

File No. 15198.

The United States of America,)

to)

Central Pacific Railway Company.)

Patent No. 304

Act of June 22, 1874. (18 Stat., 194).
Carson City and Elko Land District, Nevada.

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 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 preemption 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 the General Land 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, it is shown by certain papers filed in the Department of the Interior and transmitted to the General Land Office by the Secretary of the Interior with his letter of December 27, 1899, that the Central Pacific Railway Company, by deed executed July 29, 1899, has succeeded as grantee to all the property of the Central Pacific Railroad Company, including the portions of the lands granted by the Act of July 1, 1862 (12 Stat., 489) and July 2, 1864 (13 Stat., 356), to aid in the construction of the Central Pacific Railroad, and the Act of July 25, 1866 (14 Stat., 239), to aid in the construction of the California and Oregon Railroad, excepting, however, all lands sold prior to the execution of the mortgage from the Central Pacific Railroad Company to Charles Crocker and Silas W. Sanderson, dated October 1, 1870, and all such parts and parcels of said lands as shall have since been released from said mortgage in accordance with the provisions thereof, and

WHEREAS, by the Act of Congress approved June 22, 1874 (18 Stat., 194), it is provided, "that in the adjustment of all railroad 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 an 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 such lands, the grantees 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 to the same as though originally granted" and

WHEREAS, certain designated tracts of land embraced in odd numbered sections granted as aforesaid to the Central Pacific Railroad Company, not sold prior to the execution of the mortgage aforesaid, and not since released therefrom in accordance with its provisions, have been found to be in the possession of actual settlers whose claims, filings or entries 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 lands; and

WHEREAS, the said Central Pacific Railway 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 tracts of land have been selected in lieu thereof under the Acts aforesaid by the duly authorized land agent of said Central Pacific Railway Company, successor as aforesaid, as shown by his original lists approved by the local officers, and now on file in the General Land Office, and

WHEREAS, the said tracts of land lie coterminous to the constructed line of road, and are particularly described as follows, to-wit:

Mount Diablo Meridian, Nevada. Township thirty-two north of Range thirty-three east. The west half of the southwest quarter of Section thirty-four. Township thirty-three north of Range thirty-three east.

The south half of the Lot two of the southwest quarter of Section thirty-one.

Township thirty-two north of Range thirty-four east.

The west half of the Lots one and two of the northeast quarter of Section four.

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

The Sections four, six, eight, eighteen and the north half of Section twenty.

Township thirty-four north of Range forty-nine east.

The Sections two, four, six, eight, ten, twelve, fourteen, sixteen, eighteen, twenty, twenty-two, twenty-four, twenty-six, twenty-eight, thirty, thirty-two and thirty-four and the east half of Section thirty-six.

Township thirty-five north of Range forty-nine east.

The Sections fourteen, twenty-two, twenty-four, twenty-six, twenty-eight, thirty, thirty-two, thirty-four and thirty-six containing in the aggregate, nineteen thousand nine hundred fifty-five acres and forty-seven 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, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said Central Pacific Railway Company, successor in interest to the Central Pacific Railroad Company, its successors and assigns, the Tracts of Land selected as aforesaid and described in the foregoing; TO HAVE AND TO HOLD the said Tracts, with the appurtenances thereof, unto the said Central Pacific Railway Company, successors 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, Warren G. Harding, 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, in the District of Columbia, the SIXTH day of NOVEMBER in the year of our Lord one thousand nine hundred and TWENTY-TWO and of the Independence of the United States the one hundred and FORTY-SEVENTH.

By the President: Warren G. Harding

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

By Viola B. Pugh, Secretary.

RECORDED: Patent Number 886472

John O'Connell
Acting Recorder of the General Land Office.

Recorded at the Request of B.A. McAllaster, Dec. 22, A.D. 1922 At 50 minutes past 4 P.M.

Edgar Eather---Recorder.

By Peter Merialdo----Deputy.