the same fully explained to her, she, the said

Matilda Whitaker acknowledged

such instrument to be her act and deed, and declared that she had willingly signed the

same for the purposes and consideration therein expressed, and that she did not wish

to retract it.

Given under my hand and seal of office this 12th day of

February A. D. 1889

A. W. Gustein J. P. an officer
Notary Public Bosque County, Texas.

The State of Texas, }

County of _____ }

I, _____ Clerk of

the County Court of _____ County, do hereby certify that the annexed

deed or instrument of writing and certificate _____ of acknowledgment were duly recorded

my office in Record Book _____ page _____ by me on the _____ day of

_____ 188 _____ at _____ o'clock _____ M.

To Certify Which, I herto sign my name and affix the seal of my

office at _____ this, the _____

day of _____ A. D. 188 _____

Clerk.

Deputy.

Jennings Bros., Steam Printers & Stationers, Marshall, Tex.

WARRANTY DEED

WITH VENDOR'S LIEN

J. W. & W. Whiteaker

Grantor _____

Grantee _____

Date _____ 188_____

Property Conveyed _____

(4)

File 3976.
Milam Precmp.
J. W. Whiteaker
To 3 Transfer
W. J. Whiteaker
Filed Feby 18/86
D. C. Robinson
clerk

The State of Texas }
County of Bosque } Before the undersigned
County Clerk in and
for the aforesaid county and state, this
day came and personally appeared R. J. —
Whitaker, a resident citizen of said county,
who being by me duly sworn, declares that
he is a benefidee letter upon one hundred
and sixty acres of vacant public land, situated
in said county, and surveyed for J. C. Philips
on the 26th day of May 1852 by P. Piersan, a
Deputy Surveyor of said county, and that said
J. C. Philips, occupied and improved the same
as a homestead for a period of three conse-
cutive years, beginning on the first day of —
November 1850, that said J. C. Philips, was a
married man, and afterwards to wit, on
the 12th day of November 1853 said Philips
and his wife transferred said land to J. W. —
Whitaker, who has lived upon said land as
his homestead up to this date, and has this
day transferred the aforesaid land to R. J. —
Whitaker, who makes affidavit for the pur-
pose of obtaining title to the same for a
homestead, under an act supplementary to
an act for the benefit of actual occupants
of the public lands, approved May 24 1873
and acts prior thereto, and that he has
not a homestead other than the above,
and also at the same time came and person-
ally appeared, S. G. Bravy, and B. F. Bravy, two
credible resident citizens of said county
to me well known, who being duly sworn

depose and say that R J, Whitaker, the person first above named in this affidavit, and those under whom he claims, by trespass has actually settled upon and cultivated as a homestead, the land surveyed for the said J C, Phillips, on the 26th day of May, 1882 by the surveyor aforesaid, for the period of three years, and that they nor either of them have any interest in the said land

R J Whitaker
B F Craver
S y Craver



5/ File 3976.
Milam Orscomp^{ts}
J. C. Phillips

Proof of Occupancy
Filed Feby 18/86
D. N. Robinson
chf clk

28-2-8
28-6-8
28-1-11