

CASE NO.

243

NORTHERN DISTRICT

ONE SQUARE MILE OF
CITY LAND GRANT

CITY OF SONORA

CLAIMANT

LAND CASE 243 ND 7 pgs.

NOV 10 1962

Patented
Plover Brand
55% Cotton Fiber
U.S.A.

639

D

TRANSCRIPT
OF THE
PROCEEDINGS

IN CASE

NO. 639.

The City of Seneca

CLAIMANT &

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"One sq. mile of City Land."

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO PRESS

CHICAGO, ILLINOIS

1955

THE UNIVERSITY OF CHICAGO PRESS

CHICAGO, ILLINOIS

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 sixth 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 *The City of Sonora*,
~~~~~ for the Place named  
~~~~~ *One sq. mile of City Land*,  
~~~~~ was presented, and ordered to be filed and docketed with No. *639* and is as follows, to wit;

(Vide page \_\_\_\_\_ of this Transcript.)

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

~~~~~  
San Francisco December 5th 1854,
Case no. 639, City of Sonora for City Lands, was ordered to be placed at the foot of the 3^d Class cases on the Trial Docket.

~~~~~  
San Francisco December 19<sup>th</sup> 1854,  
Case no. 639 was submitted under the Rule of March 21<sup>st</sup> 1854.

~~~~~  
San Francisco Jan. 23rd 1855,
In the same case Commissioner R. Aug. Thompson delivered the opinion of the Board rejecting the claim;

(Vide page 3 of this Transcript.)

And the following order was made, to wit;

(Vide page 3 of this Transcript.)
~~~~~



To the Honorable  
The Board of Commissioners



To the Honorable

The Board of Commissioners  
to settle the Claims to Lands in the State  
of California under an act of the Congress  
of the United States of America Entitled  
"An act to ascertain and settle the private  
Land Claims in the State of California  
which act was approved on the third  
day of March in the year of Our Lord one  
thousand eight hundred and fifty one

Your petitioners the Mayor  
and common Council of the City of Sonora  
a Corporate and Municipal body situate  
legally in the County of Toluca in said  
State respectfully represent and show that  
On or about the first day of October A.D.  
1849, the Citizens of said County then  
residing on the tract of Land now  
embraced within the Corporate limits, then  
consisting of several thousand inhabi-  
tants for the better security of person and  
property and to insure the administration  
of Justice established a Town and ere-  
cted a Town Council for the government  
thereof which Town Council was duly  
organized, and at a meeting thereof  
held on the 8th day of October A.D.  
1849 the said Town Council by a vote  
thereof defined the limits thereof to be  
one mile square - the Centre being the  
"Arroyo" at the junction of Main Street  
in said Town, the name of which street  
was at that time by the adoption of a  
Survey of Lots in said Town made by  
one W. S. Cooper in March A.D. 1850  
changed to Washington Street and is  
now known by that name and now  
crosses said "Arroyo" which "Arroyo" is  
known as the "Arroyo de Sonora"

And your petitioners  
respectfully represent and show that on  
the first day of May A.D. 1851 the said  
Town of Sonora was by an Act of the  
Legislature of California Entitled "An



4

Act to incorporate the City of Sonoma  
 incorporated into a City, under the corporate  
 name and style of the Mayor and Common  
 Council of the City of Sonoma and the  
 corporate limits of said City are the  
 same as the limits of the Town of Sono-  
 ma established by the said Town Council  
 as aforesaid and are by the second section  
 of said act of incorporation defined  
 to be all that certain piece or parcel of  
 Land being one mile square situated  
 near the head waters of Woods' Creek  
 in the County of Sonoma and State  
 of California, within the following bounds  
 beginning at a point one half mile  
 directly East of the Centre of the "Annapolis  
 Sonoma" and Washington Street in the City  
 of Sonoma where said Street crosses said  
 "Arroyo", running thence North one half  
 mile - thence West one mile - thence  
 South one mile - thence East one mile  
 and thence North one half mile to the  
 place of Beginning; and was a Town  
 before and at the time of the passage and  
 approval of the aforesaid act of Congress

Wherefore in consideration of the  
 premises your petitioners pray that the said  
 lands embraced within the corporate  
 limits aforesaid be by your Honorable  
 Board, under the provisions of the said  
 act of Congress conformable to the said  
 "The Mayor and Common Council of the  
 City of Sonoma" and their successors and  
 assigns

Green S. Martin, Atty  
 for the Mayor and Common Council  
 of the City of Sonoma

Filed in Office July 16th 1853  
 Geo. Fisher Secy  
 Recorded in Vol 3 of Petitions on pages  
 7-8  
 Geo. Fisher  
 Secy



Opinion

No 639

243 ND  
PAGE 5

City of Sonora }  
vs }  
The United States }

This claim is unsustained by the testimony of any kind, and is therefore rejected

Filed in office June 23<sup>rd</sup> 1855  
Geo. Fisher Secy

No. 639

City of Sonora }  
vs }  
The United States }

Decree

No proof being adduced in support of the claim of the petitioners, it is decreed that the application for a confirmation of the same be denied

Alpheus Felch }  
R. Deeg Thompson }  
S. B. Farwell }

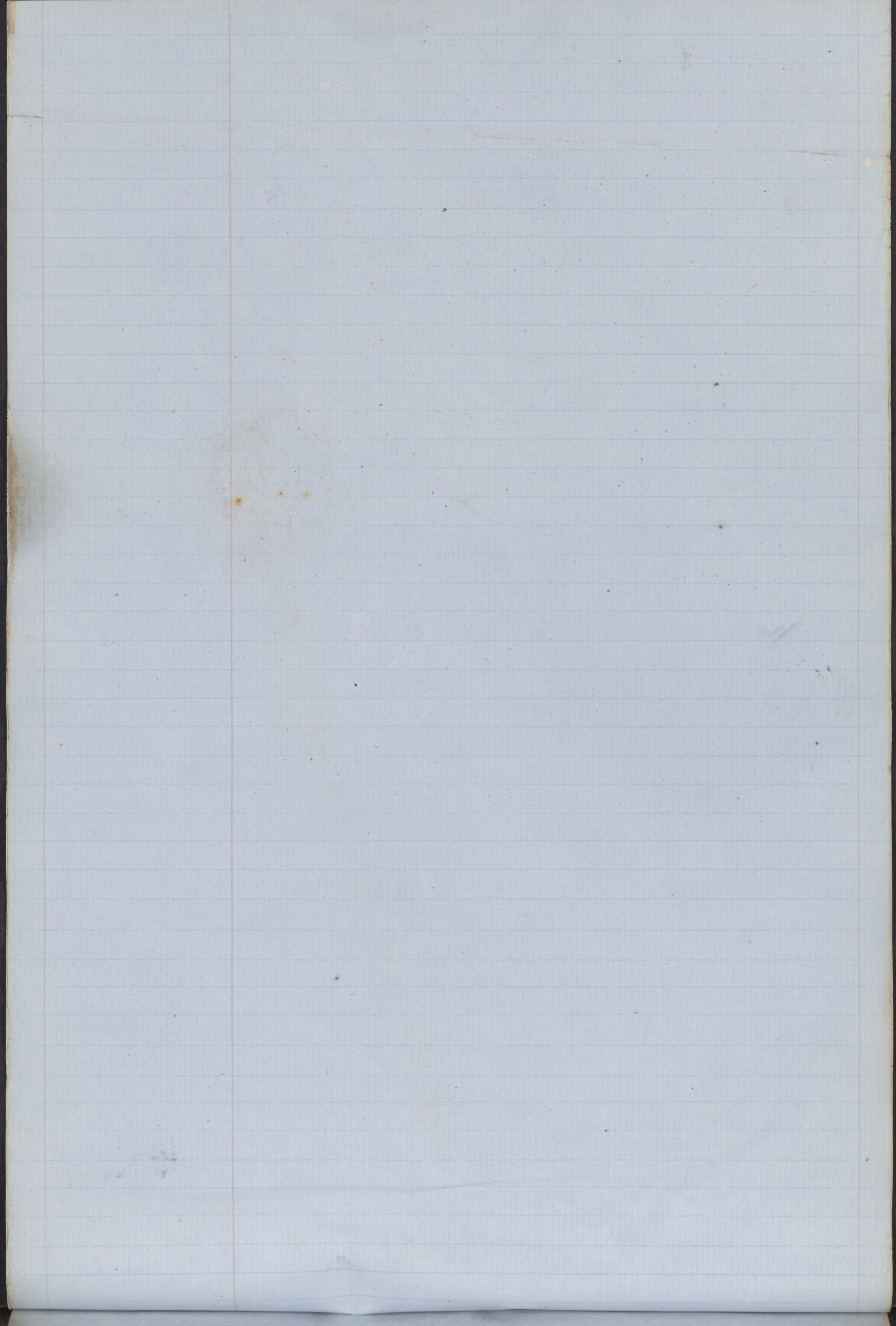
Commissioners

Filed in office Jan. 23<sup>rd</sup> 1855  
Geo. Fisher Secy

Order

And it appearing to the satisfaction of the Board that the same hereby adjudicated is situated in the Northern District of California it is hereby ordered that two transcripts of the proceedings and decrees in this case, and the papers and records upon which the same are founded be made out and duly certified by the Secretary one of which shall be filed with the Clerk of the United States District Court for the Northern Judicial District of California and the other be transmitted to the City General of the United States







Office of the Board of Commissioners,

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

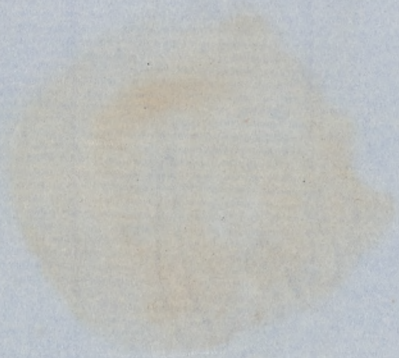
I, *George Fisher* Secretary to  
Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing *Five* pages, numbered from  
1 to *5*, both inclusive, to contain a true, correct and full Tran-  
script of the Record of the Proceedings 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. *639* on the Docket of the said Board,  
wherein *City of Sonoma* are  
the Claimants against the United States, for the place known by  
the name of "One sq. mile of *City Lands*,"

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~~ *eightieth*.

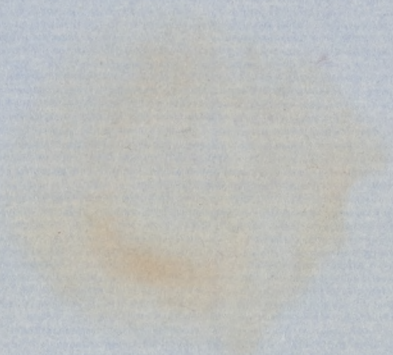
*Geo. Fisher.*



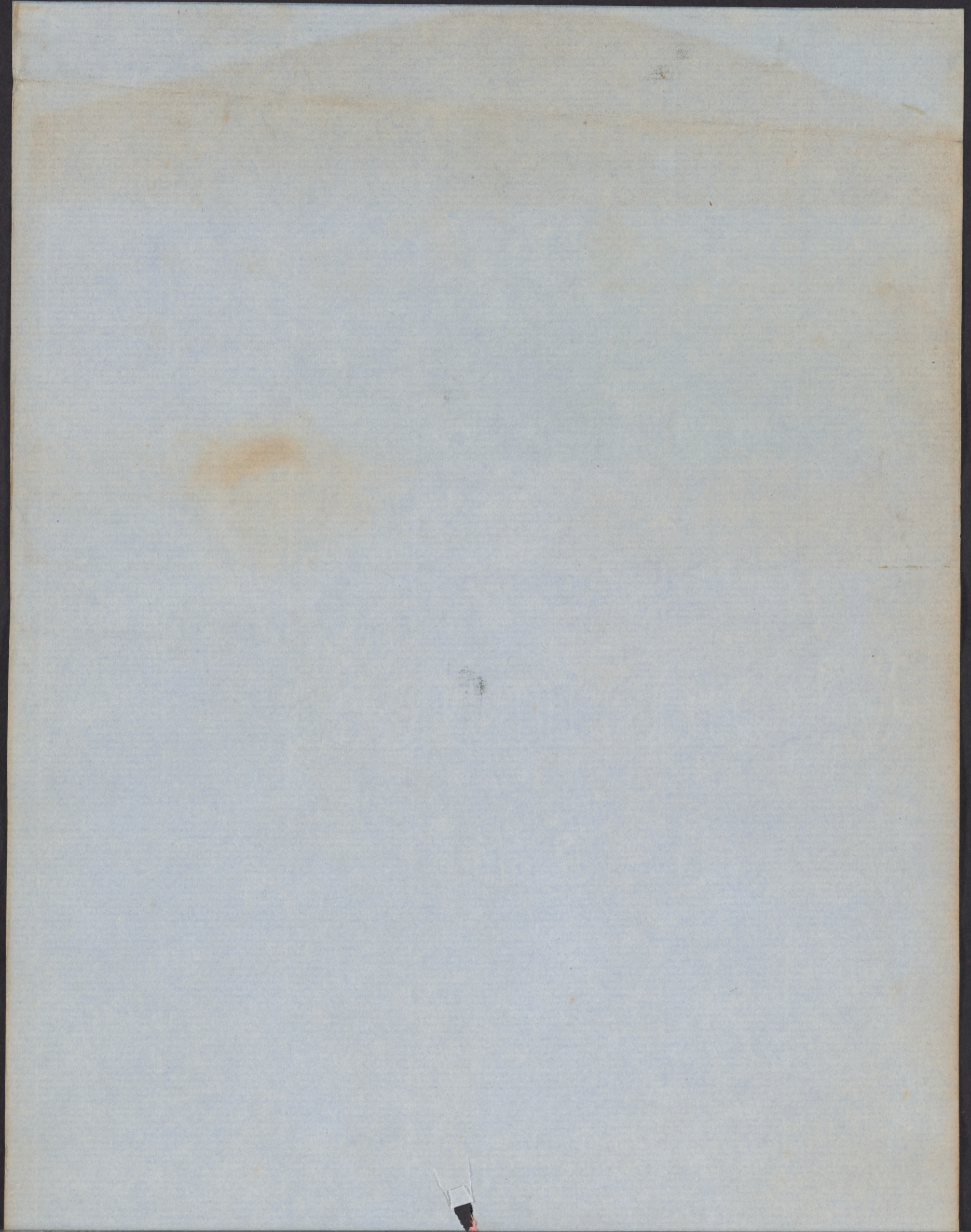














U. S. DISTRICT COURT,

*Northern* District of California.

No. *243* -

**243**

THE UNITED STATES,

vs.

**NI**

*The City of Sonoma.*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *639*.

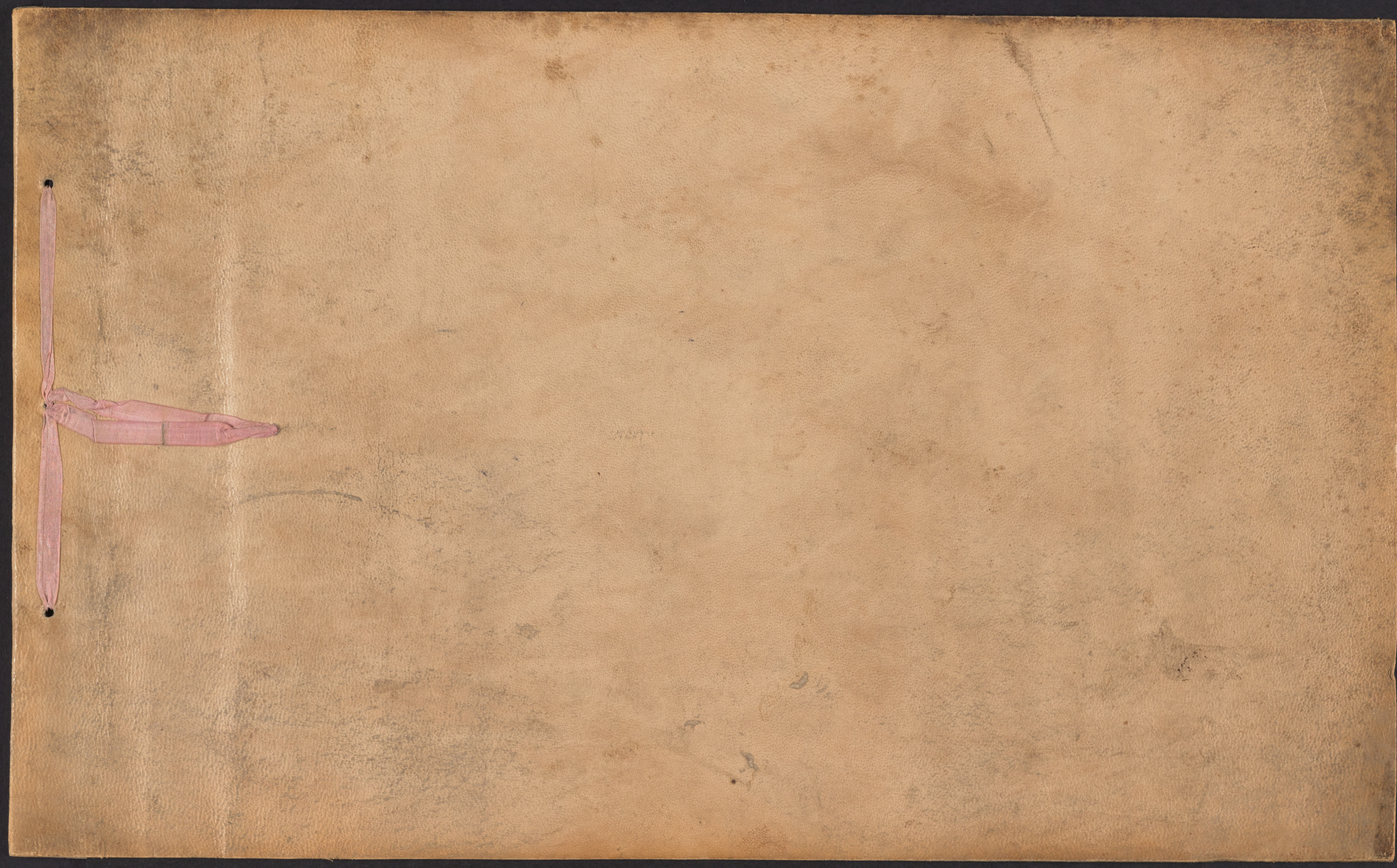
Filed,

*July 7th* 1855

*John A. Monroe,*  
*Clerk*

*639*







243 ND  
PAGE 7

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. 639 on the Docket of the said Board, wherein

*The City of Sonoma are*  
the Claimant, against the United States, for the place known  
by the name of "One square mile of City Lands"

and request your receipt for the same.

I am, Respectfully,  
Your Obedt Servant,

Geo. Fisher