

Arkansas State Archives

Arkansas Digital Archives

L.C. Gulley collection, 1819-1898

State government records

1849 February 17: J.L. Edwards, War Department, by J.G. Bunt, to J.E. Knight, Little Rock, Military bounty land warrant issued to Henry D. Moore

Follow this and additional works at: <https://digitalheritage.arkansas.gov/gulley>

Recommended Citation

1849 February 17: J.L. Edwards, War Department, by J.G. Bunt, to J.E. Knight, Little Rock, Military bounty land warrant issued to Henry D. Moore, L.C. Gulley collection, Arkansas State Archives, Little Rock, Arkansas.

Use and reproduction of images held by the Arkansas State Archives without prior written permission is prohibited. For information on reproducing images held by the Arkansas State Archives, please call 501-682-6900 or email at state.archives@arkansas.gov.

46899
1777

It is also provided by the 2d section of the act of May 27, 1848, that the benefits of the act of February 11, 1847, shall extend to private and non-commissioned officers who were promoted to the grade of commissioned officers, during their service in Mexico, and who subsequently fulfilled the conditions of their engagements: *Provided*, such promotion shall have been made subsequent to the original organization of the company, corps, or regiment, to which such private or non-commissioned officers may have belonged.

Officers and soldiers who were discharged, on account of sickness, before the expiration of their respective terms of service, are also entitled to bounty lands, within the meaning of the above recited laws.

Rules to be observed in the location of land warrants.

1. Special care must be taken not to interfere with a tract of land to which there may be a right of pre-emption, or upon which there shall be an actual settlement and cultivation, whether the occupant be entitled to the right of pre-emption or not.

2. Soldiers may locate their warrants on lands to which they may be entitled to a pre-emption in their own right, whether such lands have been offered at public sale or not; but the assignees of such warrants can only locate them on lands subject to "private entry," at the minimum price of \$1 25 per acre.

3. The soldier, his widow, heirs, holding a warrant in his, her, or their own right, may locate the same on any legal subdivision of public land, subject to "private entry," where the minimum price exceeds \$1 25 per acre, by reckoning the warrant at \$1 25 per acre, for the number of acres therein specified, and paying the excess in money—see act of Congress of August 14, 1848.

4. Any legal subdivisions by a warrant, either in the same or different sections and townships, provided the several tracts "are contiguous, or separated only by a line, and make a compact form in one body."

5. The affidavit required of the locator of a warrant, showing that the land is vacant, may be made either by himself, or by any disinterested credible witnesses, to the satisfaction of the Registrar and Receiver of the local land office.

To prevent interference with the rights of persons entitled to the right of pre-emption, or claiming by settlement and cultivation only, the party applying to locate the warrant, will be required to file an affidavit, substantially in the following form:

I, _____, being desirous of locating the _____, in township No. _____, of range No. _____, in the district of lands subject to sale at _____, with the within warrant No. _____, do solemnly swear (or affirm) that from my own knowledge of the fact after actual inspection of the said tract of land, on or about the _____ day of _____, there was not, at that time, an actual settlement and cultivation upon any part of said land, nor was there any person or persons residing upon it; and I do verily believe that there is no actual settlement and cultivation, or any person or persons residing upon any part of said land at this time.

Subscribed and sworn to, before me this _____ day of _____, 184 _____.

A. B.

C. D., Justice of the Peace.

The Register of the land office at which the location is desired to be made will, thereupon, note on this document (in ink) the date when the same is received at his office, and indicate thereon (in pencil) the tract of land desired to be located, and make a corresponding annotation (in pencil) on the tract book and township map, and so soon as it shall have been determined that the desired location can be admitted, the register will make the appropriate entry permanently (in ink) on the tract book and map.

The Register will also examine the assignments (if any) and see that they have been made substantially in accordance with the following form, to wit:

For value received I, (or we) _____, do hereby sell and assign unto _____, all my (or our) right and title to the within certificate or warrant, No. _____, for _____ acres of land.

Witness my hand this _____ day of _____, 184 _____.

Acknowledged before me, this _____ day of _____, 184 _____.

I do hereby certify that the date of this my certificate to the foregoing assignment, was filled up by me on the day on which the same was acknowledged before me in my official capacity as aforesaid.

Attest: _____ E. F. Notary Public, or Justice of the Peace.

A. B.

If the assignment be acknowledged before any person not using a seal, it must be accompanied by a certificate, under seal from the proper officer, as to the official character of the person before whom the assignment may have been acknowledged. Should the assignment be made by an attorney, the power of attorney under which he acts, must accompany the assignment; and to avoid suspicion, assignments should in all cases, when practicable, be made on the back of the warrant.

Justice of the peace and notaries public are specially requested, in certifying to the acknowledgments of soldiers, either to powers of attorney, or assignments of warrants, to fill up the date on the day on which such instruments are executed, as such blanks left by them, to be filled up after the expiration of the warrant, is improper on the part of such officer, and in fraud of the act of Congress upon that subject—as a matter of precaution, I also suggest, that whenever the soldier is unknown to the Justice or notary, *proof, or oath of identity*, should, in all cases be required.

RICHARD M. YOUNG,
Commissioner of the General Land Office.

Registered this 20 day of Feb 1849

WAR DEPARTMENT,
Office of the Commissioner of Pensions.

IT IS HEREBY CERTIFIED, that the Land Warrant No. 1777 of February 19th 1849 has been issued in the name of Henry A. Moore, late a Private, in Company G, 6th Regiment United States Infantry

under date of February 19th 1849 and will be deposited in the GENERAL LAND OFFICE, at the Seat of Government; and that, pursuant to the provisions of the subjoined ninth section of the Act of Congress, approved on the 11th day of February, 1847, entitled "An act to raise for a limited time an additional military force, and for other purposes," this Certificate of right to locate said warrant on any Quarter Section of land subject to private entry, will be received at any of the Land Offices of the United States, under the regulations and restrictions set forth in the accompanying statement of the Commissioner of the General Land Office.

After the location of this Certificate, it is to be surrendered to the General Land Office, whence the PATENT will issue.

GIVEN under my hand, at the Pension Office, this 17th day of February 1849

Wm. A. Knight
Little Rock
Arkansas
J. S. Edwards
Commissioner of Pensions.
J. S. Edwards

Copy of the 9th section of the Act of February 11, 1847, entitled "An Act to raise for a limited time an additional military force, and for other purposes."

Sec. 9. And be it further enacted, That each non-commissioned officer, musician, or private, enlisted or to be enlisted in the regular army, or regularly mustered in any volunteer company, for a period of not less than twelve months, who has served or may serve during the present war with Mexico, and who shall receive an honorable discharge, or who shall have been killed or died of wounds received or sickness incurred in the course of such service, or who shall have been discharged before the expiration of his term of service in consequence of wounds received or sickness incurred in the course of such service, shall be entitled to receive a certificate or warrant from the War Department for the quantity of one hundred and sixty acres, and which may be located by the warrantee, or his heirs at law, at any land office of the United States, in one body, and in conformity to the legal subdivisions of the public lands, upon any of the public lands in such district then subject to private entry; and upon the return of such certificate or warrant, with evidence of the location thereof having been legally made, to the General Land Office, a patent shall be issued therefor. That in the event of the death of any such non-commissioned officer, musician, or private, during his service, or after his discharge, and before the issuing of a certificate or warrant as aforesaid, the said certificate or warrant shall be issued in favor and inure to the benefit of his family or relatives, according to the following rules: first, to the widow and to his children; second, to his father, second, his mother; third, his mother; and, fourth, to his brother or sister, or in equal proportions to the brothers and sisters, according to the foregoing order of priority. And in the event of his children being minors, then the legally constituted guardian of such minor children shall, in conjunction with such of the children, if any, as may be of full age, upon being duly authorized by the orphans' or other court having probate jurisdiction, have power to sell, and dispose of such certificate or warrant for the benefit of these interested. And all sales, mortgages, powers, or other instruments of writing, going to affect the title or claim to any such bounty right, made or executed prior to the issue of such warrant or certificate, shall be null and void to all intents and purposes whatsoever, nor shall such claim to bounty right be in anywise affected by, or charged with, or subject to, the payment of any debt or claim incurred by the soldier prior to the issuing of such certificate or warrant: *Provided*, That no land warrant issued under the provisions of this act shall be allowed the right to receive a certificate or warrant for one hundred and sixty acres of land, shall be allowed the option to receive such certificate or warrant, or a Treasury scrip for one hundred dollars, and such scrip, whenever it is preferred, shall be issued by the Secretary of the Treasury to such person or persons as would be authorized to receive such certificates or warrants for lands; said scrip to bear an interest of six per cent. per annum, payable semi-annually, redeemable at the pleasure of the Government. And that each private, non-commissioned officer, and musician, who shall have been received into the service of the United States since the commencement of the war with Mexico, for less than twelve months, and shall have served for such term or until honorably discharged, shall be entitled to receive a warrant for forty acres of land, which may be subject to private entry, or twenty-five dollars in scrip, if preferred; and in the event of the death of such volunteer during his term of service, or after an honorable discharge, but before the passage of this act, then the warrant for such land, or scrip, shall issue to the wife, child, or children, if there be any, and if none, then to the father, and if there be no father, then to the mother of such deceased volunteer: *Provided*, That nothing contained in this section shall be so construed as to give bounty lands to such volunteers as were accepted into service, and discharged without being marched to the seat of war.

It is provided by the 9th section of the act of February 11, 1847, entitled "An Act to raise for a limited time, an additional military force, and for other purposes," and by the act of Feb. 27, 1848, explanatory of said act: "That each non-commissioned officer, musician, or private, enlisted or to be enlisted in the regular army, or regularly mustered in any volunteer company, for a period of not less than twelve months, who has served or may serve during the present war with Mexico, and who shall receive an honorable discharge, or who shall have been killed or died of wounds received or sickness incurred in the course of such service, or who shall have been discharged before the expiration of his term of service, in consequence of wounds received, or sickness incurred in the course of such service, shall be entitled to receive a certificate or warrant from the War Department for the quantity of one hundred and sixty acres, and which may be located by the warrantee, or his heirs at law, at any land office of the United States, in one body, and in conformity to the legal subdivisions of the public lands, upon any of the public lands in such district then subject to private entry; and upon the return of such certificate or warrant, with evidence of the location thereof having been legally made, to the General Land Office, a patent shall be issued therefor. That in the event of the death of any such non-commissioned officer, musician or private, during his service, or after his discharge, and before the issuing of a certificate or warrant as aforesaid, the said certificate or warrant shall be issued in favor and inure to the benefit of his family or relatives, according to the following rules: first, to the widow and to his children; second, to his father, second, his mother; and, fourth, to his brother or sister, or in equal proportions to the brothers and sisters, according to the foregoing order of priority. And in the event of his children being minors, then the legally constituted guardian of such minor children shall, in conjunction with such of the children, if any, as may be of full age, upon being duly authorized by the orphans' or other court having probate jurisdiction, have power to sell, and dispose of such certificate or warrant for the benefit of these interested. And all sales, mortgages, powers or other instruments of writing, going to affect the title or claim to any such bounty right, made or executed prior to the issue of such warrant or certificate, shall be null and void to all intents and purposes whatsoever, nor shall such claim to bounty right be in anywise affected by, or charged with, or subject to, the payment of any debt or claim incurred by the soldier prior to the issuing of such certificate or warrant: *Provided*, That no land warrant issued under the provisions of this act shall be laid upon any lands of the United States to which there shall be a pre-emption right, or upon which there shall be an actual settlement and cultivation. *Provided further*, That every such non-commissioned officer, musician and private, who may be entitled, under the provisions of this act, to receive a certificate or warrant for one hundred and sixty acres of land, shall be allowed the option to receive such certificate or warrant, or a Treasury scrip for one hundred dollars, and such scrip, whenever it is preferred, shall be issued by the Secretary of the Treasury to such person or persons as would be authorized to receive such certificates or warrants for lands: said scrip to bear an interest of six per cent. per annum, payable semi-annually, redeemable at the pleasure of the Government. And that each private, non-commissioned officer, and musician, who shall have been received into the service of the United States, since the commencement of the war with Mexico, for less than twelve months, and shall have served for such term or until honorably discharged, shall be entitled to receive a warrant for forty acres of land, which may be subject to private entry, or twenty-five dollars in scrip, if preferred; and in the event of the death of such volunteer during his term of service, or after an honorable discharge, but before the passage of this act, then the warrant for such land, or scrip, shall issue to the wife, child, or children, if there be any, and if none, then to the father, and if there be no father, then to the mother of such deceased volunteer: *Provided*, That nothing contained in this section shall be so construed as to give bounty lands to such volunteers as were accepted into service, and discharged without being marched to the seat of war.

WAR DEPARTMENT
Office of the Commissioner of Pensions.

It is hereby certified, that the Land Warrant No.

has been issued in the name of

and will be deposited

in the GENERAL LAND OFFICE of the Dept. of the Army;

and the

Commissioner of the General Land Office, of the Dept. of the Army,

is hereby notified, that the said

has been issued in the name of

and will be deposited

in the GENERAL LAND OFFICE of the Dept. of the Army;

and the

Commissioner of the General Land Office, of the Dept. of the Army,

is hereby notified, that the said

has been issued in the name of

and will be deposited

in the GENERAL LAND OFFICE of the Dept. of the Army;

and the

Commissioner of the General Land Office, of the Dept. of the Army,

is hereby notified, that the said