

CFR 0740

Mr. and Mrs. Charles D. Cheyne

KLAMATH

APPLICATION FOR CENTURY FARM HONORS

Deadline for filing applications - May 1, 1985

PLEASE TYPE OR PRINT:

Your name (Mr., Mrs., Ms.) Mr. + Mrs. Charles D. Cheyne

Your address: RT. 1, Box 62A Bonanza, OR 97623
Street, Route, or Box Town Zip

Location of Farm: above (on East Langell Valley Rd.) Klamath
Address County

To qualify as a Century Farm, a farm must have not less than 10 acres with a gross income from farm use of not less than \$500 per year for three out of the five years immediately preceding application for Century Farm Honors. Does your farm meet this qualification? yes

Name of family member who was founder or original owner of farm David Campbell

Year founder settled on farm 1885 Where did he come from? Wise Co., Texas

Who farms the land today? Charles + Margaret Cheyne, Hank Cheyne (their son)

Relationship to original owner? David Campbell was Margaret Cheyne's great grand-father

Are any of the original buildings still in use? If so which ones? yes, the blacksmith shop. (House burned in 1945.)

If you know crops or livestock raised on farm one hundred years ago, please list:

grain, grain hay, cattle (see pre-emption statement of David Campbell)

What do you raise on farm today? oats, barley, alfalfa hay, oat hay, cattle

How many generations live on the farm today (Names)? 3 generations. Mariam W. (Mrs.

Henry Campbell) Gerber, Charles D. + Margaret Gerber Cheyne, their sons: Henry Charles Cheyne and Alexander Eric Cheyne.

How many times has the original farm been divided? none

Do you declare that the statements made above are accurate and correct to the best of your knowledge? yes

Please return form to:

Elizabeth W. Buchler, Field Historian
Oregon Historical Society
1230 S.W. Park Avenue
Portland, Oregon, 97205

Margaret Gerber Cheyne
Signature of Owner

CFR0740

Ack
5/7/85

History

1. book excerpt showing lineage of Campbell.
Gerber, Cheyne
2. various historical references to David Campbell
and family history and
geneological chart.



History of
KLAMATH COUNTY
O R E G O N



ITS RESOURCES AND ITS PEOPLE

I L L U S T R A T E D

LINSY SISEMORE
Editor-in-Chief

RACHEL APPLGATE GOOD
Historian

HARRY B. SCHULTZ
Managing Director

HOWARD I. SCHUYLER
Managing Editor

KLAMATH FALLS, OREGON

1941

months at Fort Stevens, Oregon, being then assigned to Battery C, 65th Artillery Corps with which he served for the duration of the war. He was honorably discharged on February 28, 1919, at Camp Lewis, Washington. His engagements included St. Mihiel, Argonne Forest, Verdun, Etrayes Offensive and Blue Wood, part of Argonne. He is a Democrat. For two years he served as a member and clerk of the Fort Klamath district school board. A man of sterling worth of character, carrying out the high ideals of the Aubrey family, Ross Aubrey has given the same conscientious service to Klamath County and its interests that he gave to the American flag and his country during the World War.

LOUIS AND IDA J. GERBER

Among the early pioneers who contributed so largely towards the growth of Klamath County by developing its resources at the time when the county was still a wilderness, and Klamath Falls only a hamlet, was Louis Gerber, whose memory is treasured by the old timers. He was born in Buffalo, New York, October 9, 1854, a son of Edward and Sybil Gerber, who were both born in Germany and emigrated to America, settling in Buffalo where they remained until 1860. That year they joined the trek to the West and after crossing the Isthmus, took ship for San Francisco, locating in Sacramento, California, where Louis attended school. Later Louis, his brother John, and their mother established a wholesale meat business which finally became recognized as a leading meat establishment in the entire section, with its customers reaching out to a radius of hundreds of miles, and the name of Gerber Brothers standing for the highest grade of meat products. Louis Gerber was the buyer for the firm, his trips taking him to all sections of the Pacific Northwest, including Klamath County. As early as 1885 he discerned the grazing possibilities of this country and filed on a homestead 50 miles east of Klamath Falls, improving it and adding land gradually until he had acquired several thousand acres in various sections of the county. Here he would graze the cattle he had purchased until they were ready for market, then drive them to the nearest railroad point (which in the early days was Cottonwood, California), from which they were shipped to Sacramento. He also raised considerable stock. Before he established a home in Klamath Falls in 1905, he spent his summers in this county and winters in California. In 1913, the firm of Gerber Brothers was dissolved and Louis took their holdings in Oregon as his portion. The Gerber Reservoir is on the ranch property and is the head of the Government Canal of irrigation for the county. Louis Gerber's death occurred on September 17, 1930.

On December 24, 1899, Louis Gerber and Ida J. Campbell were married in Klamath Falls, she being a native of Panola County, Texas, born November 20, 1866. Her parents, David, born in Alabama, and Frances Elizabeth Campbell, a native of Tennessee, were early-day pioneers of Klamath County, and were well and favorably known for their high type of citizenship. The biography of Mrs. Stella O. Bowne in this volume contains a more detailed mention of them. Mrs. Gerber's education was received in Wise County, Texas, and completed in Langell Valley, where her parents were among the first few settlers on March 5, 1885. The following year she taught the first public school in the valley and for the following 14 years was one of the most beloved teachers in the county, the last two years of which were spent in the Klamath Falls schools. She was also active in the Presbyterian Church. After the death of Mr. Gerber, she assumed the active management of his vast holdings of about three thousand acres in Langell Valley, Bly and Horsefly sections, and, like many of the pioneer women of her generation, became an able business woman. She has a wide circle of friends throughout the county and has always been willing to cooperate in any projects worthy of her support, being a leader in good works.

Two sons were born to Mr. and Mrs. Louis Gerber: Louis, Jr., died at the age of two years; and Henry Campbell, born in Sacramento, October 25, 1904. After graduating from the Klamath Falls High School and attending the University of Oregon at Eugene, he is now a resident of Klamath Falls and is affiliated with the Klamath

Credit Association. He divides his time between residence in this city in the winters and ranching on the home place during the summers, for, since old enough, Henry Gerber has assisted his mother in the management of the Gerber properties and is recognized as one of the successful businessmen of this county. He married Miriam (Mariam) Wortley and they have three children: Margaret and Marilyn, twins, and Sylvia. Louis Gerber was a Democrat of the Jeffersonian type and wielded a strong influence for good in political circles. He was a high type of businessman and stockman, who, while building a fortune, developed a reputation of far more worth. When he gave his word it was never repudiated and as a business man he stood among the men of honor both in Oregon and California. His death in 1930 left a void that can never be filled and his memory will always remain in the county that he did so much to develop from a primeval condition to the place it now holds in the counties of Oregon and California.

Ida Jane Campbell
Gerber



(taken ca 1945)

This short history of the Rankin - Campbell family is by no means complete. We have given a few highlights and then suggest that you work on your family's history, keeping it up to date, so that future generations will have a better picture of what was happening in your lifetime. We hope you enjoy what we have gathered.

Our sources include dates from James T. Smith's bible (husband of John & Nancy Rankin's daughter, Harriet); letter of Frances Campbell to Ethel McGilberry, ca. 1930; recollections of Stella Bowne and Ida Gerber; research of Eunice Nelson, Gainesville, TX, and Vivian Herold, San Antonio, TX. Please remember that any family history is a compilation and therefore may contain unintentional errors.

The Rankins, Wilsons, and Campbells all came from North and South Carolina. Various Rankins and Wilsons had married in N.C. before they went to Tennessee. We assume that they lived in Guilford Co., NC, and then moved to McNairy Co., TN. The Campbells came from Kershaw Co., SC, before they moved to Coffee Co., Alabama.

Some of the early records are missing from various counties where we would like to fill in the gaps. So until we have definite information, we will start this history at the year when our ancestors went to Texas.

In 1845, Texas was annexed which opened the state for settlement. Young John Rankin, newly graduated from medical school, went to Texas that fall and settled in Henderson, Rusk Co. His father, John, and step-mother, Nancy, remained in TN with their 5 children.

In 1846, John Rankin died and was buried in Bethel Springs Cemetery, where many other relatives are buried. Nancy then married David Caldwell Rankin between 1846 and 1850. We are not sure at this point just how her first and second husbands were related. In Oct. 1857, Nancy moved to Rusk or Shelby Co., TX, with her 5 children. We do not know what happened to Caldwell Rankin. Nancy's step-daughter Catherine and her husband Harvey Johnson probably also went to Texas at this time.

We do not know what happened to Polly Ann, Catherine's sister, but in 1849, Robert Rankin left TN for California in the Gold Rush. He sent home several gold nuggets and married in CA.

In 1860, Lincoln was elected president. Before he was inaugurated, seven states, including Texas, began seceding from the Union. After the Ft. Sumpter, GA, battle, the Civil War began. We know of the following three men's Civil War involvement:

Daniel Rankin enlisted in the 11th Texas Infantry, Walker's Division, Randel's Brigade, Company E. His records show that he had enlisted at Carthage, Panola Co., TX.

John Rankin, M.D., was appointed assistant surgeon, Colonel B. Warren Stone's regiment (under General Richard Taylor), Morton's Division in 1862. He was later the surgeon in charge of the division hospital of General Morton, Iberia, TX.

David Campbell enlisted in the 10th Army Regiment, Company I. He served as a private under General Kirby Smith and General Bragg in Kentucky. He received an honorable discharge on Cumberland Mt. (probably in 1862 when the Confederate defenses were demolished there.) He then re-enlisted in Co. F, First Texas Rangers, and fought in Louisiana under Generals Smith and Taylor. After the Battle of Corinth, MS, May 1862, he was discharged for illness. (There was much sickness at Corinth - 45,000 men were stationed there as it was the most important railway center west of Richmond, VA. Some 17,000 men were sent away because of illness and there were no facilities to care for them.) He re-enlisted when better (assume same Co.), and served west of the Mississippi under General Smith. He was in the battles of Mansfield and Pleasant Hill, LA. Also the Yellow Bayou and Old Cain River engagements, state unknown.

Daniel Rankin appears on a roll when General E.K. Smith surrendered to Maj. Gen. E.R.S. Canby in New Orleans. This may also have been where David Campbell was at the end of the war as he was serving under General Smith also. All three men returned to Texas in 1865- David and Daniel to Panola Co., and John to Anderson Co. David and Daniel both married that Dec. and lived in Panola Co., until ca. 1874 when they both moved to Grayson Co. in north Texas. David built a home for his parents in their yard and settled down to raise a family. The Jeff Moores, George Moores, and Harvey Johnsons were in the Timpson, Shelby Co. area, which was only a few miles from Panola Co. We assume that the James Smiths and Nancy Rankin were also in Panola or Shelby Co. The Johnsons lived in Shelby Co. for many years. The George Moore family moved to Farmingham, WA, some time later.

In about 1869, Nancy Rankin died and her daughter, Harriet died also. The Campbells took their two children. Harriet's sister, Adeline, died about this same time. After several years, Harriet's son died of the "bloody flux" and the Campbell's son, John, died soon after. Jim Smith took his daughter to board at the neighbors as Frances was expecting again. Then in 1875, Frances' remaining sister, Jane, died and Jane's husband died several years later. Dr. John Rankin said he would take the girls, but his wife said "no, only one" so the Campbells took all three. The youngest, Harriet, and Ida Campbell roomed together and were best pals. This was about the time they all moved to Grayson Co.

Kate married soon after, and some time later took Harriet to live with her. Nan lived with the Campbells until her marriage in 1880, when the Campbells were living in Wise Co.. Harriet died in 1883 of typhoid (as did her mother).

In midsummer of 1879, John Campbell became ill. He died on Nov. 25, and his wife, Harriet, died 5 days later. We do not know where they were living, but assume in Wise Co. also.

In about 1880, Ida Campbell met Harvey Holden who taught her how to dance the waltz and the two-step. She wasn't supposed to dance as the Campbells were Methodists. Her father saw them and told them to dance further away from the house so her mother wouldn't catch them. Harvey was Ida's boyfriend until the Campbells left Texas.

Ida worked for her uncle, Daniel Rankin, hoeing cotton to earn money. She bought a blue lawn dress with white ribbons down the front and a sow. The sow soon had a litter of pigs which were sold later and Ida bought a cow. That was her first venture into the "cattle business" that she pursued later in Oregon.

In 1884, David Campbell attended a lecture on the need for families to settle in Oregon. Included were pamphlets sent by Simpson Wilson on Langell Valley. They knew about Oregon from their friends the Haynes and Busseys who had gone to Oregon in ca. 1880. These families had also lived in Grayson Co. (in Whitesboro where Daniel Rankin lived). One of the Bussey families still lived there and decided to go to OR too. So that fall, the Campbells and Busseys joined about 25 other immigrant families on a train to Los Angeles. They took the train north to San Francisco, and then the new steamer "Queen of The Pacific" to Portland. They were met by the other Busseys and taken to the Haynes' home in Oregon City where they spent the winter.

Frances Campbell wanted to stay in the Willamette Valley, but David wanted to go on to Langell Valley. So he and Henry Bussey took the train to Ashland and then walked to Linkville. The second night out they were caught in a storm and reached the Jenny Creek Station. The hotel proprietor let them dry out and spend the night in the P.O. The next day they continued on to Linkville. They walked out to Langell Valley and David decided on the piece of land he wanted. They had slept in the Art Langell haymow as there wasn't room in anyone's home.

They went back to Linkville and David registered his pre-emption claim for 160 Acres. He and his family would have to live on and farm the land for 6 years to "prove-up" on his homestead. (These original 160 A. are still in the family and are now owned by his great-granddaughter and her husband, Margaret & Charles Cheyne.)

The men returned to Oregon City, retracing their route. Most of their fellow immigrants chose to stay in the Willamette Valley, but the Haynes, Busseys, and Campbells chose the drier climate of Klamath Co. David had moved to Oregon partly because of the malaria he got during the Civil War and felt it would respond to a high, dry climate. So in the early spring, the Campbells took the train to Ashland. There they bought a wagon and team named Jeff and Churney. The buckskin team served for many years.

They started for Linkville on March 1st in the wet spring weather. The trip was not an easy one, the roads were primitive and muddy, their possessions were piled in the wagon with their 4 children and Frances was 5 months pregnant.

The Campbells arrived in Langell Valley on March 5, 1885. They lived with the Simpson Wilsons for several months while Mr. Bussey helped David build their house. It was finished in time for Oscar's birth in July. Frances had brought rose bushes with her from Texas or the Willamette Valley to plant at her new home. Those pink roses still bloom every summer. Today, some of the original trees and the roses mark the site of the original house which burned in 1945. The blacksmith shop David built still stands.

David helped Mr. Bussey build his house - the Bussey homestead was on the SW corner of the Campbell homestead. The Campbells started clearing land to raise dry land crops of rye, etc. There was a lot of rabbit brush and very few trees in the valley.

In the fall of 1885, Simpson Wilson rode by and asked Ida to teach school. She was 18 and after some thought, went to Linkville to get a certificate. These were divided into three categories: 3rd grade - good for 1 year; 2nd grade - good for 2 years; and life certificate - good for life years. She was granted a 3rd grade certificate and she taught at the Langell Valley school that winter. In 1886, she was asked to teach at the Barnes Valley school. The salary was \$100.00 with \$12. to be paid to the family that boarded her each month. Her father took her and her belongings the 30 mi. to Barnes Valley in 1 day. It was a 3 months school and she boarded with the Tulls as they had the cleanest house. She wanted to go home for Christmas, so her father came up with her horse and they started off. It was a very bad trip as the snow was deep and a storm came up. They finally reached Langell Valley after dark and Ida had to be lifted off the horse and carried inside. She got a 2nd grade teaching certificate that spring. She taught in Barnes Valley for 2 more years, and spent Christmas there both years.

In 1889, she was asked to take the same school, but she went to Ashland to the "Normal School" to get her life certificate. There were 21 tests to take in 5 days. She got her certificate and taught that summer at a 5 months school in Dry Prairie where she had 23 pupils. She continued teaching in Klamath County until her marriage in 1899.

Ida married Louis Gerber who, with his brother John, ran a slaughter house in Sacramento, CA, and summered cattle in the Bly and Horsefly Mt. area. After their marriage, they built a home at 329 High St. in Klamath Falls, where both lived until their deaths.

Will, the oldest Campbell son, was 12 when the Campbells arrived in Langell Valley. He soon began accumulating cattle and horses by working for various ranchers in the area. In 1913, his future wife, Mildred Auburg, came from Minnesota to teach at Lorella. Unfortunately, none of their 4 children survived infancy, but they raised 5 children and cared for many

PORTRAIT AND BIOGRAPHICAL RECORD.

927

Mr. Winter is a stanch Republican in politics, although he takes no active part in local affairs. He belongs to the Astoria Lodge, B. P. O. E.; to the Independent Order of Odd Fellows; to the Astoria Chamber of Commerce; and to the Hoe Hoos, of this city, one of the leading social organizations.

DAVID CAMPBELL. A good proof of the excellent opportunities in Oregon is the fact that from every part of our United States flock men of all classes and ages, eager to settle in the new land and to try their fortune there. Even from the most southeastern states they come, and as an example of the latter we name David Campbell, a native of Alabama, now residing at Lorella post office, in Langells valley, Ore., where he prosperously engages in farming and stock-raising on his fine ranch of one hundred and sixty acres, which he purchased in 1885. Although farming to some extent he devotes especial attention to raising stock, owning forty head of cattle, mostly Durhams, and has made all the fine improvements on his place, having his entire tract under cultivation. Possessed of the right spirit and a knowledge of the best methods, Mr. Campbell naturally makes a success of what he undertakes, and is a valuable acquisition to Klamath county.

The Carolinas are claimed as the birthplace of Mr. Campbell's parents, his father, John Campbell, being born in South Carolina in the Kershaw district, where he farmed until some time after his marriage, which occurred in South Carolina, and united him with Miss Harriet Wilson, who was born in North Carolina. Soon after their marriage they removed to Alabama and the father re-engaged in farm pursuits in Coffee county. While residing there three sons were born to this worthy couple and of these, but two are now living, the youngest, Christopher C., having been removed by death from the home circle. Of the others, the elder is G. W., who still lives in Alabama, and the younger is David. When David had attained the age of eighteen years, the family went to Texas, settling in Panola county and later in Grayson and Wise counties, the latter county being the scene of the death of both parents, about the year 1879.

In Clintonville, Coffee county, Ala., February 24, 1840, David Campbell first saw the light of day and as before stated remained in that state, gleaning an education from the common schools, until the removal to Texas in 1858 with his parents. Upon the opening of the Civil war, in the spring of 1861, young Campbell patriotically went to the front, enlisting in the Confederate army in Company I, Tenth Texas regiment, as a private, in which capacity he served until the

close of the war. He was first under command of General Kirby Smith and later under General Bragg, in Kentucky. His term of service expiring he received honorable discharge on Cumberland mountain, just before the battle of Murfreesboro. Re-enlisting immediately, he joined Company F, of the First Texas Rangers, and went into Louisiana under Generals Smith and Taylor, and was in the battle near Corinth. Sickness caused his discharge, but when he was able he served the rest of the time west of the Mississippi under Smith. While in this southern campaign he had been in several active engagements, among them the battles of Mansfield, Pleasant Hill, Yellow Bayou and Old Cain River; in the spring of 1865 his regiment was mustered out of service in Texas, having served faithfully in the Confederate army for four years.

Upon Mr. Campbell's return from the war, in 1865, he was united in marriage with Miss Frances E. Rankin, a native of Tennessee, who is supposed to have been born in McNairy county, February 17, 1845. Returning to Panola county, Tex., he began farming, following that vocation in Panola, Grayson and Wise counties until 1885, the date of his removal to the far west, at which time he settled in Klamath county on the farm in Langells valley, where he has lived ever since. This farm is located ten miles southeast of Bonanza, but Mr. Campbell's post office is at Lorella, where at one time he officiated for five years as postmaster. A Democrat in political views he has served in various capacities, such as road supervisor, school director and clerk of the school board, and he and his family attend divine worship at the Congregational Church at Lorella. Of the nine children who have blessed Mr. and Mrs. Campbell's union, two have been removed by death and the others are as follows: Ida J., now wife of Louis Gerber, of Klamath county; William, still at home; Walter and A. R., who reside at Lorella; Stella, Oscar and Mabel, who also brighten the home with their presence.

JOSEPH A. HAINES. To no one in Curry county is that time honored expression, self-made, more applicable than to Joseph A. Haines, the fortunate owner of nine hundred acres of land, and the present postmaster of Eckley station. From the small farm in Tazewell county, Ill., where he was born August 8, 1828, to his present position of wealth and influence in a thriving community in Oregon is a long road to travel from both the standpoint of distance and experience, yet Mr. Haines has conquered all obstacles with seeming ease, being possessed of those prac-

open out



David Campbell



David + Fannie Campbell on front steps of
Horsely Ranch house (burned 1849)

The Evening Her

Associated Press and United Press Telegraph Service

Herald Advertisers Appreciate

KLAMATH FALLS, OREGON, MONDAY, JANUARY 9, 1928

ARRINGS FOR 1927 SET

DIRECTORS BLAMED BY OLMSTEAD

Former President of
Northwestern National
Bank Files Answer

CLAIMS J. WHEELER
IS ABLE TO PAY OUT

Tells of Alleged Acts of Director-
ate Board in Opposing Sale of
Portland Telegram for \$900,-
000 Cash; Holds Price Blocked
Important Plan.

PORTLAND, AN 9. (AP)—
Emory Olmstead, former presi-
dent of the Northwestern Na-
tional bank, which was liquidated
last March after a "run," filed an
answer in federal court today to
a suit brought against him and
other former directors of the
bank by Charles A. Burckhardt,
a stockholder. Burckhardt sought
to recover \$60,000 and interest
for losses he charged due to
mismanagement of the bank's af-
fairs by the directors.
Olmstead denied that any act
of his while director or president
contributed to the closing of the
bank or loss of funds.

Prominent Pioneer of Klamath County Passes Away Today

In the passing of David Camp-
bell at his Klamath Falls home
at 313 High street, at ten-thirty
today, Klamath county has lost
one of the outstanding figures in
the agricultural and moral de-
velopment of the district. A pe-
riod of eighty-seven splendidly
filled years in which the life of
a brave soldier, sturdy pioneer
stockman, successful farmer and
responsible citizen has been
brought to a peaceful close, sur-
rounded by a family whose mem-
bers have proved worthy of the
parentage he had bestowed.

David Campbell has resided in
Klamath county since 1885 and
as one of the early settlers, un-
derwent the sacrifices which the
pioneer of that day was com-
pelled to meet. He is known to
all the older residents of this
part of the state as an upright,
honorable gentleman and his
death today will be noted in
sorrow by a host of friends with
whom he has lived and worked
in the past.

Mr. Campbell was born in Ala-
bama February 24th, 1840, and
removed with his family to Texas
in 1858. At the outbreak of the
Civil War in 1861 he enlisted in

Company one of the Tenth Regi-
ment of that state in which he
served under Generals Kirby
Smith and Bragg in Kentucky.
Following a furlough he was
later identified with the First
Texas Rangers in which he serv-
ed the duration of the war, re-
ceiving an honorable discharge
in 1865.

Mr. Campbell was married in
1865 to Frances E. Rankin, na-
tive of Tennessee and engaged in
farming in Wise county, Texas,
until 1885, when the family re-
moved to Lorella Langell valley,
in eastern Klamath county. While
engaged in his work of stock-
raising Mr. Campbell served a
number of years as postmaster
at Lorella, was several terms as
school director, road supervisor
and undertook other civic respon-
sibilities in the community life
of that district.

He is survived in addition to
his widow, by the following chil-
dren, Ida J. (Mrs. Louis Ger-
bert) of Klamath Falls; William
D. of Lorella; Walter R. of Ely,
Audrey R. of Klamath Falls;
Estelle J. (Mrs. Frances Bowne)
of Bonanza; Oscar S. of Lorella
and Mabel E. (Mrs. Dr. G. H.
Merryman) of Klamath Falls.

PROMINENT BASIN M ON TRIAL

Case of State V.
Charles Walker Op-
in Circuit Court Tod

CHARGE DEFEND
WITH THEFT OF C

Prosecution Pushed by Kl.
Cattlemen's Association;
ace M. Manning, Pro-
Criminal Lawyer, Retain
Special Prosecutor in Tri

What gives promise of
one of the most colorful as-
sault trials in the crimina-
ls of Klamath county o-
this morning when Charles
er, well known Klamath fa-
nent on trial before C-
udge J. E. Campbell o-
charge of cattle rustling.

With the Oregon City
urging that no delay hold
that the jury was select-
12:45 p. m. The court w-
ession until the jury bo-
fell.
Following is the jury:
Ray Cooper, Luther H-
John Y. Tipton, Harry W-

VANKEE SLAYS

BAR VIOLENCE

JOHN CAMPBELL

b. 1812 Kershaw, South Carolina
d. Nov. 25, 1878 Texas

DAVID Feb. 24
b. 1840 / Alabama
d. 1928 Klamath Falls,
Jan. 1 Oregon

WILLIAM
b.
d. typhoid in New
Orleans as a
child

G.W.
b. 1867
d.
(living in Alabama
in 1904)

DAUGHTER
b.
d.

m. (see Campbell Family)

Moved to Texas in 1858.
1861 enlisted in Confederate
Army, Company I, 10th Texas
Regiment. Private under
General Kirby Smith and
General Bragg in Kentucky.
Received Honorable Discharge
on Cumberland Mountain.
Immediate re-enlistment in
Company F of First Texas
Rangers. Went to Louisiana
under Generals Smith and
Taylor. Battle of Corinth.
Discharge for illness.
Re-enlistment. Served west
of the Mississippi under
General Smith.
Active engagements:
Battles of Mansfield, La.
Pleasant Hill, Yellow
Bayou & Old Cain River.
1865, spring, mustered out.
Malaria. Deciding factor in
moving to Oregon.

<u>Lilly</u>	<u>Mary</u>	<u>Edra</u>	<u>Bill</u>	<u>Mason</u>	<u>Norvell</u>	<u>Lum</u>	<u>Marion</u>
b.	b.	b.	b.	b.	b.	b.	b.
						d. x	d. x

Campbell Brothers, ca. 1940

Orb. Will Oscar Walter



M18 - South Carolina
moved to Alabama soon afterwards

HARRIET WILSON

b. 1802 North Carolina
d. 11/30/1874 Texas

CHRISTOPHER COLUMBUS (or Columbus C.)

b. ca. 1846
d.

m. (The "Widow McCORMICK") SARAH LESLEY *LESLIE, sister of Frank Leslie*

m. Dec. 1865

DANIEL

b.
d. 1948

m. Nancy Lee
lives in Dallas, Tex.

WILLIAM C.

b.
d.

m. Nancy Pickron
lived near Cushing, Tex.

DAVID

b.
d. 1948

was doctor in Houston
Texas area

m. ?
lived at Tom
Ball, Texas

<u>Alman</u>	<u>Cobb W. Counsell</u>	<u>James J. Ross</u>	<u>Travis</u>	<u>Bocker</u>	<u>Bob</u>	<u>daughter</u>		
b. 1885 d. 1894	b. 1893 d.	b. 1894 d.	b. 1895 d.	b. 1897 d. 1958	b. 1901 d. 1940	b. 1903 d.	b. 1907 d.	b. d. x
	<i>Salveston</i>		teacher, Texas <i>Capital City</i>					
m. <u>Lilly</u> <u>Neal</u>	m. <u>Hassie</u> <u>Blanton</u>	m. <u>Ottie</u> <u>Studdard</u>	m. <u>Mary</u> <u>Rodgers</u>	m. <u>Inez</u>	m. <u>Claire</u> <u>Thompson</u>	m.		

<u>Mae</u>	<u>Ruth</u>	<u>Leslie</u>	<u>Julia</u>	<u>Ludie</u>	<u>Lucile</u>	<u>Annie Lou</u>
b. 1886 d.	b. 1888 d. 1926	b. 1889 d. 1889	b. 1891 d. 1892	b. 1898 d. 1950	b. 1905 d.	b. 1908 d.
m. <u>Clinton</u> <u>Sandlin</u>	m. <u>Lawrence</u> <u>Skinner</u>			m. <u>Dee</u> <u>Buckner</u>	m. <u>Will</u> <u>Compton</u>	m. <u>Bill</u> <u>Long</u>

Property history:

- 1885 1. Homestead papers 1885 filing and subsequent
1890 papers incl. 1890 cert.
- 1924 2. Sale by David & Francis Campbell to their
daughter, Ida J. Gerber
- 1935 3. Deed of $\frac{1}{2}$ interest from Ida Gerber to her
son, Henry C. Gerber
- 1949 4. Remaining half willed to Henry in 1949.
- 1974 5. Will of Henry C. Gerber and Oregon Dept. of
Revenue showing ownership of
entire 160 acres.
- 1976 6. Contract of sale by Mariam W. Gerber, widow of
Henry C. Gerber, to their
daughter & son-in-law.

Margaret Chayne

[4-189.]

No. 903

CASH ENTRY.

LAND OFFICE AT
Cashier, Or

Sec. 33, Town. 39S, Range 12E

Unoff^d Ex. July 26. 88
M. J. B.

Approved Nov. 20, 1890,

by R. B. Lemon, Clerk.

Division 4

Patented Jan. 19th 1891

Recorded Vol. 2, Page 365-9

16-242

David Campbell
Homestead Papers

Feb. 25th 1885

James Knox Receiver.

Mr. David Campbell having paid the fees
has this day filed in this Office his Declaratory Statement, No. 1549
for fourth East Quarter of _____
_____ section 35.
township 39 S. _____, of range 12 E. _____, containing
_____ 50. - acres, settled upon Feb. 19th, 1885, being
_____ offered.

Under the provisions of the Pre-emption Laws, the time within which final proof is required to be made on unoffered lands expires in thirty-three months from date of settlement, or from date of filing of township plat in District Land Office in case of settlement on unsurveyed lands, and on offered lands in twelve months from date of settlement; and under act of March 3, 1879, notice of intention to prove up must be given by publication in a newspaper, to be designated by the Register, for a period of thirty days, or in five consecutive issues of said paper, which notice must also contain the names of the witnesses by whom the necessary facts will be established.

Notice is, therefore, hereby given that this pre-emption filing expires on November 19th, 1887, after which date the tract will be subject to the claim of any other qualified party.

Very respectfully,

J. H. Evans

Further, said and embraced in a broad shield of the industry and consummated, may be required for the full and complete recovery of the value of said timber. If, after clearing the land for its intended use, the landowner is left with a tract of land which is less valuable than the value of the timber, the landowner is suffering a loss of the value of the timber. The question is whether the landowner is entitled to recover the value of the timber, or whether the value of the timber is to be added to the value of the land, and the person who cut the timber is to be liable for the value of the timber.

(4-558.)

Cr. Book, Vol. 1

✓ Page 291

Cash No. 903

L. O. Lakeriew Or

Name: David Campbell

Tract: Se

Sec. 35, Tp. 398, R. 128

Jan 88

Docket No. _____, Page _____

Referred to Div. _____

ACTION:

Approved: Nov 20 1890.

RBL

No. 903

Land Office at *Lashwin Or.**Jan 20*, 1888.

It is hereby certified that, in pursuance of law,

David Campbell, residing at *Waynesville*, in*Clamath*County, State of *Oregon*

, on this day purchased of

the Register of this Office the

South East quarter

Township No. *39 South* of Section No. *35* in
 Meridian, *Oregon* of Range No. *12 East* of the *Williamette*
 containing *160* acres, at the rate of *One*
 dollar and *twenty five* cents per acre, amounting to *Two hundred* dollars and
 _____ cents, for which the said *David Campbell*
 has made payment in full as required by law.

Now, therefore, be it known that, on presentation of this certificate to the COMMISSIONER OF THE
 GENERAL LAND OFFICE, the said *David Campbell*
 shall be entitled to receive a Patent for the lot above described.

A. F. Sullivan, Register.

ELECTRO'S.



Receiver's Office at

Lafayette

Jan 20th, 1888

RECEIVED from

David Campbell

of Klamath County, Oregon, the sum of Two

Hundred dollars and _____ cents; being in full for the

South East —

_____ quarter of Section No. 35th, in Township

No. 39 South, of Range No. 12 East, containing

160

_____ acres and _____ hundredths, at

\$125⁰⁰ per acre.

M. H. Hunsen, Receiver.

FILL OUT THIS BLANK WITH INK.

Chief of Division C:

Please furnish for official use the status of-----

Sec. 35 ^{SE4}, Tp. 39 S, R. 12 E.
 Meridian, Lake View
 State ~~Territory~~ Oregon, District Oregon City
 T. B. Vol. 16, Page 242, Entry No. 9031
 Claimant's name, David Campbell
 Special wants, Samuel

Div. Samuel

Kind of entry, ----- Date, -----, 18-----
 Appl. No. ----- Cert. No. -----
 Wt. No. ----- Act, ----- Area, -----
 Name, -----
 Sent to Div. -----, 18-----
11-10-90 Samuel
 Clerk.

FILE THIS SLIP WITH THE ENTRY PAPERS.

The clerk furnishing the information called for will be held responsible for its correctness.

For pub, in N. S. & S. P. Review to Bowdoin, 26

Linkville, Oregon, January 13th 1878.

Received From David Campbell \$1.00 for publishing
the annexed notice of final proof in the KLAMATH COUNTY STAR.

J. A. Bowdoin Publisher.

NOTICE FOR PUBLICATION.
Land Office, at Lakeview, Oregon.
Nov. 18, 1887.
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 W. C. Hale, county clerk of Klamath county, Oregon, at Linkville, Oregon, on January 16, 1888, viz:
David Campbell,
Declaratory statement Nov. 1887, for the Sec. 35, Tp. 29 N., R. 12 E. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Simpson Wilson, Benjamin Hall, George Titus, and Elias Obenchain, of Langley Valley, Klamath county, Oregon. A. F. SNELLING, Register.

I J. A. Bowdoin being duly sworn, do say that I am the Publisher of the KLAMATH COUNTY STAR, a weekly newspaper printed and published at Linkville, Klamath County, Oregon; that the notice of final proof, of which the annexed is a printed copy, was published in said newspaper, once a week for a period of six consecutive weeks, in each and every issue thereof, beginning on the 25th day of November 1878 and ending on the 13th day of January 1878

J. A. Bowdoin

SUBSCRIBED and sworn to before me this 7.3rd day of Jan. 1888

W. C. Hale County Clerk

By A. L. Leavitt Deputy

CERTIFICATE AS TO POSTING OF NOTICE.

Land Office at Lakewood

Jan 20, 1888.

I, A. F. Sweeney, 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 25 day of Nov, 1888.

A. F. Sweeney
Register.

NON-MINERAL AFFIDAVIT.

COUNTY OF Waukegan
State OF Oregon } ss.

Filed Jan. 16. 1888.

David Campbell of Tangle Valley Waukegan Co. Or.
 being duly sworn according to law, deposes and
 says that he is the identical David Campbell who is an applicant
 for Government title to the South East quarter of Section
35, T. 39 S. R. 12 East, 7th Mer. in the
Lakeview Land District, in Oregon

that he is well acquainted with the character of said described land, and with each and every legal sub-
 division thereof, having frequently passed over the same; that his ^{personal} knowledge of said land is such as to
 enable him to testify understandingly with regard thereto; that there is not, to his knowledge, within the
 limits thereof, any vein or lode of quartz or other rock in place, bearing gold, silver, cinnabar, lead, tin,
 or copper, or any deposit of coal; that there is not within the limits of said land, to his knowledge, any
 placer, cement, gravel, or other valuable mineral deposit; that no portion of said land is claimed for
 mining purposes under the local customs or rules of miners or otherwise; that no portion of said land
 is worked for mineral during any part of the year by any person or persons; that said land is essentially
 non-mineral land, and that his application therefor is not made for the purpose of fraudulently obtain-
 ing title to mineral land, but with the object of securing said land for agricultural purposes; ^{which}
 his post office address is: Waukegan, Waukegan County, Oregon

David Campbell

I HEREBY CERTIFY that the foregoing affidavit was read to affiant in my presence before
 he signed his name thereto; that said affiant is to me personally known (or has been satisfac-
 torily identified before me by _____), and that I verily believe
 him to be a credible person and the person he represents himself to be, and that this
 affidavit was subscribed and sworn to before me at my office in Linkville, Oregon, within
 the Lakeview land district, on this 16th day of January 1888.

W. C. Kees

Deputy County Clerk

Affidavit Required of Pre-emption Claimant

I, David Campbell, of Klamath Co., Oregon, claiming the right of Pre-emption, under Section 2259 of the Revised Statutes of the United States, to the SE $\frac{1}{4}$ Section 30 Tp. 39 South Range 12 East. Subject to sale at Lakeview Oregon, do solemnly swear that I have never had the benefit of any right of Pre-emption under said Section; that I am not the owner of three hundred and twenty acres of land in any State or Territory of the United States, nor have I settled upon and improved said land to sell the same on speculation, but in good faith to appropriate it to my own exclusive use or benefit; and that I have not, directly or indirectly, made any agreement or contract, in any way or manner, with any person or persons whomsoever, by which the title which I may acquire from the Government of the United States should inure, in whole or in part, to the benefit of any person except myself.

David Campbell
H. C. Kees County Clerk & Clerk County Court for Klamath County Oregon, do certify that the above affidavit was subscribed and sworn to before me this 16th day of Jan. 1888. H. C. Kees
County Clerk

HOMESTEAD, PRE-EMPTION, AND COMMUTATION PROOF.

TESTIMONY OF WITNESS.

(The testimony of two witnesses, taken separately, in addition to the testimony of claimant, is required in each case.)

(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 dates, description of land, or otherwise

Question 1.—What is your true name (Christian and surname), given in full, your age, residence, and present post-office address? (Give description of land on which you reside, quarter-section, township, and range.)

Answer. *Silas Obuchain, age 24; residence and post-office address Maymesville, Glauk County Oregon. N 20 P 1 E 1/4 + E 1/4 of NW 1/4 Sec 27 T 35 S. R. 12 East*

Question 2.—What is your present occupation, and where and by whom have you been employed since Feb. 19, 1885, the date of claimant's alleged settlement on said tract?

Ans. *Farming. By no one except a few days at a time.*

Question 3.—Are you related to claimant or in any way interested in this claim, or are you connected with him in business of any kind?

Ans. *No Sir.*

Question 4.—How far from the residence of claimant, on said tract, do you reside, and how long have you lived there?

Ans. *About 2 1/2 miles. Since March 1885.*

Question 4 1/2.—Is claimant the owner of 320 acres in this or any other state or territory?

Ans. *Not to my knowledge.*

Question 5.—Give the names and residences of two or more persons living nearer to the claimant of this tract than yourself. If none are nearer than you, give the names of two or more next nearest, and state the land on which they reside?

Ans. *Wm. Bussay and Ben Hall. Wm. Bussay lives on NW 1/4 Sec 13 T 35 S. R. 13 East & Ben Hall lives on NW 1/4 Sec 36 T 35 S. R. 12 East*

Question 6.—How long have you known David Campbell, the claimant, for whom you appear as a witness, where has he been living since you first knew him up to the present time, and is he the identical person he represents himself to be?

Ans. *Since April 1885. At his claim. Yes Sir.*

Question 6 1/2.—Did he leave or abandon a residence on his own land in this State to reside on the land now claimed by him?

Ans. *No Sir.*

Question 7.—Are you well acquainted with the land embraced in this claim? Give correct description thereof; also state the extent of your knowledge, and how you know what you affirm?

Ans. *Yes Sir. S E 1/4 Sec 35 T 35 S. R. 12 East. By being on and over the land often.*

Question 8.—How often have you been on this tract of land since claimant's alleged settlement thereon, at what time or times, and when did you last see him on the land?

Ans. *20 or more times. At various times & seasons. Yesterday.*

Question 9.—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 Sir.*

Question 10.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land?

Ans. *Sage brush farming land.*

Question 11.—Are there any indications of coal, minerals, or salines on this land?

Ans. *No Sir.*

Question 12.—Is it within any stock range or fence or other inclosure? If so, give the names of the parties owning or in any manner controlling such inclosure or range

Ans. *No Sir.*

Ques. 13.—If the land is timber land, state whether the timber, or any portion thereof, and what portion, if any, has been cut or removed, and by whom?

Ans.

No timber on the land.

Ques. 14.—What is this land used for, and who (if any one) besides the claimant is in any manner interested in or uses or controls the land or claims the timber thereon?

Ans.

Cultivation. No one.

Ques. 15.—What has been claimant's occupation since you first knew him, and where has he been employed, and by whom?

Ans.

Farmer. By no one to my knowledge.

Ques. 16.—Has he had any other living or boarding place than on this land during the existence of his present claim? If so, state where he has been living or stopping?

Ans.

No sir.

Ques. 17.—Does claimant's family reside on said land? When did they move thereon? How long have they lived there, and do they still reside thereon? If not, where do they reside?

Ans.

Yes sir. In April 1885. They have lived there since in April 1885 and live there now.

Ques. 18.—Has claimant's family been absent from said land since moving thereon? If so, state how often, how long each time, and the cause of said absence or absences?

Ans.

No sir.

Ques. 19.—State in full and in detail all the facts within your knowledge as to claimant's actual residence upon this claim; when and how often you have seen him upon the land; what were the evidences that he actually lived on the tract; how long he has lived there, and whether he lives there now?

Ans.

I have seen him at least once a month since settlement living upon his said claim. I have seen him cultivating and improving his claim and have seen his family living thereon. He has lived there since in April 1885 and lives there now.

Ques. 20.—If claimant has been absent from said land since his alleged settlement, state fully how often, when, how long each time, and for what purpose?

Ans.

He has not been absent to my knowledge except a few days at a time when away on business.

Ques. 21.—State in detail the character of the improvements; what they consist of, and when they were made; the value of each distinct improvement, fully describing the same; also whether they were made by the claimant or by some other person?

Ans. Dwelling house value \$100. Barn value \$100.
 Mill value \$25. Chicken House value \$10. 35 acres
 under fence and garden fenced, value of fencing
 \$150. 35 acres cleared worth \$250.
 Improvements all made by the claimant.

Ques. 22.—Give the size, construction, and material of claimant's house on said tract, and also state whether the same is habitable during all seasons of the year?

Ans. Timber house 14x14 feet with shed kitchen
 on one side 10x14 feet and porch 8x14 feet.
 Yes sir.

Ques. 23.—What is this land worth, and was it ever offered for sale?

Ans. Worth with the improvements about \$900. No sir.

Ques. 24.—When did claimant commence living upon this land?

Ans. In April 1885.

Ques. 25.—How much of said land has been broken, how much plowed since being broken, and how much put into crop each season? State kind of crops raised, their value, and number of seasons crops were raised?

Ans. About 35 acres.
 First Season he put in garden.
 Second Season he put in 25 acres in grain. Raised no crop.
 Third Season put in 25 acres & raised about 25 tons of hay
 worth \$10 per ton.

Ques. 26.—Is said land in crops this season, or has it been prepared for cropping the coming season?

Ans. He has about 12 acres now in crop of grain, and
 about 20 acres prepared for crop.

Ques. 27.—Do you believe that claimant intends to continue his residence on this land after making final proof, or does he intend to remove therefrom?

Ans. I believe he intends to remain on the land.

Ques. 28.—Does claimant, with his family, reside on said land at the present time? You will explain how you know he has resided there, as you have heretofore stated?

Ans. Yes sir. By seeing him and his family
 living there and by being on his claim.

Silas Bencham

SPECIAL CERTIFICATE.

(To be used in ALL CASES when proof is made before a clerk of court or judge of probate.)

STATE OF OREGON,

COUNTY OF KLAMATH.

SS.

I, W. B. Hoar, Clerk of the County Court, in and for Klamath County Oregon, do hereby certify that the claimant, David Campbell and his witnesses Simpson Wilson & Silas Oruchain in this proof were identified by myself to be the identical persons named in the published notice herein.

That before proceeding to take the proof and testimony I read to the claimant and to each of the witnesses Section 5392 of the Revised Statutes of the United States and explained to each of them the import and meaning thereof.

That each of the printed questions in the testimony was read to said claimant and to each of said witnesses, and their respective answers thereto were by me reduced to writing and read to each respectively, and was there and then by them subscribed and sworn to before me.

That said proof and affidavits were taken and made between the hours of eight A. M. and six o'clock P. M. on the 16th day of January, 1888 at my office at Linkville, in said County and State.

That no protest or objection of any kind against said proof has been made or filed in my office by any person.

Given under my hand and official seal this 16th day of January, 1888

W. B. Hoar
Clerk County Court

We hereby certify that the within and foregoing testimony of claimant and witnesses has been carefully examined by us before transmittal to the General Land Office.

A. F. Sullivan
N. M. Barnard
Register.

Receiver.

[4-369 b.]

TESTIMONY OF WITNESS.

Proc. D. S. No. 1549 Cash No. 903

Orig. Hd. No. F. C. No.

NAME OF CLAIMANT.

David Campbell

LAND OFFICE AT

Seaside Co

Approved:

A. F. Sullivan Register.N. M. Barnard Receiver.

HOMESTEAD, PRE-EMPTION, AND COMMUTATION PROOF.

TESTIMONY OF WITNESS.

(The testimony of two witnesses, taken separately, in addition to the testimony of claimant, is required in each case.)

(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 dates, description of land, or otherwise

Question 1.—What is your true name (Christian and surname), given in full, your age, residence, and present post-office address? (Give description of land on which you reside, quarter-section, township, and range.)

Answer.

Simpson Wilson, age 38 Residence and post office address Waynesville, Elsworth County Oregon.
N E 1/4 Sec. 1 T. 40 S. R. 13 East

Ques. 2.—What is your present occupation, and where and by whom have you been employed since Feb. 9. 85, the date of claimant's alleged settlement on said tract?

Ans.

Farmer & stock raiser. By no one but self.

Ques. 3.—Are you related to claimant or in any way interested in this claim, or are you connected with him in business of any kind?

Ans.

I am not.

Ques. 4.—How far from the residence of claimant, on said tract, do you reside, and how long have you lived there?

Ans.

One mile. I have lived there about 10 years.

Ques. 4 1/2.—Is claimant the owner of 320 acres in this or any other state or territory?

Ans.

Not to my knowledge.

Ques. 5.—Give the names and residence of two or more persons living nearer to the claimant of this tract than yourself. If none are nearer than you, give the names of two or more next nearest, and state the land on which they reside?

Ans.

Henry Bussy and Ben Hall live nearest.
Bussy lives on N E 1/4 Sec. 1 T. 40 S. R. 13 E. Hall lives on N E 1/4 Sec. 30 T. 39 S. R. 12 E.

Ques. 6.—How long have you known David Campbell, the claimant, for whom you appear as a witness, where has he been living since you first knew him up to the present time, and is he the identical person he represents himself to be?

Ans.

Since 17th Feb. 1885 On his claim. He is.

Ques. 6 1/2.—Did he leave or abandon a residence on his own land in this State to reside on the land now claimed by him?

Ans.

He did not.

Ques. 7.—Are you well acquainted with the land embraced in this claim? Give correct description thereof; also state the extent of your knowledge, and how you know what you affirm?

Ans.

Yes sir. S E 1/4 of Sec. 35 T. 39 S. R. 12 East.
I have lived within one mile of it for past ten years
and have passed over it often.

Ques. 8.—How often have you been on this tract of land since claimant's alleged settlement thereon, at what time or times, and when did you last see him on the land?

Ans.

At least once a month At all times & seasons. Yesterday.

Ques. 9.—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 sir it is not.

Ques. 10.—State specifically the character of this land—whether it is timber, prairie, grazing, farming, coal, or mineral land?

Ans.

It is prairie, sage brush, farming land.

Ques. 11.—Are there any indications of coal, minerals, or salines on this land?

Ans.

There is not.

Ques. 12.—Is it within any stock range or fence or other inclosure? If so, give the names of the parties owning or in any manner controlling such inclosure or range

Ans.

No.

Ques. 13.—If the land is timber land, state whether the timber, or any portion thereof, and what portion, if any, has been cut or removed, and by whom?

Ans.

No timber on the land.

Ques. 14.—What is this land used for, and who (if any one) besides the claimant is in any manner interested in or uses or controls the land or claims the timber thereon?

Ans.

Cultivation and pasture. No one.

Ques. 15.—What has been claimant's occupation since you first knew him, and where has he been employed, and by whom?

Ans.

Farmer. On his claim except some little work done in the timber.

Ques. 16.—Has he had any other living or boarding place than on this land during the existence of his present claim? If so, state where he has been living or stopping?

Ans.

He has not.

Ques. 17.—Does claimant's family reside on said land? When did they move thereon? How long have they lived there, and do they still reside thereon? If not, where do they reside?

Ans.

Yes sir. In April 1885. They have lived on the claim continuously since Apr. 1885 and reside there now.

Ques. 18.—Has claimant's family been absent from said land since moving thereon? If so, state how often, how long each time, and the cause of said absence or absences?

Ans.

They have not.

Ques. 19.—State in full and in detail all the facts within your knowledge as to claimant's actual residence upon this claim; when and how often you have seen him upon the land; what were the evidences that he actually lived on the tract; how long he has lived there, and whether he lives there now?

Ans.

I live within one mile of claimant's house and in plain view of it, and have seen him upon the land nearly every day since his settlement. I have seen him living upon, improving and cultivating his claim, and have seen his improvements and cultivation, and have seen his family living continuously on his said claim. He has lived on his claim since in April 1885 and lives there now.

Ques. 20.—If claimant has been absent from said land since his alleged settlement, state fully how often, when, how long each time, and for what purpose?

Ans.

He has not been absent except a few days at a time when away on business.

Ques. 21.—State in detail the character of the improvements; what they consist of, and when they were made; the value of each distinct improvement, fully describing the same; also whether they were made by the claimant or by some other person?

Ans. *House worth \$150. Barn value \$100. Well value \$20. Chicken House value \$10. He has 35 acres under fence, and a garden fenced separate, total value of fencing \$200. Has 35 acres cleared & sowed brush worth \$150.*

The improvements were made by Claimant since his settlement.

Ques. 22.—Give the size, construction, and material of claimant's house on said tract, and also state whether the same is habitable during all seasons of the year?

Ans. *Timber house 14 x 14 x 12 feet, one and a half story. Kitchen on one side 10 x 14 feet, and back porch 8 x 14 feet. Yes sir.*

Ques. 23.—What is this land worth, and was it ever offered for sale?

Ans. *Worth with the improvements \$1000.—Not to my knowledge.*

Ques. 24.—When did claimant commence living upon this land?

Ans. *In April 1885.*

Ques. 25.—How much of said land has been broken, how much plowed since being broken, and how much put into crop each season? State kind of crops raised, their value, and number of seasons crops were raised?

Ans. *30 acres broken. He put in a garden first season. Second season he put in about 25 acres of grain and raised no crop. Third year he put in about 25 acres and raised about 25 tons of grain hay worth \$100 per ton.*

Ques. 26.—Is said land in crops this season, or has it been prepared for cropping the coming season?

Ans. *He has about 10 or 12 acres now in crop of grain, and the remainder of broke land prepared for crop.*

Ques. 27.—Do you believe that claimant intends to continue his residence on this land after making final proof, or does he intend to remove therefrom?

Ans. *I believe he intends to make it his home.*

Ques. 28.—Does claimant, with his family, reside on said land at the present time? You will explain how you know he has resided there, as you have heretofore stated?

Ans. *They do. By living in sight of his house and seeing him and his family upon the land nearly every day.*

Simpson Wilson

SPECIAL CERTIFICATE.

(To be used in ALL CASES when proof is made before a clerk of court or judge of probate.)

STATE OF OREGON,

COUNTY OF KLAMATH.

ss.

I, W. B. Haer Clerk of the County Court, in and for Klamath County Oregon, do hereby certify that
 the claimant David Campbell and his witnesses Simpson Wilson &
Silas Obruchain In this proof were identified by myself
 to be the identical persons named in the published notice herein.

That before proceeding to take the proof and testimony I read to the claimant and to each of the witnesses Section 5392 of the Revised Statutes of the United States and explained to each of them the import and meaning thereof.

That each of the printed questions in the testimony was read to said claimant and to each of said witnesses, and their respective answers thereto were by me reduced to writing and read to each respectively, and was there and then by them subscribed and sworn to before me.

That said proof and affidavits were taken and made between the hours of eight A. M. and six o'clock P. M. on the 16th day of January, 1888, at my office at Linkville, in said County and State.

That no protest or objection of any kind against said proof has been made or filed in my office by any person.

Given under my hand and official seal this 16th day of January, 1888.

W. B. Haer
 Clerk of County Court.

We hereby certify that the within and foregoing testimony of claimant and witnesses has been carefully examined by us before transmittal to the General Land Office.

A. F. Sweeney
W. M. Townsend

Register.

Receiver.

[4--369 b.]

TESTIMONY OF WITNESS.

Pre. D. S. No. 1549 Cash No. 903.

Orig. Hd. No. F. C. No.

NAME OF CLAIMANT.

David Campbell

LAND OFFICE AT

Laurens

Approved:

A. F. Sweeney Register.W. M. Townsend Receiver.

47387--100 M.]

HOMESTEAD, PRE-EMPTION, AND COMMUTATION PROOF.

TESTIMONY OF CLAIMANT.

Full and Specific Answers must be given to each Question. Evasive Answers will be Fatal to the Proof.

David Campbell

claimant, being first duly sworn, testifies as follows:

Question 1.—What is your correct name, your age, and occupation? If employed by any person, state by whom?

Ans. *David Campbell, age 48; Farmer, No one.*

Ques. 2.—What is your post-office address?

Ans. *Haynesville, Clatsop County Oregon.*

Ques. 3.—Are you the identical person who made pre-emption filing No. *15749* (or homestead entry No.)

at the *Fall River* land office on the *25th* day of *Nov.*, 188*0*

and what is the true description of the land now claimed by you?

Ans. *Law. S E 1/4 Sec. 35 Tp. 39 S. R. 12 East.*

Ques. 4.—Where did you live before settling upon this land, and what was your occupation?

Ans. *In Texas. Farmer.*

Ques. 4 1/2.—Did you leave other land of your own to settle on your present claim?

Ans. *I did not.*

Ques. 5.—Are you a citizen of the United States, or have you declared your intention to become such?

Ans. *I am a natural born citizen of the U. S.*

(In case the party is of foreign birth, a copy of his declaration of intention to become a citizen or full naturalization certificate, officially certified, must be filed with the case. The latter is only required in final homestead entries.)

Ques. 6.—Are you interested in any other entry or filing than the one upon which you now seek to make proof?

Ans. *I am not.*

Ques. 7.—Have you ever made a pre-emption filing for any other tract of land, or made any other homestead entry or filing or entry of any kind? (Answer each question separately, describe the land, and state what disposition you made of your claim.)

Ans. *No sir—No Homestead—Made P. E. filing for land in Sec. 35 Tp. 39 S. R. 12 East which I have relinquished.*

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 its kind and quality, and for what purpose it is most valuable.

Ans. *Ordinary agricultural Sage brush land. Agriculture.*

Ques. 10.—Is the land valuable for coal, iron, stone, or minerals of any kind? Has any coal or other minerals been discovered thereon, or is any coal or minerals known to be contained therein? Are there any indications of coal, salines, or minerals of any kind on the land? If so, describe what they are?

Ans. *No. No. No.*

Ques. 11.—If the land is timber land, state the kind, quality, and amount of timber thereon at the date of initiating your claim, the amount still standing, how much has been cut and removed, and by whom, and whether the same has been disposed of, and to whom; also whether any other person than yourself has any interest in the timber, and if so, what kind of interest?

Ans. *No timber on the land.*

Ques. 12.—If the land is used for grazing purposes, state how and by whom it is so used, and whether it is within any stock range or fence or other inclosure, and who owns or controls the range or inclosure?

Ans.

It is not

Ques. 13.—When did you first make an actual personal settlement on this land? State what you did to make such settlement, and the character and value of the improvements you then placed upon the land?

Ans.

Feb 19, 1885. I did some clearing of sage brush. was all at that date, of the value, or I worked on the land more or less until April 10, 1885.

Ques. 14.—Was the land occupied by any other person when you made such settlement? If so, state who lived there and how you obtained possession?

Ans.

No sir.

Ques. 15.—When did you actually move on this land and commence living permanently thereon?

Ans.

April 10th 1885.

Ques. 16.—Where has been your actual personal residence and home during the whole time since the date of this filing or entry?

Ans.

On this claim.

Ques. 17.—Has your residence on the land now claimed been actual or constructive, continuous or at intervals? Explain what you mean by actual continuous residence?

Ans.

Actual and Continuous. By being continuously on the land.

Ques. 18.—Have you resided or boarded elsewhere than on this land since commencing your residence thereon? If so, state when and where, how often, and for how long?

Ans.

No sir.

Ques. 19.—Where have you voted since establishing residence on this land, and where did you last vote, and how long have you voted there?

Ans.

At Bonanza Cr. At Bonanza. Two years.

Ques. 20.—How many times have you been absent from said tract since you commenced actual residence thereon; Give the dates when each absence commenced and terminated, and the cause therefor?

Ans.

I have never been absent from the land since settlement except a few days at a time when away on business and after supplies.

Ques. 21.—Have you a family, and of whom does your family consist?

Ans.

Yes sir. Wife and six children.

Ques. 22.—Has your family resided with you on this claim? If so, state when they moved on the land, how long they have lived there, and whether they actually reside there still?

Ans.

Yes sir. They moved on with me in April 1885—have lived there since that date and live there now.

Ques. 23.—If your family has been absent any part of the time since moving on the land, state the causes for and the dates when each absence commenced and terminated?

Ans.

They have not been absent since settlement.

Ques. 24.—When and by whom was your house built? Is it habitable at all seasons of the year?

Ans.

By myself in March & April 1885. Yes sir.

Ques. 25.—Did you and your family live in said house during all of each or any winter since the date of your filing or entry? If not, state the duration and causes of each absence?

Answer.

We have lived in said house all of each winter since settlement.

Ques. 26.—If your family has not lived with you on this claim since the date of your filing or entry, state the causes therefor, where they did reside, and where they are now living?

Ans.

They have lived on the claim with me.

Ques. 27.—Do you own any other residence house than the one now on your claim? If so, state where, and who occupies the same?

Ans.

No.

Ques. 28.—Describe fully the house on this claim, giving value thereof; also describe fully all other improvements thereon of whatever kind, giving the value of each and total value of all improvements?

Ans.

House 14x14 feet, with room 10x14 feet on one side, and an 8x14 feet porch on one side. House built of lumber. Value \$125. Barn value \$100. Well value \$20. 35 acres cleared of sage brush, value of clearing \$150. 35 acres under fence value of fencing \$100. Total value \$495.

Ques. 29.—What farm implements do you own and use on this claim? State kind and number, and how long you have owned the same?

Ans.

Plow, wagon, and smaller tools. Had them since settlement.

Ques. 30.—What domestic animals and live stock do you own and keep on this claim? State kind and number of each kind?

Ans.

Two Horses & 21 head of Cattle.

Ques. 31.—State what articles of furniture of every kind you keep and use in your residence on this claim, and how long you have had them there?

Ans.

Cook stove & Furniture, dishes, chairs, tables, Beds & bedding &c &c &c and had them there since settlement.

Ques. 32.—Have you any personal property or live stock of any kind elsewhere than on this claim? If so, describe the same, and state where the same is kept?

Ans.

No sir.

Ques. 33.—How many seasons have you raised crops on this land, and what kind of crops have you raised each season?

Ans.

Have put in crop two seasons, and raised crop grain & garden.

Ques. 34.—How many acres have you put in crops each year, and how much did you raise? State the amount in bushels of each kind?

Ans.

Put in 25 acres 1st season and raised no crop on account of rabbits. 3d year put in 30 acres and raised 25 tons grain hay.

Ques. 35.—Have you the land in crop this year, or is it prepared for cropping the coming season? How much of the land is so cropped or prepared?

Ans.

Have 10 acres in grain, and 22 acres prepared for crop.

Ques. 36.—Do you carry on any trade, profession, or business elsewhere than on this land? If so, state what business you have been engaged in while claiming this land, where it was carried on, and the distance from your claim?

Ans.

No sir.

Ques. 37.—If you have been employed in working for others away from this claim since you established residence thereon, state when, where, and for whom, in what occupation or capacity, how long you have so worked, and where you staid and lived during that time?

Ans.

I worked on the mountain in timber at times, - for a few days or a week at a time - boarded myself.

Ques. 38.—Where are you assessed for taxes, personal, real estate, or license, and when and where have you paid taxes since claiming this land?

Ans. *In West River Precinct.*

Ques. 39.—Are the improvements on this land assessed for taxes; if so, at what valuation? Have such taxes been paid; if so, when and by whom?

Ans. *Yes sir. at \$200. No. not this year.*

Ques. 40.—What use is made of this land, and who, besides yourself and family, uses it or causes it to be used?

Ans. *Harmoning. No one.*

Ques. 41.—Have you sold, transferred, or mortgaged this land, or offered or agreed to sell or dispose of it, and at what price?

Ans. *No sir.*

Ques. 42.—Do you make this entry in the interest or for the benefit of any one else, or has any person other than yourself and family any interest, immediate or prospective, in this entry? If so, state for whom the entry is made?

Ans. *No sir.*

Ques. 43.—Has any person paid your expenses for making this entry, or paid you wages or a salary on condition that you make said entry, or agreed to do either, or agreed to pay the entry money for you, or to pay the fees or commissions, with the agreement or understanding that you will deed the land after entry is made?

Ans. *No.*

Ques. 44.—Do you make this entry in good faith, for the exclusive purpose of a home and farm for yourself and family?

Ans. *Yes sir.*

[Signature of claimant].....

David Campbell

HEREBY CERTIFY that each question in the foregoing disposition was orally propounded to the said *David Campbell*, and the foregoing answers severally given by him thereto before he signed the same and after being sworn according to law; that the said *David Campbell* is to me personally known (or satisfactorily identified by.....) as the person he represents himself to be in making this proof; that I have called his attention to the laws and penalties against false swearing, and that the foregoing deposition was sworn to and subscribed before me this *16th* day of *January*, A. D. 188*8*.

M. C. Hoar
Clerk County Court.

[4--369 n.]

Testimony of Claimant.

Proc. D. S. No. 549 (cash) No. 903

Orig. Hld. No. P. C. No.

NAME OF CLAIMANT.

David Campbell

LAND OFFICE AT

Ballwin Or

Approved:

A. J. Building
Register.

W. H. Brown
Receiver.

(7599—100 M.)

United States

To

W. S. Osburn

David Campbell

Certificate No 403

To all to whom these presents shall come, Greeting
Whereas David Campbell of Clatsop County Oregon
has deposited in the General Land Office of the United
States a Certificate of the Register of the Land Office
at Lakeview Oregon whereby it appears that full
payment has been made by the said David Campbell
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 South East quarter of Section
thirty five in Township thirty nine South of Range twelve
east of Willamette Meridian in Oregon 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 David Campbell

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 David Campbell 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 whatever nature
thereunto belonging, unto the said David Campbell
and to his heirs and assigns forever: subject to
any vested and accrued water rights for mining,
agricultural manufacturing, or other purposes, and
rights to ditches and reservoirs used in connection
with such water rights, as may be recognized
and acknowledged by the local customs, laws and
decisions of Courts, and also subject to the right of
the proprietor of a vein or lode to extract and remove
his or their ore should the same be found to per-
trate or intersect the premises hereby granted as
provided by law.

In Testimony Whereof, I Benjamin Harrison

President of the United States of America, have caused these ^{letters} presents 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 nineteenth day of January, in the year of our Lord one thousand eight hundred and ninetyone and of the Independence of the United States the one hundred and fifteenth

Wes

By the President Benjamin Harrison

By M. McLean Secretary

J. M. Townsend Recorder of the General Land Office

Recorded Vol. 2. Page 365.

Filed for Record Feb 10th 1892 at 8 o'clock AM.

Recorded Feb 23rd 1892

A. L. Leavitt Collector

By M. C. Lowe Deputy

Joseph G. Pierce

Charles H. Pierce

Warranty Deed

This Indenture Witnesseth, That I Joseph G. Pierce -- a single man -- of the County of Jackson, City of Medford and State of Oregon, for and in consideration of Two Thousand (\$2000.) Dollars, to me paid, have Bargained and Sold, and by these presents do Bargain, Sell and Convey unto Charles H. Pierce of the City of Medford of the County of Jackson and State of Oregon the following described premises, situated and being in the County of Harney and State of Oregon, to-wit:

The South West Quarter (SW 1/4) of Section No. Eighteen (18) and the North East Quarter (NE 1/4) of Section No. Nineteen (19) in Township No. Thirty Eight (38) South of Range No. Eight (8) East of the Willamette Base and Meridian, containing Three Hundred Twenty Two & Sixty Four Hundredths (322.64) acres, more or less, according to the Government Survey.

760879

Know All Men by These Presents, That David Campbell and Frances E. Campbell, his wife

in consideration of Ten of Klamath Falls State of Oregon,
to them paid by Ida J. Gerber DOLLARS,
have bargained and sold, and by these presents do of Klamath Falls State of Oregon,
grant, bargain, sell and convey unto said Ida J. Gerber,
heirs and assigns, all the following bounded and described real property, situated in the County of Klamath
and State of Oregon:

Southeast quarter of Section Thirty five, township thirty nine south, Range
Twelve East of Willamette Meridian

\$3.50 I.R.S. attached and canceled

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining,
and also all their estate, right, title and interest in and to the same, including dower and claim of dower.

TO HAVE AND TO HOLD the above described and granted premises unto the said Ida J. Gerber, her

heirs and assigns forever. And David Campbell and Frances E. Campbell

grantors above named do covenant to and with Ida J. Gerber,
the above named grantee her heirs and assigns
that they are lawfully seized in fee simple of the above granted premises; that the above granted premises are
free from all incumbrances,

and that they will and their heirs, executors and administrators, shall warrant and forever defend the above granted
premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF the grantors above named, have hereunto set their hands and
seals this 22nd day of November 1924

Signed, Sealed and Delivered in the Presence of Us as Witnesses:

Loleta Strickland
R.L. Orem

David Campbell (SEAL)
Frances E. Campbell (SEAL)
(SEAL)

STATE OF OREGON

County of Klamath

ss.

BE IT REMEMBERED, That on this 22nd day of November A. D. 1924, before me, the
undersigned, a Notary Public in and for said County and State, personally appeared
the within named David Campbell and Frances E. Campbell

who are known to me to be the identical persons described in and who executed the within instrument, and acknowl-
edged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and Notarial seal the day and year last above written.

R.L. Orem
Notary Public for Oregon
My Commission Expires Feb 22, 1926

Filed and Recorded this 22nd day of Nov. 1924 at 10.20 o'clock A. M.
C.L. DeLap County Clerk. By Oliver Landis Deputy.

Comptroller

18783

KNOW ALL MEN BY THESE PRESENTS, That I, Ida J. Gerber, a widow, of Klamath County, Oregon, for and in consideration of Ten Dollars, to me paid by Henry C. Gerber, of Klamath County, Oregon, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto said Henry C. Gerber, his heirs and assigns, the undivided half interest in and to all the following real property, with the tenements, hereditaments and appurtenances, situated in the County of Klamath, State of Oregon, bounded and described as follows, to wit:

	Sec.	Twp.	Range	Acres (more or less)
NE1/4 Sec. 12, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 13, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 14, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 15, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 16, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 17, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 18, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 19, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 20, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 21, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 22, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 23, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 24, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 25, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 26, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 27, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 28, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 29, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 30, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 31, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 32, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 33, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 34, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 35, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6
NE1/4 Sec. 36, Twp. 38 S., Range 12 E.	38	38 S.	12 E.	187.6

Lot 8 and Lot 9 Block 49 of First Addn. to City of Klamath Falls, Klamath County, Oregon.
The following described land, lying South of Front Street in the Townsite of Merrill, Klamath County, Oregon, and specifically described as follows, to wit:

Beginning at a point 16 Ft. West of a point 19.96 chains West of the North quarter corner of Section 12, Township 41 South, Range 10 East of Willamette Meridian; thence West 110 Ft.; thence South to Lost River; thence Southeasterly down said Lost River to a point due South of said point of beginning; thence North to said point of beginning.

(\$5.00 in U. S. I. R. Stamp, attached and cancelled: HOG 11-23-35)

TO HAVE AND TO HOLD the above described premises unto the said Henry C. Gerber, his heirs and assigns forever.

And I, the grantor above named, do covenant to and with the above named grantee, his heirs and assigns, that I am lawfully seized in fee simple of the above granted premises, that the above premises are free from all incumbrances except those of record in the office of the County Clerk of Klamath County, Oregon, and that I will, and my heirs, executors and administrators shall, warrant and forever defend the above granted premises, and every part and parcel thereof, against the claims and demands of all persons whomsoever, except as hereinabove stated.

WITNESS my hand and seal this 31st day of August, 1935.

Executed in the Presence of:
H. C. Merryman
Emma M. Seemes

Ida J. Gerber (SEAL)

STATE OF OREGON,)
County of Klamath) ss.

BE IT REMEMBERED, That on this 31st day of August, A. D. 1935, before me, the undersigned, a Notary Public in and for said county and state, personally appeared the within named Ida J. Gerber, who is known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that she executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and Notarial Seal the day and year last above written.

(Seal)

H. C. Merryman
Notary Public for Oregon
My commission expires 7/11/36

STATE OF OREGON,)
Klamath County) ss.

Filed for Record by Henry Gerber, November 23, 1935, at 1:08 o'clock P.M. and recorded in Vol. 103 of Deeds, Page 390.

(Seal)

Mae L. Short, County Clerk
By H. L. Kellis, Deputy

By *Lorana Hornshuh* Deputy

1 THIS IS THE LAST WILL AND TESTAMENT of me, HENRY C. GERBER, of Klamath
2 County, Oregon.

3 FIRST: I direct that my just debts and funeral expenses be promptly paid.
4 I direct my executrix to treat as an obligation of my estate and to pay, with-
5 out any apportionment thereof all estate, inheritance or other death taxes or
6 duties imposed and made payable by reason of my death by the laws of the
7 United States, or of any state, territory or country. If any other person
8 shall pay any such tax, my executrix shall reimburse such person.

9 All estate, inheritance or other death taxes paid by my executrix pursuant
10 to the preceding paragraph shall be a charge against that part of my residuary
11 estate hereinafter designated as Trust "B" and shall not be charged against
12 that share of my residuary estate hereinafter designated as Trust "A".

13 SECOND: I give to my wife, Mariam W. Gerber, my personal effects, automobiles
14 club memberships and my interest in the household furnishings and equipment.

15 THIRD: In case my wife shall have survived me, I give, devise and bequeath
16 all the rest, residue and remainder of my estate of whatsoever nature and
17 wheresoever situate, hereinafter referred to as my residuary estate, unto my
18 wife, Mariam W. Gerber and my daughters, Margaret Gerber, Marilyn G.

19 Livingston and Sylvia Katharine Gerber, IN TRUST, upon the terms and conditions
20 and for the uses and purposes hereinafter set out.

21 (a) My Trustees shall divide my residuary estate into two parts, one of
22 which, hereinafter referred to as Trust "A", shall be held in trust as provided
23 in Paragraph Fifth hereof (for the exclusive benefit of my said wife, and one
24 of which, hereinafter referred to as Trust "B", shall be held in trust as pro-
25 vided in Paragraph Sixth hereof (for the benefit of my said wife and my children.

26 (b) Trust "A" shall consist of such share of my residuary estate as will
27 equal fifty percent of my adjusted gross estate as finally determined for
28 Federal estate tax purposes, (less the aggregate amount of any marital deductions
29 allowed by reason of any property or interest in property or insurance passing
30 from me to my said wife otherwise than pursuant to this Paragraph Third of my
31 will. My Trustees shall not include in Trust "A" any asset with respect to which
32 a marital deduction for Federal estate tax purposes would not be allowable if
such asset were bequeathed or devised directly by me to my said wife.

Trust "B" shall consist of all that part of my residuary estate which is
not included in Trust "A".

Trust B:

See Dept. of Revenue list of lands in
Henry Gerber's name alone.

FOURTH: If my said wife shall have predeceased me, I give all of my estate
wherever the same may be located or situate, in equal parts, unto my daughters
herein named, with a like equal share by right of representation for the issue
then surviving of any deceased daughter of mine.

H.C.G.

1 deem to be to the interest of my estate, to the same extent as my trustees are
2 herein authorized to act with respect to said property, such sale or other
3 disposition to be made at public or private sale in the discretion of my
4 executrix without any reference to the order of disposition of real and personal
5 property and without petition, citation, hearing, order, notice of sale or any
6 other action. I further authorize my executrix to hold, manage and operate any
7 property and any business belonging to my estate at the risk of my estate and
8 not at the risk of my executrix, the profits and losses therefrom to inure or
9 be chargeable to my estate as a whole.

10 IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of February,
11 1957.

12 Henry C. Gerber

13 The foregoing instrument was, on the date thereof, signed, published and
14 declared by the said Henry C. Gerber, as and for his Last Will and Testament, in
15 the presence of us, who, at his request and in his presence and in the presence
16 of each other, have hereunto subscribed our names as witnesses thereto.

17 William J. Jones RESIDING AT Klamath Falls, Oregon
18 W. E. Henderson RESIDING AT Klamath Falls, Oregon

22 STATE OF OREGON
23 County of Klamath

24 I, W. D. LILLY, County Clerk in and for Klamath County
25 State of Oregon, do hereby certify that the foregoing copy of

26 Last Will & Testament

27 has been by me compared with the original and found to be a correct
28 transcript thereof, and as the same appears
29 at my office and in my records.

30 IN WITNESS WHEREOF, I have hereunto set my hand and
31 affixed the seal of said County this 8th day of

32 Jan 1974



W. D. LILLY, County Clerk
By Lucia J. Jentel Deputy

Estate of Henry C. Gerber #206069
Market Value of Single owned Real Property Per A+A Div. Dept. of Revenue.

		(A + A) Assessors				Col 5 - 7			
Assessors Account #	# Acres of Land	Land Value	Imp. Value	Timber Value	Total Value	Mkt. Value	Value Used In Estate	Increase To Estate	Estate Mkt Value
-3818-102	Lot	3500	23500-		27000-	22855-	21775-	5225-	21775-
-3614-9400	1000	1900	-		1900-	2300-	690-	1210-	1600-
-3614-9600	5864	9930	8945-		18875-	20875-	10870-	8055-	15820-
-3614-9900	637 1/2	735610	20360-		255970-	322770-	118900-	137070-	212000-
-152-22	4000	2435	975-		3410-	3950-	1605-	1805-	3470-
-152-15	95740	85710	28170-	1780-	115160-	161990-	58860-	56300-	112650-
-152-16	4000	1700		3840-	5040-	2000-	200-	4840-	2000-
-152-17	3623	1090		3590-	4680-	1810-	180-	4500-	1810-
-152-20	16000	6510			6510-	9350-	1610-	4900-	8900-
-135-134R	15300	77000	10760-		87760-	103465-	73105-	14155-	79865-
-135-137	6810	33650			33650-	40460-	24680-	8970-	29245-
-143-16	84000	29095		88070-	117165-	45075-	5020-	112145-	44050-
-153-1-1	24000	11190		32580-	43770-	15150-	2040-	41730-	14100-
-153-11	4000	2150		4700-	6850-	2750-	400-	6450-	2500-
-161-29	4000	1200		8910-	10170-	Repud.	2000-	8170-	2000-
-161-6 1/2	32215	6450-		16710-	22670-	1/2 9330-	1/2 785-	1/2 21885-	1/2 8905-
Total Value Sole owned		508620-	92210-	159250-	760080-		322670-	437410-	
Joint owned 1/2 value		80990-	-0-	213700-	295690-		3837075-	25731925-	
Decedents Total Interest		590610-	92210-	372950-	1055770-		36104075-	69471925 AN	

* Per atty, Letter This Property Not Joint With Widow but in Decedents Single Name. Originally Included in Joint Property.

CONTRACT OF SALE

THIS AGREEMENT made and entered into by and between **MARIAM W. GERBER**, hereinafter called Seller, and **MARGARET G. CHEYNE** and **CHAR CHEYNE**, as tenants in common, hereinafter called Purchaser,

W I T N E S S E T H:

That for and in consideration of the sums of money to be paid at the times and in the amounts as hereinafter specified, and for and in consideration of the full and faithful performance of each and all of the terms, conditions and agreements herein contained, said Seller does hereby agree to sell and said Purchaser does hereby agree to purchase all of the following described real property, to-wit:

Township 39 South, Range 12 East of the Willamette Meridian
Section 35: SE1/4
Section 36: W1/2SW1/4

It is expressly agreed and understood between the parties hereto that the purchase price to be paid by said Purchaser to said Seller shall be the sum of One Hundred Fifty Three Thousand Two Hundred Seventy Dollars (\$153,270.00), of which sum \$13,500.00 shall be paid down upon the execution hereof, which down payment is hereby made as a gift from said Seller to said Purchaser; and the balance of said purchase price in the amount of \$139,770.00 shall be paid over a period of 20 years. All deferred balances shall bear interest at the rate of 5% per annum, and such principal and interest is to be paid in equal annual payments of \$11,216.54 each, the first of which annual payments shall be paid on December 15, 1977, and a like payment on the 15th day of December of each year thereafter until the full amount due, both principal and interest, has been paid in full. Interest shall begin to accrue as of December 17, 1976.

It is further agreed and understood between the parties hereto that the Purchaser shall keep and maintain the improvements on said premises in as good condition as the same now are, normal

wear and tear excepted, and shall not suffer or permit any strip or waste to be committed upon said lands, but shall manage and control said lands in a good and husbandmanlike manner.

It is further agreed and understood between the parties hereto that said Purchaser shall keep the structures located upon said premises insured against loss by fire to their full insurable value, loss, if any, payable first to said Seller as her interests may appear.

It is further agreed and understood between the parties hereto that the Purchaser will pay the real property taxes accruing against said property seasonably and before delinquency.

This contract cannot be assigned by Purchaser without first obtaining the written consent of Seller; provided, however, that Seller shall not unreasonably withhold such consent.

This agreement shall be binding upon and inure to the benefit of the parties hereto, their heirs, successors and assigns.

Time is of the essence, and waiver of a default hereunder shall not be construed as a waiver or evidence of any intention to waive any other default hereunder unless each such default is specifically and not impliedly waived by the other party.

In any suit or action brought on this contract or in relation thereto, the prevailing party in such suit or action shall be entitled to recover, in addition to all other sums allowed by law, such sums as the court may adjudge to be reasonable as attorney's fees, both in the lower court and on appeal, whether such suit or action is for enforcement, rescission or novation of any or all of the provisions herein.

In case of default by Purchaser for a period of 60 days, Seller shall be entitled to the rights granted by law, including but not limited to the following rights:

(1) To declare forfeited all sums of money previously paid by Purchaser, and to retake possession of the property which

was transferred to Purchaser pursuant to the terms of this agreement, with all money previously paid to be declared accrued and reasonable rent for the property from the date of possession to the time of such forfeiture and as liquidated damages for Purchaser's failure to keep this agreement according to its terms.

(2) To sue Purchaser for any installment that may be due plus interest thereon.

(3) To sue Purchaser in equity to compel the specific performance of this agreement.

(4) To declare the entire unpaid balance due and payable at once.

Purchaser has examined the property herein described and is familiar with the same and is making this purchase based upon her own examination thereof and is not in any manner relying upon any representations made by Seller or Seller's agents or representatives.

Purchaser covenants and agrees:

(1) To maintain the premises in as good condition as they now are, normal wear and tear excepted.

(2) To allow Seller or Seller's agents or representatives to come upon the property at reasonable times and in a reasonable manner to make an inspection of the premises.

EXECUTED IN TRIPLICATE this 17th day of December,
1976.

Mariam W. Gerber
Mariam W. Gerber SELLER

Margaret G. Cheyne
Margaret G. Cheyne PURCHASER

Charles G. Cheyne
Charles Cheyne PURCHASER

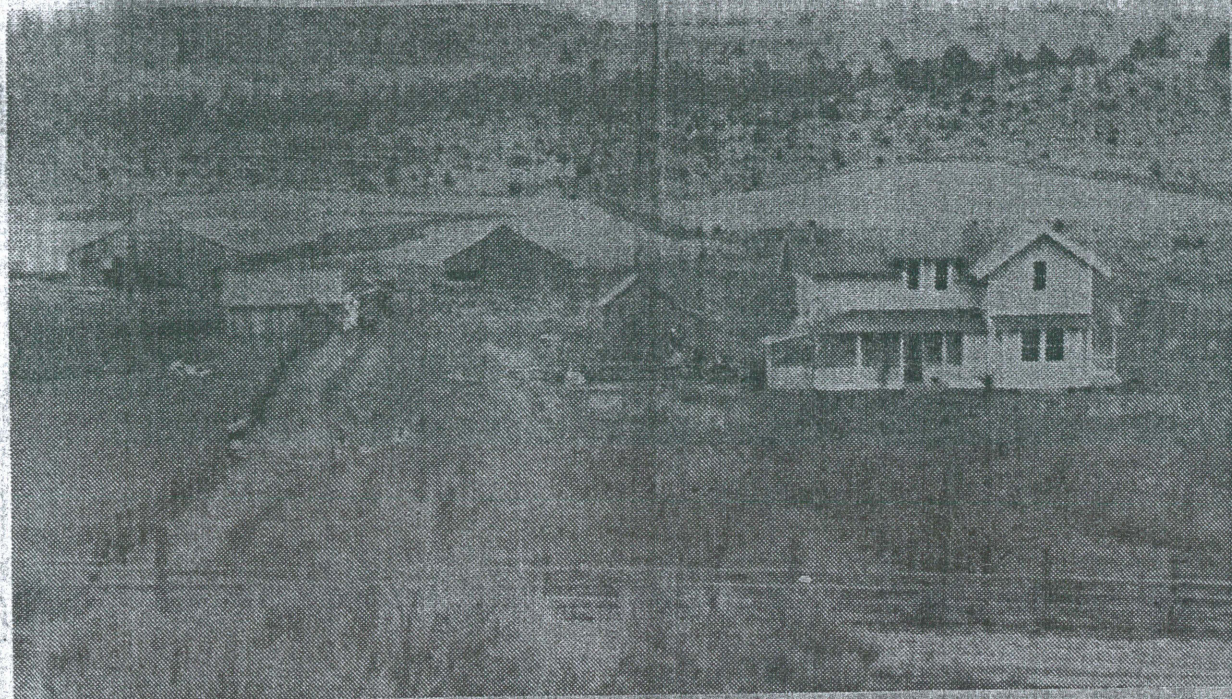
New local Century Farms named

Ager ranch

Campbell ranch

5087

Klamath Falls, OR
Herald & News
Jul 23 1985



This picture shows the Ager Ranch in 1914...

When the federal government signed away ownership of some "swamp" land east of Keno, it set the stage for creation of the Ager Ranch.

The ranch, now owned by George Ager, was added to the list of Century Farms, farms in the same family for 100 years, by the Oregon Historical Society this year.

Acreage the federal government considered swampland was deeded to the state of Oregon, explained Julian Ager, George's brother.

It is somewhat of a mystery why the government considered the area

as swampland since it is above the valley floor and was dryland farmed in early years, he noted.

In 1872, the U.S. Department of Interior Roseburg District deeded to the state the land where the ranch is now located just off Round Lake Road.

The state in turn sold the land to W. F. and Emma Arant in 1879. Arants sold the land to Eliza Riggs on June 8, 1882, the transaction that put it in the present family.

Riggs bought 80 acres, but the original area has been expanded to 441 acres.

Riggs left the ranch to his daughter, Margaret, who married Orson Stearns.

The couple had three children, Leslie, Blanche and Eva. Because counties were being reorganized during that era, the three children were born in the same house on the same piece of property in three different counties, Julian said.

Eva was born in Jackson County in 1874, Blanche in Lake County in 1878 and Eva in Klamath County in 1882.

Blanche bought the ranch from

(Continued on page 15)



H&N Staff Photo

Hank, left, Margaret and Charles Cheyne show David Campbell's blacksmith shop.

By DAVE CHRISTY
H&N Farm Editor

David Campbell fulfilled his goal when he moved to Langell Valley in 1885 — getting away from malaria.

Campbell homesteaded the land near Lorella now farmed by the Charles Cheyne family that was added to the Century Farms list, farms in the same family for 100 years, by the Oregon Historical

Society this year.

In the 1880s, Campbell and others in Texas heard of a wonderful area in southeast Oregon from Art Langell, the man the valley was named after. Meetings were held in Texas for people interested in moving to the area.

Campbell, who was a Confederate soldier in the Civil War, was looking for a dry climate to relieve his malaria and set out for Oregon.

When he got to the area though, Campbell selected a different part of the valley rather than the one Langell was promoting.

Campbell, 45, took his 40-year-old pregnant wife, Frances, and daughter, Ida, 18, from their home near Fort Worth to Los Angeles by wagon train, taking a ship to Portland.

Campbell went to Ashland with

(Continued on page 15)



...and this picture with George Ager shows the same site today.

Kilgore ranch

A Langell Valley ranch has ties to an 18th Century Scottish immigrant.

In 1790, John Kilgore emigrated from Scotland to Pennsylvania. His descendants now own the Kilgore Ranch in Langell Valley, which was added to the list of Century Farms, farms in the same family for 100 years, by the Oregon Historical Society this year.

His grandson, James, arrived in Oregon via the Applegate Trail in 1854. He lived in the Rogue Valley

until 1873 when he moved to the Klamath Basin.

During the Modoc War he carried mail between Ashland and Cedarville. In 1875 he moved back to the Rogue Valley.

His son, Edward, moved to the Klamath Basin from Jacksonville in the early 1870s. Edward's brother, David, deeded 160 acres, the base of the present Kilgore Ranch, to him in 1887.

Two years later Edward deeded it to Silas Wright Kilgore, who did

In addition to ranching, he ran the Four Leaf Clover flour mill in Bonanza and was influential in bringing electricity to Bonanza.

From Silas Wright Kilgore the ranch passed to the present owners.

The ranch now is owned by Louise Kilgore, the widow of Silas Wright's son, Silas Warren, and her two sons, Charles William Kilgore and Silas Wright Kilgore.

The boys attended a one-room
(Continued on page 15)

(Continued on page 15)



Silas, left, Louise and Charles Kilgore stand in front of an original ranch building.

H&N Staff Photo



Campbell's original ranch house burned in 1945.

(Continued on page 15)

Campbell ranch.

(Continued from page 13)

another settler, Henry Busey, settled the property Dick Smith now

Campbell and Busey were to
Campbell from Ashland to
February, walking from there to
Gibbsville, walking from there to

Linkville, Langell's place. The Campbell family stayed in the house until April, then took Oregon City, and bought a tea

Oregon to Ashland and back by train to Langell Valley. They grubbed out the sagebrush for the trip to Langell Valley. They grubbed out the sagebrush and planted cro-

and rabbitbrush and with less than outstanding had Twenty-five acres the second year.

By the end of the sixth year rabbits wiped out the crop. The farmer planted 12 acres of grain.

'had planted 2-
had 22 more prepared. In
had 22 more prepared. In
ported owning a plow, a wagon
and 21 head of cattle, a
and 21 head of cattle, a

horses and
as the board house and bath.
Frances taught school to
Zephy and David w

family got by on
a sawmill for a while.
Ida Campbell married
lived in Sac

Gerber, who lived in
and also ran cattle in the

* **Kilgore**

*** Kilgore ranch-**

(Continued from page 13)

In addition to Silas Wright, the original Silas, Roy, Warren and other sons, Malone Reservoir.

Kilgore, had two other sons. James Kilgore and Merle Kilgore bought the part of Stanley Johnson belonged to Merle.

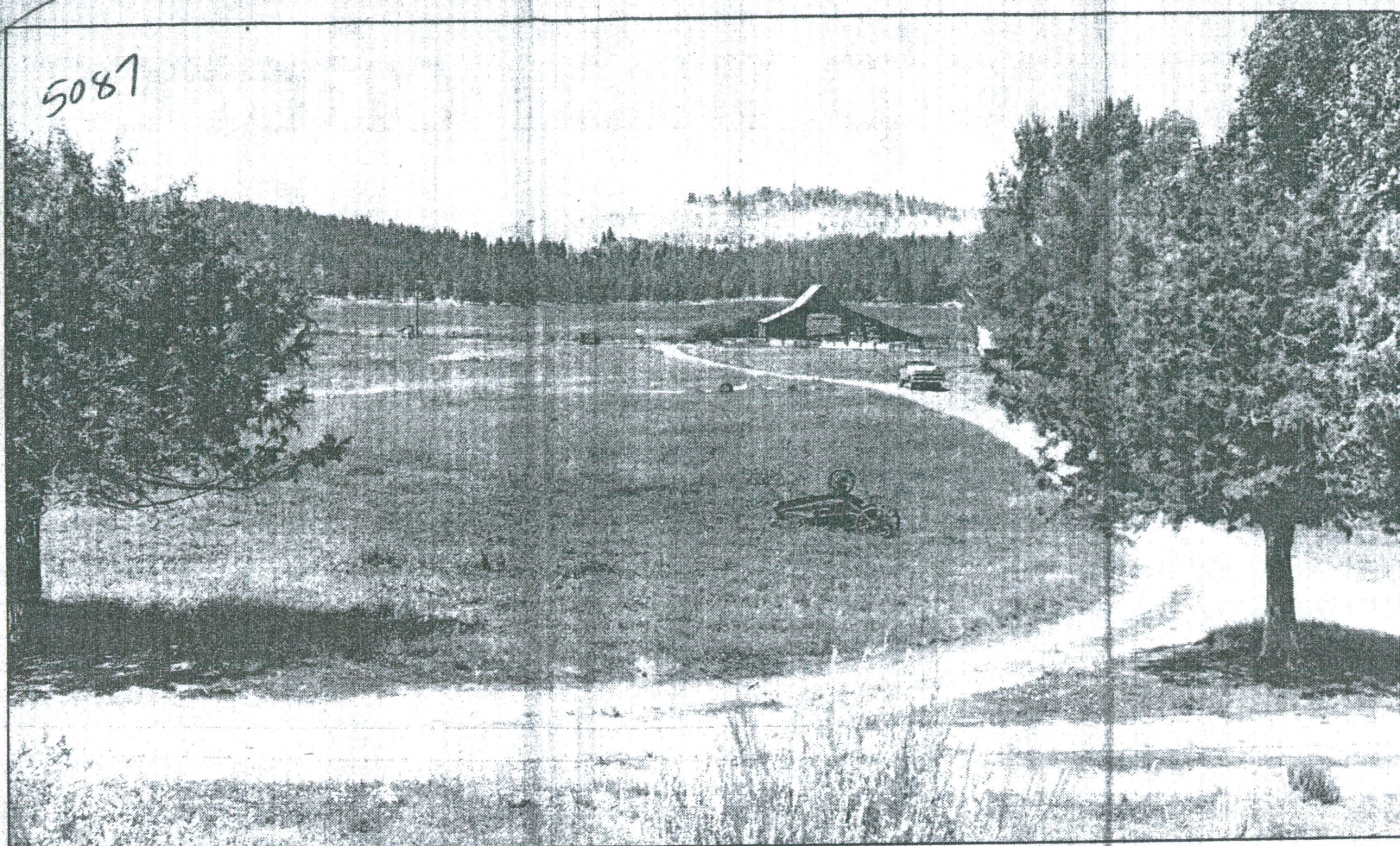
Stanley that belongs to the ranch that he rents the rest of it, and rents the rest of it at one time had about a ranch at one time have

***Ager ranch.**

(Continued from page 10)

the other family members. George bought wheat and

Riggs raised wheat on the property. George raises the place, growing



Klamath Falls, OR
Herald & News
Feb 20 1966

The Ager ranch (left) was created out of land the federal government considered swampland. At right, Hank, Margaret and Charles Cheyne, who bought the Campbell Ranch near Lorella which had grown to 400 acres.

Farms and ranches in the 100-year club

Klamath County ranches from Fort Klamath to Lorella have been designated Century Farms by the Oregon Historical Society.

The designation is for farms or ranches that have been worked by the same family for 100 years or more. The program was started by the society in 1958 and more than 800 farms have been signed up around the state.

Following are brief histories of some of the Century Farms:

HORTON RANCH

William Harrison Horton was born in New York and moved to Oregon in the early 1860s.

He operated a grist mill at

Oregon City for a time. He married Anna Hoots, who died shortly after giving birth to a son, Charles.

William moved to Monroe where he married Elizabeth Poe, daughter of James Poe, for whom Poe Valley is named. In 1868 they moved to Poe Valley and homesteaded the first ranch in Klamath County. The ranch was designated a Century Ranch in 1968.

They had a daughter, Annie, in addition to Charles and had three other children at the ranch, Jackson, Ella and Lucie B. All three were born in the same house, but in three different counties (Jackson, Lake and Klamath) because county

lines were being established at the time.

Elizabeth died at the birth of Lucie and William later married Rebecca Hamacker. He died in 1882 and she died a few years later.

Charles took over the ranch after William died. He married Nettie Colahan and they had two sons, Louis H. and Lawrence John.

Lawrence got his start in cattle in 1914 at age 18. He traded a boat to an Indian for a shorthorn-hereford cross heifer, eventually building one of the finest registered hereford ranches in the West.

Starting with the heifer and some rented ground, the Horton Ranch built up to

7,500 acres of deeded ground and about 1,000 head of cattle.

In 1918, Lawrence married Anne Hansen and they had a daughter, Joan, in 1919. A son, John, was born in 1925 and a second son, Robert, followed in 1928.

From 1927 to 1939 the family lived away from the ranch. From 1939 to 1980, Lawrence, Anne and John lived at the Poe Valley Ranch. They sold the ranch in 1980. Anne died that year at age 90 and Lawrence died in 1981 at age 85.

ROUND GROVE RANCH

The Round Grove Ranch operated by V. L. and Barbara Ann "Sis" Hall Rentle

is the only Century Ranch in the Bly area.

Vincil Lee Rentle moved to Bly from Oklahoma at age 16 to work at James Dixon's dairy. In 1947, he married Barbara Ann "Sis" Hall, the daughter of Basil and Ruth Hall.

After working for Ted Hyde on the BK and Bar Y ranches, he bought a hay baler and went into business with Basil. The family ran cattle and lived on the Tom Garret Ranch west of Bly for 15 years.

When Basil died, V.L. and Sis bought the Bill Tucker Ranch and a swather that Sis operated. Rentles sold that ranch to Wilbur and Pat Smith in 1977 and built a new

home on Ivory Pine Road.

When Barbara's uncle, Vance Hall, died in 1977, Rentles got the Round Grove Ranch. The ranch was homesteaded by Barbara's great grandfather, Owen, in 1879.

V.L. and Sis now operate the 4,600-acre cattle ranch, as well as doing custom haying. Children and grandchildren assist in the ranch operation.

KILGORE RANCH

Edward Kilgore moved to the Klamath Basin from Jacksonville in the early 1870s. His brother, David, deeded 160 acres to him in 1887, the base of the Kilgore

Profiles of Klamath-area century farms

Continued from page 34

Ranch in Langell Valley.

Two years later, Edward deeded it to Silas Wright Kilgore, who did most of the expansion on the ranch. In addition to ranching, Silas ran the Four Leaf Clover flour mill in Bonanza and was influential in bringing electricity to Bonanza.

The ranch passed on to his son, Silas Warren. Silas Warren's widow, Louise, and their two sons, Charles William and Silas Wright, now own the ranch.

The first Silas Wright had two other sons, Roy and Merle. Stanley Johnson bought the part of the ranch that belonged to Merle and rents the rest of it.

Kilgores have retained ownership of about 400 acres

out of 640 acres the ranch had at one time.

AGER RANCH

The Ager Ranch was created out of land the federal government considered to be swamp land.

The federal government deeded the land east of Keno to the state of Oregon as swamp in 1872 even though it was above the valley floor and was dryland farmed for a time.

The state in turn sold the land to W.F. and Emma Arant in 1879. They sold the land to Elija Riggs in 1882, the transaction that put it in the present family.

Riggs bought 80 acres, but there now are 441 acres in the ranch owned by George Ager.

Riggs left the ranch to his

daughter, Margaret, who married Orson Stearns. The couple had three children, Leslie, Blanche and Eva. Blanche bought the ranch from the other family members and George bought it from her.

TAYLOR RANCH

Samuel Taylor settled on his ranch in Poe Valley in 1880. Taylor came from Missouri and lived in Canyonville for a time before moving to the 160-acre homestead in Klamath County.

Samuel died in 1897 and a son, Joseph, bought it from the other family members about 1900. From Joseph it passed to his daughter, Zella High. Family members retained ownership of the ranch following her death.

CAMPBELL RANCH

David Campbell moved from Texas to a homestead near Lorella in 1885 to get away from malaria.

Campbell, 45, took his pregnant 40-year-old wife, Frances, and daughter, Ida, 18, from Fort Worth to Los Angeles by wagon train, taking a ship from there to Portland.

He walked in February with another homesteader, Henry Busey, from Ashland to Linkville, walking from there to Langell Valley. The rest of the family took a train to Ashland in April, buying a team there for the trip to Langell Valley.

By the end of their sixth year on the place, they had planted 12 acres of grain, with 22 more prepared. They also had 21 cattle.



Out front of an original building on the Kilgore Ranch are (left to right) Silas, Louise and Charles Kilgore.