

#36292

Patent

The United States of America

To All to Whom these Presents shall come, Greeting:

Whereas by the Act of Congress approved July 1. 1862. as amended by the Act of July 2. 1864 "to aid in the construction of a railroad and telegraph line from the Missouri River to the Pacific Ocean and to secure to the Government the use of the same for postal, military and other purposes" and the Act of July 3. 1866 authority is given to the Central Pacific Railroad Company to construct a railroad and telegraph line under certain conditions and stipulations as expressed in said Acts and provision is made for granting to the said Company every alternate section of public land designated by odd numbers to the amount of ten alternate sections per mile on each side of the said railroad on the line thereof and within the limits of twenty miles on each side of said road not sold, Reserved or otherwise disposed of by the United States, and to which a pre-emption or homestead claim may not have attached at the time the line of said road is definitely fixed."

And Whereas an official statement bearing date November 3. 1869 from the Secretary of the Interior has been filed in this office showing that the line of said railroad and telegraph from Ogden in the Territory of Utah, to Sacramento City, State of California has been constructed and fully completed and equipped in the manner prescribed by the acts aforesaid.

And Whereas, by the Act of Congress approved June 22. 1874 it is provided "that in the adjustment of all railroad land grants whether made directly to any railroad company or to any State for railroad purposes, if any of the lands granted be found in the possession of any actual settler whose entry or filing has been allowed under the pre-emption or homestead laws of the United States subsequent to the time at which by the decision of the Land Office the right of said road was declared to have attached to said lands, the grantee upon a proper relinquishment of the lands so entered or filed for, shall be entitled to select an equal quantity of other lands in lieu thereof, from any of the public lands, not mineral, and

within the limits of the grant, not otherwise appropriated at the date of selection to which they shall receive title the same as though originally granted."

And Whereas certain designated tracts of land embraced in odd numbered sections granted as aforesaid to the said Central Pacific Railroad Company have been found to be in the possession of actual settlers whose entries or claims have been allowed under the pre-emption or homestead laws, subsequent to the time at which the right of the road is declared to have attached to such land.

And Whereas, the said Central Pacific Railroad Company, has duly relinquished under the provisions of the said act of June 22, 1874, all its right, title, and interest in and to said tracts of land.

And Whereas, certain lands have been duly selected in lieu of those relinquished as aforesaid by the duly authorized land agent for the said Central Pacific Railroad Company as shown by the original lists of selection approved by the local land Officers on file in this Office and particularly described as follows, to-wit:-

North of Base Line and West of the Salt Lake Principal Meridian Territory of Utah.
Township Eleven, Range Three

The lots numbered one and two, the south half of the north east quarter, the south half of the north-west quarter, and the south half of Section four, containing five hundred and fifty nine acres and sixty eight hundredths of an acre.

Township Eleven, Range Ten.

The Lot numbered one of section two containing thirty seven acres and five hundredths of an acre.

Township Eight, Range five.

The lots numbered three and four of the south east quarter, the south east quarter of the south west quarter, and the south west quarter of the south east quarter of Section eight containing one hundred and sixteen acres and fifty hundredths of an acre.

Township Thirteen, Range five.

The south east quarter of the south west quarter of Section thirty containing forty acres.

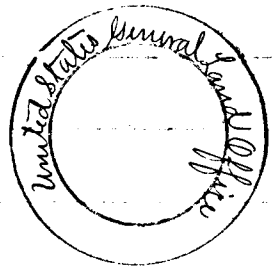
The said tracts as described in the foregoing make the aggregate area of (753.23) seven hundred and fifty three acres and twenty three hundredths of an acre.

Now Know Ye, that the United States of America in consideration of the premises and pursuant to the said Acts of Congress have given and granted and by these presents do give and grant unto the said Central Pacific Railroad Company and to its assigns, the tracts of land selected as aforesaid and described in the foregoing. Yet excluding and excepting from the transfer by these presents "All Mineral Lands", should any such be found to exist in the tracts described in the foregoing. but this exclusion and exception according to the terms of the Statute "shall not be construed to include Coal and Iron lands."

To Have and to hold the said tracts with the appurtenances unto the said Central Pacific Railroad Company and to its successors and assigns forever.

In Testimony Whereof I, Grover Cleveland, President of the United States 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 this the fourth day of February in the year of our Lord one thousand eight hundred and ninety five and of the independence of the United States, the one hundred and nineteenth.



By the President Grover Cleveland

M. McKean Secretary

L. L. B. Lamar

Recorder of the General Land Office

Recorded in Vol. 14, pages 448 to 450 inclusive.

Filed for Record and Recorded February 11, 1897, at 2.40 P.M. Amelia Gracht County Recorder.