

465

500 15 *Quinn's*

Benjamin L. Hobbey au
320 acres
Oct 465

Correct on map. Oct 31
B. m. h. s. p. l. d. Crumshaw
Court for Patenting
C. S. J.

Patented Oct-15/51

Rimbelle

No 346 - Vol 2

De Cordova

atol. vol. 1 + 39

mpl. 742
Mk & pte in C. C. P.
at

1. "Toby" Scup.
 2. Field Notes
 3. Affidavit.
- Dec 4/78.
Book.

REPUBLIC OF TEXAS.

LAND SCRIP.

No. 465

320 ACRES
OF LAND.

TO ALL TO WHOM THESE PRESENTS SHALL COME.

BE IT KNOWN

That I, **SAM. HOUSTON**, President of the Republic of Texas, by virtue of the authority vested in me by joint resolution of both houses of Congress, and passed into a law on the tenth day of December, eighteen hundred and thirty-six, which authorizes and requires me to issue to **THOMAS TOBY**, of New Orleans, Land Scrip to the amount of five hundred thousand acres, as the recognised Agent of this Republic, and in the discharge and fulfilment of obligations attendant thereon.

Therefore, I, **SAM. HOUSTON**, President as aforesaid, in compliance with the provisions of the above recited act, DO DECLARE THAT *Thomas Toby of the City of New Orleans, State of Louisiana* Legal representatives, are entitled to **Three hundred and twenty acres of the public domain of Texas**, agreeably to the following conditions, TO WIT:

ARTICLE 1st.—That NO PREFERENCE shall be given to any person or persons who may have hitherto obtained Lands from the Government of Texas, by purchase or bounty lands, or shall hereafter obtain them in that manner, over the holders of this Scrip, if such lands have not been already located.

ARTICLE 2d.—When the Land Offices of this Republic shall be opened, (of which the world will be duly apprised,) the holder or holders of this Scrip shall be entitled to make his or their location, on just and equitable terms with all other persons now holding Scrip; and no priority of election shall be given to those who at present hold Scrip, over the purchasers of this Scrip.

ARTICLE 3d.—The holder of this SCRIP shall receive his TITLE without any other expense than the purchase money.

ARTICLE 4th.—In order to hold lands by virtue of this Scrip, a residence in Texas shall not be necessary.

ARTICLE 5th.—This SCRIP shall be transferrable 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 Lands herein named, to *WB* 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 or sale of transfer shall be required, to enable the purchaser or purchasers to enter the said land and take possession thereof.

And in order that the Rights and Interests acquired by virtue of this Scrip, shall at all times be maintained and preserved, Therefore, I, **SAM. HOUSTON**, President of the Republic of Texas, have signed the same, and caused my Private Seal to be also affixed, there being no seal of office yet provided.

Done at Columbia, this *Twentieth* day of *December*
Secretary of the Treasury,

D. D. 1836.

Henry Smith

Sam Houston



New Orleans 1 Feb'y. 1837

For value received. I hereby transfer assign and set over all the right title and interest which this Scrip gives me to the Lands herein named to Benjamin Dutton Hadley, of Jackson in the State of Mississippi or his legal representatives -

Witnessed
J. Brent Clarke

[Signature]

W. G. Deemy

For value received I hereby transfer the within Scrip to John F. Torrey and make him a full & complete title thereto Witness my hand & seal this 15th day of May 1849

Witness
Geo. C. Daw
Ben J. Smith

[Signature]

For Value Received I do hereby transfer all my right title interest and claim in and to the within to Jacob de Cordova of the City of Houston State of Texas his heirs and assigns forever
Houston Sept 25 1854

[Signature]

Witness
Emeline Busch
Fred. Thensel

[Signature]

Montgomery
Benjamin Dutton
"John" ...
...
John F. Torrey
John F. Torrey
John F. Torrey
John F. Torrey
John F. Torrey

A. M. Will solemnly declare under oath of my office
that the foregoing survey was executed according to Law & made since
the first day of August 1838 & that the limits, boundaries & courses are
truly defined in the above stated field notes Montgomery 16th
November 1838

A. M. Will
Deputy Surveyor

I certify that I have examined the foregoing field notes and find them
Correct, Montgomery November 28th 1839

William Robinson
Co. Surveyor for
Montgomery County

Field Notes

B. D. Handy

320 Aers

Quod Scripsit

Recorded page 3

Patented Oct. 1835
A. M. Will

Montgomery — Series
Benjamin D. Mearns
Field notes — 320 Aers

The State of Texas }
Harris County }

Before me Aug. 20th 1857,
a Notary Public in and for the
County of Harris, this day personally appeared, Mrs.
Pety L. Hadley, wife of J. B. D. Hadley, to me well
known, who being by me duly sworn, declared, that
Benjamin Zestman Hadley was the child of the
said J. B. D. Hadley and herself, the said P. L. and
further declared, that said Benjamin Zestman Hadley
died at the age of about two and a half years.
Also at the same time personally appeared
before me the Notary aforesaid, Benjamin J.
Smith, to me well known, who being sworn, de-
clared, that he knew Benjamin Zestman Hadley
as the child of J. B. D. and P. L. Hadley, and
the said Benjamin Zestman Hadley died about
two and a half years old. Done at the City
of Houston 2 day of October A. D. 1857

Sworn to and subscribed
before me this 20th day of
October A. D. 1857

Witness my hand and
Notarial Seal

Pety L. Hadley

Ben. J. Smith

Aug. 20th 1857
Not. Pub. H. C.

3. File 13
Montgomery Scrip.
Aff

Gilbert

Land office