

21 L. D. 345. Woman head family

Final Certificate No. 12983

Homestead Application No. 28647

LAND OFFICE

AT MONTGOMERY, ALA

February 6th, 1890.

Sect. 11, Town. 4 N, Range 14 East

*Conflict with Me G. R. R. Set off by
Railroad question eliminated
See 7 August 3, 1900 agh.*

Approved Sept 27, 1900
B. M., Clerk,

Division _____

Patented Nov. 12, 1900, 1898,

Recorded, Vol. 496, page 64

E2-70-

Large Covington County, Ala.

HOMESTEAD.

Land Office at MONTGOMERY, ALA

February 6th, 1871

FINAL CERTIFICATE,

No. 12983

APPLICATION,

No. 28647

It is hereby certified That, pursuant to the provisions of Section No. 2291, Revised Statutes of the United States, Serena J Franklin has made payment in full for

North East Quarter

of Section No. 11, in Township No. 4 North, of

Range No. 14 East, of the St Stephens Principal

Meridian

Alabama

60p 00

Now, therefore, be it known, That on presentation of this Certificate to the COMMISSIONER OF THE GENERAL LAND OFFICE, the said Serena J Franklin

shall be entitled to a Patent for the Tract of Land above described.

W. H. Hingham

Register.

6380-0
1595-0

[4-007.]

HOMESTEAD.

APPLICATION

No. 28647

Post
Land Office at Andalusia, Ala

Febry 23, 1891

I, Serenad Franklin, of Livingston Co Ala

, do hereby apply to enter, under Section 2289,

Revised Statutes of the United States, the NE 1/4

of Section 11, in Township 4 N of

Range 14 E, containing 159.5 ^{sq} hex acres.

Serenad Franklin
mark

Land Office at **MONTGOMERY, ALA**

Oct 27th, 1893

I, **JULIAN H. BINGHAM**, REGISTER OF THE LAND OFFICE,

do hereby certify that the above application is for Surveyed Lands of the class which the applicant is legally entitled to enter under Section 2289, Revised Statutes of the United States, and that there is no prior valid adverse right to the same.

J. Bingham
Register.

33/85
19 48

No 68. ✓
[4-007.]

No. 28647

HOMESTEAD APPLICATION.

Serena T. Franklin

Montgomery, Ala.

Oct 27th, 1893.

Sec. 11, Town. 4 N, Range. 14 E

Conflict with M & G. R.R. Sel. App. Apr. 26, 1860

RECEIVED IN OFFICE

ON 2/27 1891 AT 9 O'CLOCK

FROM M. Riley AT

J. H. Bingham REGISTER.

9/12/93

For sale by HENRY N. COFF, Washington, D. C.

67-70-0

Final Receiver's Receipt No. 12,983

Application No. 28,647

HOMESTEAD.

Receiver's Office, Montgomery, Ala.

February 6th 18911

Received of Serena T. Franklin ^{Co. 1000} the sum

of Four dollars 00 cents,

being the balance of payment required by law for the entry of the
North East quarter

of Section 11 in Township 4 North of Range 14 East
containing 159.50 acres, under Section 2291 of the
Revised Statutes of the United States.

William St. Alexander
Receiver.

~~\$ 4.00~~

\$ 0.50 Testimony fee received. Number of written words, 335

Rate per 100 words 15 cents.

Notice No. 14,484.
Land Office at Montgomery, Ala.
Dec 7, 1893.

Notice is hereby given that the following-named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Judge of the Probate Court at dalusia Ala. on jan. 19, 1894, viz,

Serena T Franklin homestead No. 28647
for the ne qr sec 11 t 4 n r 14 e,

He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz:

2 Tyra B. Mock, William B McLelland,
George W. Patterson, Bluford Findley.
3 Loango, Ala.

J. H. Bingham, Register.

Notice No. 14,484.
Land Office at Montgomery, Ala.
Dec 7, 1893.

Notice is hereby given that the following-named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Judge of the Probate Court at Dallas Ala., on Jan. 19, 1894, viz:

Sorens T Franklin homestead No. 28647 for the ne qr sec 11 t 4 n 14 e,

He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz:

Tyra E. Mock, William B McLelland,
George W. Patterson, Bluford Findley,
Loango, Ala.

J. H. Bingham, Register.

The State of Alabama
Birmingham Co

Howell, Publisher of the
Times, a newspaper

published at Tuscaloosa Ala
hereby certifies that the notice of
Sorens T. Franklin of intention to
make final proof of homestead
entry No. 28,647, copy of which is
hereto attached, has been pub-
lished in said paper for six
weeks, commencing Dec 7th 1893 and
ending Jan 19th 1894.

W. Howell

Pub

Sworn and subscribed to this
the 19th day of January, 1894.

M. A. Childers

Judge of Probate

V.
The State of Malabar
Covington Co

I, W. Howell, publisher of the
Covington Times, a newspaper
published at Studalucia Fla
hereby certify that the notice of
Susan J. Franklin of intention to
make final proof of homestead
entry No. 28,647, copy of which is
hereto attached, has been pub-
lished in said paper for six
weeks, commencing Dec 7th 1893 and
ending Jan 19th 1894.

W. Howell

Pub

I swear and subscribed to this
the 19th day of January, 1894.

Malachukilij

Judge of Probate

CERTIFICATE AS TO POSTING OF NOTICE.

Land Office at MONTGOMERY, ALA.

January 25, 1894-

I, JULIAN H. BINGHAM., Register, do hereby

certify that a notice, a printed copy of which is hereto attached, was
by me posted in a conspicuous place in my office for a period of

thirty days, I having first posted said notice on the 7
day of December, 1893-

J. Bingham
Register.

Receiver's Duplicate Receipt No. 28647

Application No. 28647

HOMESTEAD.

Receiver's Office, Montgomery, Ala.

October 27th, 1893.

Received of Serena T. Franklin the sum
of Fourteen dollars cents;

being the amount of fee and compensation of register and receiver for the
entry of N 1/4 of Section 11 in
Township 4 North of Range 14 East, under
Section 2290, Revised Statutes of the United States.

William O. Alexander
Receiver.

\$14.00

159.50 Acres

NOTE.—It is required of the homestead settler that he shall reside upon and cultivate the land embraced in his homestead entry for a period of five years from the time of filing the affidavit, being also the date of entry. An abandonment of the land for more than six months works a forfeiture of the claim. Further, within two years from the expiration of the said five years he must file proof of his actual settlement and cultivation, failing to do which, his entry will be canceled. If the settler does not wish to remain five years on his tract he can, at any time after fourteen months, pay for it with cash or land-warrants, upon making proof of settlement and cultivation from date of filing affidavit to the time of payment.

S. J. Franklin

July 19/94

The State of Alabama
Coovington County } Personally
appeared before me Malachi Riley
Judge of Probate in and for said
State and County Serena J.
Franklin

who being duly
sworn says on oath that she settled
on N E 1/4 Sec 11 T 4 R 14
about the year 1860
and that she was on said tract on
the 1st day of January 1890 and that
he is residing on said claim at
present time

Sworn to and subscribed

Before me this 23 day
of February 1891

Malachi Riley
Judge of Probate

Her
Serena J. Franklin
mark

Also appeared before me at the same
time and place St. J. A. Creel &
John M. Diamond who after being duly
sworn says on oath that they know
Serena J. Franklin
and know that the facts set forth
in the above affidavit are true as
stated therein
Sworn to and subscribed

Before me this 23rd day
of February 1891

Malachi Riley } William J. Acron
Judge of Probate } John W. Dinsmore

United States Land Office,

MONTGOMERY, ALA.

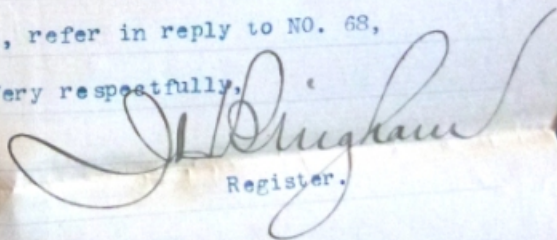
September 12th, 1893., 189

Serena T. Franklin, Esq.,
Fairfield, Ala.,

Dear Sir:-

On February 27th, 1891, you filed in this office, your homestead application for the Nel/4 of Section 11 Tp. 4 north of Range 14 east, and said application cannot be allowed for the reason that at date of your application you failed to execute the proper homestead affidavit, form herewith which you will complete before the same officer before whom you made proof, and return to this office without delay, thirty days will be allowed you to complete the affidavit and return, refer in reply to NO. 68,

Very respectfully,


Register.

68

RECEIVED IN OFFICE

ON *8/3* 18*91* AT O'CLOCK

W. D. C. Dingle

REGISTER.

No 68
The Hon. Commissioner of the General Land Office:

SIR—The Van Kirk Land and Construction Company, a corporation organized under the laws of the State of Alabama for the purpose of completing the construction of the Mobile and Girard Railroad in said State, respectfully protests against the allowance of the claim of

Serena J. Franklin to make homestead entry of the
N 6 1/4 of section 11,
Township 4 N, Range 14 E, under the Act of Congress of September 29, 1890, for reasons following to wit:

1. That said tract, with others, was certified by the United States to the State of Alabama in the years 1860 and 1861, under the Act of Congress of June 3, 1856, to aid in the construction of said Mobile and Girard railroad, and the title thereto hence passed out of the United States.
2. That said land was lawfully transferred by the State, by act of its Legislature, to said Mobile and Girard Railroad Company, and has been lawfully conveyed by said Company by its deed of March 21st, 1890, to the said Van Kirk Land and Construction Company, for good and valuable consideration, and hence the legal and equitable title thereto vested, and now rests, in said Van Kirk Land and Construction Company.
3. That said title was not required by the Act of Congress of September 29, 1890, to be reconveyed to the United States, and has not been so reconveyed.
4. That the requirement of said Act of Congress was for the relinquishment to the United States by the Mobile and Girard Railroad Company of all the right, title and claim of said Company to any certain lands mentioned in said requirement, and that said Mobile and Girard Railroad Company having long previous thereto sold the particular tracts of land comprehended in this protest, and parted with all its interest, right, title, and claim thereto, and lawfully vested the same in this protestant, said Company had no interest, right, title or claim which it was required to relinquish, or which it could or did relinquish, or purport to relinquish, and hence that the title to said particular tract of land has not been reinvested in the United States.
5. That the relinquishment required from the Mobile and Girard Railroad Company by the act of September 29, 1890, and duly executed by said Company, did not and could not divest protestant of the title to the land which protestant owned and which said Mobile and Girard Railroad Company did not own, and such relinquishment did not purport to do so, and hence that the title of protestant to the tract of land hereinbefore specially mentioned remains unimpaired in protestant, and said land is not public land of the United States and is not subject to entry under any law of the United States.

6. That said Serena J. Franklin the homestead applicant herein, was not a bona fide preemption or homestead claimant to the above described land under color of the laws of the United States on January 1, 1890, and was not at that date an actual bona fide occupant of said land under said law.

THE VAN KIRK LAND AND CONSTRUCTION COMPANY,

By W. J. Van Kirk
President

STATE OF ALABAMA, }
County of Montgomery, } **

Before me this 17 day of March, 1891, came

W. J. Van Kirk to me well known, made oath that the foregoing statement by him subscribed is true, to the best of his knowledge and belief.

W. W. Gorman
Notary Public

HOMESTEAD AFFIDAVIT

Under Section 2294, Revised Statutes, for settlers who cannot appear at the District Land Office.

Office of the Clerk of the Court

For Lovington County,

Febry 23 1891

I, Serenad. Franklin, of Lovington, Colo

having filed my Homestead Application No. 28647, do solemnly swear that I am

the head of a family over the age
of 21 years and a resident

that said application No. 28647 is made for the purpose of actual settlement and cultivation;
that said entry is made for my exclusive use and benefit, and not directly or indirectly for the use or benefit
of any other person or persons whomsoever; that I am

now residing on the land I desire to enter, and that I have made a bona fide improvement and settlement
thereon; that said settlement was commenced In the year 1860

that my improvements consist of Dwelling house, ~~and~~
3 acres cleared land

and that the value of the same is \$ 75.00; that owing to distance

I am unable to appear at the District Land Office to make this affidavit, and that I have never before made
a homestead entry, except

Serenad. + F. Franklin
23 day of Febry 1891

Sworn to and subscribed before me this

and I identify applicant, or applicant has been satisfactorily identified by her
to be the identical person that he represents himself to be.

Malachi Riley
Clerk of the Court for Judge of Probate

NOTE.—The claimant must fill up the blank places above, showing whether he is the head of a family or over twenty-one years of age; whether a native citizen, or has declared his intention to become a citizen; whether he and his family, or some member thereof, is residing on the land, giving the date of actual settlement, describing the dwelling-house and improvements, and stating the value of the same, and stating reason for not appearing at the District Land Office. If claimant ever before made a homestead entry, describe the same; if not, draw a line over the word "except."

HOMESTEAD AFFIDAVIT.

~~Post~~
 Land Office at Audalusia Ala

Oct 3rd, 1893,

I, Serena P. Franklin, of Wrightsville, Ala

having filed my application No. 28647, for an entry under section 2289, Revised Statutes of the

United States, do solemnly swear that I am not the proprietor of more than one hundred and sixty acres

of land in any State or Territory; that I am a native born citizen
of the United States and over the age
of 21 years

that my said application is honestly and in good faith made for the purpose of actual settlement and cultivation, and not for the benefit of any other person, persons, or corporation, and that I will faithfully and honestly endeavor to comply with all the requirements of law as to settlement, residence, and cultivation necessary to acquire title to the land applied for; that I am not acting as agent of any person, corporation, or syndicate in making such entry, nor in collusion with any person, corporation, or syndicate to give them the benefit of the land entered, or any part thereof, or the timber thereon; that I do not apply to enter the same for the purpose of speculation, but in good faith to obtain a home for myself, and that I have not directly or indirectly made, and will not make, any agreement or contract in any way or manner, with any person or persons, corporation or syndicate whatsoever, by which the title which I might acquire from the Government of the United States should inure in whole or in part to the benefit of any person except myself, and further, that since August 30, 1890, I have not entered under the land laws of the United States, or filed upon, a quantity of land, agricultural in character, and not mineral, which, with the tracts now applied for, would make more than three hundred and twenty acres.

† And that I have never had the benefit
of the homestead law

Sworn to and subscribed before me this

3rd

day of

October

, 1893

Macachi Wiley

Judge of Probate

* Here insert statement that affiant is a citizen of the United States, or that he has filed his declaration of intention to become such, and that he is the head of a family, or is over twenty-one years of age, as the case may be. It should be stated whether applicant is *native-born* or not, and if not, a certified copy of his certificate of naturalization, or declaration of intention, as the case may be, must be furnished. (See page 45, circular of January 1, 1889.)

† Here add an exception, if any, of land settled upon prior to August 30, 1890, giving date of settlement commenced, and describing improvements, and that the party has not heretofore made any entry under the homestead laws.

FINAL HOMESTEADS.

Register and Receiver's Report.

MONTGOMERY, ALA.

H. E. 28647 F. C. 12988 District *of*

1. Was proof prematurely made? *Ans. No*
(Instructions 1.)
2. Was proof made after 7 years from date of entry? *Ans. No*
 If so, did you apply Instructions 2? *Ans. No*
3. State No. of weekly insertions of published notice? *Ans. 0*
 Was notice definite as to time, place, and officer to take the proof? *Ans. Yes*
 Was proof taken (a) by officer advertised? *Ans. Yes*
 Was proof taken (b) on day advertised? *Ans. Yes*
 Was proof taken (c) at place advertised? *Ans. Yes*
 Was land properly described in published notice? *Ans. Yes*
 Were names of witnesses properly published? *Ans. Yes*

(See Instructions 3.)

4. Was officer legally qualified to take the proof? *Ans. Yes*
(See Instructions 4.)

5. Was all the proof taken before the same officer? *Ans. Yes*
6. Has he properly signed and attested the proof papers?
Ans. Yes

7. Have you signed all necessary papers? *Ans. Yes*
8. Are names of claimant and witnesses properly signed to all the papers? *Ans. Yes*

9. Do they agree with published notice? *Ans. Yes*

10. Have you compared description and names in the original proof and final entry papers and found them correct?
Ans. Yes

11. Are proof of publication and posting of notice correct?
Ans. Yes

(No interlineations or erasures of published notice will be permitted.)

(Fernandez, 6 L. D., 379.)

12. Are any papers lost, not dated, not signed, or sealed, if necessary. *Ans. No*

13. Was any witness substituted? *Ans. No*

14. Are all absences fully explained? *Ans. No*

15. If claimant fully naturalized, are original papers furnished?
Ans. Yes

If not, did officer taking proof certify a copy of original papers (not a copy of a copy)? *Ans. Yes*

16. Was residence established within 6 months from date of entry? *Ans. Yes*

If not, require reason for failure, and if sufficient excuse is given, issue certificate, as in other cases.

(Nilson vs. St. P., M. & M. R'y, 6 L. D., 567.)

17. Have you any doubt of claimant's having complied in good faith with the law? *Ans. No*

18. Have you any reliable information outside of the record which casts suspicion on this entry? *Ans. No*

(See Certificate on back.)

CERTIFICATE.

We, the undersigned Register and Receiver, do hereby certify that the foregoing report was made after careful examination, and that the same is correct.

W. D. Hughes, Register.

W. H. Alexander, Receiver.

Feb. 26, 1897 -

33/85

11-4-1892

Serena Franklin

Serena Franklin
(4-369.)

HOMESTEAD PROOF.

LAND OFFICE AT

MONTGOMERY, ALA.

Original Application No. 28647

Final Certificate No. 12983
Rec'd Jan 24th 1894

Approved: *Feb 6th 11*

J. D. Dinkham, Register.

W. T. Alexander, Receiver.

Acres \$4.00

W. 335- 58

\$4.50

HOMESTEAD PROOF—TESTIMONY OF WITNESS.

William B. McLelland being called as witness in support of the Homestead entry of Edward P. Franklin for 78 1/2 Sec 174 A. 48, testifies as follows:

Question 1.—What is your name, age, and post office address?

Answer. William B. McLelland, Co. Loango, Mo.

Ques. 2.—Are you well acquainted with the claimant in this case and the land embraced in his claim?

Ans. Yes Yes

Ques. 3.—Is said tract within the limits of an incorporated town or selected site of a city or town, or stand in any way for trade or business?

Ans. No

Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land.

Ans. Ordinary fine land

Ques. 5.—When did claimant settle upon the homestead and at what date did he establish actual residence thereon?

Ans. She has been pursuing claimant for 20 years and she was there

Ques. 6.—Have claimant and family resided continuously on the homestead since first establishing residence thereon? (If settler is unmarried, state the fact.)

Ans. Unmarried
she has as far as my knowledge

Ques. 7.—For what period or periods has the settler been absent from the land since making settlement, and for what purpose; and if temporarily absent, state the reasons.

Ans. Does not bear about to my knowledge

Ques. 8.—How much of the homestead has the settler cultivated and for how many seasons did he raise crops thereon?

Ans. From 17 to 3 acres every since I have known his wife is about 20 years

Ques. 9.—What improvements are on the land and what is their value?

Ans. Wellhouse corner 3 acres improved land.

Ques. 10.—Are there any indications of coal, salines, or minerals of any kind on the homestead? (If so, describe what they are, and state whether the land is more valuable for agricultural than for mineral purposes).

Ans. No

Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead?

Ans. Not to my knowledge

Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good faith in perfecting this entry?

Ans. No

his
William B. McLelland
made
Malachite, Mo.

I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscribed, and was sworn to before me this 19 day of January 1892.

[SEE NOTE ON FOURTH PAGE.]

Judge of Probate

(The testimony of witnesses must be taken at the same time and place, and before the same officer as claimant's first affidavit. The answers must be full and complete to each and every question asked, and officers taking testimony will be expected to make no mistakes in date, description of land, or otherwise.)

HOMESTEAD PROOF—TESTIMONY OF WITNESS.

Tira B Moek, being called as witness in support of the Homestead entry of Johna P. Brucklin for N^o 32 1/2 Sec 11 T⁴ R¹⁰ W¹ S², testifies as follows:

Question 1. What is your name, age, and post-office address?

Answer. Tira B Moek, 39, Leaugolla

Ques. 2.—Are you well acquainted with the claimant in this case and the land embraced in his claim?

Ans. Yes Yes

Ques. 3.—Is said tract within the limits of an incorporated town or selected site of a city or town, or used in any way for trade or business?

Ans. No

Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land.

Ans. Ordinary fine land

Ques. 5.—When did claimant settle upon the homestead and at what date did he establish actual residence thereon?

Ans. I have been keeping claimant for 25 years and she was there then

Ques. 6.—Have claimant and family resided continuously on the homestead since first establishing residence thereon? (If settled as unmarried, state the fact.)

Ans. She has remained

Ques. 7.—For what period or periods has the settler been absent from the land since making settlement, and for what purpose; and if temporarily absent, did claimant's family reside upon and cultivate the land during such absence?

Ans. I have not been absent at all

Ques. 8.—How much of the homestead has the settler cultivated and for how many seasons did he raise crops thereon?

Ans. From 1/2 to 3 acres every since I have known her was about 20 years

Ques. 9.—What improvements are on the land and what is their value?
Ans. Dwelling house, Cernerib, 3 acres improved land total \$2000

Ques. 10.—Are there any indications of coal, salines, or minerals of any kind on the homestead? (If so, describe what they are, and state whether the land is more valuable for agricultural than for mineral purposes.)

Ans. Not to my knowledge

Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead?

Ans. Not to my knowledge

Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good faith in perfecting this entry?

Ans. No

Tira B Moek
made

I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscribed, and was sworn to before me this 19 day of January, 1894

M. Black
Judge

[SEE NOTE ON FOURTH PAGE.]

(The testimony of witnesses must be taken at the same time and place, and before the same officer as claimant's final affidavit. The answers must be full and complete to each and every question asked, and officers taking testimony will be expected to make no mistakes in date, description of land, or otherwise.)

HOMESTEAD PROOF—TESTIMONY OF CLAIMANT.

Serena J. Franklin being called as a witness in his own behalf in support of homestead entry, No. 28,647, for N64 Sec 11 T4-R148 testifies as follows:

Ques. 1.—What is your name, age, and post-office address?

Ans. Serena J. Franklin 66 Longville

Ques. 2.—Are you a native born citizen of the United States, and if so, in what State or Territory were you born?

Ans. I am State Alabama

Ques. 3.—Are you the identical person who made homestead entry, No. 28,647, at the

Montgomery land office on the 27th day of October 1893 and what is the true description of the land now claimed by you?

N64 Sec 11 T4-R148

Ques. 4.—When was your house built on the land and when did you establish actual residence therein? (Describe said house and other improvements which you have placed on the land, giving total value thereof.)

Ans. 27 1860 Jan 1860

Dwelling house corner 3 acres improved land total 24 60

Ques. 5.—Of whom does your family consist; and have you and your family resided continuously on the land since first establishing residence thereon? (If unmarried, state the fact.)

Ans. I married myself. I have.

Ques. 6.—For what period or periods have you been absent from the homestead since making settlement, and for what purpose; and if temporarily absent, did your family reside upon and cultivate the land during such absence?

Ans. Never absent

Ques. 7.—How much of the land have you cultivated each season and for how many seasons have you raised crops thereon?

Ans. From 1/2 to 3 acres. 34 Seasons

Ques. 8.—Is your present claim within the limits of an incorporated town or selected site of a city or town, or used in any way for trade and business?

Ans. No

Ques. 9.—What is the character of the land? Is it timber, mountainous, prairie, grazing, or ordinary agricultural land? State the kind and quality, and for what purpose it is most valuable.

Ans. Ordinary fine land Agricultural purpose

Ques. 10.—Are there any indications of coal, salines, or minerals, of any kind, on the land? (If so, describe what they are, and state whether the land is more valuable for agricultural than for mineral purposes.)

Ans. No

Ques. 11.—Have you ever made any other homestead entry? (If so, describe the same.)

Ans. No

Ques. 12.—Have you sold, conveyed, or mortgaged any portion of the land; and if so, to whom and for what purpose?

Ans. No

Ques. 13.—Have you any personal property of any kind elsewhere than on this claim? (If so, describe the same, and state where the same is kept.)

Ans. No

I HEREBY CERTIFY that the foregoing testimony was read to the claimant before being subscribed, and was sworn to before me this 19 day of Jan 1894

SEE NOTE ON FOURTH PAGE.]

* In case the party is of foreign birth a certified transcript from the court records of his declaration of intention to become a citizen, or of his naturalization, or a copy thereof, certified by the officer taking this proof, must be filed with the case. Evidence of naturalization is not required in final (five year) homestead cases.

Serena J. Franklin
Malachi Riley
Judge

NOTE.—The officer before whom the testimony is taken should call the attention of the witness to the following section of the Revised Statutes, and state to him that it is the purpose of the Government, if it be ascertained that he testifies falsely, to prosecute him to the full extent of the law.

TITLE LXX.—CRIMES.—Chapter 4

SEC. 5394.—Every person who, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed is true, willfully, and contrary to such oath, states or subscribes any material matter which he does not believe to be true, is guilty of perjury, and shall be punished by a fine of not more than two thousand dollars, and by imprisonment at hard labor, not more than five years, and shall, moreover, thereafter be incapable of giving testimony in any court of the United States until such time as the judgment against him is reversed. (See § 1750.)

33/103
11. 4. 1894
Serena Franklin
14-1000
Serena Franklin

HOMESTEAD PROOF.

LAND OFFICE AT

MONTGOMERY, ALA.

Original Application No. 28647

Final Certificate No. 2983

Approved: *W. H. D. [Signature]* Registrar.

W. H. D. [Signature] Receiver.

over \$400
11000 3 3 3 - 50
\$450

FINAL AFFIDAVIT REQUIRED OF HOMESTEAD CLAIMANTS.

SECTION _____ OF THE REVISED STATUTES OF THE UNITED STATES.

I, Serena Franklin, having made a Homestead entry of the 764
 Section No. 11 in Township No. 4th
 of Range No. 14E, subject to entry at Montgomery, Ala
 under section No. 2289 of the Revised Statutes of the United States, do now apply to perfect my claim thereto
 by virtue of section No. _____ of the Revised Statutes of the United States; and for that
 purpose do solemnly Swear that I am
 _____ a citizen of the United States; that I have made actual settlement
 upon and have cultivated and resided upon said land since the _____ day of _____ 1860
 to the present time; that no part of said land has been alienated, except as provided in section 2283 of the Revised
 Statutes, but that I am the sole bona fide owner as an actual settler; that I will bear true allegiance to the Government
 of the United States; and, further, that I have not heretofore perfected or abandoned an entry made under the homestead
 laws of the United States, ~~except~~

I, Malachi Riley Judge, of Probate Court,
 do hereby certify that the above affidavit was subscribed and sworn to before me this 14 day of
January 1894
Serena Franklin
Malachi Riley
Judge of Probate

