

File

4255

Bosque

83

97

Al-1097

Mitani

PRE-EMPTION.

Biffle

39 Acres

May 26 1873

Correct on map of Bosque

Co. 41^a 871871910

W. H. Hawkins

Proof of occupancy

orig on Cor P/O spot for

8718710

Hitchin

See SF-9862

Mgl.

18906

alch. vol. 9 + 34

9/10/1873

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No. 1. Affidavit.

No. 2. Field Notes.

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12/24/83

Carrington

No. 4.

Affidavit 1/14/11

The State of Texas To the Hon. S. J.
County of Bosque Siddall County
Surreor of Bosque
County Texas, Sir:

By virtue of the hereinfor
and accompanying affidavit made in
accordance with law, and for the purpose
of acquiring a portion of the Public Domain
as a Homestead Donation, I, J. M. Biffle,
do hereby apply for a survey of the following described
premises, vacant, and unappropriated public
land to wit: 45 acres of land Beginning at the N.W. Cor.
of the N. J. King 160^a P. & C. S. for Cor. - Thence S 30^o E
198^m, to N. E. Cor. of the Tex & New O. R. R. Cor. of 100 acres N^o
1 ^{more or less} ~~portion~~ by N. J. King - Thence S 60^o W to E. line of P. & C. S.
R. R. Cor. N^o 2 - Thence N 30^o W ~~##~~ about 410^m to
South line of the Gertrude Chavana Tr. - Thence N 60^o E
to the NW King 40^a tract - Thence S 31^o E to the
S.W. Cor. of said NW King Tr. - Thence N 60^o E to Beginning -
that I, the said Biffle claim the above land for
myself in good faith, under the laws granting
Homestead Donations, that I am a citizen of said
County and State, and am without any Homestead
of my own, and that I have actually settled upon
and am improving said above lands which I claim
for my homestead - that I am a single man,
and own no other land in the State of Texas except
my claim on the above, which is situated in Bosque
County Texas about 15 miles East from Meridian on
the Waters of the Brazos River, that I the said Biffle
being a bona fide Settler upon said land believe
the same to be of the public vacant lands

1 of the State of Texas, and that I make this
2 application and the accompanying affidavit
3 for the purpose of obtaining a Home, and
4 that I first settled and began to improve said
5 above land on the 10th day of October A.D. 1883.

6
7 The State of Texas Before me J. N. Weeks
8 County of Bosque Justice of the Peace
9 and Ex-Officio Notary Public of Bosque County Texas
10 and Ex-Officio Notary Public this day personally
11 appeared J. M. Biffle the above Applicant
12 to me well known and who being by me
13 duly sworn according to law, deposes and
14 says that the above and foregoing Statement
15 is true and correct.

16 J. M. Biffle Applicant
17 Sworn to and subscribed before me this the
18 15th day of October A.D. 1883,

19 In Testimony whereof I the said
20 James N. Weeks Ex-Officio Notary Public do hereunto affix
21 my official seal and signature

22 James N. Weeks
23 J. N. and Ex-Officio Notary
24 Public Bosque County Texas

25
26 I S. J. Siddall County Surveyor of Bosque
27 County Texas do hereby certify that the
28 foregoing application and certificate are
29 correctly recorded in the Surveyors File
30 Book pages 231 & 232 this Oct 22nd 1883

31 S. J. Siddall
32 County Surveyor of Bosque
County Texas

1 The State of Texas } Field-notes of a Survey of
2 County of Bosque } 37⁴/₁₀₀ acres of land made for
3 J. M. Biffle it being the
4 land to which he is entitled by virtue of
5 his Certificate of Occupancy made before
6 J. N. Weeks Justice of Peace and Ex-Officio Notary
7 Public of Bosque County Texas on the 15th day
8 of October 1883. Said Survey is situated
9 in the County of Bosque on the waters of
10 the Brazos River about 15¹/₂ miles ^{South} East from
11 Meridian.

12 Beginning at the N.W. Corner of the N. J.
13 King 160 acre Pre-emption survey in the Valley of
14 the Brazos River from ~~which~~ a Cedar post from which
15 a live oak stump marked D brs. N83E 50 vs. —
16 Thence S30E 198 vs. to the N.E. Corner of the Texas
17 & New Orleans R.R. Sur. No 1 a cedar post and pile
18 of rocks in a small ravine for the S.E. Corner
19 of this — Thence S60W 752 vs. to the N.W.
20 Corner of the said T. & N. O. R.R. Sur. No 1 on
21 the East line of the T. & N. O. R.R. Sur. No 2 a pile
22 of rocks for the S.W. Corner — Thence N30W
23 410 vs. to the N.E. Corner of said T. & N. O. R.R. Sur.
24 No 2 for the N.W. Corner on the South line
25 of the Gertrude Cherino League sur. —
26 Thence N60E 388 vs. to the N.W. Corner of
27 the W. K. King 40 acre sur. a pile of rocks.
28 — Thence S30E 212 vs. to the said King's
29 S.W. Corner — Thence N60E 364 vs. to the
30 place of Beginning —

31 Surveyed October 16th 1883

32 J. C. Alexander } chain Carrier — S. J. Siddall
N. J. King } County Surveyor Bosque Co. Tex

I, S. H. Lumpkin Deputy Surveyor Boone
 district do hereby certify that the foregoing
 survey is more according to law, and
 that its limits corners and boundaries
 with the ~~the~~ natural and artificial
 calls are truly described in the foregoing
 plot and field-notes - (Plot attached to Certificate
 of occupation) and that the same is abutted
 by Patented survey already surveyed and patented, and
 that they were actually made on the ground

S. H. Lumpkin
 Special Deputy Surveyor Boone Co., Tex.

I, S. J. Siddall County Surveyor of Boone
 County Texas, do hereby certify that I have
 examined the foregoing plot and field-notes
 and find them correct; and that they
 are recorded in my office in Book
 no 6 page 105

This October 22nd 1883

S. J. Siddall

County Surveyor Boone County Texas

run on a variation 10 1/2 degrees
 S. M. Biffle P. O. Address
 Whitney Texas

2 / File 4258
 Williams Preemption
 J. M. Biffle
 Field Notes
 Proven
 Field Record 9/83
 J. M. Biffle
 J. M. Biffle
 Copy of
 Certificate map of Boone
 Co. - 40 acres - 8/18/1910
 J. M. Biffle
 Field Notes of
 Boone Co.
 39 1/2 Preemption
 J. M. Biffle

4/000
 8/12/10
 J. M. Biffle

JAN 14 1911

Referred to Law

In Re J. M. Biffle Pre-emption Swr.

MERIDIAN, TEXAS.

191

The State of Texas & Before me the undersigned
County of Boyne & Notary Public in and for Boyne
County, This day personally appeared
S. H. Lumpkin who after being duly sworn says, that the J. M.
Biffle 4/9 Pre-emption Milam No 4255 was conveyed to him,
by the said J. M. Biffle by deed dated October 23rd 1883, which
was duly filed for record on Oct 23rd 1883, and duly recorded
in Book Vol. 30 on page 71 of deed records of Boyne Co., Texas
There was never any land on said Biffle survey put in
cultivation but a house near S. E. corner of same occupied about
one year (during 1882 or 1883) by the said J. M. Biffle who
rented some of my land on the N. J. & W. K. King Survey, after
his deed from Biffle to me of date Oct 23rd 1883, he occupied
the House for one or two years as my tenant, and after
J. M. Biffle moved off and out of House, I have occupied said
House by sons and Sunday tenants ever since, and have
paid Taxes on it (the J. M. Biffle ~~was~~ 4/9 Swr, ever since the
year 1883, I never personally lived on the said Biffle survey,
and that the facts set forth in the Letter from him to the Hon.
J. D. Robinson Comr Genl. L. Office dated Dec 8th 1910 are in substance
true and correct - S. H. Lumpkin

Sworn to and subscribed before me this 13th day of Jan 1911. Geo. P. Robertson
Notary Public Bosque Co. Texas

S. H. LUMPKIN
ATTORNEY AT LAW

RECEIVED

DEC 9 1910

Referred to Law

952

MERIDIAN, TEXAS.

Dec 8th

1910

Hon. J. P. Griffin Comr. G. L. O.
Austin Texas

Dear Sir: Your letter addressed to me at Amanah's Deyo, was this morning received by me, and in reply will say, that the 41st Baffle 41st Pre-Emption Milam No 4255, was conveyed to me by the said Baffle on October 23rd 1883, a short while after the file, which deed was duly filed for record on Oct 23rd 1883, and recorded same day in Book Vol 9 on page 21 of the Deed Records of Boyne Co. Texo.

I have not the original deed, but thought I had sent it up to the G. L. O. with the application, field-notes of the said Baffle Pre-Emption sur, or had Mr. J. F. Siddall then Co. Surveyor to do so - There was never any land on the Baffle sur. put in cultivation, the house was built at foot of mountain near the S.E. Corner of the 41st tract, which is practically a barren, bleak, mountain without water, grass, soil, timber, and its principal good to humanity is that it keeps the Earth from having a hole in it. This is the reason I have not paid any attention to it except to have paid taxes on it from 1883 to the present time - I think Baffle occupied the Home one year and rented land from me on the N. J. King sur. - After Baffle died to me I have occupied it by tenants ever since. I personally never did live on it - I had Bestleton to survey and have land valued, which he tells me he has done, I thought

2 p

I came here the land patent to me as assignee of
J. M. Biffle, but under the decisions of the Court, I see I was
in error — and as this 41 acre lies adjoining my farm
on the N. E. of W. K. King Swamp, I still want the patent to
it, and am willing to give more than any one for it.
Will you prepare the affidavits ~~and~~ to cover the above facts?
Will the certified copy of the deed from Biffle to me be
sufficient? answer. Yours Truly
S. H. Lumpkin

P.S. I have just seen our Co. Surveyor Mr. Bestetson, who
told me that he had valued the land at a \$12 per acre
because the law would not allow him to value some at less
price, this land is not worth over 25¢ per acre, or 50¢
at outside price, and I can have this fact established by every
man who knows the Hill or land covered by the J. M.
Biffle Exemption sur. If I buy this land I want to pay
the cash for it, and get the Patent S. H. L.

H. H. BURBANK
ATTORNEY AT LAW

50

RECEIVED

1881

I have been the recipient of your letter of the 14th inst. in relation to the
 matter of the estate of the late Mrs. C. J. Burbank, deceased, and in answer
 to the same I beg to inform you that the same has been referred to the
 proper authorities for their consideration. I am sorry to hear of the
 death of your mother and hope that you will find some relief in the
 knowledge that she has been provided for. I am, Sir, very respectfully,
 Yours truly,
 H. H. Burbank

Wm. P. H. W. S.

and memo

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 H. H. Burbank