

UNITED STATES OF AMERICA TO NORTHERN PACIFIC RAILWAY COMPANY.

Patent No.278.

Northern Pacific Railway Lands.

Act July 1,1898, as extended by Act of May 17,1906.

Seattle, Vancouver, North Yakima, Walla Walla,
Waterville, and Spokane Districts,
WASHINGTON.
4-1043.

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

WHEREAS, by the Act of Congress, approved July 2, 1864 (13 Stat.,365), entitled "An Act granting lands to aid in the construction of a Railroad and Telegraph line from Lake Superior to Puget's Sound, on the Pacific Coast, by the Northern Route," and the Joint Resolution of May 31, 1870, there was granted to the Northern Pacific Railroad Company, its successors and assigns, for the purpose of aiding in the construction of said railroad and telegraph line, and branch, to the Pacific Coast, "every alternate section of public land, not mineral designated by odd numbers, to the amount of twenty alternate sections per mile on each side of said railroad line, as said company may adopt, through the Territories of the United States, and ten alternate sections of land per mile on each side of said railroad whenever it passes through any State, and whenever on the line thereof, the United States have full title, not reserved, sold, granted or otherwise appropriated and free from pre-emption or other claims or rights, at the time the line of said road is definitely fixed, and a plat thereof filed in the office of the Commissioner of the General Land Office;" and

WHEREAS, it is further provided that "whenever, prior to said time, any of said sections, or parts of sections, shall have been granted, sold, reserved, occupied by homestead settlers or pre-empted or otherwise disposed of, other lands shall be selected by said Company in lieu thereof, under the direction of the Secretary of the Interior, in alternate sections, and designated by odd numbers, not more than ten miles beyond the limits of said alternate sections;" and

WHEREAS, official statements from the Secretary of the Interior have been filed in the General Land Office, showing that the Commissioners appointed by the President, under the provisions of the fourth section of the first named act, have reported to him that the said Northern Pacific Railroad and Telegraph Line, and Branch, excepting that portion between Wallula, Washington, and Portland, Oregon, declared forfeited by the Act of September 29, 1890, have been constructed and fully completed and equipped in the manner prescribed by the Act relative thereto, and the same accepted by the President; and

WHEREAS, there has been filed in the office of the Secretary of the Interior evidence showing that the Northern Pacific Railway Company is the lawful successor in interest of the Northern Pacific Railroad Company as to all lands within the limits of the grant made to the said Northern Pacific Railroad Company by the Act of July 2, 1864, and all subsequent legislation; and

WHEREAS, by the Act of Congress approved July 1, 1898 (30 Stat., 597-620), authority is given the Northern Pacific Railroad Company, or its successor in interest, under certain conditions expressed therein, to relinquish to the United States certain lands within either the granted or indemnity limits of its grant, and to select in lieu thereof, "an equal quantity of public land s not mineral or reserved, and not valuable for stone, iron or coal, and free from valid adverse claims or not occupied by actual settlers, at the time of such selection, situated within any State or Territory into which such railroad grant extends," and it is provided that "patents shall issue for the land so selected as though it had been originally granted;" and

WHEREAS, by the Act of Congress approved May 17, 1906 (34 Stat.,197), the provisions

of the Act of July 1, 1898, aforesaid, were extended to include any bonafide settlement or entry made subsequent to January 1, 1898, and prior to May 31, 1905, in accordance with the erroneous decisions of the Land Department respecting the withdrawal on general route of the Northern Pacific Railroad between Wallula, Washington, and Portland, Oregon, where the same has not since been abandoned, but restricted lieu selections to the State where the private holdings are situated; and

WHEREAS, the following described lands have been selected by the duly authorized agent of the Northern Pacific Railway Company under the provisions of the Act of July 1, 1898, as extended by the Act of May 17, 1906, aforesaid, and the lands given as bases therefor are within the limits of the grant, lie opposite the constructed line of the company's road, and have been relinquished to the United States in accordance with the requirements of said Acts, and the relinquishment accepted by the Secretary of the Interior, viz:

Willamette Meridian - Washinton.

Township twenty-eight north of Range two west.

The northeast quarter of the southeast quarter of Section thirty-three, containing forty acres; and the northwest quarter of the southwest quarter of Section thirty-four, containing forty acres;

Township twenty-nine north of Range two west.

The southwest quarter of the northwest quarter and the northwest quarter of the southwest quarter of Section seventeen, containing eighty acres;

Township eleven north of Range six west.

The northwest quarter of Section twenty, containing one hundred sixty acres;

Township twenty-five north of Range twelve west.

The south half of the southwest quarter and the north half of the southwest quarter of Section five, containing one hundred sixty acres; and the south half of the southeast quarter and the northeast quarter of the southeast quarter of Section six, containing one hundred twenty acres;

Township one north of Range three east.

The lot five of Section six, containing one and sixty-seven-hundredths acres;

Township two north of Range four east.

The Lots three and four of Section two, containing seventy-three and eighty-hundredths acres;

Township three north of Range five east.

The north half of the southwest quarter of Section thirty-four, containing eighty acres;

Township three north of Range six east.

The Lots five and six and the northeast quarter of the southeast quarter of Section twenty-one, containing one hundred thirty-eight and ninety-two-hundredths acres;

Township two north of Range seven east.

The southeast quarter of the southwest quarter of Section six, containing forty acres;

Township twenty-three north of Range nine east.

The northeast quarter of Section twenty-two, containing one hundred sixty acres;

Township thirty-five north of Range nine east.

The northeast quarter of the northeast quarter of Section seven, containing forty acres; and the northwest quarter of the northeast quarter of Section nine, containing forty acres;

Township three north of Range ten east.

The east half of the northeast quarter of Section seven, containing eighty acres; and the southwest quarter of the northwest quarter and the northwest quarter of the southwest quarter of Section eight, containing eighty acres;

Township thirty-two north of Range ten east.

The Lot ten of Section five, containing forty-seven acres;

Township four north of Range thirteen east.

The northeast quarter of the northeast quarter of Section twenty-two, containing forty acres;

Township five north of Range fifteen east.

The northwest quarter of the southwest quarter of Section eight, containing forty acres;

Township three north of Range sixteen east.

The southeast quarter of the southwest quarter of Section twenty-eight, containing forty acres;

Township fourteen north of Range nineteen east.

The east half of the southeast quarter of Section twenty, containing eighty acres;

Township twelve north of Range twenty east.

The southeast quarter of Section fourteen, containing one hundred sixty acres;

Township thirteen north of Range twenty east.

The southeast quarter of the southeast quarter of Section eighteen, containing forty acres;

Township fourteen north of Range twenty east.

The south half of the southeast quarter of Section twenty, containing eighty acres;

Township twelve north of Range twenty-one east.

The southeast quarter of Section twenty-two, containing one hundred sixty acres; and the west half of Section twenty-six, containing three hundred twenty acres;

Township eleven north of Range twenty-two east.

The south half of Section twenty-six, containing three hundred twenty acres; and the west half of the northwest quarter, the northwest quarter of the southwest quarter, and the southwest quarter of the southwest quarter of Section twenty-eight, containing one hundred sixty acres;

Township ten north of Range twenty-three east.

The Lots three and four and the south half of the northwest quarter of Section four, containing one hundred fifty-nine and twenty-five hundredths acres; and the northwest quarter of the northwest quarter of Section twenty-four, containing forty acres;

Township eleven north of Range twenty-three east.

The southwest quarter, the southeast quarter, the north half of the northwest quarter, and the south half of the northwest quarter of Section thirty-two, containing four hundred eighty acres;

Township twelve north of Range twenty-three east.

The south half of the northwest quarter and the northwest quarter of the northwest quarter of Section ten, containing one hundred twenty acres;

Township sixteen north of Range twenty-five east.

The northeast quarter of Section twenty-six, containing one hundred sixty acres;

Township twenty-four north of Range twenty-five east.

The south half of the northwest quarter, the northeast quarter of the northwest quarter, and the northwest quarter of the northeast quarter of Section twenty-one, containing one hundred sixty acres;

Township twenty north of Range twenty-six east.

The southeast quarter of the southwest quarter of Section four, containing forty acres;

Township twenty-one north of Range twenty-six east.

The southeast quarter of the southeast quarter of Section thirty-two, containing forty acres;

Township five north of Range twenty-seven east.

The northeast quarter of Section eight, containing one hundred sixty acres;

Township seventeen north of Range twenty-seven east.

The north half of the northeast quarter and the south half of the northeast quarter

of Section eighteen, containing one hundred sixty acres;

Township nineteen north of Range twenty-seven east.

The northeast quarter of the southeast quarter of Section twenty, containing forty acres;

Township twenty north of Range twenty-seven east.

The south half of the southwest quarter and the west half of the southeast quarter of Section twenty-four, containing one hundred sixty acres;

Township twenty-four north of Range twenty-seven east.

The southeast quarter of the southeast quarter of Section thirty-five, containing forty acres;

Township six north of Range twenty-eight east.

The northeast quarter and the southeast quarter of Section twenty-six, containing three hundred twenty acres;

Township ten north of Range twenty-eight east.

The north half of the northwest quarter, the southwest quarter of the northwest quarter, and the Lot one of Section fourteen, containing one hundred fifty-three and forty-five hundredths acres;

Township seventeen north of Range twenty-eight east.

The west half of the southwest quarter of Section eight, containing eighty acres;

Township nineteen north of Range twenty-eight east.

The southeast quarter of the southeast quarter of Section fourteen, containing forty acres; and the northeast quarter of the southeast quarter of Section twenty-two, containing forty acres;

Township twenty-two north of Range thirty east.

The north half of the southeast quarter of Section twelve, containing eighty acres;

Township twenty-eight north of Range thirty-four east.

The Lot six of Section eighteen, containing forty-one acres;

Township twenty north of Range thirty-seven east.

The north half of the northeast quarter and the south half of the northeast quarter of Section ten, containing one hundred sixty acres;

Township thirty-five north of Range thirty-seven east.

The southeast quarter of the southwest quarter and the southwest quarter of the southeast quarter of Section twenty-one, containing eighty acres;

Township thirty-eight north of Range forty-two east.

The southeast quarter of Section twenty-one, containing one hundred sixty acres;

Township thirty-two north of Range forty-three east.

The east half, the east half of the northwest quarter, and the east half of the southwest quarter of Section fourteen, containing four hundred eighty acres;

Township seven north of Range forty-five east.

The southwest quarter of the northeast quarter of Section twenty six, containing forty acres; and containing, in the aggregate, six thousand two hundred fifty-five and nine hundredths acres:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and pursuant to said Acts of Congress, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said Northern Pacific Railway Company, successor in interest to the Northern Pacific Railroad Company, its successors and assigns, the tracts of land selected as aforesaid and embraced in the foregoing; TO HAVE AND TO HOLD the said tracts, with the appurtenances thereof, unto the said Northern Pacific Railway Company, successor as aforesaid, and to its successors and assigns forever. Expressly excepting from this grant, all lands mineral in character, now known or hereafter discovered to be such. And there is

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reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the Eighth day of August in the year of our Lord one thousand nine hundred and Thirteen and of the Independence of the United States the one hundred and thirty-eighth.

By the President: Woodrow Wilson,

(Seal of the U.S. General)
(Land Office)

By M.P. LeRoy, Secretary,

John O'Connell

Recorded: Patent Number 349495

Acting Recorder of the General Land Office.

The east half of the northwest quarter and the northwest quarter of the northeast quarter of Section twenty-one in Township twenty-four north of Range twenty-five east, of the lands above described, are subject to all rights under an application by the Northern and Southern Railway Company, numbered 138904 and 138905, approved December 18, 1907; and the Lot one of Section fourteen in Township ten north of Range twenty-eight east, of the lands above described, is subject to all rights under an application by the North Coast Railroad Company, numbered Walla Walla 03808, approved October 20, 1909; approved under the Act of March 3, 1875, being applications for rights of way.

Filed for record by G.H. Plummer on February 27, 1914 at 8:30 A.M.

H. Swisher,

County Auditor.

UNITED STATES OF AMERICA TO WILLIAM GARWOOD

THE UNITED STATES OF AMERICA,

To all to whom these Presents shall come, Greeting:

Homestead Certificate No. 3740)
Application 9719)

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Vancouver Washington, whereby it appears that, pursuant to the act of Congress approved 20th May, 1862, "TO SECURE HOMESTEADS TO ACTUAL SETTLERS ON THE PUBLIC DOMAIN," and the acts supplemental thereto, the claim of William Garwood has been established and duly consummated, in conformity to law, for the North half of the South East quarter and the South East quarter of the Southeast quarter of Section twenty five in Township three North of Range seven East of Willamette Meridian in Washington containing one hundred and twenty acres, according to the Official plat of the survey of said Land, returned to the General Land Office by the Surveyor General.

Now know ye that there is, therefore, granted by the United States unto the said William Garwood the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said William Garwood and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.