

Right of Way deed

No 5428

Marshall Field

- To -

Grand Island and
Northern Homing R.R. Co.Filed Jan 24, 1902 9th AM

Know all men by These Presents:

That I, Marshall Field, Trustee, of the
City of Chicago, in the County of Cook,
and State of Illinois in consideration
of the sum of Eight Thousand and Forty
five (\$8045.00) Dollars, to me in hand paid,

the receipt whereof is hereby acknowledged, and in further
consideration of the covenants and agreements of the
Grand Island and Northern Homing Railroad Company,
to do and perform, and faithfully to comply with the
conditions and terms of this conveyance hereinafter
set forth: do hereby grant, bargain, sell and convey
unto the Grand Island and Northern Homing Railroad
Company, and to its successors and assigns, the follow-
ing described real estate in Sheridan County, in the
State of Wyoming to-wit: All ground lying and being
within fifty feet on each side of the center line
of the main track of the railroad of said company
as said railroad is now located and constructed
over and across the following described tracts of lands
to-wit: The south-east quarter of the north-east quarter,
the north-half of the south-east quarter, and the north-half
of the south-west quarter of Section 21; The south-half of
Section 20, except the south-west quarter of the south-west
quarter (S.W. 1/4, S.W. 1/4) all in Township 55, North of Range 78
West of the 6th P.M. the East half, and the East half of the
south-west quarter of Section 3; the north-half of the
north-west quarter, and the south-west quarter of the
north-west quarter of Section 10. the south-east quarter of
the north-east quarter, the East half of the south-east
quarter, and the south-west quarter of the south-east quar-
ter of Section 9; and the south-west quarter of the south-west
quarter of Section 21. All in Township 54, North of Range 79
West of the 6th P.M.

Also all ground lying and being within fifty feet on
each side of the center line of the main track of the
branch railroad of said company running to Buffalo
in said State, as said center line is now located and
staked out over and across the following described

tracts of land as shown on map hereto attached and made part hereof, to-wit: The West half of the Northeast quarter and all of the North west quarter of Section 12, the North half, and the North half of the South-west quarter of Section 11, the South-half of Section 10; and the South-east quarter of Section 9, all in Township 33, North of Range 80, West of the 6th P.M. for the purpose of constructing and operating a railroad line thereon.

And this conveyance is made on the express terms and conditions, and subject to the limitations and restrictions hereinafter made, each and all of which shall, at all times, be and remain a charge upon the land hereby conveyed to said railroad company, and be enforceable by said Marshall Field, Trustee, his successors and assigns forever, against the said railroad company its successors and assigns forever. That is to say that:

I Said railroad company shall fence the premises hereinbefore described and granted to it, on both sides thereof throughout, leaving however, passes for cattle across said premises and under the bridges of said company at the following points in its main line, known as stations 8130, 8174, 8317, 8363, 8415 and 8516, of its survey, and shall forever keep and maintain said fences and passes in good and sufficient repair.

II Said railroad company shall put in and forever hereafter keep in good and sufficient repair road crossings with cattle guards across said premises at the following points in its main line known as stations 8141, 8185, 8245, 8374, 8404, 8441, 8478, 8537, and 8598, of its survey, and at the following points in its said branch line known as Stations 233+50, 262+20, and 286+70 of its survey.

III Said railroad company shall put in and forever hereafter keep in good and sufficient repair, boxes in its roadbed for the purpose of conducting the water of irrigating ditches at the following points in its main line, known as stations 8188+30, 8340, 8431, 8446, 8463, 8475+30, and 8574, of its survey, and at the following points in its said branch line, known as Stations 196, 225, 231+75, 273+60, and 283 of its survey.

IV. Said railroad company shall construct and maintain at the siding immediately East of the section house located on Section 21, Townships 38 North of Range 78 West of the 6th P.M. aforesaid, cattle loading yards with two loading chutes, which said yards shall have together a capacity of holding at least four hundred head of cattle.

V. It is contemplated that the lands hereinbefore granted to said railroad company shall be used and occupied by it in the operation of its railroad, within five years from ^{the date} this deed of conveyance is filed for record, but in the event for any reason any portion of said land is not used and occupied by said railroad company in the operation of its railroad within said time, then and in such event so much of the land over which said right of way is granted, which is not so used and occupied in the operation of the railroad, shall return and revert to the grantor herein, his successors and assigns, free of the right of said railroad company thereafter to use and occupy the same.

To Have and to Hold the premises herein conveyed unto the said railroad company, and to its successors and assigns forever, on the conditions and subject to the charges aforesaid. And in addition to the right of way above described, I do hereby grant for myself, my successors and assigns, the right to said railroad company to erect and maintain a snow fence for the term of four months each and every year after the date of this instrument at any point within one hundred feet on either or both sides of the center line of said railroad as now located on above described land, said term of four months to begin November 15th and end March 15th each year.

In Witness Whereof, I have hereunto set my hand and seal this 11th day of January, A.D. 1873.

In presence of
Edward Mores.

Marshall Field,
Trustee

The interlineation on first page of the words "Except the South West quarter of the South-West quarter (S.W. 1/4), was made before signing,
Arthur B. Gould

State of Illinois }
 County of Cook } ss. I Henry Shuff, Clerk of the County Court
 of Cook County, the same being a Court of
 Record, do hereby Certify that Arthur B. Jones, Esq. whose
 name is subscribed to the proof or acknowledgment of the
 annexed instrument in writing, was at the time of taking
 such proof or acknowledgment, a Notary Public in and
 for Cook County, duly commissioned, sworn and acting
 as such and authorized to take the same; that I am well
 acquainted with his hand writing and verily believe
 that the signature to the said proof or acknowledgment
 is genuine; and further that the annexed instrument
 is executed and acknowledged according to the laws
 of the State of Illinois.

In Testimony Whereof, I have hereunto set my hand
 and affixed the seal of said Court, at the City of
 Chicago, in the said County, this 11th day of January
 1893.

H. S.

Henry Shuff - Clerk -

State of Illinois }
 County of Cook } ss. I, Arthur B. Jones, a Notary Public in and
 for the said County, in the State aforesaid,
 do hereby Certify, that Marshall Field Trustee, who is per-
 sonally known to me, to be the same person whose name is sub-
 scribed to the foregoing Instrument, appeared before me
 this day in person, and acknowledged that he signed,
 sealed and delivered the said Instrument as his free and
 voluntary act, for the uses and purposes therein set
 forth.

Given under my hand and Notarial Seal, this
 Eleventh day of January, A. D. 1893.

Arthur B. Jones,
 Notary Public

A. B. J.

See next page for Plat. which is a part of this
 Record

