

Houston Co. 77.

File 362

Houston Preemption
Abst - 1016

Jno. W. Smith

. 160 acres.

Act. Aug. 12th. 1870.

Covers a survey in the name of J. Blackby (3-935) (otherwise known as map of Houston, Co. Febr. 2nd 47. ^{Ed. Schickel} ^{Wm. Blackby} 3-935 no. 67 ^{to} ^{2nd} ^{pt.}

Corrected by patent in April 25/77.

Patented May 1/77
J. S. Giddart
no. 469 vol. 3

Esprop. -
d. March 25/76
d. H. S.

Mgl. 9705

Contents.

No. 1. Affidavit & Designation

" 2. Field Notes.

" 3. —

" 4. —

Dec. 10/75
Drift

3. Cert of Occupancy
January 15/77 D.A.R.

Mark Miller

A. B. Vol. _____

No

The State of Texas }
County of Houston } Before me the undersigned authority
personally appeared John W. Smith
Applicant and R L Stubblefield and
T. B. English Witnesses, to me well known, who being duly

sworn according to law declare that John W. Smith is
bona fide, settled, upon vacant public domain, and the
same described in the accompanying file, under "An Act to
regulate the disposal of the public lands of The State of Texas"
Approved August 12th 1870 - and that he has not a homestead -
Other than the above, he ~~has~~ ^{claims} it as a homestead -
Sworn to and subscribed before

me this 20th day of Nov 1875

John W. Smith
R. L. Stubblefield
T. B. English

In testimony whereof I have hereunto affixed the impress of my
Official Seal and my signature -

J. C. Aldrich
Ck, Dist Ct. N. Co.



No

"Designation"

To the County Surveyor of Houston County
By virtue of the accompanying Affidavits No made in
accordance with the Section of "An Act to regulate the dispo-
-sal of the public lands in The State of Texas" Approved August
12th 1870 - I hereby apply for a survey of the following prem-
-ises including my improvements - viz -

Beginning - on J. W. Smith N. line, 270 vs from
his N. W. Corner -

thence N 950. S. 950. vs E 950 vs

And to with Smith line. 9750 us to place
of Begun & so as to include 760 acres
of Land & my improvements

John M. Smith

File 362

Howland Preemption

John M. Smith

App. & Designation

John M. Smith

Preemption offi.
drafts for survey

Jan Dec 10/1875

J. M. Smith

filed at 12 o'clock
Nov 25 1875

W. Miller

Co. Sec. No. 160

The State of Texas } Survey
Houston County } No.
Filed Notes of a Survey of
160 Acres of Land made
for John W. Smith, by virtue
of his preemption Affidavit No. Said
Survey is situated in Houston County on
the waters of Cochin Bayou, about ^{miles}
8.5 E from Cockett.

Beginning on John W. Smith's West Boundary
270 varas, South of his N. W. Corner Stake.
Thence a Red Oak, 10 in dia brs N 4th W 4 varas
Black Jack, 9 in brs S 17th W 7 varas.
Thence N at 500 varas branch C N E, at 950 varas
Corner. Thence, a Post Oak, 11 in brs, N 81th W
7 varas, Pine 18 inches bears. S 33th W 6³/₁₀ varas
Thence S, at 750 varas a branch, C N E, at 950 varas
Corner, Pine 14 in dia brs, S 78th W 8³/₁₀ varas. Pine 15
in dia brs N 61th E 7³/₁₀ varas.
Thence East at 950³/₁₀ varas Stake on J. W. Smith's
N. W. Post Oak 12 in dia brs S 36th E 2 varas, Pine
10 in dia brs N 66th E, 4³/₁₀ varas.
Thence N with Smith's line at 950 varas to the
place of Beginning bearing N 66th E
Surveyed Dec 1st 1875.

John Smith } C }
J. S. Reeves } C }

Mark Miller
Cofear & Co

The State of Texas }
Houston County } I hereby Certify that
the foregoing Survey was made accord-
ing to Law, and that the lines, marks &
Corners are correctly described therein

and that the foregoing field notes are
truly recorded in Book 13 of Re-
cognition Claims on
this Dec 8th 1875
Mustellier
C. J. & Co.

2 File 362
Houston Preemption
Field Notes
160 acres

Jno M. Smith
file Dec 10/75
J. P. Elders

Patented May 1st 77
J. P. Elders

of March 25/74
H. H.

The State of Texas
County of Houston

Before me the undersigned District Clerk in and for the County
aforesaid, this day came and personally appeared John M
Smith a resident citizen of said County, who being
by me duly sworn, declares that he is a bona fide settler upon 160 acres of
vacant Public Land, situated in said County and surveyed for John M
Smith on the 1st day of Dec 1875 by W Miller
County surveyor of said County; that he has occupied and improved the
same as a Homestead for the period of three consecutive years, beginning on the
1st day of January 1872 that he is a married man and the head of a family;
and that he makes this affidavit for the purpose of obtaining a title to the
same for a Homestead under An Act supplementary to "An Act to regulate
the disposal of the Public Lands of the State of Texas" approved March 24th
1871, and that he has not a Homestead other than the above.

And also at the same time came and personally appeared John Davonport
and J. S. Eaves

two credible resident citizens of said County to me well known who
being duly sworn depose and say that John M Smith
the person first above named in this affidavit has actually settled upon
and cultivated as a Homestead the land surveyed for him on the 1st day of
Dec 1875 by the surveyor aforesaid for the period of three years, and
they nor either of them have any interest in said land.

all at Ocala

John M Smith
John ^{his} Davonport
J S ^{mark} ^{and} ^{mark} Eaves

Sworn to and subscribed before me this 12th Decr 1876
and I hereby certify that John Davonport and J. S. Eaves
are credible and trustworthy citizens of said
County.

His Excellency Governor, State Senate to ask my leave and officiate at and
of said County this 12 day of December 1876
D. C. Aldrich
Clerk, Co. Ct. N. C.

3 File ~~363~~³⁶²
Acquiescence

John M. Smith
affidavits for
Patent

John M. Smith
100 acres
Acres of occupancy

Filed January 15th 1877
J. M. Smith
(Clerk)

Hand to M. Nelson

The State of Texas } Before me the we
Houston County } designed Authority
this day personally Come and appeared
John W Smith . W Miller
and R L Stubbfield to me will know
all Citizens of Houston County, who after
being by me duly sworn deposed
and says that they are acquainted
with a Survey in Houston County of
the acres made for Joseph Blakely, on
the waters of Piney Creek in Houston
County about 16 miles East of Crockett
now claimed by John W Smith and
that the said Joseph Blakely has long
since abandoned said Survey,
and now resides in Nacogdoches
County, and has abandoned his
claims to said Blakely Survey,
said Survey and file being No
3-935 Houston County.

John W Smith
W Miller

R L ^{his} Stubbfield
_{mark}

Sworn to and subscribed
to before me, at office in 162-P.M.
Crockett this 20th day of
April 1877

In witness whereof I hereto set my hand
and seal of Office at Crockett, Houston
Co. Texas - O. C. Aldrich
Ck. Co. Ct. H Co

file 362
Houston Receipt.
Dr. W. Smith
off. of a benighted
of J. Backbury.
3-935.

January 23/77
J. W. C.