

CASE NO.

242

NORTHERN DISTRICT

---

PART OF ENTRE NAPA GRANT

---

JOHN PATCHETT

CLAIMANT

LAND CASE 242 ND pgs. 30

NOV 10 1962

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586

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*[Handwritten signature or mark]*

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

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PHYSICS DEPARTMENT

1951

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TRANSCRIPT  
OF THE  
PROCEEDINGS

IN CASE

NO. 5-86

*John Patchett*

CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

*Part of*  
FOR THE PLACE NAMED

*Entre Napa*

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

1951

PHYSICS 101

LECTURE NOTES

BY [Name]

Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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PAGE 2

Be it Remembered, that on this eleventh day of February, 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;

The Petition of John Patchett, <sup>for the</sup> Place named "Entre Napa," was presented, and ordered to be filed and docketed with No. 586 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 December 14<sup>th</sup> 1853.

In Case no. 586, John Patchett for a part of the place named "Entre Napa," the deposition of Gilbert A. Grant, a witness in behalf of the claimant, taken before Commissioner Alpheus Felch, was filed;

(Vide page 5 of this Transcript.)

San Francisco December 5<sup>th</sup> 1854.

Case no. 586, was ordered to be placed at the foot of the 3<sup>rd</sup> class cases on the Trial Docket.

San Francisco December 19<sup>th</sup> 1854.

Case no. 586 was submitted under the Rule of 21<sup>st</sup> March 1854

San Francisco January 8<sup>th</sup> 1853

In the same case the Counsel for the Claimant  
filed the following Stipulation, to wit  
(Vide page 15 of this Transcript)

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San Francisco January 9<sup>th</sup> 1853

In the same case Commissioner Alpheus Felch  
delivered the Opinion of the Board concerning  
the claim;

(Vide page 17 of this Transcript.)

And the following orders were made, to wit,

(Vide page 21 of this Transcript.)

~~~~~



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To the Hon the Board of  
Land Commissioners of the United States  
for the Settlement of Private Land Claims  
in California.

Petitioner  
wms

Your Petitioner John  
Packer of the County of Napa respect-  
fully represents that on the fifth day of  
May 1836 Manuel Chico then Govern-  
or of Upper California granted to Nicolas  
Kiguera a league of land in what was  
called "Entre Napa" now in the County  
of Napa and described as follows -

Commencing at the house towards  
the East on Napa Creek thence running  
along said creek to its junction with Napa  
River thence down said river to the mouth  
of Carnaros Creek thence up said Carnaros  
Creek to the Conal at the lower pass (pass  
de abajo) thence North to the said Napa  
Creek which said grant was duly confirmed  
according to the Laws and usages of  
Mexico all which well fully appear by the  
said papers and Entries remaining in the  
Office of the Surveyor General of the  
United States for the State of California  
and which your petitioner may have to  
produce and prove -

That on the sixteenth  
day of March 1851 Nicolas Kiguera  
by and of that date a copy whereof is  
duplicated marked "A" conveyed to Joseph  
W Brackett and John W Brackett  
all that part of said land described  
as follows, Commencing at the North  
westerly corner of land heretofore conveyed  
to a Jm Holmer at the Creek emptying  
into Napa Creek at Napa City & running  
thence along the westerly side of said

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Molins lead to the Southwestly Corner  
 thereof to continue in the same line and  
 direction five hundred English yards to a  
 corner thence at right angles with said last  
 ascended line a distance of five hundred  
 English yards to a corner thence in a di-  
 rect line to the South Eastly Corner of land  
 heretofore conveyed by said party of the  
 first part to Joel B Walker thence along  
 the Eastly bounds of said Walkers land  
 to the Northly bank of said creek to  
 a corner thence along said creek down  
 the Northly banks thereof to the place of  
 beginning -

Thus on the fifth day of May  
 1850 said Joseph W Brackett  
 by a deed of that date a copy whereof  
 is annexed marked "B" conveyed all  
 his interest in said lands last mentioned  
 to James W Brackett that on the nine  
 tenth day of May 1852 said James  
 W Brackett by a deed of that date a  
 copy whereof is annexed marked "C" convey-  
 ed to your petitioner who is in quiet possession  
 thereof and desires title thereto through the  
 several Mass Conveyances herein stated  
 and known of no other claimant thereto  
 or any part thereof and therefore prays that  
 the same may be confirmed to him -

John Patchett  
 by Rod. M. Morrison  
 his atty.

Filed in Office Feb 11, 1853.

(sgd) Geo Foster Secy.

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Office of the Board  
of U. S. Land Commissioners  
San Francisco December 14, 1853.

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Deposition  
of  
G. Almont

This day before Commissioner  
Alphus Felch came Gilbert Almont  
a witness in behalf of Claimant John  
Patchell petitioner No 556 and being duly  
sworn deposed as follows.

Questions by Judge Morrison for  
Claimant -

1. Question -

What are your name age  
and place of residence?

Answer -

My name is Gilbert Almont.  
My age is thirty six years and I reside in  
San Francisco, California.

2 Question -

Is the land described in the  
petition filed in this case as claimed by  
the petitioner a part of the grant of land to  
Nicholas Lequiza known by the name  
of Entre Pasa?

Answer -

It is Gilbert Almont.

My Greenhow Associate

Law Agent was present at

the taking of this deposition but

propounded no questions -

Subscribed and Sworn to  
before me this 14th day of December 1853.

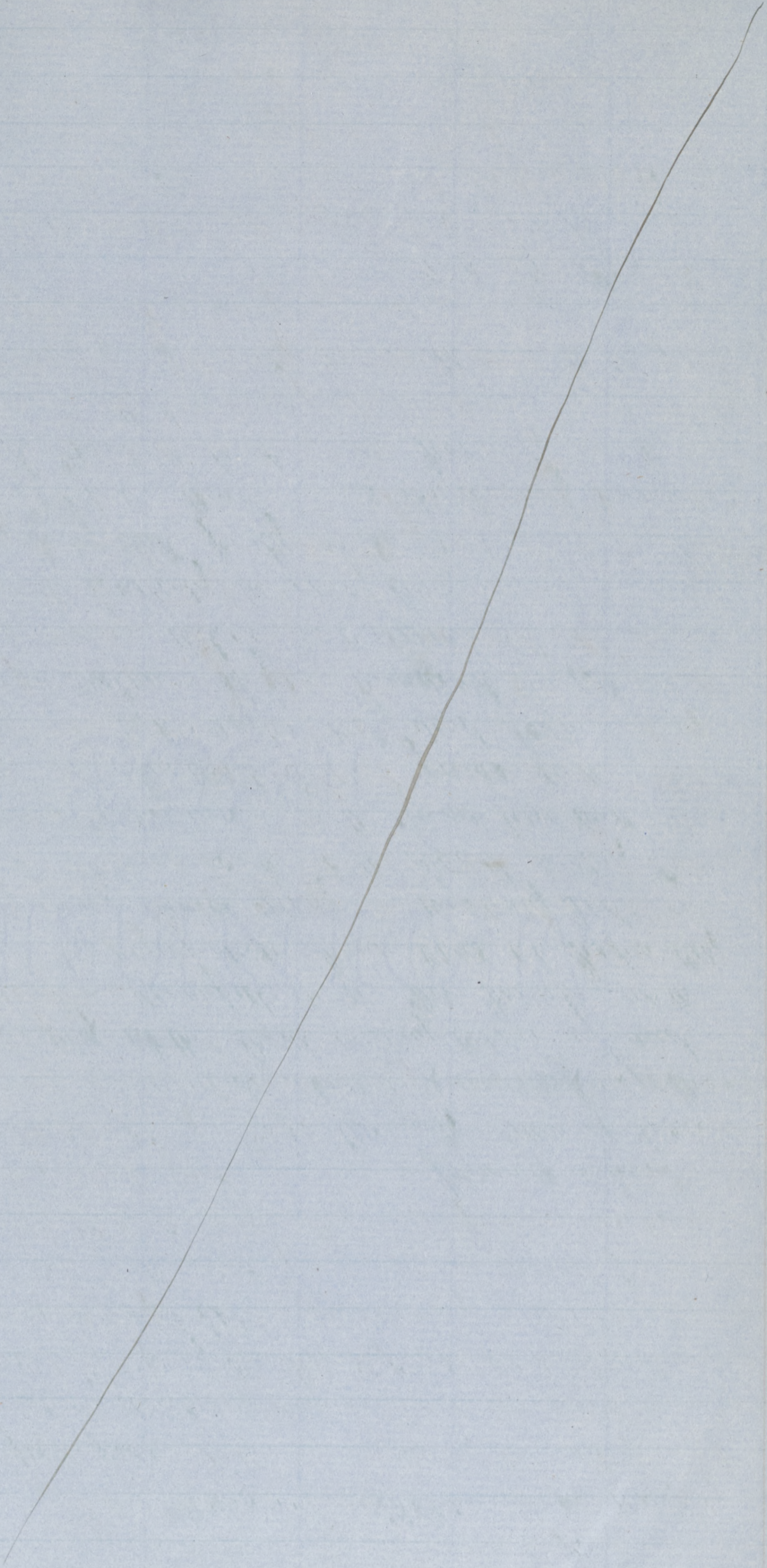
Alphus Felch

Commissioner

Filed in Office Dec 14, 1853

(sgd) Geo Fisher Secy.

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day of March, 1851 at the ...  
At the first part and ...

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This Indenture made this 11th day of March 1851 between Nicholas Nequira of the first part and Joseph W Brackett of James W Brackett of the second part -

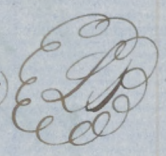
"A"  
Conveyance.

Witnesseth. That the said party of the first part in consideration of the sum of Ten Thousand dollars to him in hand paid by the said parties of the second part hath granted bargained and sold & does hereby grant bargain and sell to the said parties of the second part and to their heirs and assigns forever all of that certain piece of land & premises situate in Napa Valley Napa County State of California & bounded abatted & discribed as follows beginning at the North westerly corner of land heretofore conveyed to a Mr Hallner at the creek emptying into Napa Creek at Napa City & running thence along the westerly side of said Hallner's land to the South westerly corner thereof to continue in the same line and direction five hundred English yards to a corner thence at right angles with said last described line a distance of five hundred English yards to a corner thence in a direct line to the South Easterly corner of land heretofore conveyed by said party of the first part to Jacob P Nelsko thence along the Easterly bounds of said Nelsko's land to the Northly bank of said creek to a corner thence along said creek down the Northly banks thereof to the place of beginning - To Have and To Hold said described land & premises with the appurtenances to the said Joseph W Brackett and James W Brackett & their heirs & assigns to their sole & only proper use benefit & behoof forever -

Witness my hand by my

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mark & seal the day and year just above  
written -

Nicholas <sup>his</sup> Heiguna   
mark

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Signed Sealed & Delivered  
in presence of -  
Edward Kelly -  
James Kearbin  
Romio & Statt

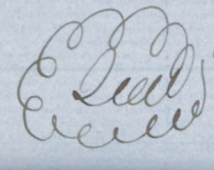
State of California  
Napa County

On this 16th day of March  
1837 I came before Mr Edward Kelly to me  
personally known who being by me first  
advised sworn says that he resides at Napa  
City & subscribed the above instrument as a  
witness & acted as Interpreter thereof & that  
James Kearbin & Romio & Statt signed the  
said instrument & that said Nicholas Hei-  
guna signed the said and by making his mark  
therein in presence of said witnesses & that he  
executed the same for the uses therein expressed

R. L. Kilburn  
Alcalde -

State of California  
County of Napa

I John H. Sawell  
County Recorder in and for the County & State  
aforesaid hereby certify that the foregoing  
is a full true and correct copy of the record  
of a deed from Nicholas Heiguna to Joseph  
W. Brackett and James W. Brackett as  
recorded in Book A pag. 13 in the  
Records of said Napa County.



Witness my hand and seal of  
Office at Napa City this

John H. Sawell Recorder

9

21<sup>st</sup> day of January A.D. 1853.  
In the presence of  
By C. S. Coffenburg Dy. Recorder.

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Filed in Office Feb. 11, 1853.  
(copy) Geo Fisher Secy.

Deed

Joseph W. Brackett to James W. Brackett - Filed for Record Jan 16<sup>th</sup> A.D. 1851 at 9<sup>th</sup> o'clock AM -

"B"  
in  
conformance.

This Indenture made the 25<sup>th</sup> day of May 1851, between Joseph W. Brackett of the first part and James W. Brackett of the second part, both of Napa City, Napa County and State of California, witnesseth that for a good and valuable consideration the said Joseph W. Brackett doth hereby grant bargain sell quit claim and convey to the said James W. Brackett his heirs and assigns forever all of the right title interest claim and demand of the said Joseph W. Brackett of in and to all of that part of a Bellage Lot in Napa City in said State being the west half and South East quarter of Lot No 4 in Block No 111 according to the plat of said Town as laid off by Nathan Coombs the same conveyed by said Coombs to said Joseph W. and James W. by deed dated 1<sup>st</sup> of March 1851, also all of that certain piece or parcel of land and premises situate in Napa Valley in said County on Napa Creek between the lands of Paul J. Walker and the lands of Jesse and Hollmer

conveyed to said Joseph W and James W  
by Nicolas Keggara by and dated 16th  
March 1850 supposed to contain about  
2 1/2 acres of land more or less according to a  
Survey thereof made by Geo E Brown -

To Have and To Hold the  
same with the appurtenances to the said  
James W Brackett his heirs and assigns  
forever -

Witness my hand and seal  
this 25th day of May 1850.

Joseph W Brackett. *JWB*

Signed Sealed and delivered  
in presence of -  
John E Casey.

State of California  
Napa County 303.

This day personally  
appeared before me John E Casey to me  
personally known as the subscribing witness  
to the above conveyance who proved before  
me that Joseph W Brackett whose name  
appears signed to the above conveyance did  
sign and execute the same of his own free  
will in his presence and that he this witness  
did witness the same as a subscribing witness

Given under my hand and  
seal this 4th day of September AD 1850 -

M. H. K. Anding *M.H.K.*

Recorder of Napa County

By J D Bailey Deputy -

State of California  
County of Napa 3

I John H. Samuel  
County Recorder in and for the County and



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State aforesaid hereby certify that the foregoing is a full true and correct copy of the Record of a deed from Joseph M. Brackett to James M. Brackett as Recorded in Book A page 284 in the Records of said Napa County.

Seal  
ew

Witness my hand and seal of Office at Napa City this 21 day of January 1853

Geo H Samuel Recorder  
By C S Coffinberry Dy Recorder.

Filed in Office Feb. 11. 1853.

(signed) Geo Fisher  
Secy.

Sub.

James M. Brackett to John Patchett.

"C"  
County and  
ew

This Instrument made and concluded this twentieth day of May in the year one thousand eight hundred and fifty two between James M. Brackett of Napa County State of California and John Patchett of El Dorado County State aforesaid.

Witnesseth that the said James M. Brackett for and in consideration of Three Thousand dollars to him in hand paid the receipt whereof is hereby acknowledged hath granted bargained sold and quit claimed, and by these presents doth grant bargain sell and quit claim unto the said John Patchett and his heirs and assigns forever all his right title claim interest and demand

in that certain piece of land and premises  
situate in Rapa Valley, Rapa County,  
State of California, bounded and described  
as beginning at the North West corner of  
said heretofore conveyed to Palmer and  
Cressy by Nicholas Heiguna on the small  
crack emptying into Rapa River at Rapa  
City and running thence down the western  
line of said Palmer & Cressy's land about  
three hundred and fifty yards to their South  
West corner, to continue from said corner  
in the same line and direction five hundred  
yards to a corner thence west following  
the Southern line of said James M Brackett  
about six hundred and fifty yards more or  
less until a line parallel to first line  
shall strike the South Eastern corner of  
Peter R. Bailey's land as conveyed by the  
said James M Brackett, thence Eastward  
along the said Bailey's South line to the  
South East corner thereof, thence North-  
wardly down said Bailey's East line to the  
channel of said creek, thence down the  
channel of said creek to the place of begin-  
ning containing one hundred acres of land  
more or less.

To Have and To Hold the  
land and premises above described with the  
appurtenances to the said John Fatchett his  
heirs and assigns forever, to their sole and  
only proper use, benefit and behoof.

In witness whereof the said  
James M Brackett has hereunto set his  
hand and seal the day and year first above  
written.

James M Brackett, E.P.

Signed Sealed and  
in presence of  
R. M. Keill  
J. A. Bristol

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State of California  
County of Napa

On this the 5th day of  
June AD 1852 personally appeared before the  
undersigned Recorder in and for the County  
and State aforesaid, James W. Brackitt  
well known to me to be the person whose name  
is signed to the foregoing Instrument who  
acknowledged to me that he executed the  
same freely & voluntarily and for the uses  
and purposes therein mentioned and expressed -

Given under my hand and official  
seal at Napa City this the 5th  
day of June AD 1852.  
John H. Seawell Recorder

Recorded for Record Jan 20<sup>th</sup> 1853 at  
3 o'clock PM and Recorded at the request  
of Joseph Green -

State of California  
County of Napa

I, John H. Seawell  
County Recorder, in and for the County of Napa  
and State aforesaid, hereby Certify that the  
foregoing is a just true and correct copy  
of the Record of a deed from James W.  
Brackitt to John Satchitt as recorded  
in Book B pages 313 and 314 in the Records of  
said Napa County -

Witness my hand and seal

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of Office at Napa City, Cal.  
21st day of January AD 1853.

*E. Smith*

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John H. Sawett Recd  
By C. P. Coffin

Filed in Office Feb. 11, 1853.

Wm. Fisher Secy.

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U.S. Land Commission -

John P. Hatch & Co  
vs  
The United States } 581.

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Stipulation  
in

It is hereby stipulated by  
the case agents the attorney for the claimant  
above named that the original title papers  
filed in the case of Julius Martin No  
323 embracing the dispositions Susana  
Rosa Joel P. Rastio Ramon de la  
Riva & Emilio de Amicoat be considered  
and regarded as evidence in this case to  
the same extent & effect - as if the original  
documents were actually on file among the  
papers in this case -

Robert W. Morrison  
att'y for claimant -

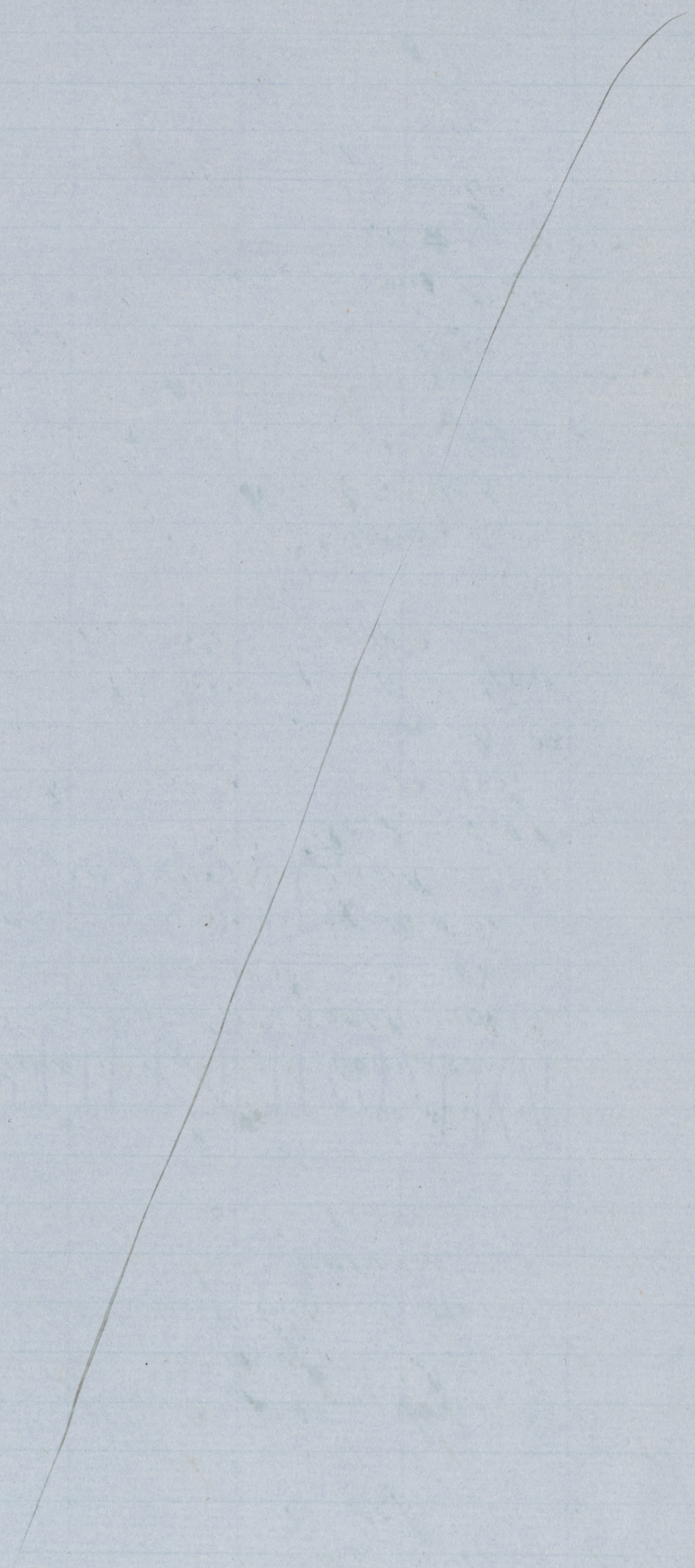
Louis Remond  
Apo San Francisco

San Francisco Aug 5, 1855 -

Filed in Office Jan 1855.

(Signed) Geo Fisher  
Secy

16



1850

For one hundred

John Patchett

The United States

For one hundred  
3 acres of land  
part of the place  
called Enme Napa  
in Napa County.

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By the proofs submitted in this case the grant of the Rancho of which the premises claimed are a part is shown to have been made by Governor Manuel Chico to Nicolas Heguina on the ninth day of May 1836 -

Opinion  
by  
Cmrr  
Patchett  
vms,

Official possession with a demarcation of the boundaries of the lands was given to the grantee January 11 1842 and his performance of the conditions of his grant by inhabitation and cultivation of the premises is also proved.

The evidence of title in the present claimant to the portion of the Rancho described in his petition to this Commission consists of duly certified copies of the following conveyances -

First - A deed from said Nicholas Heguina to Joseph W Brackett and James W Brackett dated March 16 1851 -

Second - A deed from Joseph W Brackett of his interest in the premises to James W Brackett dated May 25 1851 -

Third - A deed from James W Brackett to the present claimant dated May 19 1852.

A deed of conveyance will be entered -

Witness my hand in Office Jan 4 1855 -

(Signed) Geo Fisher Secy

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John Patchett  
The United States

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In this case on hearing  
the proofs and allegations I have adjudged  
by the Commission that the claim of the  
petitioner is valid and it is therefore decreed  
that the same be confirmed.

Recd

The lands of which  
confirmation is hereby made are a part  
of the place known by the name of Estero  
"Papa" which was granted to Nicholas  
Requena which place so granted is situated  
in Papa County and is bounded and  
described as follows to wit -

Commencing on the Estero  
East of the house where said Requena lived  
and on the East side of said rancho, thence  
crossing the Estero towards the South to  
the Arroyo de las Carnaras and thence fol-  
lowing up said arroyo to the Corral of the  
Lower Pass, thence in a northerly direction  
where three landmarks were placed in giving  
Judicial possession of said land to said  
Requena in 1842 to the Arroyo of Papa  
at a point where the last landmark was  
placed thence by said arroyo and Estero  
to the place of beginning and as the same  
was measured and located in the Judicial  
Measurement when the possession was given  
to said Requena under his said grant,  
to the testimonial of which on file with  
the Secretary of this Commission reference  
is to be had -

That portion of the above

is hereby made and described



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described premises of which Confirmation  
 is hereby made Command and described  
 as beginning at the North West Corner of  
 land heretofore conveyed to Rollins &  
 Jessy by Nicolas Neigara on the small  
 creek emptying into Rapa River at  
 Rapa City and running thence along the  
 western line of said Rollins and Jessays  
 land about three hundred and fifty  
 yards to their South West Corner. thence  
 Eastward from said Corner in the same  
 line and direction five hundred yards  
 to a corner thence West following the  
 Southern line of said James W Brackett  
 six hundred and fifty yards more or less  
 until a line parallel to the first line shall  
 strike the South Western Corner of Peter  
 R. Bailey's land as conveyed by said  
 James W Brackett thence East along  
 the said Bailey's South line to the South  
 East Corner thereof thence Northward  
 down said Bailey's East line to the  
 Channel of said Creek to the place of begin-  
 ning containing one hundred acres more  
 or less being the same land described in a  
 deed from James W. Brackett to John  
 Brackett aforesaid dated May 19th AD  
 1852.

Alphus Welch

R Aug Simpson

Filed in Office Jan. 4, 1855

(Signed) Geo Fisher Secy

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and it appearing to the satisfaction of  
this Board that the long newspaper  
articles is situated in the Northern  
District of California it is hereby ordered  
that two transcripts of the proceedings  
and of the decision in this case and  
of the papers and evidence upon which  
the same are founded be made out and  
only certified by the Secretary of  
the said transcripts shall be filed with  
the clerk of the US District Court for  
the Northern District of California  
and the other like and matters to the  
Attorney General of the US

Office of the Board of Commissioners,

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

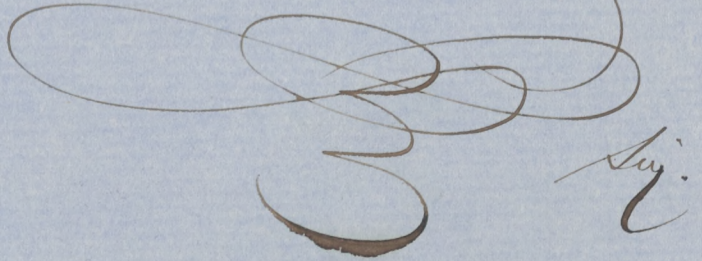
*J. George Fisher* Secretary to  
the Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing *Twenty* pages, numbered from  
1 to 20, both inclusive, to contain a true, correct and full Tran-  
script of the Record of the 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. 5-8 on the Docket of the said Board,  
wherein

*John Patchett* is

the Claimant against the United States, for the place known by  
the name of "Part of Entre Nafra"

In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
*Seventh* day of *July*  
A. D. 1855, and of the Independence of the  
United States of America the ~~seventy~~ *eighty* ~~eight~~ *eight*

*J. G. Fisher*  
Geo. Fisher









U. S. DISTRICT COURT,

*Northern* District of California.

No. 242 - 242

THE UNITED STATES,

vs.

*John Patchett.*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *586.*

Filed,

*July 7th* 185*0*

*Wm. A. Messer,*  
*Clk*

*1850-8-11*





Office of the Attorney General of the United States,

Washington, 10. October, 1855.

585. "Intra Napa"

John Patchett, 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 Northern district of California will be prosecuted by the United States.

Clauing

Attorney General.

No. 242 —

W. S. District Court  
Northern Dist. of Cal.<sup>a</sup>

United States

vs

John Patchett,

Notice of Appeal in Case

No. 586.

Lined Nov: 22, 1855,  
J. Cheever  
Deputy.

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To the Honorable District Court of the  
U. S. in and for the Northern District  
of California.

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The United States

vs  
John Patchett

by No 242.

The Petition of the United States by their Attorney represents that this cause is an application for a review of the decision of the United States Land Commission whereby the claim of the 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> day of July 1855: that a notice of appeal was filed on the 22<sup>nd</sup> day of November 1855, and that the land claimed lies in said District. That the said claim is invalid.

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

San Francisco, July 10, 1857

Wm Blanning  
Dist Atty.

242

U. S. District Court

The United States

John Patchett

Petition

Lid. Feby 10. 1857.  
W. H. Chever,  
Deputy.

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Wm Blanding  
W. S. Atty

At a Stated Term of the District Court of the United States for the District of California, held at the Court Rooms of said Court in the City of San Francisco on the 20<sup>th</sup> day of ~~December~~<sup>January</sup> A. D. 1879. 1880

Present, Hon. Ogden Hoffman, Judge

|                   |                                                |
|-------------------|------------------------------------------------|
| The United States | } No. 242                                      |
| — vs —            |                                                |
| John Patchett     | } Decree of Confirmation<br>Part of Entre Napa |

It appearing to the Court upon inspecting the minutes and entries in the Register of the Clerk on the 23<sup>rd</sup> day of February A. D. 1857. that an order was made by the Court, affirming the decree of the Board of Land Commissioners made in the above cause and confirming to the claimant therein, the lands set forth and described in said decree

It further appearing that said order of confirmation was made on an appeal duly taken from the decisions of the said Board of Land Commissioners and was made with the consent of the District Attorney, in open Court; and it further appearing to the Court that by neglect or omission of the claimant's Attorney

no formal decree of confirmation was presented to the Court for signature, and that no such decree has been signed by the Judge or filed of record, and it being suggested to the Court by Philip Teare Esquire United States Attorney, that the Surveyor General has informed him that it was necessary for the prosecution of the public Surveys, that a decree in said cause, describing and defining the boundaries of land so confirmed as aforesaid, should be entered; and it further appearing to the Court, from the statements of the District Attorney, that no objection exists to the entry of the decree of confirmation of said lands of claimant, Nunc pro tunc, as of the day when said order of confirmation was made as shown by the entry in the minutes and in the Register of the Clerk.

Now therefore on motion of Philip Teare District Attorney, it is ordered that a decree of Confirmation in said cause be entered, Nunc pro tunc, as of said day.

Wherefore in consideration of the premises, it is hereby ordered, adjudged and decreed, that the said decree is hereby affirmed, and it is further ordered adjudged and decreed, that the claims of the

said appellee is a good and valid claim and the same is hereby confirmed.

The lands of which confirmation is hereby made are part of the place known by the name of Entre Napa, which was granted to Nicolas Higuera, which place so granted is situated in Napa County and is bounded and described as follows to wit: commencing on the Estero, east of the house where said Higuera lived and on the east side of said Rancho, thence coasting the Estero toward the south to the arroyo de los Carneros, <sup>and thence following up said arroyo</sup> to the corral of the Lower Pass, thence in a northerly direction where three bounds were placed in giving & juridical possession of said lands to said Higuera in 1842. to the arroyo of Napa at a point where the last bound was placed, thence by said arroyo and Estero to the place of beginning, as the same was measured and located in the juridical measurement, when possession was given to said Higuera under his said grant, to the testimonial of which on file with the Secretary of this commission reference is to be had

That portion of the above described premises of which confirmation is hereby made is bounded and described as beginning

at the north west corner of lands heretofore conveyed to Nollner & Tessey by Nicolas Higuera, on the small creek emptying into Kapa river at Kapa City, and running thence along the western line of said Nollner & Tessey's land about 350 yards to their southwest corner, to continue from said corner, in the same line and direction 500 yards to a corner, thence West following the southern lines of said James W Brackett 650 yards, more or less, until a line parallel to first line shall strike the southwestern corner of Peter D. Baileys land as conveyed by said James W Brackett, thence easterly along the said Baileys south line to the Southeast corner thereof thence northwardly down said Baileys East line to the channel of said creek to the place of beginning containing one hundred acres more or less, being the same land described in a deed from James W. Brackett to John Patchett aforesaid, dated May 19<sup>th</sup> A. D. 1852.

John A. Hoffmann  
District Judge



No 242

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

The United States

vs.

John Pachtett

242 ND

PAGE 29

Decree of Confirmation

Filed January 20<sup>th</sup> AD 1880 as  
of February 23<sup>rd</sup> AD 1857. nunc  
pro tunc -

Southard Hoffman Clerk

By Wm D Grimwood  
Deputy Clerk

Recorded  
Entered in BK 2 of Judgments  
& Decrees at p. 269

Lodged in Clerk's Office U.S.  
District Court District of  
California January 6<sup>th</sup> 1880  
Southard Hoffman Clerk  
By Wm D Grimwood  
Deputy Clerk

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

San Francisco, July 7<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. 5-8 on the Docket of the said Board, wherein

*John Patchett is*

the Claimant against the United States, for the place known by the name of "*Part of Entre Nuba*"

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

*Geo. Fisher*