

UNITED STATES TO N.P. RAILWAY CO.

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 Pugets Sound, on the Pacific Coast, by the Northern Route," and the Joint Resolution of May 31, 1870 (16 Stat., 378) 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 preemption, 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 preempted 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 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, (26 Stat. 496) 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 to 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 successors 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 lands, surveyed or unsurveyed, not mineral or reserved and not valuable, for stone, iron, or coal, and free from valid adverse claim or not occupied by settlers at the time of such selection, situated within any state or Territory into which such railroad grant extends, and patents shall issue for the lands 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 bona fide 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 therefore are within the limits of the grant, lie opposite the constructed line of the Company's road, and have been relinquished by the proper parties in interest and the relinquishments duly accepted, as follows: to wit:

Willamette Meridian, Washington. Township thirty nine north of range four east. The southwest quarter of the southwest quarter of section thirty five;

Township thirty six north of range five east. The lots three, six, ten, eleven, and fifteen of section twenty one;

Township thirty seven north of range five east. The lot three of section twenty two;

Township two north of Range seven east. The northeast quarter of the southeast quarter of section six;

Township twenty four north of range eight east. The southwest quarter of the southwest quarter of section thirty four;

Township thirty five north of range nine east. The northeast quarter of the southwest quarter of section six, the southwest quarter of the southeast quarter and the Lot three of section eight, and the north half of the southwest quarter of section nine;

Township two north of Range thirteen east. The northwest quarter of the southeast quarter of section eight;

Township four north of Range fifteen east. The southwest quarter of the southwest quarter of section thirty and the northwest quarter of the northwest quarter of section thirty one;

Township eighteen north of Range twenty east. The southeast quarter of the northeast quarter and the east half of the southeast quarter of section two;

Township nineteen north of Range twenty two east; The northeast quarter, the northeast quarter of the northwest quarter, the Lots one, two, three, and four, the east half of the southwest quarter, the northeast quarter of the southeast quarter, and the south half of the southeast quarter of section eighteen;

Township seventeen north of Range twenty one east. The northeast^{quarter} of the southeast quarter of Section two;

Township eighteen north of range twenty one east; The north half of the northwest quarter of section thirty.

Township eighteen north of Range twenty two east. The northeast quarter of the northeast quarter of section twenty six;

Township fourteen north of Range twenty three east. The west half of the southwest quarter of section ten;

Township twenty one north of range twenty six east. The northeast quarter of the southeast quarter of section fourteen.

Township twenty one north of Range twenty seven east. The west half of the southwest quarter of section twenty eight;

Township fourteen north of Range thirty seven east; The east half of the southwest quarter, the east half of the northwest quarter, and the southwest quarter of the northeast quarter of section twenty;

Township twenty north of Range thirty eight east. The south half of the southwest quarter of section two, the north west quarter of the southeast quarter of section twelve, the

of the northeast quarter
northeast quarter/ of section fourteen, and the north half of the northwest quarter
of section twenty;

Township twenty one north of Range thirty eight east. The southwest quarter of the
southeast quarter of section twenty six;

Township twenty north of range thirty nine east. The lot five and the northwest
quarter of the southeast quarter of section six;

Township eleven north of range forty two east. The northwest quarter of the
southwest quarter of section three; Containing in the aggregate two thousand two hundred
fifty three and sixty eight 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. 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. .

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 twenty first day of June in the
year of our Lord one thousand nine hundred and sixteen and of the Independence of the
United States the one hundred and fortieth.

(Seal of the Genl.)
(Land Office.)

By the President: Woodrow Wilson.

By M.P. LeRoy, Secretary.

RECORDED : Patent Number
534865.

L.Q.C. Lamar. Recorder of the General Land Office.

Filed for record by G.H. Plummer on Oct. 23, 1916, at 9 A.M.

Chas. H. Nellor
County Auditor.

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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