

2 ~~Leaves~~ 80  
Revised Co.'87.

File

29726

BEXAR SCRIP.

ABST. 772

TEXAS AND PACIFIC RAILWAY COMPANY.

Co. Sur. No.

03-640 acres

State Sur. No.

4-640 "

OK ~~Dec 2 1884 of 9x~~

Certificate No. 4011

Survey No 3 appears  
to conflict with Sur.  
No 40 Blk 2. T. & G. N.  
Cyber S. - 2875.  
May 21/87 Court  
No 4 correct.

TRANSFER IN BEX. S. 29722

Mgl.

60.664

c. 2 Mar 1  
c. 1/12/80

The California Co. 3-1-29

CONTENTS.

No. 1. Certificate.

No. 2. Field Notes.

No. 3.

No. 4.

No. 5.

" " "  
Feb 14<sup>th</sup> 1880  
E. B. Eldart

Copy of Transfer from  
S-29722 8/14/1984 MBS

H. B. Withers

No. *4011*

# Land Scrip. 640 Acres.

## The State of Texas--General Land Office.

THIS IS TO CERTIFY, That the **Texas & Pacific Railroad Company**, having completed a section of 203 MILES AND 4624 FEET of their Road, to-wit:

FIRST—From Sherman east, 42 miles and 4624 feet; switches and turn-outs, 3 miles and 2112 feet.

SECOND—Commencing 20 miles east from Dallas, and running east 74 miles and 2640 feet; switches and turn-outs, 15, 184 feet.

THIRD—Commencing at Marshall and running north 74 miles; switches and turn-outs 6 miles and 1584 feet.

Making a total measurement of main track, single line, one hundred and ninety-one and three-tenths (191.3) miles, and of switches and turn-outs, twelve miles and 2640 feet, is entitled, under the provisions of its charter, and the general laws governing the same, to SIX HUNDRED AND FORTY ACRES of land, which may, by virtue of this Certificate, be located upon the odd sections within said Railway Company's reservation, and to be surveyed in the following manner:

First.—Two sections of land adjoining and connecting with each other must be surveyed, one for the State and the other for the Company.

Second.—The surveys to be made square unless prevented by previous entries or navigable streams.

Third.—The Commissioner will select and number the surveys and report the result to the Surveyor, who will fill up the blanks, left in his records for that purpose, accordingly. (As a matter of convenience in describing the surveys, when reporting the numbers, the Surveyor should number the field notes temporarily in pencil.)

Fourth.—Fractions of land of less size than 1280 acres of land, surrounded by previous surveys, must be equally divided, one-half surveyed for the State and the other half for the Company, and the residue of the Certificate may in like manner be located elsewhere, until the same is exhausted.

Fifth.—The even numbers will be reserved to the State, and the odd numbers to the Company.

*In Testimony Whereof, I hereunto set my hand and affix the impress of the seal of said office, this 25th day of May, A. D. 1876.*



Commissioner.

Commissioner.

This 25th day of May, A. D. 1876.

and after the review of the report of said office,

Edw. Raymond, Sheriff, I herewith set my hand

in witness to the Company.

Witness my hand and the seal of the State, and the seal of the office, this 25th day of May, A. D. 1876.

Whereas, the Company, the Governor, should number the land notes temporarily to hand.

Whereas, the Company, will select and number the surveys and about the same to the Governor, who will fill up the same for the Company.

Whereas, Two sections of land adjoining and connecting with each other may be surveyed, one for the State and the

surveyed in the following manner:

be located upon the old sections within said Military Company's reservation, and to be SIX HUNDRED AND FORTY ACRES of land, which may be either of this Company's, either under the provisions of its charter, and the General Laws governing the same, to and three-fifths (101.3) miles, and of sections and town-lands, twelve miles and 2500 feet, to

making a total measurement of nine miles, single line, one hundred and eighty-one

and 3112 feet.

Third—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Fourth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Fifth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Sixth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Seventh—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Eighth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Ninth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

Tenth—Commencing at the north end of the line, and running north 77 miles; sections and town-lands

and 3112 feet.

1/ File 29726

Bexas Scrip  
Tex. Pac. R. V. Co  
640 acres

Cont. No. 4011

Wm. H. H. 1st 1/2 1880  
Kassas Tucker  
Chas. C. C.

Scrip.

640 Acres.

The State of Texas,  
County of Pecos

Variation 11° 30' East.

Survey No. 3 Block No. 54 Township N° 4

FIELD NOTES of a Survey of 640 Acres of Land, made for the Texas & Pacific Railway Co., in accordance with the provisions of an Act, entitled "An Act to adjust and define the rights of the Texas & Pacific Railway Co.," passed May 2, 1873. Said survey is situated on the waters of Pecos River a tributary of Rio Grande River, about 18 miles North 40° West from Pecos City and known as Survey No. 3 Block No. 54 Township N° 4

Beginning at a stake and m<sup>d</sup> set for S. H. cor. of sur. N° 3.

Thence South with west line of sur. N° 2, 1900 rods to a sta. and m<sup>d</sup> set for S. H. cor. of sur. N° 2.

Thence West 1900 rods to a sta. and m<sup>d</sup> for S. H. cor.

Thence North 1900 rods to a sta. and m<sup>d</sup> for S. H. cor.

Thence East 1900 rods to the place of beginning

Surveyed Nov. 1<sup>st</sup> 1878

Robert Gehell  
Jac. Kotzka } Chain Carriers.

I, Jacob Kuechler Deputy Surveyor for the Texas & Pacific Railway Company, DO HEREBY CERTIFY that the foregoing Survey has been made according to law, and that the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing plat and field notes.

Jacob Kuechler  
Deputy Surveyor T. & P. Rwy Co.

I, Jacob Kuechler Principal Surveyor for the Texas & Pacific Railway Company, DO HEREBY CERTIFY that I have examined the foregoing plat and field notes, and find them correct, and that they are recorded in the office of the Company in Book \_\_\_\_\_ page \_\_\_\_\_

Jacob Kuechler  
Principal Surveyor T. & P. Rwy Co.

I, Thos. C. Nelson Surveyor of Pecos Land District, DO HEREBY CERTIFY that the foregoing field notes have been appropriated by virtue of Certificate No. 4011 for 640 Acres of Land, issued to the Texas & Pacific Railway Company, by the Commissioner of the General Land Office, on the 6<sup>th</sup> day of Oct 1878 and I further certify that they are duly recorded in my office, in Book \_\_\_\_\_ Page 157 this the 1<sup>st</sup> day of Sept 1879

Thos. C. Nelson  
Surveyor Pecos Co.

File 29720

*Boxer* SCRP.

Field Notes 640 Acres.

*Texas & Pacific Railway Co*

Filed in General Land Office.

Chas. A. Kirk  
187

*Correct on Map.*

FILING FEE PAID

FEB 14 1980

$$\frac{c}{c} \text{ max } L$$

Original in B.S. 23309-29776  
4 note on B.S. 23309-29776  
+ 23309  
8-1-39  
No. 1239

THIS INDENTURE, made and entered into this 4th day of August A. D., 1887, by and between THE TEXAS AND PACIFIC RAILWAY COMPANY, CHARLES E. SATTERLEE and GEORGE J. GOULD, TRUSTEES of the Income and Land Grant Mortgage executed by the said Company May 15th, A. D. 1875, and the Supplemental Mortgage executed March 23d, ~~1875~~, 1876, and JOHN C. BROWN AND LIONEL A. SHELTON, RECEIVERS of the property of The Texas and Pacific Railway Company, ALL OF THE FIRST PART, and CHARLES J. CANDA, SIMON J. DRAKE and WILLIAM STRAUSS, all of the city of New York in the State of New York, OF THE SECOND PART,

WHEREAS pursuant to the terms and provisions of the bonds made and issued by the said The Texas and Pacific Railway Company, dated May 15th, 1875, known as the Income and Land Grant Bonds, and of the mortgage executed by the said company to secure the payment of said bonds, known as the Income and Land Grant Mortgage, the parties of the second part have purchased all the lands described in and covered by the said mortgage and remaining unsold, and have agreed to give in payment and exchange therefor said bonds and the scrip issued for the payment of interest thereon as in and by said bonds and said mortgage provided;

AND WHEREAS in and by a certain order duly made by the Circuit Court of the United States on the fourteenth day of June, A. D., 1887, in the several actions pending in said Court wherein the above named John C. Brown and Lionel A. Sheldon were appointed Receivers of the property of The Texas and Pacific Railway Company, it was ordered and adjudged that the said Receivers unite with the said Railway Company and with Charles E. Satterlee and George J. Gould, the above named Trustees of said mortgage in a conveyance and transfer of said lands and of the contract obligations therein referred to and hereinafter described, which said order has been duly entered in the office of the Clerk of the Circuit Court of the United States for the Northern District of Texas;

AND WHEREAS the said bonds and scrip to an amount exceeding, with accrued interest, the value of all the lands and property conveyed have been delivered to the said Trustees, parties of the first part hereto, to be cancelled;

AND WHEREAS the lands hereinafter described and hereby conveyed are part and parcel of the said lands so purchased by the said parties of the second part;

NOW THEREFORE, THIS INDENTURE WITNESSETH, That in consideration of the premises and of the sum of Eight Hundred And Forty Thousand Seven Hundred and Seventy Five and 30/100 DOLLARS (\$840775.30/100) paid in the said bonds and scrip to the parties of the first part by the parties of the second part, the receipt whereof is hereby acknowledged, the parties of the first part have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto the said parties of the second part and to their heirs and assigns, and the survivors and survivor of them and the heirs and assigns of such survivors and survivor of them forever, the following described tracts or parcels of land situate in the county of Reeves in the State of Texas, to-wit:



IN WITNESS WHEREOF the said THE TEXAS & PACIFIC RAILWAY COMPANY  
has caused these presents to be signed in the foregoing words and  
form by its President and Secretary and the same to be attested by its  
Treasurer and the Seal of the Company to be hereunto set at the City of  
Dallas, Texas, this 12th day of December, 1900.

| Grantee.  | CERTIFICATE |     | PATENT |      | SURVEY       |     | Township | Block | Acres |
|-----------|-------------|-----|--------|------|--------------|-----|----------|-------|-------|
|           | No.         | No. | Vol.   | Date | Sub-Division | No. |          |       |       |
| T&P Ry Co | 4007        | --  | --     | --   | All          | 1   | 4        | 53    | 640   |
| do        | 4011        | --  | --     | --   | All          | 3   | 4        | 54    | 640   |
| do        | 4697        | --  | --     | --   | All          | 45  | 8        | 50    | 640   |
| do.       | 4703        | --  | --     | --   | All          | 9   | 9        | 50    | 640   |

(And other lands already patented)

THE SAME containing Three Hundred and Thirty Six Thousand Three Hundred and Ten 12/100 (336,310 12/100) acres, more or less; AND ALSO all other unsold lands covered by or included in the said Income and Land Grant Mortgage in Reeves County, Texas, or intended to be covered by or included in said mortgage now in the possession of the parties of the first part hereto, or any of them, or to which they are or may be entitled.

TO HAVE AND TO HOLD the same to the said parties of the second part and to their heirs and assigns and the survivors or survivor of them, and the heirs and assigns of the said survivors or survivor of them forever as joint tenants and not as tenants in common, and the said The Texas and Pacific Railway Company for itself, its successors and assigns, hereby reserves a right of way one hundred (100) feet in width across any of the above described lands hereby conveyed, which are now occupied by the railway of said company, together with all timber, stone, water and material on said right of way, necessary for railway construction, operation or maintenance. AND the said party of the first part for themselves and their successors respectively covenant with the said parties of the second part, their heirs and assigns, that the said parties of the first part and their successors respectively shall and will at any time or times hereafter and from time to time, upon the reasonable request and at the proper cost and charges of the said parties of the second part, their heirs or assigns make, do and execute, or cause or procure to be made, done and executed all and every such further and other lawful and reasonable acts, conveyances and assurances in the law for the more effectually vesting and confirming the premises hereby granted, or intended so to be, in and to the parties of the second part, their heirs and assigns as by the said parties of the second part, their heirs or assigns, or their counsel learned in the law shall be reasonably advised or required. The foregoing covenant shall apply to and bind the Receivers above named so long as they continue in office and have authority to act.

AND the said parties of the first part covenant with the said parties of the second part, their heirs and assigns, that they will defend the possession and title to the said premises, with the appurtenances thereto, to the said parties of the second part, their heirs and assigns against the lawful claims of all persons claiming the same or any part thereof from, through or under the said parties of the first part.



IN WITNESS WHEREOF the said THE TEXAS & PACIFIC RAILWAY COMPANY has caused these presents as set forth in the foregoing pages numbered from one to seventeen inclusive to be signed by its PRESIDENT and attested by its SECRETARY with the seal of the Corporation attached, and the other parties of the first part have duly executed the same this Fourth day of August, A. D. eighteen hundred and eighty-seven (1887).

ATTEST:

C. E. Satterlee,  
Secretary of The Texas &  
Pacific Railway Company.  
~~(CORPORATE SEAL)~~  
(No Corporate Seal Shown)

THE TEXAS & PACIFIC RAILWAY COMPANY  
BY Jay Gould, PRESIDENT

C. E. Satterlee  
George J. Gould  
Trustees of the Income & Land Grant  
Mortgage of May 15, 1875, and Sup-  
plemental Mortgage of March 23, 1876.

John G. Brown  
Lionel A. Sheldon  
Receivers of the Property of The  
Texas and Pacific Railway Company.

STATE OF NEW YORK, }  
CITY OF NEW YORK. } ss.

BE IT REMEMBERED, that on this 6th day of October, A. D. 1887, personally appeared before me, the undersigned authority, Jay Gould, President of The Texas & Pacific Railway Company, to me well known and known to be the President of said Company, who acknowledged before me that he had signed the foregoing deed of conveyance and had caused the Seal of said Company to be affixed thereto by order of the Board of Directors of said Corporation, for the consideration and purposes therein stated.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed my seal of office on this 6th day of October, 1887.

W. R. Field  
Notary Public, City of New York.  
(SEAL)

STATE OF NEW YORK, }  
CITY OF NEW YORK. } ss.

BE IT REMEMBERED, that on this 6th day of October, A. D. 1887, personally appeared before me, the undersigned authority, Charles E. Satterlee and George J. Gould, Trustees of the Income and Land Grant Mortgage, executed by The Texas & Pacific Railway Company, May 15th, 1875, and the Supplemental Mortgage executed March 23d, 1876; to me well known and known to be the Trustees of the said Mortgage, who acknowledged before me that they had signed the foregoing deed of conveyance for the consideration and purposes therein stated.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal of office on this 6th day of October, 1887.

W. R. Field,  
Notary Public, City of New York.  
(SEAL)

(2272)  
 Henry Koppie, City of New York  
 v. E. Field

Attired my self at office on this 21<sup>st</sup> day of October, 1887.

IN WITNESS WHEREOF, I have hereunto subscribed my name and consideration and Testimony therein dated.  
 Note as that they had signed the foregoing deed of conveyance for the and known to be the trustees of the said Mortgage, and acknowledged before the said Mortgage executed March 24<sup>th</sup>, 1886, so as well known Koppie, executed by the James & Wallace Railway Company, New York, 1886, before me and George A. Gould, Trustees of the James and New York personally appeared before me, the undersigned authority, Charles E.

IN IT WHEREFORE, that on this 21<sup>st</sup> day of October, A. D. 1887.

CITY OF NEW YORK.  
 SEALS OF NEW YORK, } ss.

(2272)  
 Henry Koppie, City of New York  
 v. E. Field

Attired my self at office on this 21<sup>st</sup> day of October, 1887.

IN WITNESS WHEREOF, I have hereunto subscribed my name and consideration of said conveyance, for the consideration and purposes thereof of said Company, so as well known to be the trustees of the said Mortgage, and acknowledged before the known to be the President of said Company, who acknowledged before me President of the James & Wallace Railway Company, so as well known and personally appeared before me, the undersigned authority, Charles E.

IN IT WHEREFORE, that on this 21<sup>st</sup> day of October, A. D. 1887.

CITY OF NEW YORK.  
 SEALS OF NEW YORK, } ss.

James and Wallace Railway Company.  
 Secretary of the Property of the  
 James & Wallace  
 John C. Brown

Witnessed Mortgage of March 23<sup>rd</sup>, 1886.  
 Mortgage of May 12<sup>th</sup>, 1887, and 21<sup>st</sup>.  
 Trustees of the James & Wallace  
 George A. Gould  
 G. A. Garrison

(No Conveyance of said Property)  
 James & Wallace Railway Company.  
 Secretary of the James &  
 G. A. Garrison

IN IT WHEREOF, I have hereunto subscribed my name and consideration and Testimony therein dated.

Attired my self at office on this 21<sup>st</sup> day of October, 1887.

IN WITNESS WHEREOF, I have hereunto subscribed my name and consideration and Testimony therein dated.

IN WITNESS WHEREOF, I have hereunto subscribed my name and consideration and Testimony therein dated.

STATE OF LOUISIANA )  
PARISH OF ORLEANS ) ss.

BE IT REMEMBERED, that on this 27th day of September, A. D. 1887, personally appeared before me, the undersigned authority, JOHN C. BROWN and LIONEL A. SHELDON, Receivers of the property of The Texas & Pacific Railway Company, to me well known, and known to be the Receivers of the property of said Railway Company, who acknowledged before me that they had signed the foregoing deed of conveyance for the consideration and purposes therein stated.

IN WITNESS WHEREOF, I have hereunto subscribed my name, and affixed my seal of office on this 27th day of September, 1887.

(SEAL)

J. G. Eustis  
Notary Public

-----  
Registered in Sales Book A Page 248 Land Department The Texas & Pacific Rwy Company, Dallas, Texas, August 4th 1887.

W. H. ABRAMS  
Land Commissioner.

-----  
DEED No. 1239

THE TEXAS & PACIFIC RAILWAY CO. et al.

TO

CHARLES J. CANDA, SIMON J. DRAKE and WILLIAM STRAUSS

\* \* \* \* \*

Filed the 15th day of Sept. A. D. 1888 at 10:15 o'clock A. M., and recorded in Reeves County Record of Deeds, Book 3, Pages 32 to 51, both inclusive.

Witness my hand and seal of the Court, at my office in Pecos City, Texas, this 12th day of Oct., 1888.

(SEAL)

FRANK WYNETT  
County Clerk



THE STATE OF TEXAS  
COUNTY OF REEVES

I, HOLLIS SMITH, Clerk of the County Court of Reeves County, Texas, DO HEREBY CERTIFY that the above and foregoing is (with the exceptions noted below) a true and correct copy of a deed of conveyance executed by The Texas & Pacific Railway Company, et al. to Charles J. Canda, Simeon J. Drake and William Strauss, dated August 4, 1887, as the same appears in the Deed Records of Reeves County, Texas, wherein and whereby certain lands situated in said Reeves County, Texas were conveyed by said The Texas & Pacific Railway Company, et al. to the said Canda, Drake and Strauss.

In the above and foregoing copy of said instrument, certain tracts of land therein enumerated and described have been purposely omitted, as, for the purpose of this certification it is necessary only that the following tracts be covered and included, to-wit: Certificate No. 4007, Section 1, Township 4, Block 53; Certificate No. 4011, Section 3, Township 4, Block 54; Certificate No. 4697, Section 45, Township 8, Block 50, and Certificate No. 4703, Section 9, Township 9, Block 50.

I CERTIFY that the foregoing deed of conveyance is duly recorded in the Deed Records of Reeves County, Texas, in Book 3, Pages 32 to 51, both inclusive.

WITNESS my hand and the seal of the County Court of said County, at office in Pecos, Texas, this 22<sup>nd</sup> day of July, 1939.

*Hollis Smith*  
CLERK OF THE COUNTY COURT OF REEVES  
COUNTY, TEXAS.

RECEIVED & FILED

22-7-39

CLERK OF THE COUNTY COURT OF REEVES

THE STATE OF TEXAS

COUNTY OF HARRIS

I, HOWARD SMITH, Clerk of the County Court of Harris County, Texas, DO HEREBY CERTIFY that the above and foregoing is (are) the (exceptions noted below) a true and correct copy of a deed of conveyance executed by the Texas & Pacific Railway Company, as all to Charles F. Canada, James J. Drake and William Stevens, dated August 4, 1897, as the same appears in the Book Records of Harris County, Texas, wherein and whereby certain lands situated in said Harris County, Texas were conveyed by said Texas & Pacific Railway Company, as all to the said Canada, Drake and Stevens.

In the above and foregoing copy of said instrument, certain tracts of land therein enumerated and described have been purposely omitted, and for the purpose of this certification it is necessary only that the following tracts be covered and included, to-wit: Certificate No. 4007, Section 1, Township 4, Block 53; Certificate No. 4011, Section 2, Township 4, Block 54; Certificate No. 4037, Section 40, Township 8, Block 50, and Certificate No. 4703, Section 2, Township 2, Block 50.

I CERTIFY that the foregoing deed of conveyance is duly recorded in the Book Records of Harris County, Texas, in Book 3, Pages 32 to 34, both inclusive.

WITNESSES my hand and the seal of the County Court of said County, at office in Pecos, Texas, this 22nd day of July, 1929.

*Howard Smith*  
CLERK OF THE COUNTY COURT OF HARRIS  
COUNTY, TEXAS.

Box 5 29726

RECORDED  
INDEXED  
JUL 24 1929  
HARRIS COUNTY, TEXAS

Bx 5-29726

(5)

Transfer  
Copy from 5-29722

8/14/1984 *WJH*

Compare at office in Beeson, Texas, this 25 day of July, 1939.  
WITNES my hand and the seal of the County Court of said

COUNTY, TEXAS.  
CLERK OF THE COUNTY COURT OF TEXAS  
*[Signature]*

RECEIVED AS STATED  
8-1-39  
C. H. COCKE, Receiver  
CENTRAL LAND OFFICE

(6)

5-29722  
Transfer  
Filed 8-1-39  
Bascom files, Com.  
By J. H. Blundell, clk.

as to B, both inclusive.  
Compare in the deed records of Reeves County, Texas, in Book 3, Pages  
1-1000 and the foregoing deed of conveyance is duly re-

Block 20, and Certificate No. 4302, Section 3, Township 3, Block 20,  
3, Township 4, Block 24; Certificate No. 4032, Section 42, Township 3,  
No. 4002, Section 1, Township 4, Block 23; Certificate No. 4011, Section  
that the following tracts be covered and included, to-wit: Certificate  
omitted, as, for the purpose of this certification it is necessary only  
tracts of land already enumerated and described have been introduced  
in the above and foregoing copy of said instrument, certain

lands, Drake and Spence.  
conveyed to said the Texas & Pacific Railway Company, et al. to the said  
and wherein certain lands situated in said Reeves County, Texas, were  
the same situated in the deed records of Reeves County, Texas, wherein  
lands, Simon J. Drake and William Spence, dated August 4, 1932, as  
executed by the Texas & Pacific Railway Company, et al. to Charles J.  
exception noted below) a true and correct copy of a deed of conveyance  
Texas, DO HEREBY CERTIFY that the above and foregoing is (with the  
I, HOLLIS SMITH, Clerk of the County Court of Reeves County.

COUNTY OF TEXAS  
THE CLERK OF THE COUNTY COURT