

railroad Company by said grantee, which sum of money has been paid to said The Mercantile Trust Company in its capacity as Trustee, or has been otherwise properly paid or accounted for, under said mortgage, for the uses and purposes mentioned in said mortgage deed.

Now, therefore, know all men by these presents, that the said Mercantile Trust Company, Trustee of the aforesaid mortgage deed, in consideration of the premises and of the payment as aforesaid of said sum so paid by said Railroad Company to said Trust Company for the uses and purposes aforesaid, doth hereby remise, release and forever quit claim, subject to the exceptions, reservations and conditions above written, unto the said Elijah O. Smead the real estate described aforesaid, to be held by the said grantee free and exempt from all liens, incumbrances and charges of said mortgage deed of the first day of July, 1897.

In Witness Whereof, the said grantor, Union Pacific Railroad Company, has caused these presents to be sealed with its corporate seal, and to be signed by its Vice President and attested by its Assistant Secretary, and countersigned by its Land Commissioner and its Auditor, and said The Mercantile Trust Company, under said mortgage deed of July first, 1897, has caused these presents to be sealed with its corporate seal, and to be signed by its vice President, who is thereunto duly authorized and empowered by the by-laws of the Company and by resolution of its Board of Directors, this 19th day of April A.D. 1910.

In presence of L. Elwell. Union Pacific Railroad Company,
A. G. Sherwood. U.P. By Wm Mahl Vice-President.
Attest: Jos Hellen, Assistant Secretary. (Corp. Seal.)

In presence of I. Michaels, W.C. Betts. The Mercantile Trust Company, Trustee.
Attest: Guy Richards, Secretary. By W.C. Poillon, Vice-President.
Countersigned: J.A. Griffith, Land Commissioner. M.T.Co.
H.J. Sterling, Auditor. (Corp. Seal.)

State of New York,
County of New York, ss. Be it remembered, that on this 19th day of April A.D. 1910, before me a Notary Public, in and for said County, appeared the Union Pacific Railroad Company, by Wm Mahl its Vice-President, who is personally known to me to be the identical person whose name is subscribed to the foregoing instrument as said Vice-President, and then and there acknowledged the execution and sealing of said instrument to be his voluntary act and deed; and the voluntary act and deed of said Company. In Witness Whereof, I have hereunto set my hand and official seal this 19th day of April A.D. 1910, at the City of New York, in said County and State.
My Commission expires March 30, 1911. (Seal) L. Elwell, Notary Public.

State of New York,
County of New York, ss. Be it remembered, that on this 22nd day of April A.D. 1910, before me a Notary Public, in and for said County, appeared the Mercantile Trust Company, by W.C. Poillon, its Vice-President, who is personally known to me to be the identical person whose name is subscribed to the foregoing instrument as said Vice-President, and then and there acknowledged the execution and sealing of said instrument to be his voluntary act and deed; and the voluntary act and deed of said Company. In Witness Whereof, I have hereunto set my hand and official seal this 22 day of April A.D. 1910, at the City of New York, in said County and State.
My Commission Expires March 30, 1912. (Seal) I. Michaels, Notary Public.

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JOHN & EDITH T. ROGERS :
TO : DEGREE? Filed for record October 7th 1910, At 8:30 A.M/
A. J. ROGERS ET AL : V.B. Wheelock Register of Deeds.

Decree on final Account, of Heirship and Distribution.
State of Nebraska,
County of Buffalo, SS. In County Court.
At a session of the County Court, held in and for said County, at the County Court room therein on this 3rd day of October A.D. 1910.

Present, F.M. Hallowell, County Judge.
In the matter of the Estates of John Rodgers and Edith T. Rodgers, Deceased.
BE IT REMEMBERED, that on this 3rd day of October 1910, said Matter was heard before the Court upon the petition of E.L. King, as Administrator of said Estates, praying for the settlement and allowance of his final account filed therewith, for decree of heirship and distribution, and for a discharge from his trust herein as such Administrator. And it now appearing to the satisfaction of the Court that all persons interested in said Estates have had due notice of the time and place of this hearing, and have filed their consent in writing that final settlement shall now be had and waiving all further notice thereof.

And now on this said day of hearing, no one appearing to in any manner object, said Matter is submitted to the Court upon said petition, final account and the evidence adduced, on due consideration whereof, the Court finds the allegations of said petition to be true, and that the prayer thereof should be granted. And the Court further finds and adjudges from the evidence, as follows:
First, - That the said John Rogers departed this life, intestate, in Kearney, in said County, on the 25th day of January 1910, and the said Edith T. Rogers, wife of the said John Rogers, departed this life, intestate, in Kearney, in said County, on the 26th day of January 1910, and were residents of our said County of Buffalo.

Second, - That the said John Rogers and Edith T. Rogers, his wife, left surviving them, A.J. Rogers, their son, Mrs M.E. Hartman, Cynthia Rogers, their daughters, J.W. Rogers, their son, Mrs Emma King, Mrs Ella Knox, their daughters, each of legal age, as their sole heirs-at-law and next of kin.

Third, - That the said John Rogers and Edith T. Rogers died possessed of certain personal property, as shown by the inventory herein and duly accounted for in said final account, and seized and possessed of the following described real estate, to-wit: Lots numbered 75, 76, 77, 78, 79 and 80 of Switz's Sub-division, in Kearney, Buffalo County, Nebraska.

Fourth, - That a period of six months has been allowed to all creditors for filing their claims, and due notice of same published for four successive weeks during said period, in the Kearney Democrat, a weekly newspaper, published and generally circulated in said County; that said period of time has fully elapsed, and all claims filed and allowed, all taxes and assessments, and all costs and expenses of administration have been fully paid and discharged, and that all other claims, if any there be, outstanding against said estate, are now and forever barred; that there now remains in the hands of said Administrator, as the total residue of the personalty of said estate and available for distribution, the sum of \$1368.91; that the final account of said Administrator is just and correct and should be approved and allowed as filed.

It is therefore Ordered, Adjudged and Decreed by the Court, that the final account of the said Administrator be, and the same is hereby approved and allowed as filed; that the residue, as above found in the sum of \$1368.91 be, and the same is hereby distributed as follows: To each of the above named heirs-at-law of said decedents, one-sixth thereof, to-wit, - the sum of \$228.15, and said Administrator is hereby ordered to pay said distributive share of \$228.15 to each of said named heirs, and produce their written receipts therefor to this Court; and that said named heirs-at-law of said decedents, take and have, in fee, each and undivided one-sixth interest in and to the above described real estate.

Witness my hand and the seal of the said County court this 3rd day of October a, d, 1910.

UNITED STATES :
TO : PATENT.
EDMUND BARTROP :

Filed for Record October 4, 1910 at 8:30 A.M.
V.B.Wheelock, Register of Deeds.

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Certificate No. 4294.

Whereas Edmund Bartrop of Buffalo County, Nebraska has deposited in the General Land Office of the United States a certificate of the Register of the Land Office at Grand Island, Nebraska whereby it appears that full payment has been made by the said Edmund Bartrop according to the provisions of the act of Congress of the 24th of April, 1820, entitled "An act making further provision for the sale of the public lands", and the acts supplemental thereto, for

The North East Quarter of Section Thirty in Township Ten North, of Range Eighteen West of the Sixth Principal Meridian in Nebraska, containing one hundred and sixty acres, according to the official plat of the survey of the said lands, returned to the General Land Office by the Surveyor General, which said tract has been purchased by the said Edmund Bartrop.

Now know ye, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress in such case made and provided, have given and granted, and by these presents do give and grant, unto the said Edmund Bartrop and to his heirs, the said tract above described; To have and to hold the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Edmund Bartrop and to his heirs and assigns forever.

In Testimony whereof, I, Benjamin Harrison, 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 Third day of December, in the year of our Lord One Thousand eight hundred and Eighty Nine, and of the Independence of the United States the one hundred and Fourteenth.

By the President; Benjamin Harrison

By M. McKean, Secretary.

J.M. Townsend, Recorder of the General Land Office.

Recorded, Vol. 8, Page 192.

(Seal)

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FRANK GEISELMAN :
TO : SPECIAL WARRANTY
ZADA L. LANCASTER. : DEED.

Filed for Record October 5, 1910 at 3 P.M.
V.B.Wheelock, Register of Deeds.

Know all men by these presents, That Frank Geiselman, Unmarried, of Buffalo County and State of Nebraska in consideration of the sum of Fifteen Hundred Dollars, in hand paid by Zada L. Lancaster of Buffalo County, State of Nebraska, do hereby sell and convey unto the said Zada L. Lancaster the following described premises, situate in the County of Buffalo, State of Nebr. to-wit: Lots No Six (6) and Seven (7) of Block No Three (3) in the Kearney Land and Investment Company's Choice Addition to Kearney, Nebr. Subject to a mortgage of Seven Hundred and Fifty Dollars to Frank Geiselman, at 8% interest. Together with all appurtenances thereunto belonging, and hereby covenant that said premises are free and clear from all liens and incumbrances and I do covenant to warrant and defend the said premises against any acts of said parties of the first part. And the said Frank Geiselman Unmarried hereby relinquishes all his interest in and to the above described premises. Signed the 25th day of May 1909.

In presence of S.S. StJohn.

Frank Geiselman.

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State of Nebraska,
Buffalo County, ss. On this 25 day of May 1909 before me, S.S. StJohn a Notary Public, duly commissioned and qualified for and residing in said County, personally came Frank Geiselman, unmarried to me known to be the identical person described in and who executed the foregoing instrument as grantor and who acknowledged said instrument to be his voluntary act and deed. Witness my hand and Notarial seal at Kearney in said County, the day and year last above written.

My Commission expires January 21, 1911.

(Seal)

S.S. StJohn, Notary Public.

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UNION PACIFIC RAILROAD CO. :
TO : WARRANTY DEED.
ELIJAH O. SMEAD. :

Filed for record October 6, 1910 at 4 P.M.
V.B.Wheelock, Register of Deeds.

UNION PACIFIC RAILROAD COMPANY.

Contract No. 4565 F.

Deed No. 3293.

Know all men by these presents, That the Union Pacific Railroad Company, a corporation existing under and by virtue of the laws of the State of Utah, in consideration of the sum of One Hundred and Twenty Five and No/100 (\$125.00) Dollars, to it paid, the receipt of which is hereby acknowledged, doth, subject however to the exceptions, reservations and conditions, hereinafter written, hereby grant, bargain, sell and convey unto Elijah O. Smead, of the County of Buffalo in the State of Nebraska, the following described real estate, situate, lying and being in the County of Buffalo and in the State of Nebraska, to-wit:

Lot No. Fourteen Hundred and Seventy Seven (1477) in the original town of Kearney Junction (Now City of Kearney), as said lot is laid down and described on the duly recorded plat of said town.

Excepting and reserving, The right to said Union Pacific Railroad Company to maintain and operate its railroad in its present form of construction, and to make any change in the form of construction or method of operation of said railroad. To have and to hold subject to the said exceptions, reservation, covenant and condition, the said premises with all the rights and appurtenances thereunto belonging unto the said, Elijah O. Smead grantee his heirs and assigns forever, and the said Union Pacific Railroad Company doth hereby covenant with the said grantee that at the making of this instrument it is well seized of the said premises as of a good and indefeasible estate in fee, and hath good right to sell and convey the same, and that it will warrant and defend the title to said premises unto the said grantee his heirs and assigns forever against the lawful claims of all persons whomsoever. Excepting as against all taxes and assessments levied upon said premises for the year 1908 and subsequent years, and excepting against any rights, liens or incumbrances created or permitted by any other person than the said grantor, since the 27th day of June, 1908.

And whereas, said Union Pacific Railroad Company, did, on the first day of July, 1897, execute and deliver to the Mercantile Trust Company, of New York, a certain mortgage deed wherein said railroad Company conveyed to the said The Mercantile Trust Company as Trustee, for the uses and purposes therein mentioned, amongst other things, the lands herein before described; and Whereas, said Union Pacific Railroad Company, with the consent of the said The Mercantile Trust Company, Trustee under the Mortgage aforesaid, has sold and conveyed, as above set forth, the real estate, hereinbefore described, unto the said grantee for and in consideration of the sum paid as aforesaid to Union Pacific

railroad Company in mortgage.

Now, The the aforesaid sum doth here - tions abo the said the first In Wit be sealed ant Secret Trust Com with its empowere April A.D. In presen

Attest: J In presen Attest: G

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JOHN. & ED A.J. ROGER

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And submitted -ation wh thereof s First, - 23rd day life, inte said Coun Second, - their son Mrs Ella Third, - ty, as sh possessed of Switz' Fourth, - and due n Democrat, time has and expen any there the hands ble for a correct a

It Administr found in above nam Administr heirs, and of said d described Witness m