

CASE NO.

235

NORTHERN DISTRICT

---

SANTA ROSA GRANT

---

JOHN HENDLEY

CLAIMANT



NOV 9 1962

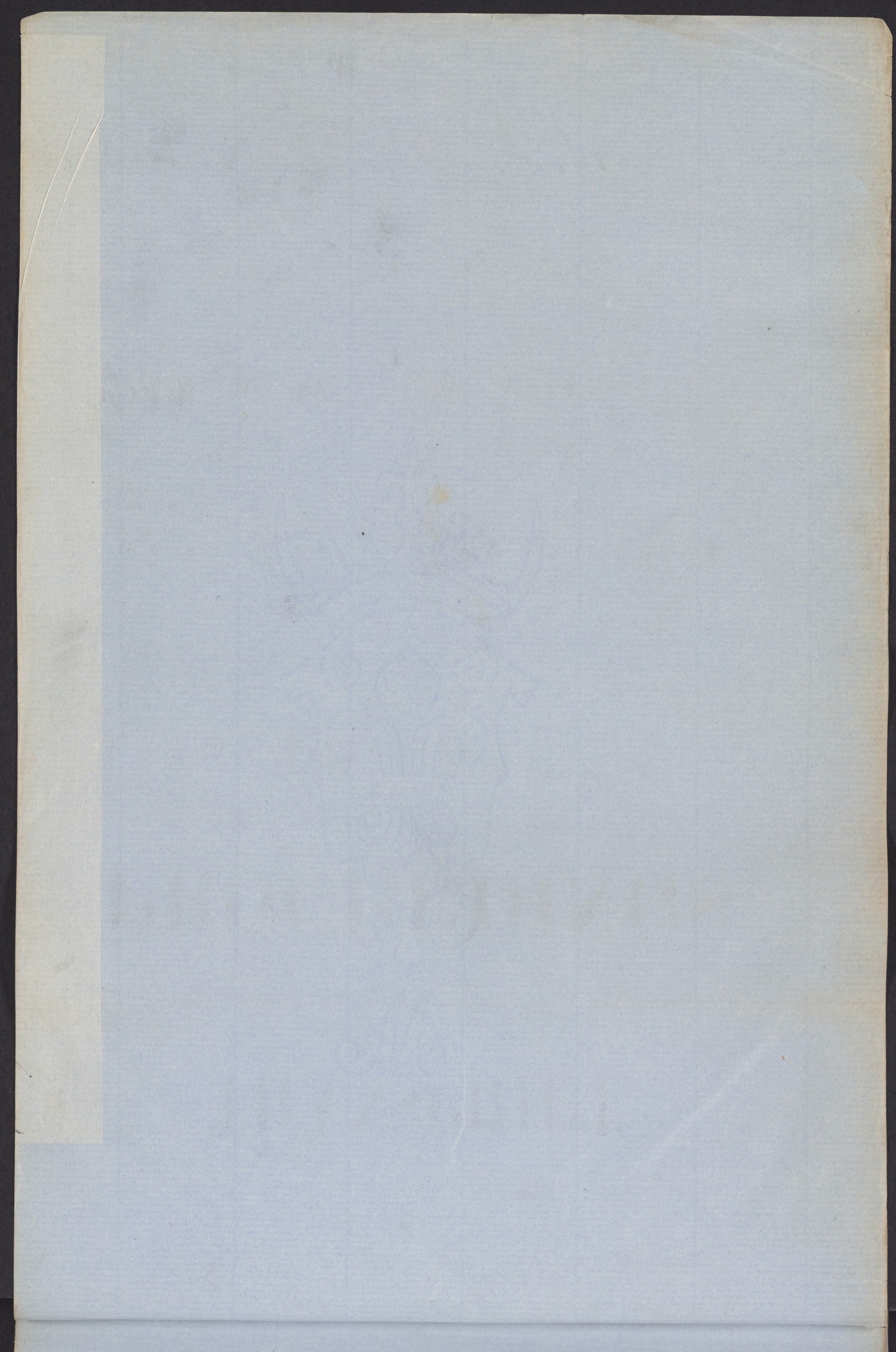
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2

659







TRANSCRIPT  
OF THE  
PROCEEDINGS

IN CASE

NO. 659

*John Hendley*

CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*"Santa Rosa"*







Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

Be it Remembered, that on this *twenty eighth day of Feby,*  
Anno Domini One Thousand Eight Hundred and Fifty-*three*, before  
the Commissioners to ascertain and settle the Private Land Claims in  
the State of California, sitting as a Board in the City of San  
Francisco, in the State aforesaid, in the United States of America,  
the following Proceedings were had, to wit;

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The Petition of *John Hendley,*  
for <sup>part of</sup> the Place named  
*"Santa Rosa,"*  
was presented, and ordered to be filed and docketed with No. *659* and  
is as follows, to wit;

(Vide page *3* of this Transcript.)

Upon which Petition the following subsequent Proceedings were  
had in their chronological order, to wit;

*San Francisco, August 29<sup>th</sup> 1853.*

In case no. *659*, *John Hendley* for a part of the place  
named "*Santa Rosa*", the deposition of *Martin C. Cook*,  
a witness in behalf of the claimant, taken before Commis-  
sioner *R. Aug. Thompson*, with document marked *R. T.*  
annexed thereto, was filed.

(Vide page *4* of this Transcript.)

*San Francisco September 22<sup>nd</sup> 1853.*

In the same case the counsel for the claimant filed the  
following Stipulation, to wit;

(Vide page *6* of this Transcript.)

*San Francisco October 13<sup>th</sup> 1853.*

In the same case the deposition of *Martin C. Cook*, a  
witness in behalf of the claimant, taken before Commis-  
sioner *Thompson Campbell*, with document marked "*A*  
*Thompson Campbell*", annexed thereto, was filed;

(Vide page *5* of this Transcript.)



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San Francisco April 18' 1854.

Case no. 659 was called, submitted on briefs and taken under advisement by the Board.

San Francisco, December 19' 1854.

In the same case Commissioner Alphens Felch delivered the opinion of the Board confirming the claim.

(Vide page 65 of this Transcript.)

and the following order was made, to wit:

(Vide page 68 of this Transcript.)



To the Honorable Board of U. S. Land  
Commissioners appointed to settle private Land  
Claims in California -

The petition of John  
Hemaly respectfully represents that he is the  
Claimant of six thousand and forty acres of land  
in the Rancho of Santa Rosa in the present County  
of Sonoma & being six thousand and forty acres of  
land or one mile square situated on the South  
side and bounded on the North by the Matanzas  
Creek west by the land formerly owned by Jose  
Ramon Carrillo on the East by the lands owned  
by and his heirs on the South by other lands  
formerly owned by Don Ramon Carrillo. That  
a copy of the deed of conveyance of said land  
made by Salvador Ballio to your petitioner dated  
April 26, 1832 is herewith filed as part of this  
petition, and so soon as the title papers and proofs  
relating to the grant of said Rancho of Santa  
Rosa by the Spanish or Mexican Government  
can be obtained your petitioner prays leave to  
file the same as part of this petition -

Your petitioner further states that  
he expects to sustain this claim by the records  
of the grant of Rancho Santa Rosa in the  
archives now in custody of the U. S. Surveyor  
General for California, original papers and  
maps relating to said grant to be produced  
and proved and the different conclusions from  
the original grant to your petitioner and the  
testimony of witnesses to be produced before your  
Honorable Board.

Respectfully Submitted for  
such action as the Justice and nature of  
this claim may require -

E. O. Crosby,

of Claimant,

Filed in Office Feb. 28, 1853. Geo Fisher Secy.

Petition  
no

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Office of the Commissioners of  
Land Claims in California -

Deposition  
of  
Martin C. Cooke  
we

This day before Commissioner Robert A  
Tompson came Martin C. Cooke a witness  
in behalf of claimant John Kennedy Case  
No 659 who after being duly sworn depose  
as follows.

Present E. A. Crosby for claimant -

Question by claimant's atty.

Take the papers now shown you purporting  
to be a deed from Salvador Pallejo to John  
Kennedy dated the 20th day of April 1852  
hereto annexed and marked with the initials  
R T and state what you know of its creation -  
Ans -

I am the subscribing witness to said  
deed - It was executed and delivered in my  
presence - I also took the acknowledgment  
of the said Pallejo to the same in my official  
capacity as notary -

And further this deponent saith Not,  
Martin C. Cooke.

Sworn to and Subscribed  
before me this 29th day of August 1853.  
R. Aug. Thompson Comm.

Filed in Office Aug 29, 1853.

(Signed)  
Geo Fisher  
Secy.



Deposition  
of  
Martin  
E. Cooke

This day before Comr Thompson Campbell  
Came Martin E. Cooke a witness in behalf of  
Claimant John Hendley no 659, who after  
being duly sworn deposed as follows,

What is your name age and place of residence,

My name is Martin E. Cooke. I am twenty  
nine years of age and I reside in Sonoma.

Look at the paper now shown you and marked  
"A" and state whether the signatures of  
Josefa de Itch. Inay Carrillo de Mallagh  
David Mallagh Jaay Carrillo, M. A.  
Palliso. Dolencia de Valliso. Ma<sup>ra</sup> de la Cruz<sup>na</sup>  
Carrillo. Mercedes Carrillo. Julia Carrillo  
Petro<sup>na</sup> Carrillo, are the genuine signatures and  
whether you are the subscribing witness to  
said document.

I am the subscribing witness to said  
document, and all the said signatures are their  
genuine signatures.

I was present when the instrumen-  
ment was executed and saw the parties sub-  
scribe their names to the said document respec-  
tively -

Martin E. Cooke,

Sworn to & Subscribed before me  
this 13th day of October AD 1853.

Thompson Campbell  
Comr.

Filed in Office Oct 13, 1853.

(signed)  
Geo Fisher Secy.



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No 659.

U.S. Land Commission

John Wendley Claimant -

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PAGE 1

Stipulation

It is hereby agreed by the U.S. Law Agent and Claimants Counsel that the original papers and depositions taken and on file in Case No 643 before this Board may be used in evidence and considered on the trial of this case the same as if said original papers were now filed and said depositions retaken in this case, all parties claiming under the same original title.

J. C. Howard  
E. O. Crosby.

Filed in Office Sep 22, 1853.

(signed) Wm Fisher  
Secy 3

*[Faint handwritten text at the bottom of the page, partially cut off.]*



Conveyance  
"R J"  
Arrived to  
deposition of  
Merritt &  
Cooks

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This Indenture made and entered into  
this twenty sixth day of April Eighteen hundred  
and fifty two, between Salvador Dullio of  
the County of Sonoma State of California  
of the first part and John Hendley of the  
same place party of the second part, Witnesseth  
that the said party of the first part for and  
in consideration of the sum of Four hundred  
dollars paid to him by the said party of the  
second part the receipt whereof is hereby ac-  
knowledged do hereby these presents grant bar-  
gain sell and convey unto the said party  
of the second part his heirs and assigns all  
that certain piece or parcel of land lying  
and being situate in the County of Sonoma  
aforesaid bounded and described as follows  
to wit. It being Six hundred and forty acres  
of land or one Mile square, situated on the  
South side & bounded on the North by the  
Mantanzas creek bounded on the west by the  
land formerly owned by Jose Ramon Carrillo  
on the East by the land owned by one Neli-  
Coubles on the South by other land formerly  
owned by Don Ramon Carrillo it being the  
same land conveyed by Jose Ramon Carrillo  
to the party of the first part by deed dated  
first May 1852 & recorded in the Office  
of the County Recorder of said County in  
Book "F" page 234 & to which deed  
reference is hereby made for further description

It is hereby understood that the  
above described land has been sold by the  
Sheriff of Sonoma County acting under  
virtue of an execution issued out of the Dis-  
trict Court for Solano County in favor  
of one William McDaniel & against the  
said party of the first part & that the said  
land was bid off to one Solomon



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Carriger for the sum of Eleven hundred dollars but reserving the right of redemption as the law prescribes. Now it is the intention of these parties that the said party of the second part in addition to the four hundred dollars paid as above stated is to pay or cause to be paid the said sum of Eleven hundred dollars together with the legal interest thereon which is now due an incumbrance on said land.

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To have and To hold all and singular the above described land with the appurtenances thereunto belonging unto him the said party of the second part his heirs and assigns forever. And the said Salvador Gallego against warrant and default the title to the above and foregoing described land unto the said John Kennedy his heirs and assigns forever against the lawful claim or demand of all and every person whatsoever excepting the said incumbrance of Eleven hundred dollars together with the interest thereon as above stated.

In Testimony the said party of the first part has hereunto set his hand and seal at Sonoma this twenty sixth day of April Eighteen hundred and fifty two.

Salvador Gallego.  
In presence of Martin E. Cook.

State of California }  
County of Sonoma }

On this 26<sup>th</sup> day of April 1852  
Before me the undersigned Notary Public in and for said County personally appeared Salvador Gallego known to me to be the person described in & who executed the foregoing instrument who acknowledged that he

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Instrument who acknowledged that he  
executed the same freely and voluntarily and  
for the uses and purposes therein mentioned -

Seal

In Testimony whereof I hereunto  
set my hand & affix my Notar-  
ial Seal at Sonoma this day  
8 year last above written -  
Martin O. Cooke  
Notary Public

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Filed in Office Augi. 1853  
(Signed)  
Geo Fisher  
Secy.



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No. 659

U.S. Land Commission }  
John Hendley Claimant }

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It is hereby agreed  
by the U.S. Law Agent and  
Claimant's Counsel that the ori-  
ginal papers and depositions ta-  
ken and on file in Case no. 643  
before this Board may be read  
in evidence and considered on  
the trial of this Case the same  
as if said original papers were  
now filed and said depositions  
taken in this Case all parties  
claiming under the same original  
title.

S. E. Howard  
E. C. Crosby

Filed in office Sept 22  
1853

Geo. Fisher  
Secy

Consensus made and entered



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Wad.

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This Indenture Made and Entered  
into this twenty fifth day of April A.D. 1850  
between and fifty two between Salvador Pal  
of the County of Sonoma, State of Califor-  
nia party of the first part and John Hand-  
ley of the same place of the second part

Witnesseth that the said party of the  
first part for and in consideration of the  
sum of Four hundred dollars paid to him by  
the said party of the second part the receipt  
whereof is hereby acknowledged does by these  
presents grant bargain sell and convey unto  
the said party of the second part his heirs and  
assigns all that certain piece or parcel of  
land lying and being, Situate in the County  
of Sonoma aforesaid bounded and described  
as follows to wit - It being six hundred  
& forty acres of land or one Mile Square  
situated on the South side and bounded on the  
North by the Mantanzas Creek bounded  
on the West by the Land formerly owned by Jose  
Ramon Carrillo on the East by the land owned  
by one Belcarillo on the South by other land  
formerly owned by Don Ramon Carrillo  
it being the same land conveyed by Jose  
Ramon Carrillo to the party of the first part  
by and dated first of May 1850 and recor-  
ded in the Office of the County Recorder of  
said County in Book A page 236 and to  
which due reference is hereby made for  
further description it is hereby understood that  
the above described land has been sold by  
the Sheriff of Sonoma County acting under  
virtue of an Execution issued out of the District  
Court for Solano County in favor of one Wm.  
McDaniel and against the said party of the  
first part and that the said land was bid  
off to one Solomon Canyon for the sum of



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Eleven hundred dollars but reserving the right of redemption as the law prescribes. Now it is the intention of these presents that the said party of the second part in addition to the five hundred dollars said as above stated is to pay or cause to be paid the said sum of Eleven hundred dollars together with the legal interest thereon which is now an incumbrance on said land to have and to hold all and singular the above described land with the appertinances thereunto belonging unto him the said party of the second part his heirs and assigns forever and the said Salvador Valls agrees to warrant and defend the title to the above and foregoing described land unto the said John Kennedy his heirs and assigns forever against the lawful claim or demand of all and every person whatsoever excepting the said incumbrance of Eleven hundred dollars together with the interest thereon as above stated.

In testimony whereof the said party of the first part has hereunto set his hand and seal at Sonoma this twenty sixth day of April A.D. 1852  
Salvador Valls Esq.

In presence of  
Martin C. Cooke.

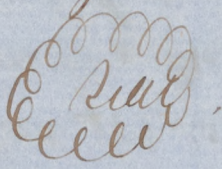
State of California  
County of Sonoma

On the 26th day of April 1852  
Before me the undersigned Notary Public in and for said County personally appeared Salvador Valls known to me to be the person described in and who executed the foregoing instrument who acknowledged that he executed the same freely and voluntarily for the uses and purposes therein mentioned.



now in some gallery and column lands for the  
uses and purposes therein mentioned

In testimony whereof I here-  
unto Sign My Name and affix My Notarial  
Seal at Sonoma this day and  
year last above written -  
Martin E. Cooke,  
Notary Public



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Filed in Office July 28, 1853.

(Signed) Geo Fisher Secy.

Deed  
from  
M & Bullup  
et al  
to  
John Kennedy

This Instrument made the twenty fifth  
day of February One thousand Eight hun-  
dred and fifty three between Gm M &  
Bullup & Enciera Bullup his wife Josefa  
Carillo de Fitch Joaquin Carillo Julio Carillo  
Felicidad Carillo Maria Carillo David  
Mallagh & Maria de Mallagh his wife of the  
County of Sonoma and Maria Luz de Carillo  
de Bullup of the County of Napa in the State  
of California parties of the first part and  
John Kennedy of Sonoma County State afore-  
said party of the second part Witnesseth that  
the said parties of the first part for and in  
consideration of the sum of Five dollars  
lawful money of the United States of America  
to them in hand paid by the said party of the  
second part at or before the Consensus and delivery  
of these presents the receipt whereof is hereby  
acknowledged have remised released and quit  
claimed and by these presents does remise release  
and quit claim unto the said party of the second  
part and to his heirs and assigns for ever all  
that certain piece or parcel or lot of land lying  
and being part of the "Rancho Cabeza de



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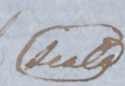
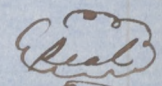
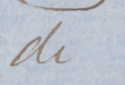
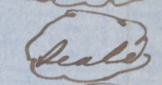
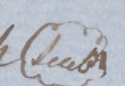
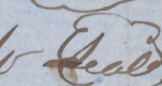
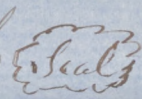
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Santa Rosa. <sup>1</sup> Remains and described as follows - It being six hundred and fifty acres of land or one Mile Square, situated on the South side and bounded on the North by the Arroyo de Montanas bounded on the West by other lands formerly owned by Don Jose Ramon Carrillo and on the East by lands owned by our Nephews, on the South by lands formerly Don Ramon Carrillo it being the same land conveyed by deed from Don Ramon Carrillo to Salvador Gallego & from Salvador Gallego to the said John Manuel by deed all of which appears of record.

Together with all and singular the tenements hereditaments and appurtenances thereto belonging or in any wise appertaining and the Reversion and Reversions, Remainder and remainders, Rents issues and profits thereof, and also all the Estate right title Interest Property Possession Claims and Demand whatsoever as well in Law as in Equity of the said parties of the first part of in or to the above described premises and every part and parcel thereof with the appurtenances.

To Have and To Hold all and singular the above mentioned and described premises together with the appurtenances unto the said party of the second part his heirs and assigns forever.

In witness whereof the said parties of the first part have hereunto set their hands and Seals the day and year first above written -

José de Fitch 	Don G. Gallego 
Juan Carrillo de 	Rencia de Gallego 
Mallagh 	Don de los <sup>hijos</sup> <sub>most</sub> Luz Carrillo 
Manuel Mallagh 	

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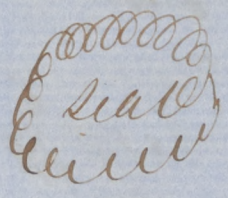
15-  
 Joaquin Carrillo - Medad Carrillo Seal  
 Julio Carrillo Seal  
 Mateo Carrillo Seal  
 made

Sealed and delivered in the  
 presence of  
 Martin C Cook

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State of California  
 County of Yuba 3 D

On this 26th day of February  
 AD 1853 personally appeared before me  
 a Notary Public in and for said County  
 Ana de la Luz Carrillo known to me to be  
 the person described in and who executed the  
 foregoing conveyance who acknowledged that  
 to me that she executed the same fully and  
 voluntarily for the uses and purposes therein  
 mentioned and the said Ana de la Luz Carrillo  
 being by me made acquainted with the contents  
 of the within conveyance acknowledged to me  
 on an Examination apart from and without  
 the hearing of her husband Don Salvador Pallas  
 that she executed the same fully & voluntarily  
 without fear or compulsion or undue influence  
 of her husband and that she does not wish  
 to retract the execution of the same.


 Seal  
 Given under my hand and  
 Official Seal on the day and  
 year above written -  
 Chancellor Hartson  
 Notary Public.

State of California  
 County of Sonoma 3 p -

On the 26th day of February  
 AD 1853 personally appeared before me the  
 undersigned Notary Public in & for said



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County M G Pallyo & Romana De his wife  
Felicidad Cardo. Julio Cardo & Marta Ca-  
rillo & on this 22<sup>nd</sup> day of March 1853 per-  
sonally appeared before me the said Notary  
Public Josefa de Fitch the persons described  
in & who executed the foregoing & annu-  
dled & each for himself acknowledged the  
uses & purposes therein contained - and the said  
Romana de the wife of the said M G Pallyo  
being by me examined separate & without the  
hearing of her said husband & being by me  
made acquainted with the contents of the  
said deed acknowledged that she executed  
the same freely & voluntarily without fear or  
compulsion or undue influence of her said  
husband & that she did not wish to retract  
the execution of the same.

Escudo  
Cura

In testimony whereof I have  
hereunto set my hand and  
affixed my Notarial Seal  
the day & year last above  
written.  
Martin Clook  
Notary Public

State of California  
County of Sonoma 3 p.  
On this 6<sup>th</sup> day of August 1853  
personally appeared before me the  
undersigned Notary Public in & for said  
County Saquin Cardo to me personally  
known to be the person described in & who  
executed the within deed & acknowledged  
that he executed the same freely & voluntarily  
for the uses & purposes therein contained.

In testimony whereof I have  
hereunto set my hand and  
affixed my Notarial Seal



Seal

in witness whereof I have put my hand and  
affixed my Notarial Seal  
the day and year first above  
written -

Martin E. Cook  
Notary Public.

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State of California  
County of Sonoma 3 ps.

At this day 27 day of March  
1853 personally appeared before me the  
undersigned Notary Public in & for said  
County David Mallagh & Luana his wife  
to me personally known to be the person describ-  
ed in & who executed the within deed &  
acknowledged that they executed the same  
freely & voluntarily for the uses & purposes there-  
in mentioned. And the said Luana being  
by me examined separate & without the hearing  
of her said husband & being by me made  
acquainted with the contents of the said deed  
acknowledged that she executed the same  
freely & voluntarily for the uses & purposes  
therein mentioned & that she did not  
wish to retract the execution of the same.

In testimony whereof I have  
put to my hand & affixed  
my Notarial Seal the day  
& year above written -

Seal

Martin E. Cook  
Notary Public.

Filed in Office Oct. 13. 1853.

By  
Geo. Fisher  
Clerk.



Companer  
from  
John Wilson  
to  
John Hendley.

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This Instrument made the day of  
in the year one thousand Eight  
hundred and fifty three between John Wilson  
and Ramona Carrillo de Wilson his wife of  
San Luis Obispo State of California parties of  
the first part and John Hendley of the County  
of Sonoma & State aforesaid party of the  
Second part Witnesseth that the said parties  
of the first part for and in consideration of  
the sum of Five Dollars lawful money of  
the United States of America to them in  
hand paid by the said party of the second part  
at or before the executing and delivery of these  
presents the receipt whereof is hereby acknowl-  
edged has remised released and quit Claimed  
and by these presents does remise release and  
quit Claim unto the said party of the second  
part and to his heirs and assigns forever all  
that certain piece or parcel of land lying  
& being part or portion of the Rancho called Colza  
de Santa Rosa and containing Six  
hundred and forty acres of land or one  
mile square bounded and described as follows  
to wit - Situated on the North Side & bounded  
on the North by the Montanasas Creek  
bounded on the west by the land formerly  
owned by Don Jose Ramon Carrillo  
on the East by land owned by one Belicem-  
alis and on the South by other lands  
formerly owned by Don Ramon Carrillo  
it being the same land formerly conveyed by  
Don Jose Ramon Carrillo to Salvador  
Dallejo by and dated May 1st AD 1838  
conveyed by the said Salvador Dallejo to  
the said John Hendley by and dated 26th  
April AD 1852 all of which appears of record  
in the Records Office of Sonoma County



...all of which appears of record  
in the Mendocino Office of Sonoma County  
& to said ends for further Acts and Councils  
reference is hereby made.

Together with all and singular  
the tenements hereditaments and appurtenances  
thereunto belonging or in any wise appertaining  
and the houses and recessions Remainder  
and remainder rents issues and profits thereof  
and also all the Estate right title interest  
property possession claim and demand what-  
soever as well in law as in Equity of the said  
parties of the first part of m & to the above  
described premises and every part and parcel  
thereof with the appurtenances.

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To Have and To hold  
all and singular the above mentioned and  
described premises together with the appurte-  
nances unto the said party of the second part  
his heirs and assigns forever -

In witness whereof the said  
parties of the first part have hereunto set their  
hands and seals the day and year first above  
written -

John Wilson

Ramona Cardillo  
de Wilson

Sealed and delivered in  
the presence of

Marian Pacheco  
John Bryson

State of California  
County of Sonoma Obispo

On this second day of March  
1853 before me the undersigned County  
Clerk of said County personally appeared  
John Wilson and Ramona Cardillo de Wilson



his wife to me known to all the persons described  
in & who acknowledged executed the within  
Instrument and acknowledged that they executed  
the same freely and voluntarily for the uses  
& purposes therein mentioned, and she the said  
Ramona Carrillo de Watson being by me first  
made acquainted with the contents thereof and  
examined separately and apart & without the  
hearing of her said husband acknowledged that  
she executed the same freely & voluntarily with-  
out any fear compulsion or undue influence  
of her said husband & that she did not want to  
retract the execution of the same.

*E. L. P.*

Given under my hand and seal  
private there being no seal of  
office the day & year first  
above written this 24 day of  
March AD 1852.

Elliott Libbey  
Co. Clerk.

Filed in office April 18, 1854.

(Signed)

Geo Fisher

Secy.

Compared  
from  
Jose Ramon  
Carrillo  
to  
Salvador Fallas

This Indenture Made and Entered  
into this first day of May 1857. By and  
between Jose Ramon Carrillo of Los  
Angeles in the State of California, party of  
the first part, and Salvador Fallas of the  
County of Sonoma State aforesaid party  
of the second part Witnesseth that the  
said party of the first part for and in



Said parts of the first part for and in  
 consideration of the sum of Two thousand  
 dollars to him in hand paid by the said  
 party of the second part the receipt whereof  
 is hereby acknowledged does by these presents  
 grant bargain sell and convey unto the said  
 party of the second part his heirs and  
 assigns forever.

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All that certain piece parcel  
 or tract of land lying and being situated in  
 the County of Sonoma aforesaid bounded  
 and described as follows to wit, It being  
 Six hundred and forty acres of land or  
 one Mile square situated on the South  
 side of the Arroyo de Matanzas & bounded  
 on the North by said Arroyo bounded on the  
 West by other lands of Don Ramon Carrillo  
 and on the East by lands now owned by  
 Melicombes on the South by lands of  
 Don Ramon Carrillo.

To Have and To Hold  
 the above granted & conveyed premises unto  
 him the said party of the second part his  
 heirs & assigns forever and the said Don  
 Ramon Carrillo does covenant and agree  
 to with the said Salvador Dalayo his heirs  
 and assigns to warrant and defend the title  
 to the above granted premises unto him  
 the said Salvador Dalayo his heirs and  
 assigns against the lawful claim or demand  
 of all and every person or persons whatsoever  
 claiming or to claim the same -

In Witness whereof the  
 said Don Ramon Carrillo has hereunto  
 set his hand & seal this first day of May  
 Eighteen hundred & fifty one -

Don Ramon Carrillo

Witness

John Hemdus



Testigo -  
Dolores Sepulveda.

State of California  
County of Sonoma

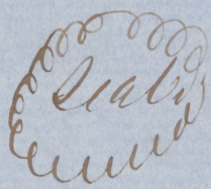
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On this 19th day of November  
AD 1851 Before Me the undersigned County Clerk  
of Sonoma County personally appeared Jose  
Ramon Cardo known to Me to be the person  
described in & who executed the foregoing  
Instrument and acknowledged that he execu-  
ted the same freely & voluntarily for the uses  
and purposes therein mentioned.

John Henning Clark Esq  
Jurat for Recd 19th Nov  
1851 8 o'clock AM.  
J. Henning Clerk

State of California  
County of Sonoma

I hereby certify that  
the foregoing aud of approved from Jose  
Ramon Cardo to Salvador Gallego is a  
true full & correct copy of the original now of  
record in My Office -



Witness My hand & seal  
of Office at Santa Rosa  
on this 24th day of November  
AD 1854.

Wm C. Munger  
County Recorder of Sonoma  
County by Tho H. Pratt Deputy.

Filed in  
Office Dec  
15, 1854,  
Gyrid,  
Geo Fisher  
Secy

The foregoing copy of a aud may be received  
and amended as evidence the same as if filed  
before submission - December 14, 1854.  
J. H. McKinnon U.S. Law Agent.



San Francisco March 17. 1853.

On this day before Comr H. J. Thornton  
Esq. M. G. Wallis, a witness in behalf of the  
Claimant Julio Carrillo, petition No 643  
and was duly sworn his evidence being  
given in English.

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Questions by Claimant.  
Quest 1.

What is your name age and place  
of residence and how long have you resided  
there.

Ans.

My name is Marciano Guadalupe  
Wallis. My age is forty five years. My residence  
is in Sonoma California where I have  
lived all my life.

Quest 2.

Will you look at documents now  
shown to you marked Exhibits Nos 1 & 2  
and if you are acquainted with the hand  
writing of Manuel Jimeno and Jose J.  
Fernandez where they occur on Exhibit  
No 1 state if their signatures are genuine  
and if you are acquainted with the signa-  
ture of Salvador Wallis say if his signa-  
ture where it is written on Exhibit No 2 is  
genuine.

Ans.

I have examined the two Exhibits  
and am acquainted with the hand writing  
of all the persons named having after seen  
them write and say that their signatures to  
the said documents are genuine.

Quest.

Are you acquainted with the



Rancho Culez de Santa Rosa claimed  
in this case. If you state what you know  
of its occupation.

Ans.

I am acquainted with the said  
place. It was occupied by the grantee  
who had an excellent dwelling house  
upon it and devoted there cultivating the ground  
and raising stock upon it prior to the grant  
and is still occupied as then by those claim-  
ing under the grant.

M. G. Vallejo.  
U. S. Land Agent present.

Sworn to & Subscribed  
before me on this 14th of March 1853.

Heard J. Thornton Commr.  
Filed in Office March 7. 1853.

(Signed)  
Geo Fisher Secy.

Office of the Board of U States  
Commissioners to &c.

This day before Comr. Thompson came  
and came Joseph P. Thompson a witness  
in behalf of claimant Julio Carrillo Sr  
& Co's who after being duly sworn deposed  
as follows.

What is your name age and place of  
residence?

Ans.

My name is Joseph P. Thompson  
I am twenty nine years of age and I  
reside in the City of San Francisco -



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reside in the City of San Francisco  
Quert.

Are you acquainted with  
Dona Maria Ignacio Lopez and  
her family.

Ans.

I am acquainted with her family  
Dona Maria is dead.

Quert.

When did Dona Maria die her  
many children did she leave and what are  
their names.

Ans.

About for the year precisely in  
which she died. but I think it was in 1850  
or in 1851 she left I think ten children  
whose names are as follows. Jaquin  
Ramon and Julio Canales. The daughters  
names are as follows. Ramona wife of  
Captain John Nelson Josefa widow of  
the late Captain Fitch. Francisco wife of  
Guadalupe Cullip Liz wife of Salvador  
Cullip Juana wife of Captain Mullagh  
Felicidad wife of Victor Castro and  
Martha.

Quert.

State if you know when Felicidad  
was married.

Ans.

She was married within two  
or three months.

Quert.

Where did Dona Ignacio live.

Ans.

She lived on her farm at Santa  
Rosa.

Joseph P. Thompson,  
Sponsor and Subscribed  
before me this 1st day

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of October A. D. 1853.

Thompson Campbell

Commr.

I have no questions to ask.

D. C. Howard,

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Filed in Office Oct. 1. 1853.

I signed

Geo Fisher Secy.

Office of the Board of Com-  
missioners &c.

This day before Commr. Alpheus Fitch  
Commr. Salvador Callego a Wetneg in behalf  
of Claimant Julio Carrillo No 643 who  
after being duly sworn deposed as follows.

Testimony by Mr. Crittenden Attorney for  
the Claimant.

1 Question.

What are your name age  
and place of residence?

Answer.

My name is Salvador Callego  
My age is forty years and I reside in  
Napa County in California.

2 Question.

Do you know the place called  
"Caluya de Santa Rosa" if so how long  
have you known it and who has resided  
upon it.

Answer.

I know the place and have  
known it about seven ten years. Indians



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have lived upon it since I have known  
it. Since 1838 Maria Ignacia Lopez  
the widow of the late Joaquin Canillo  
has lived on it with her family.

3 Question.

State what you know about  
the occupancy of the land by her and the  
improvements made on the place.

Answer.

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She moved on the place in 1837 or  
1838 I do not recollect which. She built  
houses on it at the time she went there. The  
house was large being from fifty to one  
hundred yards in length and were a double  
building. She cultivated from two to three  
hundred acres of land on the place had  
many kinds fruit trees and a stock of  
cattle and horses on it. She lived on the  
place from 1837 or 1838 until her death  
which was about four years ago and  
some of her family still reside there.

4 Question.

Do you know whether Judicial  
possession of the land was ever  
given to her? if you whom and by whom?

Answer.

I myself gave judicial posses-  
sion of that place to her, but I do not  
recollect the time I acted as Civil Mag-  
istrate of Sonoma in giving the possession.

5 Question.

Please examine the docu-  
ment now here presented to you  
purporting to be the record of the act  
of judicial possession marked Exhibit  
B attached to the deposition of M. Gallup,  
heretofore taken and filed in this case  
and state whether the signature appearing



in several places in said document  
as yours is your true and genuine signature.  
Answer.

I have examined the paper  
the signatures referred to are my own  
genuine signatures. I signed the document  
as Magistrate of Sonoma.  
C. Justina.

Look on said document  
and state from it the cause of the several  
lines which you measured in giving  
possession of the land.

Answer.

The document was written  
by my secretary and signed by me I cannot  
recall the cause of the different lines  
measured but I could show the lines  
which were run if I was on the ground.  
The monuments are there.

Question.

How many children did  
Marta Ignacia Lopez have, and what  
are their names.

Answer.

I do not know how many  
I know some of them. I know those that  
are living. Their names are Joaquin  
Ramon Julio Josefa Ramona, Luz  
Francisca, Marta Juana Felicidad  
These are all that are now living.

Question.

Did those who are dead  
have any children?

Answer.

I do not know.

Salvador Valles,

My Secretary and Associate  
Magistrate was present



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Mr Graham Associate  
Law Agent was present  
at the taking of this  
deposition but put no  
interrogatories.

The testimony was  
given in the Spanish language  
Mr Fisher Secretary so acting as  
Interpreter.

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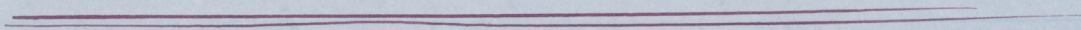
Subscribed and sworn to  
before me this 24th day of October  
1853.

Alphus Fitch  
Commissioner.

Filed in Office Oct 24 1853.

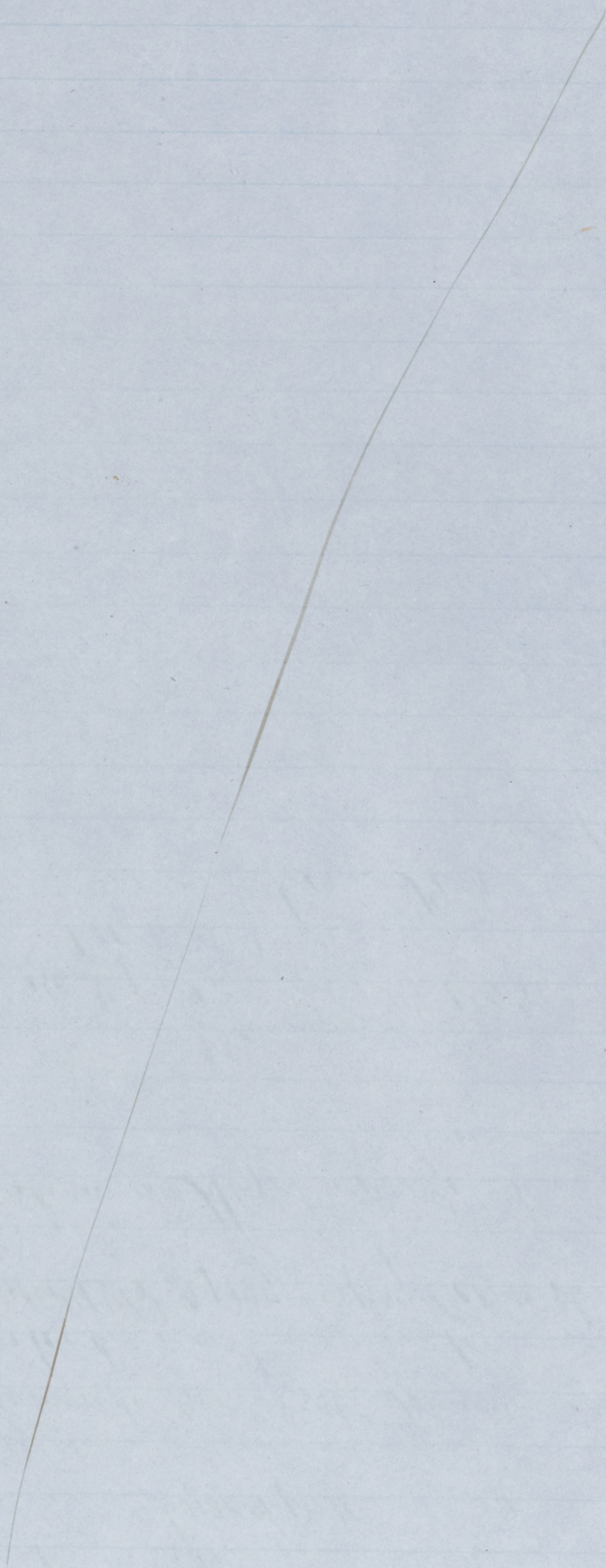
(signed)

Geo Fisher  
Secy.





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S. D. H.

Exhibit C.

Certified copy  
of Expediente.  
in Case No. 643

Recorded in Book  
of Rec. of Ev. Vol.  
XIV pages 149-151.

Expediente

Promovido por D.<sup>a</sup> M.<sup>a</sup> Ignacia Lopez

en solicitud del parage conocido con el nombre  
de Cabera de Santa Rosa.

255.

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D. S. O. R. (Eagle.)

Sor. Comand<sup>te</sup> Genl.

Comandancia General  
de la Alta California.  
Sonoma. En: 24. 1838.  
Puede la solicitante sum-  
-dar el terreno que pres-  
-crite en concepto de  
que solicitant el del Gob<sup>o</sup>  
politico el titulo de  
adquisicion en propi-  
-edad y ademas que  
si requieren.

M<sup>a</sup> Ygn<sup>a</sup> Lopez viuda ante V. S.  
como mejor conciencia dice: que  
Siendo su intencion establecer  
en esta frontera con toda su familia  
que se compone de cinco varones  
y cuatro mujeres, y careciendo  
deben terreno q. es produce la  
subsistencia, ocurro a V. S. afn de  
que le conceda el parage conocido  
con el nombre de labera de Santa  
Rosa, a lindar con el de este  
nombre de los Guibicos, cuyo  
terreno establecido y no pertenece  
a propietario particular.

P. S. A. V. S. sup<sup>o</sup> se serva acceder  
a esta solicitud, admitiendo esta  
en papel comun por no haberlo  
de sello que corresponde en este lugar.

Sonoma 15. de Enero de 1838.

Arroyo de mi Santa madre.

Joaq<sup>n</sup> Carrillo.

Exmo. Senor.

32DK.

M<sup>a</sup> Ygn<sup>a</sup> Lopez viuda ante V. S. en la mejor forma q.  
ams derechos conciencia espone que teniendo mas de  
dos años ha fundado el parage conocido con el nombre  
de labera de Sta Rosa pr concesion provicional segun  
consta pr el memorial y decreto adjunto. Ocurro a V. S.  
afn de q. en el dho. parage se lean concedidos los  
sitios de ganado mayor conforme la marcada en  
plano q. respetivamente acompaño. Por tanto  
A. V. S. suplico tenga a bien acceder a esta mi parte  
pretencion, jurando no ser de malicia y lo necesario.

Sonoma. Junio 1<sup>o</sup> de 1840

Arroyo de mi Sta. Madre.

Nova en papel sellado p<sup>r</sup> ser amarrado ceru en el desp-  
-amamento.

Joaq<sup>n</sup> Carrillo.

Vista la peticion con que esta principio este expediente

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A. D. H.

Monterrey. Go. de N. de 1841.

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Vista la peticion con que da principio este expediente el informe del Sr. Comandante Real. y todo lo demas que se tuvo presente y ver couvino de conformidad con las leyes y reglamentos de la materia declaro a D<sup>a</sup> Maria Ignacia Lopez suora en propiedad del paraje conocido con el nombre de cabera de Santa Rosa Colindante con el rancho de Dn. Juan Wilson con el de Marcos Weste, con la laguna que mira al este, y el punto donde concluye la estension de dos sitios de ganado mayor en el llano de Santa Rosa. Vitiendose el despacho correspondiente, tomese razon en el libro respectivo y dirijase este expediente a la Junta Santa Departamental para su aprobacion. El Sr. Don Juan Jimeno Casarin primer vocal propietario de la Santa Junta Departamental en ejercicio del Gobierno del mismo asi lo mandó decreto y firmo de que doy fei.

Jimeno.

José Y. Fernandez. S. Int.

Here follows a map or plan.

Office of the Surveyor General of the United States  
for California.

I Samuel D King, Surveyor General of the United States for the State of California and as such now having in my office and under my charge and custody a portion of the archives of the former Spanish and Mexican Territory or Department of Upper California Do hereby certify



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that the five preceding and herewith annexed pages of tracing paper numbered from one to five inclusive and each of which is verified by my initials (S.D.K.) exhibit true and accurate copies of certain documents on file and forming part of the said archives in this office.

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In testimony whereof I have herewith signed my name, officially, and affixed my private seal (not having a seal of office) at the City of San Francisco Cal. this 11<sup>th</sup> day of March. 1859.

Samuel D. King.

Surveyor General. Cal.

Filed in Office. Oct. 5. 1859.

Geo. Fisher. Secy.



Expediente.

Translation  
of  
Exhibit  
"C"

Presented by D<sup>na</sup> Ma Ignacia Lopez soliciting the place known by the name of "Cabaña de Santa Rosa,"

Comandancia General de la Alta California.

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To the Commanding General,

Ma Ignacia Lopez widow in the most proper form says, that it being her intention to establish herself on this frontier with all her family comprising five males and four females and needing a tract of land for her subsistence she applies to Your Excellency to grant her the place known by the name of "Cabaña de Santa Rosa," adjoining the place of the Wilsons of the same name which land is vacant and belongs to no individual she beseeches Your Excel to grant her petition receiving this as a common paper, there being none of the proper seal in this place;

Sanoma 19<sup>th</sup> Janry 1838

At the request of Mrs Mother, Joaquin Carrillo.

(In the margin)

Sanoma Janry 24<sup>th</sup> 1838.

The petitioner must settle on the land she asks with the understanding that she shall solicit from the Political Govt



the title of adjudication of property and  
do whatever else is requisite.  
Balliffo.

Excellent Sir,

Ma Ygnacio Lopez evidence  
in the best and most legal form shows  
that it is now more than two years  
since she settled in the place known by the  
name of "Culeya de Santa Rosa under a  
provisional concession as appears from the  
attached Mimical and decree. She now  
applies to your Excel<sup>ty</sup> that two leagues de  
granada mayor may be granted her  
out of said tract, as thus are designated  
in the map which she herewith respect-  
fully presents wherefore she beseeches your  
Excel<sup>ty</sup> to grant her just request swearing  
that it is not done maliciously &c.

This is not upon  
sealed paper because  
there is none in this Department.

Sonoma June 1<sup>st</sup> 1840.

At the request of my Mother,  
Joan<sup>a</sup> Clarillo.

Monterey Sept 30<sup>th</sup> 1841.

Hearing and the petition with which  
this Expediente begins the report of the  
Commanding Genl and every thing else  
presented and proper to be seen in conform-  
mity to the laws and regulations upon the  
subject I declare que Maria Ygnacio  
Lopez owner in property of the place  
known by the name of "Culeya de Santa  
Rosa bounded by the Rancho of John  
Wilson and that of Marcus West by



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Rosa bounded by the Rancho of John  
Nelson, but that of Marcus West, by  
the Laguna which looks to the East,  
towards the Coast and the point where  
the extent of two leagues of large cattle  
terminates in the plain of Santa Rosa  
Let the proper decree be given, let it be  
revised it be recorded in the proper  
book and let this Expediente be remitted  
to the Most Excellent Junta Departamen-  
tal for its application.

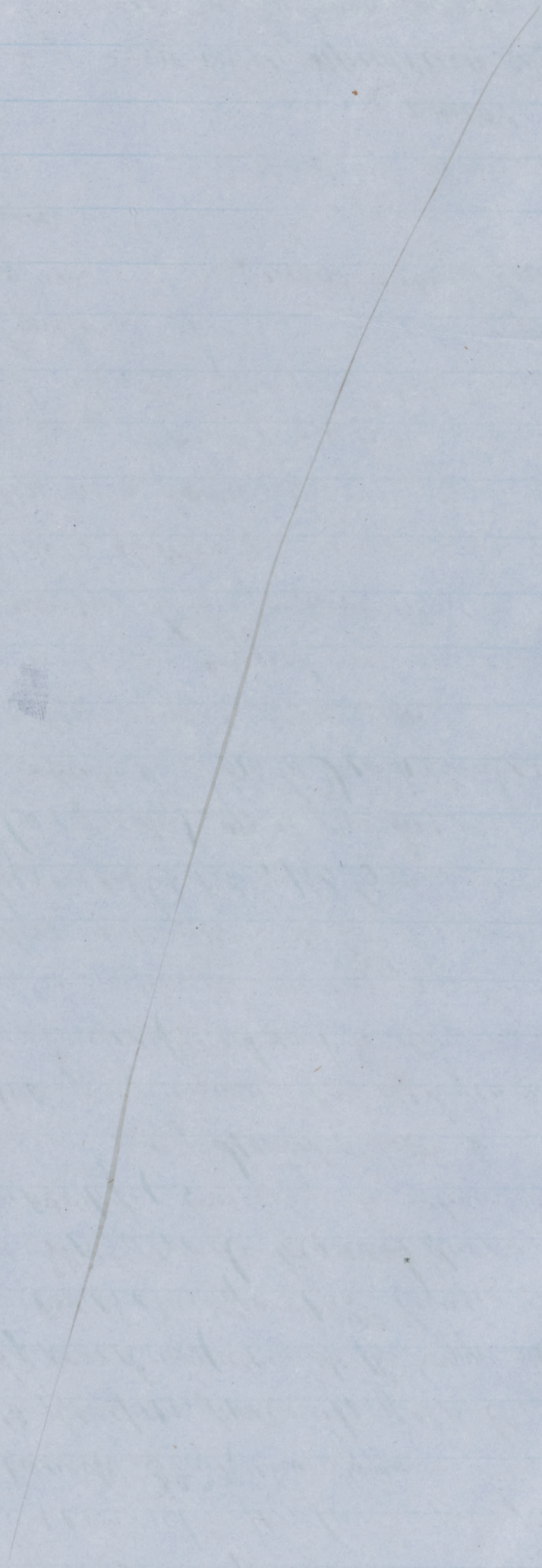
Dn Manuel Jimeno Casarin  
first vocal presiding over the Departamen-  
tal Junta exercising the Office of  
Governor thus ordered decreed and  
Signed - as I certify. Jimeno -  
Jose Fernandez Secy ad int.

Filed in Office Oct 5. 1853.  
(signed) Geo Fisher Secy

---



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11) a volta 10 dia mas  
de estudo principalmente por de estudo  
Alameda.



1.39

(Seal) Sello 1º seis pesos.

Habilitado provisionalmente por la aduana Marít-  
de Monterey para los años de 1839 1840.

Alvarado. Antonio Maria Osio.

Valga para los años de 1841 y 1842.

Jimeno. Antonio M<sup>a</sup> Osio.

Manuel Jimeno, Casarín 1<sup>er</sup> Vocal propietario de  
la Exma. Junta Departamental en ejercicio del Gobierno  
del mismo.

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Grant (original)  
Exhibit A.

Por cuanto D<sup>a</sup> Maria Ignacia Lopez ha  
pretendido para su beneficio personal y el de su familia  
el rancho conocido con el nombre de Cabeza de Sta  
Cruz, colindante con el rancho de D<sup>o</sup> Juan Wilson  
con el de Marcos West, con la laguna que mira al  
Este y el punto en donde concluye la estension de  
los sitios de ganado mayor en el llano de Santa

Exhibit No. 1 to the  
deposition of M. G. Rosa,  
Vallejo, taken in n<sup>o</sup>  
643. March 7. 1853.  
Pl. 59.

in Case No. 643.  
Recorded in book  
of Rec. of Gr. vol. XIV  
pages 141 & 142.

Prosa: practicadas previamente las diligencias y  
averiguaciones convenientes segun lo dispuesto por  
leyes y reglamentos; usando de las facultades que  
me son conferidas a nombre de la Nacion Meji-  
cana he venido en concederle el terreno mencionado  
declarandole la propiedad de él por las presentes letras  
sugeriendole a la aprobacion de la Exma Junta Depart-  
amental ya las condiciones siguientes.

1<sup>o</sup> Podrá serarlo sin perjudicar las trovecias  
caminos y servidumbres lo disfrutará libre y esclusivo  
destinándolo al uso o cultivo que mas le acomode  
pero dentro de un año fabricara casa y estará habitada.

2<sup>o</sup> Solicitará del Juez respectivo que le dé posesion  
juridica en virtud de este Despacho por el cual se  
observaran los linderos en cuyos limites se podran  
a mas de las molineras algunos arboles frutales  
o silvestres de alguna utilidad.

3<sup>o</sup> El terreno de que se hace mencion es de los  
sitios de ganado mayor por mas o menos segun  
explica el diseño que corre en el expediente. respectivo  
El Juez que diere la posesion lo hará meser conforme



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a ordenanza quedando el sobrante que resalte a la Nacion para los usos convenientes.

Si si contraviniere a estas condiciones perderá su derecho al terreno y será denunciado por otro.

En consecuencia mandado que teniendose por firmé y valedero el presente título se tome razon de él en el libro respectivo y se entregue a la interchanta para su resguardo y demas fines. Dado en Monterrey de a treinta de Septe. de mil ochocientos cuarento y cinco.

Manuel Jimeno. José F. Fernandez. Jo. Jas.  
Lucea tomada razon de este despacho en el libro de acientos sobre adjudicacion de terrenos baldios a fojas 7. Fernandez.

El Ex. Gobernador Int<sup>o</sup> ha dispuesto se tome razon de esta concecion en la Prefectura del 1<sup>er</sup> distrito.

Fernandez.

Monterrey. Octubre 5 de 1841.

Tomese razon.

Estrocola.

En la misma fecha se tomó razon de este sup<sup>r</sup>. título a f. 3. del cuaderno respectivo.

Fecha ut supra.

Muñiz Cattanares. Siv.

Filed in Office. Feby. 28<sup>th</sup> 1853.

Geo. Fisher. Secy.

Sample of ... Custom House of ...



First Seal, Six dollars.

Temporarily furnished, by the  
Maritime Custom House of Monterrey  
for the years 1839 and 1840.  
Alvarado. Antonio M<sup>a</sup> Osio.

A.  
Translation  
of  
Grant.

Set it serve for the years 1841  
and 1842.  
Jimeno. Antonio M<sup>a</sup> Osio.

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Manuel Jimeno Casarin first  
Member of the Departmental Junta in the  
Exercise of the Government thereof.

Whereas Don<sup>a</sup> Maria Ignacia  
Lopez has solicited for her personal  
benefit and that of her family the tract  
known with the name of Cañeyá de Santa  
Rosa adjoining the ranch of D<sup>o</sup> Juan Wilson  
with that of Marcos West with the  
Sajuya (lake) adjoining on the east  
and the point where two leagues of the  
larger size terminates in the plain of  
Santa Rosa first executed the relevant  
proceedings and enquiries according  
to law and regulations in the Exercise  
of powers conferred upon me in the  
Name of the Mexican Nation I have  
deemed proper to grant him said land  
declaring it to be her property by these  
presents, subject to the approval of the  
First and Departmental Junta and to  
the following conditions —

Set<sup>n</sup> — She shall be able to enclose it



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without informing the crossings roads  
and distances shall enjoy it fully and  
exclusively devoting it to the use or culti-  
vation to her most suitable but within  
one year she shall build a house which  
shall be inhabited.

2<sup>a</sup>. She shall apply to the proper  
Judge to give her judicial possession in  
virtue of this patent by whom shall be  
designated the boundaries at whose limits  
there shall be placed besides the moun-  
tains some fruit or wild trees of some  
utility.

3<sup>a</sup>. The land referred to is two sites  
of the larger size a little more or less  
as explained by the map which accom-  
panies the respective expeditions. The  
Judge who may give the possession shall  
have it measured according to law the  
surplus resulting remaining to the  
Nation for common uses.

4<sup>a</sup>. If she contravene these conditions  
she shall lose her right to the land  
and it shall be communicated by another.

Therefore I command  
that the present title being good firm  
and valid be recorded in the respective  
book and be delivered to the party  
in interest for her protection and further  
ends.

Given at Montreal September  
30th 1811.

Manuel Jimeno.



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José Z. Sernaudy  
Secretary ad interim.

This is recorded in the book of  
Centros of adjudications of vacant lands  
page 4.

Sernaudy.

His Excellency the Governor ad interim  
commands that this conception be recorded  
in the Prefecture of the 1st District.

Montreal Oct. 5th 1841

Let it be recorded.

Estrada.

On the date above this Superior's  
title was recorded on page 3 of the  
respective pamphlet.

Date as Supra.

Mant Custagares,  
Secy.

Filed in Office Feb 28. 1853.

(Signed)

Geo Fisher Secy



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Exhibit B.

Surquato de Sonoma.

Original of Act of Judicial Possession. Espectiente instruido p<sup>a</sup> medir y dar posesion de dos sitios de ganado mayor en el Rancho de Sta Rosa a M<sup>o</sup> J<sup>o</sup> Lopez el dia 3 de En<sup>o</sup> de 1843.

Jues.

El C. Salvador Valleyo.

asor.

Joan<sup>n</sup> Peña.

at<sup>a</sup>.

José Antonio Pico.

Exhibit n<sup>o</sup> 2 to the deposition of M<sup>o</sup> J. Valleyo taken in n<sup>o</sup> 643. 96-77. March 7<sup>th</sup> 1853. in Case no. 643.

Recorded in Book of Record of Sr. Vol. XIV. pages 162 to 169.



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Don Juan de Paz de la frontera.

Maria Ignacia Lopez vecina de esta Jurisdiccion, dueña del Rancho de Santa Rosa como mejor proceda en dho. ante V. paresca y obiga: que como consta del titulo que presento con la solemnidad y juramento necesario tengo en mi dho. rancho dos sitios de ganado mayor de bajo de los linderos que expresa dho. titulo y por q. recito para que en todo tiempo conste hasta donde llegaren y si me perjudican o perjudicari alguno de los circunvecinos se servira V. mandar q. prescindo las diligencias acostumbradas de identidad, vista de ojos y reconocimiento se proceda con citacion de los circunvecinos a la medida de mis dhas. tierras para cuyo efecto nombro desde ahora y para cuando el caso llegue por medidor a Jose de Jesus Berreycha vecino de esta Jurisdiccion inteligente en esta materia y otro que sea interesado nombro a otro medidor por parte suya y habiendolo hecho asi los q. nombro con el referido Jose de Jesus Berreycha por mi nombrado aparezcan, acepten y juren y en su conformidad se proceda a otras medidas.

Por tanto = A. N. S. Suplico q. habiendo por presentado dho. documento se sirva mandar hacer como llevo pedido y hechos que sean se me vuelvan otros recaudos con las diligencias originales que se hicieron: para resguardo de mi derecho este escrito y todo lo necesario.

Aruego de mi Srta. madre.

Joaq<sup>n</sup> Carrillo.

En el pueblo de Sonoma a los 30 dias del mes de Dbre. de 1831. = ante mi, el ciudadano Salvador Vallejo Comand<sup>te</sup> Militar y Jefe de esta Jurisdiccion, se leyó esta peticion y en vista la habe por presentada con el documento que expresa y mando que con citacion de los circunvecinos y mando se haga informacion de identidad, vista de ojos y reconocimiento de dhas. tierras a que esta pronto para asistir personalmente asi lo proveyo, mando y firmo con los de su aso



Joaguin Peña. Salvador Vallejo. ant<sup>o</sup> Pico.

En el expresado pueblo, a los 30 dias del mismo mes y año q<sup>o</sup> el referido Juez con los de mi asistencia para proceder a la informacion de identidad, hize comparecer ante mi el ciudadano Marcos West, vecino de esta Jurisdiccion de oficio Carpintero del cual recibí juram<sup>to</sup> q<sup>o</sup> hizo por Dios y la señal de la Sta Cruz en forma de suyo interese por el cual prometio decir verdad y siendo preguntado por el Concejim<sup>to</sup> q<sup>o</sup> tiene de las tierras y parages, terminos y linderos pertenecientes al rancho de Cabera de Sta Rosa dijo. Que hace dos años es vecino de esta Jurisdiccion y sabe q<sup>o</sup> las tierras pertenecientes a otro sitio y rancho son de la Sra. Maria Ignacia Lopez y q<sup>o</sup> tiene por linderos los mismos q<sup>o</sup> su antecesor testigo acababa de declarar q<sup>o</sup> otras tierras ha visto y reconocido varias veces y q<sup>o</sup> desde que las posee la referida Sra. las ha labrado y cultivado y han pastado en ellas sus ganados y para prueba de lo que tiene otro esta pronto a hin a otras tierras con el Juez y señalarle los parages terminos y linderos y a donde llegan en que se aprimo y ratifico a cargo del juramento q<sup>o</sup> tiene hecho declarar ser de cincuenta años de edad y no tocarle las generales de la ley. Y lo firmo conmigo y los de mi año.

Salvador Vallejo.

año. Joag<sup>o</sup> Peña. año. Antonio Pico.

En seguida hize comparecer ante mi y tarde año. al ciudadano Rafael Mesa y habiendolo hecho prestar el juramento de costumbre ofrecio decir verdad y preguntado por las tierras, parages, terminos y linderos pertenecientes al rancho de la Cabera de Sta Rosa dijo que hace dos años que existe en esta poblacion y sabe que las tierras pertenecientes a otro rancho son de la propiedad de otra Sra. Maria Ignacia Lopez. y tiene por linderos



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los mismos q. su antecesor testigo, acaba de declarar que les ha visto y reconocido varias veces y q. es cuanto tiene q. decir: quedando conforme con la declaracion anterior y declaro ser de treinta y cinco años de edad y no tocarle las generales de la ley y lo firmo con miyo y los de mi asst. Segun derecho.

Salvador Vallejo. asst.

asst. Joaquin Pena. Rafael Mesa. Ant<sup>o</sup> Pico.

A continuacion hizo comparecer ante mi y los de asst. al ciudadano Narciso Berreyra y habiendole hecho prestar el juramento de costumbre opeio decir verdad y preguntado por las tierras, parajes, terminos y linderos pertenecientes al Rancho de la Cabana de Sta. Rosa dijo: que hace tres años que reside en esta poblacion y sabe que las tierras pertenecientes a dho. Rancho son de la propiedad a D<sup>a</sup> Maria Ygnacia Lopez y tiene por linderos los mismos q. su antecesor testigo a dho. que las ha visto y reconocido varias veces y es cuanto tiene q. decir y declarar quedando conforme con la declaracion anterior: declaro ser de cuarenta y nueve años de edad y no tocarle las generales de la ley. y lo firmo con miyo y las de asst. Segun derecho.

Salvador Vallejo. Ant<sup>o</sup> Pico.

asst. Joaquin Pena. asst. Narciso Berreyra.

Estando en el campo paraje nombrado Cabana de Sta Rosa a los 31 dias del mes de Dbre. de mil ochocientos cuarenta y uno. Yo el Juec actuando por receptor con dos testigos de asst. por falta de escribano publico los testigos por mi examinados, parte la Sr<sup>a</sup>. Maria Ygnacia Lopez, dueña de dhas. terras a los ciudadanos Jose Antonio Pico y Joaquin Pena: las coluicantes y los circunvecinos procedi a ver y reconocer las tierras de dho. rancho y para mayor claridad puesto a caballo en compania de todas las partes y testigos referidos mande a los susodichos me señalasen los parajes, terminos

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referidos cuando a los susodichos me señalasen los par-  
-ajes, terminos y linderos de ella segun las señales  
que han declarado en sus disposiciones y en conformi-  
-dad obijeron a la parte del N. E. donde se halla  
una loma y desde alli se prosigio al reconocimiento  
y vista de ojos de otras tierras al rumbo O. M. hasta  
llegar a la parte donde se hallaba un roble muy  
conocido, de aqui continuando al rumbo S. Norte lleg-  
-amos hasta otro roble muy conocido por los partes  
de alli se siguió al N. N. E. hasta llegar a una loma  
pedregosa donde los testigos dijeron ser las ultimas  
terminos y linderos de las espresadas tierras que  
se hace reconocimiento cuyos parajes. Yo el repetido Juan  
Ni y reconvi con los de essa testigos examinados y pres-  
-tes presentados: y cotejados con estos el referido recono-  
-cimiento ser cierta la identificacion de las mencionadas  
tierras segun y como lo declararon otros testigos y  
para que conste se puso por tener diligencia y lo  
firmo con los de mi essa. y demas que supieron  
firmar doy fe.

essa.

Joaq<sup>n</sup> Peña.

Salvador Vullijo. Rafael Cheta.

Nasario Berreyena. Ant<sup>o</sup> Pico.

Inmediatam<sup>te</sup> yo el Juez dijo: q. para proceder  
a las medidas contenidas en estos autos acordó  
se notifiquen a otra. Fra. Maria Ignacia Dupuy el  
titulo de las tierras para que ratifique el nombra<sup>to</sup>  
de medidor, como así mismo que den de acuerdo todos  
los colindantes: nombren por su parte al Juyo  
haciendo ser inteligentes en materia de medidas  
y hecho esto estoy pronto a señalar día para otras  
medidas así lo prevé, cuando y firmo con los de  
mi essa.

Salvador Vullijo.

essa. Joaquin Peña. essa. Ant<sup>o</sup> Peña.

En el mismo día, mes y año Yo el Juez ley y  
notifiqué el auto de su uso, segun y como en el se  
contiene a la Fra. Maria Ignacia Dupuy y sus  
colindantes en sus personas q. conosci habiendo lo



ovido y entendido dijeron lo olieron y entendieron:  
el primer dijo que el Ciudad<sup>o</sup> Dolores Carrillo puede muy  
bien desempeñar el destino de mediador y la segunda  
q. ratifica su nombram<sup>to</sup> en el Ciudadano José de Jesus  
Berreyesa ambos inteligentes y de legalidad a quienes  
se les notifico, pusesen, acepten y juren y a consecuencia  
se proceda a otras medidas como está  
mandado asi lo firmaron con la señal de la Cruz  
ante mi y los de assa. doy fe.

Jesus Berreyesa. Dolores Carrillo.  
Salvador Vallejo. assa. Joa<sup>n</sup> Peña.  
assa. Antonio Pico.

En el pueblo de Sourum a los 31.  
días del mismo mes y año. Yo el Juen actuando por  
receptoría con dos testigos de assa. por falta de escribano  
publico ley y notifiqué el auto de su uso y nombram<sup>to</sup>  
de mediadores a las Ciudadanas Dolores Carrillo y  
José de Jesus Berreyesa vecinos de este pueblo en sus  
personas q. conosco y habiéndolo oido y entendido  
dijeron q. aceptan el encargo de mediadores que se les  
confia y juran a Dios y a una señal de la Sta Cruz  
en forma de derecho que usaron de su encargo fiel  
y legalmente segun su leal saber y entender y otras  
medidas las verificarán con fidelidad y exactitud  
como es de su obligacion y a satisfaccion a las autoridades  
y habiendo asi respecto lo firmaron con miyo y los  
de mi assa.

Jesus Berreyesa. Dolores Carrillo.  
Salvador Vallejo. assa. Joa<sup>n</sup> Peña. assa. Ant<sup>o</sup> Pico.

Inmediatamente se hizo saber el auto q. antecede  
a la parte interesada Maria Ignacia Lopez a las  
mediadores Ciudadanas Dolores Carrillo y José de Jesus  
Berreyesa y entendidos dijeron que se dan por  
litados y lo firmaron con el presente Juen y los  
de assa.

Jesus Berreyesa. Dolores Carrillo.  
Salvador Vallejo. assa. Joa<sup>n</sup> Peña. assa. Ant<sup>o</sup> Pico.

En el mismo día, mes y año se libraron



boletas de comparendo a los coluidantes Marcos West y al apoderado de D<sup>o</sup> Juan Wilson para que comparecan el proximo dias 31. en el mencionado Rancho de Sta Rosa a los ocho de la mañana de este dia y para constancia lo firmé con los de mi casa.

Salvador Vallejo.

atda. Joaqu<sup>n</sup> Peña. atda. Antonio Pico.

En el Rancho de Sta Rosa a los tres dias del mes de Enero de mil ochocientos cuarenta y dos presente la parte y circunvecinos a otras tierras hice comparecer ante mi a los de mi casa. Ciudadanos Dolores Carrillo y José de Jesus Berretera, medidores nombrados a quienes mandé tomasen un cordel de continuo y mediesen cincuenta varas de cuatro pulmos castellanos lo que verificaron a vista y presencia de los interesados y circunvecinos y para que este mundo se ponga por diligencia y se proceda a otras medidas como esta mandado lo que verifico así mismo firmando lo con los de mi casa.

Salvador Vallejo.

atda. Joaquín Peña. atda. Antonio Pico.

Estando en el campo de las tierras pertenecientes al Rancho de Sta Rosa, hoy lunes del mismo mes y año yo el Juec de esta jurisdiccion actuando por receptoria con dos testigos de casa. por falta de escribano publico presentes los medidores Ciudadanos Dolores Carrillo y José de Jesus Berretera nombrados por la parte interesada y coluidantes mandé proceder a la medida de los sitios de ganado mayor q. pueo mas o' menos tocan el Rancho Catcha de Sta Rosa segun el título presentado en cuyo obediimiento principio a otras medidas comenzando desde la loma que esta al N. E. de otro Rancho de allí se comenzó a medir tomando el rumbo C. E. N. hasta llegar a un roble muy conocido por los coluidantes y hasta allí fueron medidas diez mil varas de largo donde se le hizo levantar a la interesada un monton de piedras



en señal de mojonea que allí pondria en efecto; de este punto siguiendo la medida al S. N.<sup>te</sup> se contaron cinco mil varas a donde se puso la correspondiente señal p<sup>a</sup> poner allí la mojonea respectiva. Se prosiguió midiendo al rumbo N. N.<sup>te</sup> hasta llegar a una loma pedregosa donde se contaron diez mil varas en donde otra vez se puso otro señal para levantar en ella otra mojonea y prosiguiendo de allí al W. Norte se midieron cinco mil varas donde igualmente se puso la última mojonea - era donde quedaron delineados dos sitios de ganado mayor por todo lo cual en señal de verdadera posesion y ceremonial acostumbrada, amaneo piedras y flechas y tiró por todos los cuatro vientos en manifestacion de su legal y legitima posesion q. tomó por si. y para que en todo tiempo conste reconozcan por terminos y límites de sus tierras los demas circunvecinos de ellos y de havase efectuado otras medidas quietas y pacificamente lo pido por testimonio y yo el referido Rey con los de mi aya lo doy de haberse pasado como otros: es y que las expresadas medidas han sido practicadas a todo el real saber y entender de los medidores segun depusieron sin dolo fraude ni engaño contra de ning - una persona y para mayor seguridad y ratificacion del juramento que tienen hecho lo firmaron con miyo y los de mi aya.

Jesus Berreyesa.

Dolores Carrillo.

Salvador Vallejo. aya. Joa<sup>n</sup> Peña. aya. Ant.<sup>o</sup> Pico.

En vista de hallarse concluido este expediente en q. consta haberse dado posesion juridica del Rancho nombrado Cabeza de S.<sup>ta</sup> Prosa a siete leguas de este pueblo a D.<sup>ca</sup> Maria Ignacia Lopez entreguendole a la parte el original para los usos que le convengan con los documentos q. expresa.

El Ciudadano Salvador Vallejo Comand<sup>te</sup> militar de esta frontera y juez de esta jurisdiccion actuando por receptoria con dos testigos de aya. por falta de escribano publico asi lo proveyó mandó y firmó a tres dias del mes de Enero de 1812.

Fided in offic. Rey.  
28. 1853.

Leo Fisher. Secy.

Salvador Vallejo. aya. Joa<sup>n</sup> Peña. aya. Ant.<sup>o</sup> Pico.



Part of  
Cabeza de  
Santa Rosa.

B.

Court of Summary

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Translation of  
Act of Judicial  
possession &  
Exhibit No. 2 to  
depu. of M. J.  
Vallejo in Case  
No. 643.

Espectiente made to measure  
and give possession of two  
leagues de granudo mayor  
in the Rancho of Santa Rosa  
to M<sup>o</sup> J<sup>o</sup> Lopez the 3<sup>o</sup> of Jan.  
1812.

Judge  
The Citizen Salvador Vallejo.

att<sup>o</sup>. Joaquin Pena. att<sup>o</sup>.  
Jose Antonio Pico.



To the Justice of the Peace of the Frontier.  
 I Maria Yguacia Lopez a resident  
 of this jurisdiction and owner of  
 the Rancho of Santa Prosa in the form  
 most legal appear before you and say:  
 that as appears from the Title which  
 I herewith present with the necessary  
 Solemnity and oath: I have in my  
 said Rancho two leagues of large  
 cattle with the boundaries stated in  
 said title and it being necessary that  
 for all time it should appear where  
 those boundaries are and whether I  
 intrude upon any of the adjoining  
 owners or they intrude upon me.  
 With you be pleased to order that the  
 usual steps being taken to identify  
 the land upon actual view and  
 information the measurement of my  
 said lands may be made upon citation  
 to the neighbors for which purpose  
 now and for the time when the meas-  
 urement is to be made I name as  
 a measurer José de Jesus Berreyra  
 a resident of this jurisdiction skilled  
 in such matters and any other persons  
 who may be interested may name  
 another measurer for his part and  
 having done so I ask that those who  
 may be thus named together with  
 the said José de Jesus Berreyra named  
 by me may appear, accept and be  
 sworn and that the measurement  
 be then properly proceeded with.

Wherefore I beseech you that receiving  
 the documents herewith presented you  
 will order what I ask to be done

and that when done the said documents



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and that when done the said documents  
be returned to me with the original  
Statement of the proceeding for the prot-  
ection of my rights this is written  
at the request of my mother.

Jaay<sup>n</sup> Carrillo.

2. In the Pueblo of Loupina on the 30<sup>th</sup>  
of December 1831. Before me the Citizen  
Salvador Vallejo, Military Commandant  
and Judge of this jurisdiction this petition  
was read and received with the document  
referred to and I order that with citations  
to the neighbors information be taken  
of said lands upon actual view and  
survey at which I shall be present  
in person to assist.

Thus I decreed ordered and signed  
with assisting witnesses.

Salvador Vallejo. Jaay<sup>n</sup> Peña.  
att<sup>o</sup> Antonio Pico.

In the said Pueblo on  
the 30<sup>th</sup> of the same month and year  
I the said Judge, with the assisting  
for the purpose of proceeding to take  
the information to identify, caused  
to appear before me the Citizen Charles  
West, resident in this jurisdiction, a  
carpenter by trade and in due form  
of law administered to him the oath  
which he took before God and the  
sign of the holy cross to declare the  
facts and being questioned as to  
his knowledge of the lands and places  
limits and boundaries of the Rancho  
Cabeza de Santa Rosa he said that  
he has been a resident of his jurisdiction  
for two years and knows that the



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belonging to said place are the property  
of Maria Ygueria Lopez and its  
boundaries are those just stated by the  
preceding witnesses that he has seen  
said lands often and knows them  
and that since the said Maria Ygueria  
has occupied them she has cultivated  
them and pastured cattle on them  
and in proof of what he has said  
that he is ready to go upon said lands  
with the Judge and point out to  
him the place, its limits, boundaries  
and extent all which he affirmed and  
sworn upon the oath which he  
took declaring that he is fifty years  
of age and under no legal impedi-  
-ment and he signed this with me  
and assisting witnesses.

Samuel Vallejo

Juan Pena. as a Notary Public.

Then I caused to appear before me  
and the assisting witnesses the Citizen  
Napae Mesa who took the customary  
oath binding himself to speak the  
truth: and being asked concerning  
the lands, places, limits and boundaries  
of the Rancho Cañada de Santa Rosa  
he said: that he has lived here for  
two years and knows that the limits  
of said Rancho belong to the said  
Maria Ygueria Lopez that the  
Rancho has for its boundaries those  
which the preceding witness has just  
declared: and that he has seen  
and recognized the lands of which  
is all he has to say: asserting  
to this declaration he declared  
he declared that he was thirty two years



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he declared that he was thirty five years of age and under no legal disability and he signed this with me and my assisting witnesses.

assa. Salvador Vallejo.

Joaquin Peña. assa. Justo Pico.

4. Then I caused to appear before me the assisting witnesses the Citizen Narciso Berroyera who having taken the Court ordinary oath to speak the truth and being asked about the lands, places, limits and boundaries of the Rancho Cabera de Santa Rosa said that he has been in this settlement three years and knows that the lands of this rancho are the property of Mr. Ignacio Lopez and has for boundaries the same stated by the preceding witness. That he has seen them after and knows them. That this is all he has to say and declare assenting to the contents of the preceding statement. He declared that he was forty nine years of age and under no legal disability and he signed this with me and the assisting witnesses according to law.

Salvador Vallejo

assa. Narciso Berroyera. Justo Pico.

Joaquin Peña.

Being on the ground of the place called Cabera de Santa Rosa on the 31 of Decr 1841 I the Judge acting with two witnesses for want of a notary public the witnesses examined by me Maria Ignacia Lopez owner of said lands and the citizens Justo Antonio Pico and Joaquin Peña, the adjoining land owners and neighbors being present

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proceeded to see and recognize the bounds  
of said rancho and for greater clearness  
being on horseback in company with  
all the parties and said witnesses I  
ordered the latter to point out to me  
the places, limits and boundaries acco-  
rding to what the said declared in  
their depositions accordingly they went  
to the N.E. where there is a hill and from  
there the actual view and recognition  
of the land was made towards the  
South West to the place where there is  
an oak well known: going on from  
there towards the S.S.E. (S. S. E.) we  
came to another oak well known to  
the parties: from there we went on to the  
New N. (N. N. E.) till we came to a rocky  
hill where the witnesses said were the  
last limits and boundaries of said land  
which we were examining which  
places I the said Judge saw and  
recognized with the assisting witnesses  
the witnesses examined and the  
papers presented and compared  
with the said recognition in order  
to make certain the verification of  
the said limits according to and as the  
said witnesses declared: and in order  
that this may appear it was entered  
and I signed this with my assisting  
witnesses and the others who knew  
them to sign. as I certify.

Salvador Valljo  
Rafael Mesa. Mariano Berceyera.  
Joaquín Pena. Juan Pico.

Immediately I the Judge  
say that for the purpose of signing



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of proceeding with the measurements  
referred to in these decrees I order that  
the title of said lands be notified to  
the said D<sup>ña</sup> Lopez that she may ratify  
the appointment of measurer as also  
the adjoining owners agree in naming  
one upon their parts the persons named  
being skilful in the matter of measurements  
and when this is done I am ready to  
appoint a day for said measurements  
This I directed, ordered and signed  
with my assisting witnesses

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ana. Salvador Vallijo  
Jacq<sup>o</sup> Peña ana. Antonio Pico.

On the same day, month and year  
I the Judge read and much known  
the decree in this matter and that it  
contains to Maria Ignacia Lopez and  
the adjoining owners personally and  
they heard and understood it as they  
said: the former said that I the  
citizen Dolores Carrillo may well  
perform the duty of measurer and  
the latter ratified the appointment  
of the citizen Jose de Jesus Berreyra  
both skilful and legally qualified  
I notified them to appear, accept and  
take the oath and consequently the  
measurement it proceeded with and it  
proceeded with and it is ordered and  
they signed this with the sign of the  
Cross before me and the assisting  
witnesses as I certify.

Jesus Berreyra Dolores Carrillo.  
Salvador Vallijo.  
Jacq<sup>o</sup> Peña ana. Ant<sup>o</sup> Pico.  
In the pueblo of Sonoma on the



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on the 31<sup>st</sup> of the same month & year I the  
 Judge legally acting with assisting  
 witnesses for want of a notary public  
 read and made known the essence of  
 their appointment to the citizens Dolores  
 Carrillo of Jose de Jesus Berreyera Alcalde  
 of this Pueblo whom I know and  
 having heard and understood it they  
 said that they accepted the appointment  
 which was confided to them and took  
 the oath according to law before God  
 and the sign of the Holy cross to dis-  
 charge their duty faithfully and legally  
 according to the best of their knowledge  
 and understanding and to execute  
 said measurement with fidelity and  
 exactness as they should do and to the  
 satisfaction of the parties interested  
 and having thus declared they signed  
 this with me and my assisting witnesses.

Jesus Berreyera. Salvador Vallajo.  
 Dolores Carrillo. Ana. Ant<sup>o</sup> Tico.

Immediately the preceding decree was  
 made known to the party interested  
 Maria Yguacia Lopez to the measuring  
 the citizens Dolores Carrillo and  
 Jose de Jesus Berreyera and having  
 heard it they said that they admitted  
 themselves and they signed this  
 with the Judge who was present  
 and the assisting witnesses.

Jesus Berreyera Salvador Vallajo



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Jesus Berceyeta. Salvador Vallejo.  
 Dolores Carrillo. ana. Ant<sup>o</sup> Pico.  
 an<sup>o</sup>. Joaquin Pena. = On the  
 same day, month and year citations  
 to appear were delivered to the adjoining  
 Owners Marcus West and the attorney  
 in fact of John Wilson to appear on  
 the 21<sup>st</sup> Inst. on the Sanol Rancho  
 of Santa Rosa at eight o'clock in  
 the morning of that day. In evidence  
 whereof I signed this with assisting witnesses.  
 Salvador Vallejo. an<sup>o</sup>. Joaquin Pena.  
 ana. Antonio Pico. =

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On the Rancho of Santa Rosa on the  
 third of the month of January 1862  
 the granty and adjoining owners being  
 present I caused to appear before me  
 the Citizens Dolores Carrillo and Jose  
 de Jesus Berceyeta, named measurent  
 whom I ordered to take a cord of and  
 to measure fifty varas of which they  
 did in view and in presence of those  
 interested and the neighbor: and in  
 order that it may appear I directed  
 this to be entered and that the measurent  
 should be proceeded with as it is ordered.  
 To which I Certify also Joaquin Pena  
 with my assisting witnesses.

Salvador Vallejo  
 ana. Joaquin Pena. ana. Ant<sup>o</sup> Pico.  
 Being upon the lands belonging to the  
 Rancho of Sta Rosa, this day Monday  
 of the same month and year I the  
 Judge of this Jurisdiction, acting legally  
 with two assisting witnesses for want  
 of a notary public the citizens  
 Dolores Carrillo and Jose de Jesus

✓



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Geographers named measurers by the party  
 interested and the adjoining owners, being  
 present; ordered them to proceed to the  
 measurement of two square leagues, which  
 a little more or less belong to the Rancho  
 Calera de Santa Rosa according to the  
 title presented in obedience to which the  
 measurements were commenced: beginning  
 at the Hill at the N. E. (N. W. <sup>th</sup>) of San  
 Rancho thence in a direction (S. E. <sup>th</sup>)  
 ten thousand varas to an oak tree well  
 known by the neighbors where a pile  
 of stones was raised to the grantee to  
 mark the place where he should put  
 a line - thence (S. <sup>th</sup>) - five thousand  
 varas where the place was marked  
 for the proper boundary. thence N. W. <sup>th</sup>  
 ten thousand varas to a rocky hill  
 where also the spot was marked on  
 which to place another monument: thence  
 towards the (N. W. <sup>th</sup>) five thousand varas  
 where also the last monument was placed.  
 by all which two leagues are granted  
 mayor were marked out. In sign  
 of true possession and according to the  
 usual ceremony the grantee pulled up  
 stones and grass and threw them to  
 the four sides of the wind in evidence  
 of the legal and legitimate possession  
 which she took for herself and in order  
 that it may appear in all time and  
 that her neighbors may know the limits  
 and boundaries of her lands and that  
 it is in it may be the measurements were  
 effected quietly and peacefully she asked  
 them for evidence and I that Judge  
 & my assisting witnesses give  
 evidence that every thing took place



Witness for evidence and I was Judge  
stated and that the said measurements have  
been made according to the best knowledge  
and understanding of the measurers without  
malice fraud or deceit against any person  
and for greater security and in ratification  
of the oath which they have taken they  
this with me and my assisting witnesses  
Jesus Beerrigera. Dolores Carrillo.  
Salvador Vallejo am. Joaquin Peña.  
an<sup>o</sup> Antonio Pico.

235 ND  
PAGE 61

This expediente having been  
completed from which it appears that  
judicial possession has been given of  
the rancho called Cabera de Sta. Rosa  
seven leagues distant from this Pueblo  
to Maria Yguacia Lopez, let the original  
be delivered to the party for the purposes  
for which she may require it: with  
the documents which it refers to. I the  
Citizen Salvador Vallejo, Military  
commandant of this Frontier and Judge  
of this Jurisdiction legally acting with  
two assisting witnesses for want of  
a notary Public, thus directed observed  
and signed this 3<sup>o</sup> day of the month  
of January. 1842.

Salvador Vallejo  
an<sup>o</sup> Joaquin Peña. Ant<sup>o</sup> Pico

Filed in Office. Feby. 28. 1853.

Geo. Fisher.  
Secy.



*[Faint, illegible handwriting, possibly bleed-through from the reverse side of the page]*

*[Faint, illegible markings or text]*

*[Handwritten text at the bottom of the page, possibly bleed-through]*



John Henaley } Part of Caliza  
 as } de Santa Rosa -  
 The United States } In Sonoma Co -  
 Containing 640 acres of land.

Opinion by  
 Comr  
 Such

235 ND  
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It is stipulated in this case that all papers (except the Museo Compravances) filed and depositions of witnesses taken in Case No 643 in which Pablo Carrillo is claimant of part of the same Rancho called "Caliza de Santa Rosa" shall be considered as filed and taken in this case.

By the depositions and documentary evidence filed in said case it is shown that on the 30th day of September 1841 a grant for the place called "Caliza de Santa Rosa" was made by Manuel P. Moreno at that time acting Governor to one Maria Ignacia Lopez, the widow of Joaquin Carrillo and that on the 31st day of December 1841 Judicial possession of the same was duly given to the grantee and the limits and boundaries thereof marked and defined and it is also shown that the original grantee as early as the year 1834 or 1838 entered upon said place and continued to live there until her death which happened after the Americans had taken possession of the country.

It is also shown that the said grantee at the time of her death left two children as her heirs whose names are as follows. Joaquin Ramon Julio Ramona Josefa Francisco Luis Juana Filicidal and Marta -

The Evidence shows a Substantial compliance with all the material



Conditions of the law (of the original grantee within the time limited in the grant.

The present petitioner for the purpose of deducing title to the portion of the said Rancho for which he claims Confirmation has placed on file in this case the following *Miscellaneous*.

First - A deed from said Ramon Cardillo relinquishing all his interest in said premises to Salvador Pallaso dated May 1, 1831.

Second. A deed of same from said Pallaso to the present claimant dated April 26, 1832.

Third. A deed from said Ramon of his interest to the claimant dated in 1833.

Fourth - A deed from all the other children and heirs above named to claimant dated February 25, 1843.

By these *Conveyances* from the heirs of the original grantee the title of the portion of the Rancho claimed in this case stated in *Memorial* the petitioner and a *decreto* confirming his claim will therefore be entered -

Confirmed,  
Filed in Office Dec 29, 1854,  
(Signed) Geo. Fisher  
Secy.

John Wendell  
No<sup>2s</sup> United States

Done

In this case on hearing the proofs and allegations, it is adjudged by



ADJ  
69.

the Commission that the Claim of the said  
petitioner is valid and it is therefore decreed  
decreed that the same be confirmed.

The bounds of which confir-  
mation are hereby made, are a part of the  
place called "Cajiza de Santa Rosa"  
which place is bounded and described as  
follows to wit -

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Commencing at a hill at  
the N.E. (N. Nth.) and running in a  
direction O.E. the ten thousand varas to an  
oak tree well known by the neighbors, where  
there is a pile of stones, thence running  
S. the five thousand varas, thence running  
N. Nth. two thousand varas to a rock hill  
thence running towards the N. Northwest  
five thousand varas to the place of be-  
ginning where there is a Monument. Em-  
bracing in all two square leagues a little  
more or less.

That portion of the above  
described premises of which Confirmation  
is hereby made to the said petitioner is known  
as all that part of the said Rancho called  
"Cajiza de Santa Rosa" and bounded  
and described as follows to wit -

Situate on the south side of  
said Rancho and bounded on the North  
by the Mountains Montanas Cruz  
on the west by the land formerly owned  
by Don Jose Ramon Carrillo on the East  
by land owned by one Melcombles and  
on the South by other lands formerly owned  
by Don Ramon Carrillo. It being the  
same land conveyed by Don Jose Ramon  
Carrillo to Salvador Vallyo by deed  
dated May 1st 1851, and conveyed  
by the said Salvador Vallyo to the petitioner



~~68~~

in this case by and dated 26th of April  
1852 and containing in all Six hundred  
and forty acres of land or one Mile square.  
References for further de-  
scription to be had to the respective deeds of  
conveyance filed as evidence in this case  
and also to the translation of the original  
 deed of Judicial possession which is also  
filed as evidence in this case.

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PAGE 65

Alphus Welch

R. Aug Thompson

Filed in Office Dec. 19, 1852.

(Signed) Geo. McKim  
Secy.

Order.

and expressing little satisfaction  
with the Board that the land mortgaged for  
debt is situated in the Northern  
District of California it is hereby ordered  
that the transcripts of the proceedings  
and of the decision in this case and  
of the papers and proceedings in which  
the same are found be removed  
and duly certified by the Secretary  
and of which transcripts shall be  
filed with the Clerk of the U. S.  
District Court for the Northern  
District of California and the original  
be transmitted to the Attorney General of the  
U. S.



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims in the State of California.

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I, George Fisher Secretary to  
the Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing Sixty-Eight (68) pages, numbered from  
1 to 68 inclusive, to contain a true, correct and full Tran-  
script of the Record of the Proceedings and of the Decision of the  
said Board of the Documentary Evidence and of the Testimony  
of the Witnesses, upon which the same is founded, on file in this  
Office, in Case No. 657 on the Docket of the said Board,  
wherein Jno. Berdely, is

the Claimant against the United States, for the place known by  
the name of Santa Rosa.

In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
thirtieth day of June  
A. D. 1855, and of the Independence of the  
United States of America the seventy=ninth,

Geo. Fisher  
G. Fisher











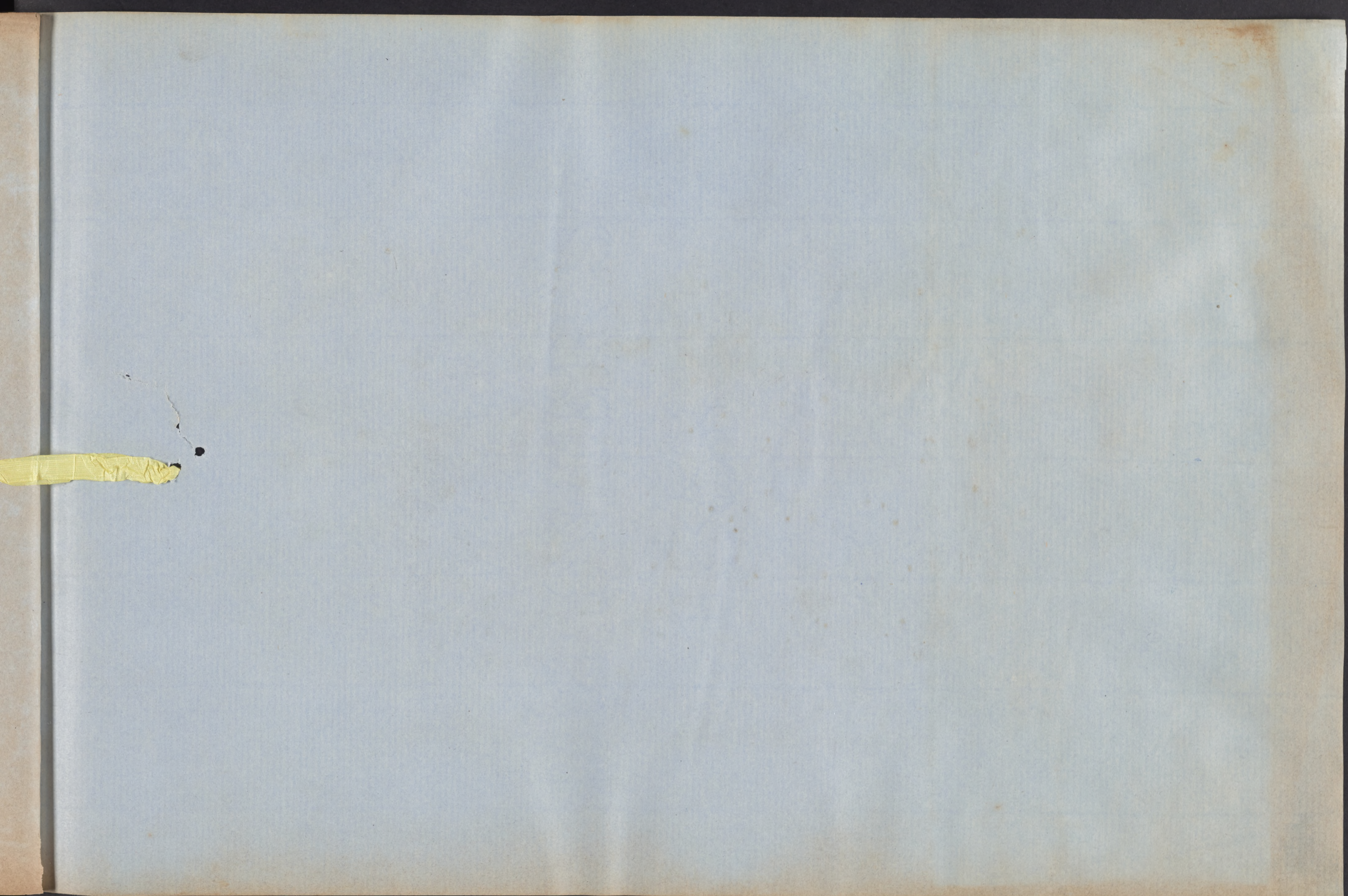














U. S. DISTRICT COURT,

*Northern* District of California.

No. ~~235~~

235

THE UNITED STATES,

vs.

(M)

*John Handley*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *659*

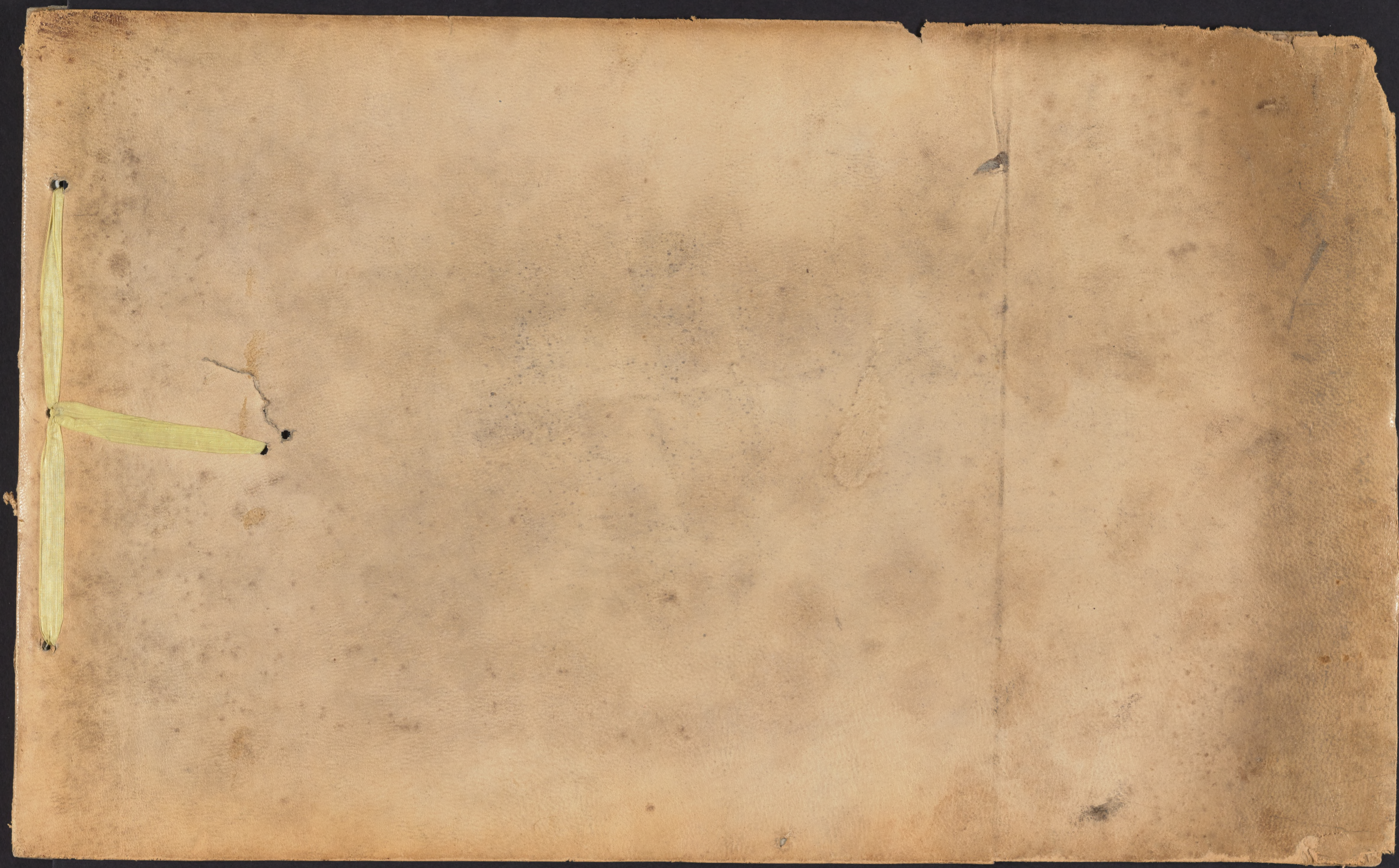
Filed,

*July 7*

185*5*

*John A. Monroe,*  
*Clerk*







Office of the Attorney General of the United States,

Washington, 10. October 1855

659.] Santa Rosa,

John Hudley, Claimant.

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 1st day of August 1855, the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Cushing

Attorney General.



No. 235—

U. S. District Court  
Northern Dist. of Cal<sup>o</sup>

United States  
of  
John Henaley,

Notice of Appeal in  
Case No. 659,

Filed Nov. 22, 1855,  
by Cheever,  
Deputy.



To The Hon. District Court of the United States  
for the Northern District of California.

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N<sup>o</sup> 235

The United States Appellants

vs

John Hendley Appellee

The petition of the United States by their  
Attorney represents that this cause is an  
application for a review of the decision of  
the Board of Commissioners whereby the  
claim of the said appellee was confirmed,  
as appears by reference to the records in  
the case;

That a transcript of the said records  
was filed in this Court on the 7<sup>th</sup> of July  
1855, that a notice of appeal was filed  
on the 22<sup>d</sup> of November 1855, and that  
the land claimed lies in said District;

That the said claim is invalid.

Wherefore the appellants pray that the  
said decision of the Board be reversed  
and that this Court decree the said  
title to be invalid.

A. Glassell

Asst. U.S. Dist. Atty.



N<sup>o</sup> 235  
U. S. District Court

The United States  
vs Appellants  
John Wendley  
Appellee

Petition

Filed March 21, 1886,  
Chester,  
Deputy.

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District Court of the United States for the  
Northern District of California.

The United States - Appellants

N<sup>o</sup> 235.

vs

John Hendley Appellee

For answer to the petition of the appellants  
the Appellee admits all the allegations  
thereof except the allegation that his  
said claim is invalid, which he denies.

He says that his said claim is  
good and valid and prays that the  
decision of the Board of Commissioners  
confirming it, be affirmed by this Court

A P Enttenden

Atty for Appellee



No 235  
U.S. Dist. Court

The United States  
vs Appellants  
John Hendley  
Appellee

Answer

A. P. Bentlender  
Atty for Appellee  
Filed March 21, 1856,  
Cheney,  
Deputy.



United States District Court.  
Northern District of California

The United States

vs

Julio Carrillo

San Francisco Cal

April 4. A.D. 1856

On this day before me Geo. Fen. Johnston a  
Commissioner of the United States for the District  
of California duly authorized to administer oaths  
et. et. came Juan B. Alvarado a witness produced  
on behalf of the Claimant - in Case No. 124. being  
an appeal from the Board of Commissioners to  
ascertain and settle the Private Land Claims, in the  
State of California, in Case, No. 643, in the Docket,  
of the said Board of Commissioners and was duly  
sworn and testified as follows;

Present: The Acting U.S. Atty. on behalf of the  
U.S. and A. P. Sitterden on behalf of Claimant.  
Questions by the Atty. for the Claimant.

"What is your name, age, and place of residence?"

"John B. Alvarado, 46 years of age, and reside  
at San Pablo contra Costa County." -

"Who was Governor of California on the 30<sup>th</sup> Septem-  
ber 1841?"

"I was the Governor at that time"

"Please look at the copy of the original grant,  
which appears in the Transcript in this case,  
and say how it happened that on that day while  
you were Governor, Don Manuel Jimena exercised  
the authority of granting land?"



"Don Manuel Jimena exercised at that date, the office of Governor at interim, in consequence of my temporary sickness, - according to the Mexican law he being the First-Vocal of the Departmental assembly and he acted by my direction." (The witness answered the foregoing question, after having examined the paper referred to.)

"Have you any interest direct or indirect, in the result of this suit?"

"I have none whatever"

Sworn to & subscribed } (~~by~~) Juan B. Alvarado.

before me this 4<sup>th</sup> day

of April A. D. 1856

(~~by~~) Geo. Pen Johnston

U.S. Commissioner

I, John A. Monroe, Clerk of the District Court of the United States of America for the Northern District of California do hereby Certify the foregoing to be a full, true, and correct Copy of the original now on file and remaining of record in my office

In testimony whereof I have hereunto set my hand and affixed the Seal of the said Court this 7<sup>th</sup> day of April A. D. 1856 and of the Independence of the United States of America the Eightieth

John A. Monroe, Clerk

By W. H. Chems. Deputy



No. 235

U. S. Dist. Court

The United States

- vs -

John Hendley,

certified copy of  
deposition of J. B. Alvarado

Filed April 7, 1856

Chenut,  
Deputy,

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District Court of the United States for  
the Northern District of California

No 235

The United States - Appellants

vs

John Hendley - Appellee

It is agreed that the deposition of Juan  
B Alvarado taken in this Court in  
No 124, The United States, Appellants  
vs Julio Camillo, Appellee, shall be  
considered as taken in this case  
and be read in evidence on the  
trial hereof.

C. Russell

Acting U. S. Dist. Atty.

J. R. Lintenden

Atty. for Appellee



N<sup>o</sup> 235

U. S. Dist. Court

The United States  
vs appellants  
John Hendley  
Appellee

Stipulation to admit  
deposition of Alvarado  
taken in N<sup>o</sup> 124 —

Filed April 7

Filed April 7, 1856,  
Chas. H. ...  
Deputy.

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N<sup>o</sup> 235

In the United States District Court for the  
Northern District of California,

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The United States, Appellants } Cabera de Santa Rosa  
" } Transcript from Board of  
John Hendley, Appellee } Land Commissioners

No 659

Stated Term March 2<sup>d</sup> 1857

On appeal from the final decision of the  
Board of Commissioners to ascertain and  
settle private land claims in the State  
of California,

Decree

This cause came on to be heard at a stated  
Term of the Court on appeal from the final  
decision of the Board of Commissioners to  
ascertain and settle the private land  
claims in the State of California under  
the Act of Congress Approved on the 3<sup>d</sup>  
of March AD 1857, upon the transcript  
of the proceedings and decision of the  
said Board of Commissioners, the papers  
and evidence on which the said decision  
was founded, the petition of the Appellants  
and answer of the Appellee, and the  
further evidence given in this Court by



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leave of the Court, and it appearing to the Court that the said manuscript has been duly filed according to law and that the land claimed is within said Northern District, and counsel for the respective parties having been heard, it is by the Court hereby Ordered, adjudged and decreed that the said decision be and the same is hereby in all things affirmed; and it is further Ordered, adjudged and decreed that the claim of the Appellee is a good and valid claim and that the said claim be and the same is hereby confirmed. The lands of which confirmation is hereby made are a part of the place called "Cabeza de Santa Rosa" which place is bounded and described as follows, to wit: Commencing at a hill at the NE (N. No) and running in a direction O. E. Sixteen thousand varas to an oak tree, well known by the neighbors, where there is a pile of stones, thence running S. Sixteen thousand varas; thence running N. No sixteen thousand varas to a rocky hill, thence running towards the N. Norwest five thousand varas to the place of beginning, where there is a monument; containing in all two square leagues, a little more or less.



That portion of the above described premises of which confirmation is hereby made to the said Appellee, John Hendley, is all that part of said Rancho called "Cabeza de Santa Rosa" which is bounded and described as follows, to wit: Situate on the South side of, ~~said Rancho~~ and bounded on the North by, the Matanzas Creek, on the West by the land formerly owned by Don Jose Ramon Camillo, on the East by land owned by one Delicomble and on the South by other lands formerly owned by Don Ramon Camillo; it being the same land conveyed by Don Jose Ramon Camillo to Salvador Vallejo by deed dated May 1<sup>st</sup> AD 1851 and conveyed by the said Salvador Vallejo to the Appellee in this case by deed dated 26<sup>th</sup> of April AD 1852, and containing in all six hundred and forty acres of land or one square mile; reference for further description to be had to the respective deeds of conveyance and to the original record of judicial possession, which are filed as evidence in this case,

Ogden Hoffman  
This decree is correct. U. S. Dist Judge  
H. W. Handman,  
Dist Atty



N<sup>o</sup> 235

U. S. Dist. Court

The United States  
vs Appellants  
John Wendley  
Appellee

Decree of Confirmation

Filed March 3, 1857,  
W. H. Chevers,  
Deputy.



At a Stated Term of the District Court of the  
UNITED STATES OF AMERICA, for the Northern District of  
California, held at the Court Room, in the City of SAN FRANCISCO,  
on *Friday* the *27<sup>th</sup>* day of  
*March* in the year of our Lord one thousand  
eight hundred and fifty-seven.

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Present:

The Honorable OGDEN HOFFMAN, District Judge.

The United States

John Hendley.

D. C. 235; L. C. 659.

The Attorney General  
of the United States having given notice that  
appeal will not be prosecuted in this case,  
and a stipulation having been entered  
into by the U. S. Attorney to that effect:

On motion of the District  
Attorney it is hereby ordered Adjudged and  
decreed that claimant have leave to  
proceed under the decree of this Court  
heretofore rendered in his favor, as under  
Final Decree.

Ogden Hoffman  
U. S. District Judge



235

United States District Court, Northern  
District of California.

*The United States*

vs.

*John Hendley*

ORDER.

*Amial Decree*

Filed *March 27<sup>th</sup>* 1854

*John A. Monroe*

CLERK.

By *W. D. Chevers*

DEPUTY.



In the District Court of the U. S.  
for the Northern District of Cal.

The United States

John Hendley

D. C. 235: L. C. 659.

In pursuance of a notice from  
the U. S. Attorney General, herewith annexed, it is  
hereby stipulated and agreed that no further  
appeal be taken in this case on the part of  
the U. S., and that claimant have leave  
to proceed under the decree of this Court  
heretofore rendered in his favor, as under  
Final Decree.

San Francisco March 26. 1857

Wm Blanning  
Dist Atty  
A P Cullender  
Atty for Appellee



California Land Claim.  
Attorney General's Office  
9 Feby 1857.

Sir,  
In the case of the claim of  
John Huddy, confirmed to the  
claimant by the Commissioners,  
Case no. six hundred and fifty-  
nine, (659), appeal will not  
be prosecuted by the United States.

I am,  
Respectfully,  
Ours,

Wm Blauding Esq  
U. S. Attorney,  
San Francisco.



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659

U. S. Dist Court

The United States

of  
John Hendley

Stipulation

Filed March 27<sup>th</sup> 1857

John A. Monroe Clerk  
by W. D. Cheever  
Deputy.

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District Court of the U.S. for the Northern  
District of California.

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PAGE 87

The United States - Appellants

vs

John Wendley - Appellee

No 235 -

The transcript in this case is the same  
as in No 124 (U.S. vs Julio Canillo) except  
the mesne conveyances.

This is a claim under the same  
grant as in No 124.

The deeds (trans. p. 7, 11, 13, 18, 20.)  
& dep. of Cooke (p. 5) prove the transfer to  
the claimant of the land claimed  
in this case by all parties in interest.

The claim is confirmed by the  
Board - See opinion & decree  
A P Bittenden



N<sup>o</sup> 235  
U. S. District Court

The United States  
vs Appellants  
John Hendley  
Appellee

Abstract

A. P. Bentzen  
Atty for Appellee



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PAGE 89

Office of the Board of Commissioners,  
To ascertain and settle the Private Land Claims in the State of California.

San Francisco, June 30<sup>th</sup> 1855

J. A. Monroe Esq.  
Clerk of the U. S. District Court for the  
Northern District of California.

Sir;

I herewith transmit you, pursuant to the requirements of the Act of Congress, approved August 31st, 1852, a Transcript of the Record of the Proceedings and of the Decision of this Board, of the Documentary Evidence and of the Testimony of the witnesses upon which the same is founded, in Case No. 639 on the Docket of the said Board, wherein

John Hendley is  
the Claimant against the United States, for the place known by the name of "Santa Rosa"

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

Geo. Fisher