

Cherokee Co/5

File 2943. ~~2~~

Nacogdoches 3rd Class

No. 235

Levi Lutton.

294 acres

Preemption

Correct on map of Cherokee County.
July 26/56 C. W. Proffers.
X marked ptd

Patent to William
C. Williams agent

Patented ^{Cherokee} July 21st /56
Havalsen.

Vol 164 2 vol 32

mg. 22743.

W. P. King CO July 21st Miller

Contents.

- 1. Field notes, Affrs
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The State of Texas ~~County~~ ~~of~~ No 105
County of Cherokee Before me
A. J. Coupland County Surveyor of
Cherokee County this Day came Levi
Dutton and an oath says that
the Land on which he has settled
and made his improvement
he believes to be vacant and that
he is entitled to the same by virtue
of an act of Congress entitled an
act granting to settlers on vacant
Publick Domaines presumption
Privileges approved January
the 23rd AD 1845 Levi ^{the} Dutton
mark

Sworn to and subscribed Before
me this 28th Day of June AD 1855
A. J. Coupland
County Surveyor
of Cherokee County

aff 86

Levi Dutton

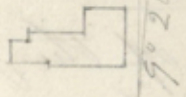
June the 28

AD 1853

The State of Texas 3

County of Cherokee 3 Survey N^o 686

A Survey of 294 acres of Land made for Levi Dutton on the 8th day of Sept. A.D. 1853. By virtue of affidavit N^o 105 Sworn to before A. J. Coupland County Surveyor, of Cherokee County on the 28th day of June A.D. 1853. Situated ^{in Cherokee County} on the Water of the Naches River, about 13¹/₂ miles N. W. of the Town of Rust. Beginning at the S. W. Cor. of the John C. Stovall's Survey N^o 360 a Post from which a Post oak 6 in dia. bears N. 72° E. 4 v. a Post oak 6 in dia bears S. 50° E. 4 v. Thence South with the C.B.S. of the Calvin S. Hamilton Survey 11.0 v. to the S.E. Cor. of the same, a Post from which a Blue Jack 5 in dia bears N. 2° W. 3 v. a Pine 22 in dia bears N. 83° W. 13 v. Thence West ^{with} the S.B.S. of 19th Hamilton Survey 400 v. to N.E. Cor. of A.S. Chesher Preemption Survey, a Post from which a Pine 22 in dia bears N. 38° E. 5 1/2 v. a Pine 14 in dia bears S. 57° E. 5 1/2 v. Thence South with C.B.S. of 19th Chesher Survey 350 v. S.E. Cor. of the same, a Post from which a Pine 24 in dia bears N. 8 1/2° E. 5 v. a Blue Jack 14 in dia bears S. 52° W. 7 v. Thence East with the N.B.S. of the James M. Petty, Preemption Survey, 790 v. to the N.E. Cor. of the same, a Post from which a Pine 24 in dia bears N. 7° W. 11 1/2 v. a Hickory 6 in dia S. 66° E. 8 7/10 v. Thence South, with the C.B.S. of 19th Petty Survey, 50 v. to the N.W. Cor. of N^o 160 a Post from which a Pine 26 in dia bears S. 47° E. 6 7/10 v. a Hickory 10 in dia. S. 10° E. 7 7/10 v. Thence East with the N.B.S. of N^o 160 - 1595 v. to N.E. Cor. of the same, a Post from which a Pine 24 in dia bears N. 63° W. 9 5/10 v. a Pine 10 in dia S. 7 1/2° E. 1 7/10 v. Thence North, with the W.B.S.



Scale 4000 ft. = 1 inch

9° 20' 11" 11/16

of the John Shermans Survey N^o 50 729 vs to
 S.W. cor of N^o 31- 1129 vs to S.E. cor of the John C. Storvick
 Survey N^o 359 a Post from which a Red oak 18 in
 dia. bears S. 65° E. 3¹/₁₀ vs a Red oak 14 in dia
 bears N. 70° W. 3 vs Thence West with the S.P.
 of N^o 359- 795 vs to S.W. cor of N^o N^o 359 a Post
 from which a Post oak 15 in dia bears S. 9° W
 8 vs a Pine 14 in dia bears N. 30° W. 5 vs
 Thence South with the C.B.S. of N^o 360- 589
 vs to S.E. cor of N^o N^o 360. a Post from which
 a Burr oak 6 in dia. bears S. 80° W. 30 vs a
 a Burr oak 4 in dia bears S. 78° W. 30 vs
 Thence West with the S.P. of the John C. Storvick
 Survey N^o 360- 1190 vs to the place of Beginning
 containing 294 acres more or less

Sevi. Dutton } S.C.C.
 James A. Griffin }

W.G. Armstrong
 Dep^t Surveyor
 of Cherokee County

I, W.G. Armstrong, Dep^t Surveyor of Cherokee
 County, do certify that the Survey described
 in the foregoing Plat and field Notes, was made
 by me on the 8th day of Sept^r A. D. 1853, and
 that the lines, Boundaries and corners of the
 same, together with the marks, Natural
 and artificial are truly described therein.

Given under my hand this 13th day of
 Sept^r A. D. 1853

W.G. Armstrong
 Dep^t Surveyor of
 Cherokee County.

I, A. J. Goupland County Surveyor of
 Cherokee County do certify that I have
 examined the foregoing Plat and field
 Notes, and find them correct and the
 Survey made according to Law,

The State of Texas & J. O. G. Woodall Clerk of the
County of Cherokee & County Court of Cherokee
County & State aforesaid. Do hereby Certify
that on this day Satisfactory proof have
been made before me by two respectable Citizens
of the County aforesaid. Well known to me
that Levi Dutton and those Holding under him
as assignee have resided upon and cultivated
a portion of the Preemptive Survey of two
hundred and thirty four. Acres of land
for more than three years. made for said
Levi Dutton No. 686. made by virtue of the
affidavit of said Dutton No. 105. By E. G.
Armstrong then Deputy Surveyor. of said County
On the 8th day of September 1853. and transfer
to Jas W. Petty. and then to William B. Williams
and all together have Complied fully with the
provisions of an Act Granting to Settlers
On public Domain Preemptive Privileges
Approved January 25th 1845.

Given under my hand & Seal of office
In the town of Rust this 7th day of
July A.D. 1856.

J. O. G. Woodall Clerk. Co.

Court C. C.

and the same are Recorded in Book B
Page 159+60 Given under my hand
at Ruston this 13th day of Sept. A.D. 1853

A. J. Campbell
County Surveyor
of Cherokee County

J. C. G. Armstrong County Surveyor of Cherokee County
do Certify that I have this day applied to the
field notes of the Levi Dutton Preemption Survey
of 294 acres N^o 680. the Certificate of three years
Residence &c Issued to Levi Dutton and those
holding under him, (Jas M. Coffey, William
H. Williams assigns), by C. G. Woodall Clerk of the
County Court of Cherokee County, on the 7th day of
July A.D. 1850.

Given under my hand in Ruston
in Office this July 10th 1850

C. G. Armstrong
C^o S. C. C^o

File 2943^①
Macgdoches 3^d sup.

Field Notes 294 acres
Affidavit & Certificate
Levi Dutton

Filed July 18th 1856.

Patented July 31st 1856
W. W. W. W. W.
W. W. W. W. W.

N^o 680

Levi Dutton

Survey of 294 acres

Recorded in Book

B. Pages 159+60

Sept 13th 1853.

A. J. Coupland

b. s. b. b.

forever, and to the said Williams is duly autho-
-rized to call on the Commissioner of the Gen-
Land Office for and Receive a Patent for
the aforesaid tract or parcel of Land, and
exercise all Right of ownership over the
same, and all the Right title and interests
that I have in and to the above named 294
acres of Land, is by this Deed of Conveyance.
vested in the afove named William H. Williams
his heirs and Assigns forever, in testimony
of which I hereunto set my hand and
Seal - using scroll & for Seal, This January
4th day A.D. 1855. James W. Petty

Signed sealed & delivered
in presence of
O. G. Armstrong
David Collins
modt

The State of Texas Before me the undersigned author-
County of Cherokee, ity personally Came James W. Petty
to me personally known, who acknowledged that
he signed signed sealed and delivered the Within
and foregoing instrument of Writing for the purposes
and Considerations therein Contained and set forth
Given under my hand and Seal of office
In the town of Rusk this 4th day of
January A.D. 1855
O. G. Woodall MCo Court ce

The State of Texas } do hereby certify that
County of Cherokee } the foregoing instrument
was filed in my office for Record the
11th January A D 1855 - At 3 O'clock
P. M. and is now of Record in Book
1 of Deeds, Book as 4 C on Pages 308 &
308 Given under my hand and
Seal of office 5th day of
January A D 1855
O. G. Woodall Clerk Court C. C.

To Mr. Petty
of 3 Dec
William H. Williams

Filed in my office
for Record the 11th
January A D, 1855
At 3 O'clock P. M.,
O. G. Woodall Clerk
Court C. C.,
By J. F. Woodall
Deputy

Clerk fees \$25
Paid O. G. W.

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The State of Texas
County of Cherokee
Know all men by these
Presents that I James M. Petty a Citizen of
the County of Cherokee and State of Texas, for and
in consideration of the sum of two hundred dollars
to me in hand paid, by William H. Williams
also a Citizen of the County and State aforesaid,
The Receipt whereof is hereby acknowledged, have
this day bargained sold alienated and conveyed
and by these presents do bargain, sell alienate
and convey unto the aforesaid William H. Williams
all the Right title and interest, to claim or demand,
that I have in and to 294 acres of Land, surveyed
for Civil Duties by virtue of his Preemption affidavit
No 105 sworn to by S. Dutton, before A. A. Coupland
County Surveyor of Cherokee County - on the 28th day of
June A.D. 1853 and surveyed by E. G. Armstrong
Dept Surveyor of Cherokee County on the 8th day of Sept.
1853 - and is Recorded in Book B. Pages 159 + 160 - in
the County Surveyors office of Cherokee County - and
transferred to me by S. Dutton on the 22^d day
of July A.D. 1854 - which transfer well more fully
appear by Reference being had to the same
to have and to hold the above named tract
or parcel of Land, with all and singular
the appurtenances thereto belonging, or in
any wise appertaining, to him the aforesaid
William H. Williams his heirs and assigns

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Nacogdoches Fedap.

James M. Petty

J. B. Trause

William A. Williams

Filed July 11th 1856.

The State of Texas
County of Cherokee Know all men
By these presents that I Levi Dutton
a Citizen of the County of Cherokee
and State of Texas for and in con-
sideration of the sum of one hun-
dred and fifty dollars to me in
hand paid by James M. Petty also
a Citizen of the County and State
aforesaid the Receipt of which I
do hereby acknowledge have this
day bargained sold alienated and
conveyed and do by these
presents bargain sell alienate
and convey unto the aforesaid
James M. Petty all the right title
claim interest and demand that
I have in and to 274 acres of Land
Surveyed for me by virtue of
my preemption Survey 80886
of 274 acres made by virtue
of Affidavit 80105 Sworn to by
me before A. J. Campbell County
Surveyor of Cherokee County on
the 28th day of June A.D. 1853 and
Surveyed by E. S. Armstrong Deputy
Surveyor of Cherokee County on the
8th day of Sept 1853 by virtue of the
above named affidavit and is
Recorded in Book B, Pages 159 & 60
in the County Surveyors Office of
Cherokee County to have and
to hold the above named tract
or parcel of Land with all and
singular the appurtenances
thereunto belonging to him the

aforsaid James, W. Petty his Heirs
and assigns forever and he
is hereby Authorized to Call on
and the Commissioner of the
General Land Office for and
Receive a patent for the above
named 214 acres of Land and
exercise all Right of ownership
over the same and all the
Right title and Interest that
I have in and to the above
named tract or parcel of Land
By virtue of my preemption
file and Survey is By This Deed
of Conveyance vested in the
above named James W Petty
his heirs and assigns forever
Given under my hand and
Seal This 22nd day of July A.D
1854

Domin possants of
A. J. Caspiano
L. J. Murray

Levi Dutton Seal
mark

The State of Texas, Before me the undersigned
County of Cherokee Authority personally Came
Levi Dutton to me personally known, who
acknowledged that he signed sealed and delivered
the within and foregoing instrument of Writing
for the purposes and Considerations therein
Contained and set forth

Given under my hand and Seal of
Office, in the town of Rusk this
4th day of January A.D. 1855
O. S. Woodall M Co
Court C C

Love Dutton
vs
Deide
Jas. W. Petty

Filed in my office
for record the 4th
day of January 1855
at 3 o'clock P.M.
O. G. Woodall Clk Co,
Court C.C.
By J. F. Woodall Depy

Clk fees \$1.25
Paid O. G. W.

The State of Texas I do hereby Certify that the foregoing
Copy of Sheriffs return being in conformity with the
order for record the 5th January A.D. 1855 at 3
o'clock P.M. and is recorded in Book 17 of the
Records of Deeds Bonds &c on page 305 &
306
Given under my hand and seal
of office in the town of Austin this
5th January A.D. 1855
O. G. Woodall Clk & Court C.C.

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Nacogdoches, Tex.

Levi Dutton
To B. Trause
James M. Petty.

Filed July 18th 1856
