

Patent No. 129

NORTHERN PACIFIC RAILWAY COMPANY

Act of July 1, 1898 (30 Stat., 597-620).

Lewiston, Blackfoot, Boise and Hailey
Land Districts.

Idaho.

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 (16 Stat., 376), 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 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 (26 Stat., 496), have been constructed and fully completed and equipped in the manner prescribed by the act relative thereto, and the same accepted; and

THEREAS, 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 (13 Stat., 365), and all subsequent legislation; and

THEREAS, 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 land so selected as though it had been originally granted;" and

THEREAS, 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, 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 by the proper parties in interest and the relinquishments duly accepted, as follows, to wit:

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Boise Meridian, Idaho.

Township twenty-five north of Range one east.

The Lot six of Section thirty-five,

Township sixteen south of Range twelve east.

The northwest quarter of the northeast quarter and the south half of the southeast quarter of Section thirteen,

Township eight south of Range thirteen east.

The Lots one and three, the southwest quarter of the northeast quarter and the southeast quarter of the northwest quarter of Section two,

Township sixteen south of Range thirteen east.

The west half of the northeast quarter of Section twenty-one,

Township two south of Range sixteen east.

The northeast quarter of the northeast quarter of Section fifteen,

Township two south of Range seventeen east.

The southwest quarter of the southeast quarter and the southeast quarter of the southwest quarter of Section fifteen and the northeast quarter of the northeast quarter and the south half of the northeast quarter of Section twenty-two,

Township fifteen south of Range forty-six east.

The east half of the northwest quarter and the east half of the southwest quarter of Section fifteen,

Township eight south of Range four west.

The northwest quarter of the northeast quarter and the northeast quarter of the northwest quarter of Section nineteen,

Township eight south of Range five west.

The southwest quarter of the northeast quarter of Section twenty-three and the northeast quarter of the northeast quarter and the northwest quarter of the southeast quarter of Section thirty-five, containing nine hundred sixty-three and five-hundredths acres;

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NOV 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, 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 TWENTY-FIRST

(SEAL)

day of JULY

In the year of our Lord one thousand

nine hundred and TWENTY-ONE

and of the Independence of the

United States the one hundred and FORTY-SIXTH.

By the President

Warren G. Harding
By *M. P. Leroy* Secretary,
J. D. Sammar

RECORD OF PATENTS: Patent Number **814783**

Recorder of the General Land Office.

6-2186