

CASE NO.

261

NORTHERN DISTRICT

PART of SALVADOR'S RANCHO GRANT

WILLIAM KEELY

CLAIMANT:

LAND CASE 261 ND

29 pgs.

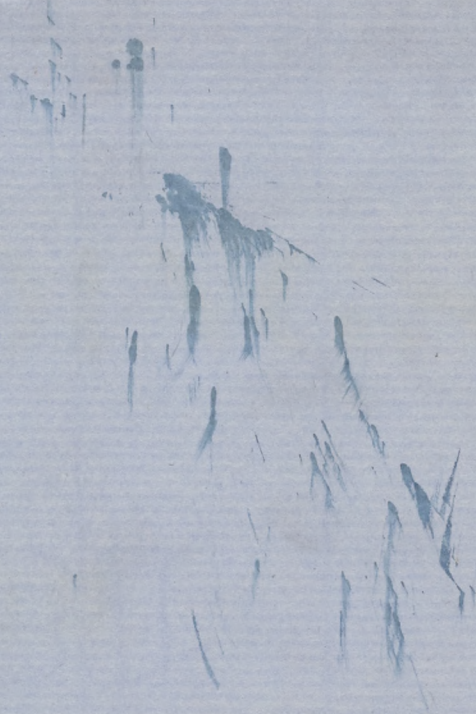
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TRANSCRIPT
OF THE
PROCEEDINGS

IN CASE

NO. *583*

William Keely

CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

part of
FOR THE PLACE NAMED

"Salvador's Rancho"

THE STATE OF NEW YORK

IN SENATE

JANUARY

1878

PROCEEDINGS

OF

THE SENATE

Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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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 William Keely, ^{part of} for the Place named "Salvador Rancho" was presented, and ordered to be filed and docketed with No. 583 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 5' 1854,
Case no. 583, William Keely for part of "Salvador Rancho", was ordered to be placed at the foot of the 3^d class cases on the Trial Docket,

San Francisco, December 19' 1854.
Case no. 583 was submitted under the Rule of 20th March 1854.

San Francisco January 8' 1855.
In the same case the Counsel for the Claimant filed the following Stipulation, to wit;

(Vide page 13 of this Transcript.)

San Francisco January 9' 1855.
In the same case Commissioner Alphens Felch delivered the Opinion of the Board confirming the claim;
(Vide page 15 of this Transcript.)

2^r

And the following order was made, but:
(Vide page 18 of this Transcript)

~~~~~

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PAGE -- 3

To the Honorable the Board of Land Commissioners



3

Petition

261 ND  
PAGE 4

To the Honorable the Board of Land Commis-  
sioners of the United States for the settlement  
of Private Land Claims in California

Your  
Petitioner William Kelly of the County of Napa  
respectfully shows to your Honorable Board  
that on and before the twenty eighth day of  
January A.D. 1849 Salvador Gallego was the  
Lawful owner of several tracts of lands  
situate in Napa Valley within the County  
of Napa & that & owned by Grant to Grant  
Juan B. Alvarado formerly Governor of  
the Department of Upper California  
commonly known as Salvador's Rancho  
as well as more fully appear by reference  
to the said Grant and the papers con-  
tained therein in the public archives of  
California and which your Petitioner  
herein have to produce and prove if it  
shall be necessary to do so and that on  
the day of your said said Salvador  
Gallego's death of the date a copy of which  
is annexed hereto a copy of the same  
of the same and of the same all that  
part of said Rancho owned by him as  
apparently situate in Napa Valley and bound-  
aries and described as follows

Commencing  
at a small tree standing near the upper end  
of the creek on the bank of said Napa Creek  
about two hundred yards more or less from  
the place now occupied by Gallego and thence  
thence  
running due west course two hundred  
yards thence running due on the course  
to the main creek of Napa Valley thence  
running along said creek to the place  
of beginning your Petitioner further shows  
that said George M. Howell on the 13th  
day of July A.D. 1850 by and of the date a  
copy of which is annexed hereto

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all his right and title in said lands to remain  
by him as aforesaid to the said Fordyce J.  
Benjamin

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PAGE 5

Your Petition further shews  
that on the second day of July A.D. 1851 the  
said Fordyce J. Benjamin by deed of that  
date a copy whereof is annexed hereto  
conveyed said premises last mentioned to  
Joseph C. Brewer and that the said Joseph  
C. Brewer on the fifteenth day of October A.D.  
1852 by deed of that date

A copy of which  
is annexed hereto I conveyed said prem-  
ises last mentioned to your Petitioner who  
since that time has been in peaceable posses-  
sion thereof and claims title thereto under  
and by virtue of said conveyance and says  
that his title thereto may be superior to  
mine

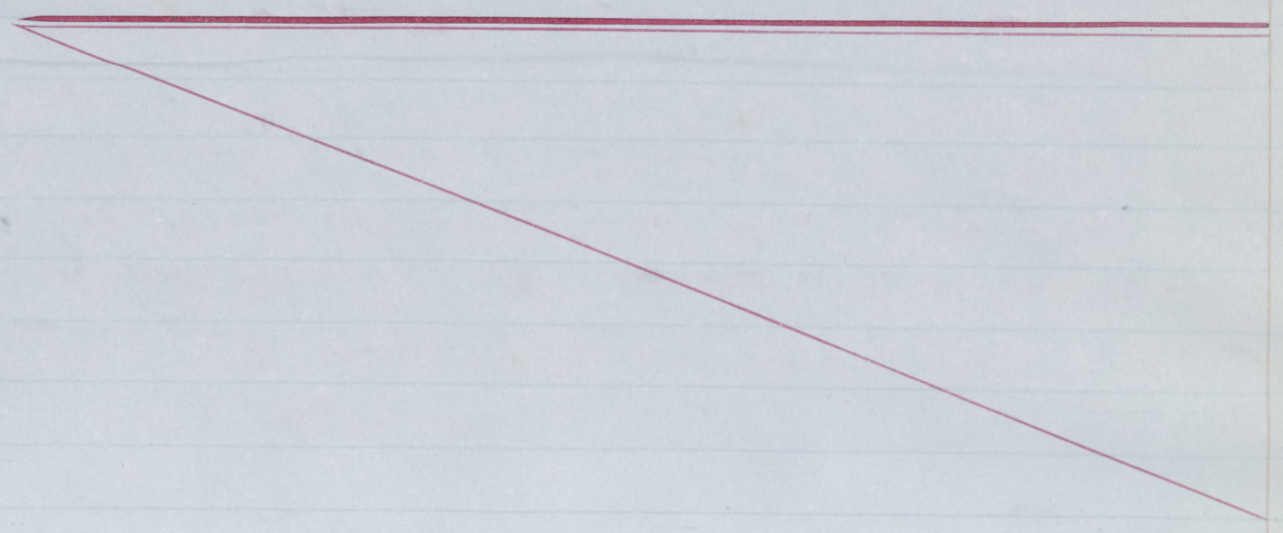
William Kutz  
By R. K. Morrison  
his Attorney

Filed in Office February 11th 1853  
Lepins

George Foster  
Secretary

Records in Vol of Petitions on page 566, 567  
Lepins

George Foster  
Secretary



A  
Copy  
Conveyance

261 ND  
PAGE 6

Know all men by these presents that I  
Salva for Valley of the River of Sumner  
and District of Sumner in consideration  
of the sum of seven hundred and fifty doll  
ars paid to me by George A. Cornwall  
and P. J. Benjamin the receipt whereof  
is hereby acknowledged doth grant bargain  
sell and convey unto the said Cornwall  
and Benjamin their heirs and assigns forever  
all

that certain tract or parcel of land situated  
in the Valley of Napa on the north west side  
of Napa Creek being bounded and adjacent  
to certain community at a small tract  
and being near the upper embankment on  
the bank of said Napa Creek about two  
hundred yards more or less from the  
lower occupiers by Valley and Friscoe.

Three  
surrounding a direct course two hundred  
yards three hundred and more to the  
main creek of Napa Valley three running  
along said creek to the place of beginning

to  
said and to hold the above granted premises  
unto the said Cornwall and Benjamin  
their heirs and assigns forever and the said  
Valley from and for his heirs executors and  
administrators doth hereby covenant with the  
said Cornwall and Benjamin their heirs  
and assigns to warrant and defend the above  
granted premises to the said Cornwall  
and Benjamin their heirs and assigns for  
ever against the lawful claims and  
demands of all persons

For witness whereof  
we the said Salva and Valley and Maria  
Luz Carrillo his wife in token of our  
right of power in the granted premises  
have hereunto set our hands and seals this

6

August

Twenty eight day of A D one thousand  
Eight hundred and fifty three

Salvador Vallye seal  
Maria Carrillo seal

Signs seals and  
delivers in presence of  
John B. Friedeg

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PAGE 7

Territory of California  
District of Sonoma

Personally appears before me the man  
Signs seal of said District Salvador  
Vallye and Maria Luz Carrillo his wife  
and acknowledges the foregoing instrument  
of writing to be their act and deed for  
the purposes therein mentioned

Given  
under my hand at office at Sonoma this  
twenty eight day of August Eight hundred  
and fifty three

L. W. Baggs

State of California  
County of Napa ss

I John H. Scavill County

Recorder in and for said Napa County hereby  
certify that the foregoing is a full true and  
correct copy of the record of a deed from  
Salvador Vallye and Maria Luz Carrillo  
his wife to George M. Bennett and  
Forayce J. Benjamin as recorded in Book  
a page 20 in the records of said Napa  
County

John H. Scavill  
E Seal  
G Seal  
G Seal

Witness my hand and  
official seal at Napa City  
this twenty first of Jan'y A D 1853  
John H. Scavill

Recorder  
By G. L. Coffinbury  
Deputy Recorder

Filed in Office February 11th 1853  
Geo. Fisher  
Secretary

7

B  
Copy  
Conveyance

261 ND  
PAGE 8

Known all men by these presents that I  
George N. Leam well of Napa Napa County  
State of California and in consideration of  
the sum of four thousand dollars paid  
to me by Forayce J. Benjamin the receipt  
whereof is hereby acknowledged do grant and  
convey unto the said Benjamin  
his heirs and assigns forever

All my right  
title and interest of in and to all that certain  
tract of parcel of land situated in the valley  
of Napa in the western part of Napa River basin  
and described as follows Commencing  
at a stake on the west side of a tract of land  
purchased by Commere and Benjamin of  
Salvador Phillip August twenty eight one  
thousand eight hundred and fifty nine two  
hundred and eighty eight perches north of the  
south west corner of said tract running  
from thence a line north line to the main  
branch of Napa Valley.

Thence down the main  
line of said branch to the north line of Lewis  
mills tract of one hundred and fifty  
acres thence due west to the place of be-  
ginning at Lewis Mills part of the tract  
of land bought of Salvador Valley by Com-  
mere and Benjamin reference being made to  
the records of Napa County Book A Page  
20

To have and to hold the above granted  
premises with all the rights profits pri-  
vileges and appurtenances thereto belonging  
to the said Forayce J. Benjamin his heirs and  
assigns forever

In witness whereof I have  
hereunto set my hand and affixed my  
seal this thirtieth day of July in the  
year of our Lord one thousand eight hundred  
and fifty.

8

signed sealed and delivered in presence of  
James H Johnson

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State of California }  
County of Napa ss }  
July 13th A.D. 1851

Personally appeared before me Recorder of Napa County George H. Sewall to me known to be the person whose execution the above conveyance and acknowledgment that he executed the same for the uses and purposes therein expressed

W. H. A. Kinding  
Recorder

Filed for Record July 13th 1851 Lightening him and and fifty at 35 minutes past 3 O'clock P.M.

State of California }  
County of Napa ss }

I John H Sewall County Recorder in and for said Napa County hereby certify that the foregoing is a full true and correct copy of the record of a deed from George H. Sewall to Forayce J. Burdette as recited in Book A page 64 in the records of said Napa County

Seal

Witness my hand and official seal at Napa this 11th day of Jan'y A.D. 1853  
John H Sewall

Recorder  
By G. S. Coffin  
Deputy Recorder

Filed in Office February 11th 1853  
Signed

Geo Fisher  
Secretary

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C  
Copy  
Conveyance

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PAGE 10

This Indenture made and concluded this  
22nd day of July AD 1854 between F. J.  
Benjamin and Martin a his wife of the first  
part and J. L. Brown of the second  
part witness that the said parties of the  
first part for and in consideration of five hundred  
and dollars to them in hand paid the receipt  
whereof is hereby acknowledged have granted  
conveyed sold <sup>conveyed</sup> and confirmed and by  
these presents do grant bargain sell con-  
vey and confirm unto the said party of the  
second part his heirs and assigns forever  
all that tract of land lying in and a-  
boutly known and described as

Commencing  
at a certain stump on the bank of the  
River and near the foot of said pier near  
the adobe houses of Salvador Valle and  
running thence west to the west line of  
said Benjamin's land;

Thence along said  
line such a distance as shall form forty  
acres bounded south by a line running  
from Benjamin's west line line east to the  
River northward to the place of beginning  
together with the appurtenances

To Have and  
To hold the said land to the sole and  
only proper use of the said party of the  
second part his heirs and assigns forever  
and the said parties of the first part hereby  
covenant and agree to warrant and defend  
the said premises unto the said party  
of the second part his heirs and assigns  
against the claim of any and all persons  
lawfully claiming the same

In witness  
whereof the said parties of the first part  
have hereunto set their hands and seals the

A 0

any and year first above written  
F. J. Benjamin Seal  
M. A. Benjamin Seal

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PAGE 11

signed sealed and  
delivered in presence of }  
H. M. Puce }  
State of California }  
Napa County ss } 3

July 27th 1850

Personally appeared before me  
the Recorder of Napa County F. J. Benjamin  
and M. A. Benjamin his wife to me known  
the the persons who executed the above  
and acknowledged that they executed  
the same for the reasons and purposes therein  
expressed.

And the said M. A. wife of  
said Benjamin being examined by me sepe  
all and apart from the said husband  
acknowledged that she executed the same  
of her own free will and without force or  
compulsion and the part of her said  
husband.

Wm H. Kinding

Recorder

Record August 5th 1850 at 35 minutes past  
11 o'clock A.M.

State of California }  
County of Napa ss } J. Robert Seawell  
Recorder for said Napa  
County hereby certifies that the foregoing is a  
true and correct copy of the records  
of said proper & proper of Benjamin and  
Martha A. Benjamin his wife to J. L. Brown  
as recorded in Book A page seventy six  
in the records of said Napa County

Witness my hand & official seal at  
Napa County this 30th day of Jan 1853 }  
Seal }  
James }  
John & Seawell Recorder

My little partner's Splendor  
Filed in Office Feb 11th 1853  
Geo Fisher Secy



11

D  
Copy  
Conveyance

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PAGE 12

Known all men by these presents that J. Joseph LeBrower of the County of Napa and State of California fraudulently and wrongfully obtained the sum of twenty five thousand dollars to use in lands sold by William Kelly of the County and State aforesaid the receipt whereof is hereby acknowledged have granted bargained and sold and by these presents do grant bargain sell and convey confer unto the said William Kelly his heirs and assigns forever

All that tract of land lying and being in Napa Valley in the County and State aforesaid known and described as follows to wit commencing at a certain stump on the bank of Napa River near the first community called the ranch and running thence west to the line of the land formerly owned by F. J. Benjamin,

thence along said line south such a distance as shall comprise forty acres bounded southwesterly by a line running from said Benjamin's pasture well east to the river thence north westerly along the bank of said river to the place of beginning together with all the appurtenances

To Have and to hold the said lands and tenements to the sole and only proper use benefit and behoof of the said William Kelly his heirs and assigns forever and the said J. LeBrower for himself his heirs and assigns do hereby covenant and agree to warrant and defend the said real estate unto the said William Kelly his heirs and assigns against the lawful claims and demands of all persons what soever

In testimony whereof I have hereunto set my hand and seal this 15th day of October 1852

Joseph C. Brewer Seal

Signed sealed and delivered in presence of  
Johnston Horrell  
G. W. Reves

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State of California }  
Napa County ss }

Personally appeared before me John Johnston Horrell County Judge of Napa County Joseph C. Brewer known to me to be the person whose duties the foregoing Commission and advertisement that he should do same for the use and purposes therein expressed and contained

John Johnston Horrell  
County Judge Napa County  
this 15th day of October 1852

Witness my hand and seal at Napa California  
October 22nd 1852 at 11 AM  
and records at the request of Johnston Horrell  
State of California }  
County of Napa ss }

I John H. Seaman County Recorder in and for the County of Napa and State of California hereby certify that the foregoing is a full true and correct copy of the record of said from Joseph C. Brewer to William Kelly as Records in Book 3 pages 239 and 240 in the records of said Napa County

Witness my hand and official seal at Napa California this 31th day of January 1853

John H. Seaman Recorder  
Noble S. Coppertuney  
Deputy Recorder

Filed in Office this 11th 1853

Geo. Fisher Secy

Stipulation

U.S. Land Commission

William Kirtley

vs

The United States

}  
}  
}

Number 583

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This is hereby stipulated by the Land Agent and the Attorney for the claimant above named, that the original title papers filed in the case of J. P. Thompson Number 495 including the depositions of Jose Adalosa and Le A. Hummer & Co. considered and regarded as evidence in this case to the same extent and effect as if the original documents were actually on file among the papers in this case.

San Francisco January 8th 1855

R. W. Morrison

Attorney for claimant

Luis Blainie

Asst Land Agent

Filed in Office January 8th 1855

Signed

Geo. Fisk

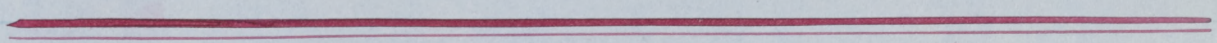
Secretary

Recorded in Journal Vol 4 Page 766

Signed

Geo. Fisk

Secy



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Unit 11

## Opinion

William Kelley

vs

The United States

For a part (contains  
 being 40 acres) of the  
 Rancho called Uapa  
 in Uapa County

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 PAGE 15

The land claimed in this case is a part of the Rancho called Uapa in Uapa County. By stipulation in the case the testimony and certain original documents filed in case number 295 which relates to the same original grant are made evidence herein. These proofs establish the grant of the land by Governor Alvarado to Salvador Vallejo on the 21st day of December 1838 the approval thereof by the Departmental Assembly on the 23rd day of the same month and the granting of judicial possession to the grantee on the 8th day of July 1844.

The propriety of the conditions of the grant by indubitable and authentic title is also established. The title of the present claimant to the portion of the land which he seeks to have confirmed herein is derived from said original grant by the following conveyances which are fully proven to wit:

First a conveyance from said grantee and wife to George A. Hornwall and F. J. Benjamin dated August 28th 1849

Second a conveyance from said Hornwall to said Benjamin of the interest of the former in the portion of the land covered by the claim to them which is claimed in this case dated July 13th 1857

Third a conveyance from said Benjamin and his wife to J. C. Brown dated July 2nd 1857

Fourth a conveyance from said

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Promissory Note to William Kirby the Accountant  
dated October 15th 1857

That title of the Petition  
now being this established a record of  
confirmation will be entered

Confirmation  
Filed in Office Jan 9th 1855

Signed  
Geo Fisher

Secretary

Records in Rec of Administ vol 2 p 455

Signed  
Geo Fisher

Secretary

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Decree  
of  
Confirmation

William Kuby }  
of }  
The United States }

In this case concerning the proofs and allegations it is adjudged by the Commission that the claim of the Petitioner is valid and it is therefore decreed that the same be confirmed.

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The lands of which confirmation is hereby made are apart of the place known by the name of Nappa which was granted to Salvador Vallis which place is bounded and circumscribed as follows to wit,

Commencing on the Arroyo of Nappa at the boundary of Nicolas Peguina thence following a southerly direction to the lower pass of the arroyo about bearing six thousand seven hundred and eighty three paces thence towards the north west along the Arroyo six thousand seven hundred and thirty paces to the upper road which goes to Nappa.

Thence along the same arroyo north-west to the upper road which goes to the Ranch of Santa Rosa four thousand six hundred and thirty paces thence continuing on the same course to the boundary of said Grants by estimation ten thousand seven hundred and thirty paces thence towards the north north east three thousand two hundred and fifty paces to the river Nappa.

Thence down the same river course south east to the Arroyo of Nappa fifteen thousand one hundred and seventy five paces thence following the same arroyo westward by ten thousand and six hundred paces to the place of beginning containing four square leagues of land, agreeably to the Grant to said Vallis and the judicial measurement thereof. The portion of the above described premises of which confirmation is hereby made is known and defined as follows to wit

Commencing at a certain stump on the bank  
of a ravine near the pond commonly called  
the branch and running thence west to  
the line of the land formerly owned by F. J.  
Benjamin

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Thence along said south line such  
a distance as shall comprise forty acres more  
and further by a line running from said  
Benjamin's west line due east to the river  
thence northward along the bank of said  
river to the place of beginning being the  
same land described in a deed from Joseph  
LeBrown to William Kelly dated October  
15th AD 1852

Wm. F. Phelps,

R. Aug. Thompson

S. B. Farwell

Commissioners

Filed in office Jan 9th 1855

Signed

Wm. F. Phelps

Secretary

Recorded in Rec of decisions Vol 2 p 456

Signed

Wm. F. Phelps

Secretary

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and it appearing to the satisfaction of this  
Board that the land hereby assigned is  
situated in the Northern District of Cal  
ifornia it is hereby ordered that the 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  
 duly certified by the Surveyor General and  
transmitted shall be filed with the clerk  
of the U.S. District Court for the Northern  
District of California and the other be  
transmitted to the attorney General of the  
United States

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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 *Eighteen* — pages, numbered from  
1 to 18, 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. 583 on the Docket of the said Board,  
wherein

*William Keely* is —

the Claimant against the United States, for the place known by  
the name of "Part of Salvador's Rancho."

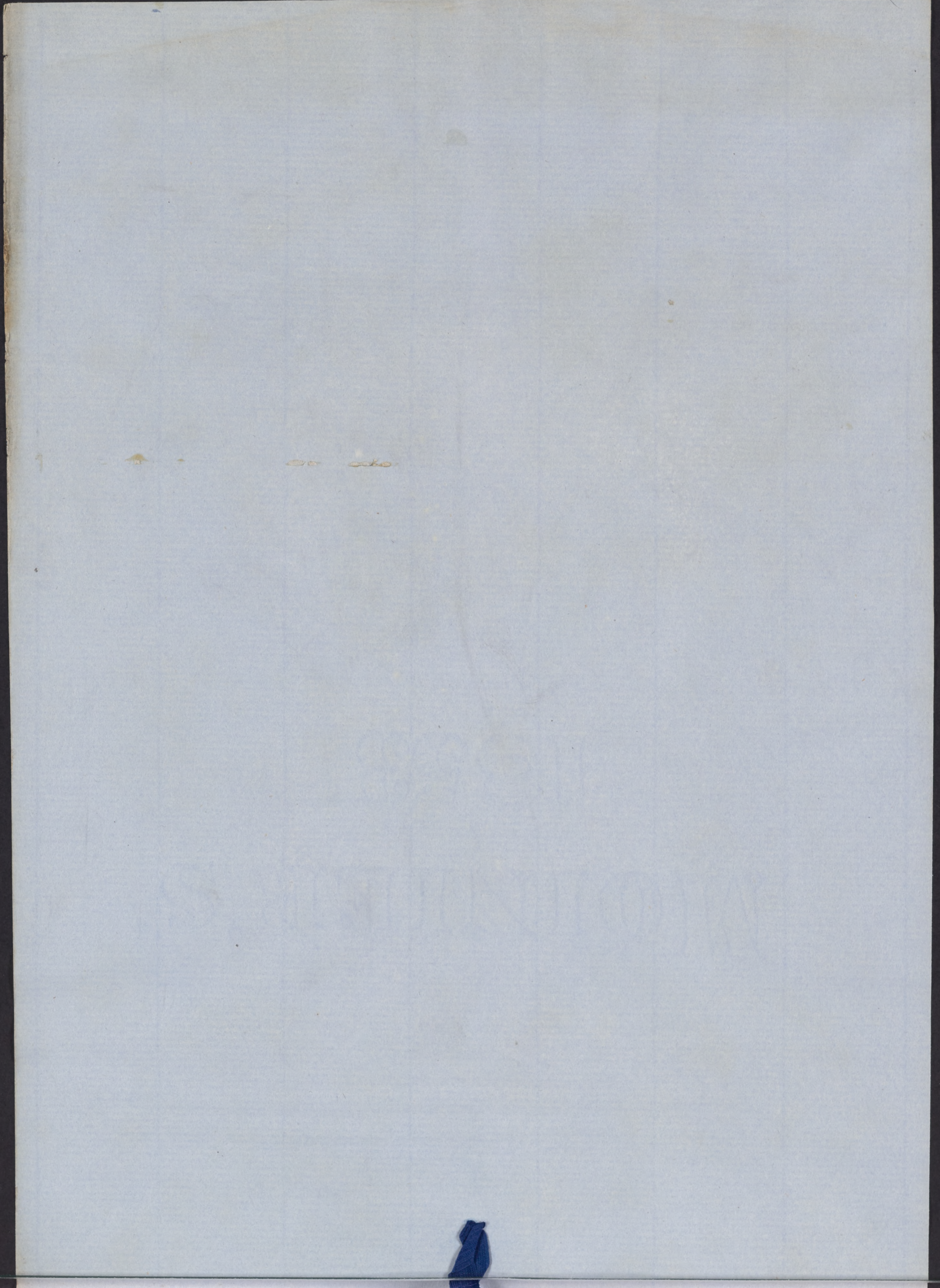


In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
*Twenty first* — day of *July*  
A. D. 1855, and of the Independence of the  
United States of America the *seventy-eighth*.

*Geo. Fisher*  
*[Signature]*







U. S. DISTRICT COURT,

*Northern* District of California.

No. *261*

**261**

THE UNITED STATES,

vs.

**ND**

*William Keeley.*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *583*.

Filed,

*July 2<sup>nd</sup>*

185*5*

*J. A. Moore,*  
*Clerk*

*583*



Office of the Attorney General of the United States,

Washington, 10. October, 1855.

503. "Part of Salvador's Ranch"

William Keely, 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 14<sup>th</sup> 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.

*Cushing*

Attorney General.

No. 261—

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

United States

<sup>vs</sup>  
William Kelly,

Notice of Appeal in Case

no. 583.

Filed Nov. 22. 1855.  
by Chevers  
Deputy.

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To the New Dist Court of the U. S. in and  
for the Northern Dist of Cal

The United States by  
William Kealey

D. C. 261; L. C. 583,

The petition of the United States by their Attorney represents that this cause is an application for a review of the decision of the U. S. Land Commission whereby the claim of the Appellee was confirmed as appears by reference to the record in the case. That a transcript of the said record was filed in this Court on the 21<sup>st</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 the said District, That the said claim is invalid.

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

San Francisco, July 12. 1857

Wm Blauding  
U. S. Atty.

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U. S. Dist Court

The United States

v  
Wm Kealey

Petition

Filed Feb 12, 1857  
W. H. Chivers,  
Deputy.

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Standing  
jusa

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 20th  
day of ~~December~~ <sup>January</sup> A. D. ~~1879~~ 1880.

Present Hon. Ogden Hoffman - Judge

The United States } No. 261-  
vs } Decree of Confirmation  
William Keeley } Part of Kapa

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 decision 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 Seare Esquire, United States Attorney, that the Surveyor General has informed him that it was necessary for the prosecution of public surveys, that a decree in the said cause, describing and defining the boundaries of the land so confirmed as aforesaid, should be entered, and it further appearing to the court, from statements of the District Attorney that no objection exists to the entry of the decree of confirmation of the said lands of claimant, hunc pro hunc, 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 the motion of Philip Seare, District Attorney, it is ordered that a decree of confirmation in said cause, be entered, hunc pro hunc, as of said day.

Wherefore in consideration of

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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 claim 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 a part of the place known by the name of Napa ~~which~~ which was granted to Salvador Vallejo, which place is bounded and described as follows to wit:

Commencing on the Arroyo of Napa at the boundary of Nicolas Heiguera thence following a Southerly direction to the lower pass of the Arroyo de los Carneros, six thousand varas to a pile of stones, thence toward the North West along the Arroyo, six thousand varas to the upper road which goes to Napa, thence along the same Arroyo North North West, to the upper road, which goes to the Rancho of Yumth four thousand six hundred varas, thence continuing on the same course to the boundary of said Yumth, by estimation, ten thousand varas, thence toward the North North East, three thousand two hundred and fifty varas

to the river Napa, thence down the  
 same river course South East, to the arroyo  
 of Napa fifteen thousand one hundred and seventy  
 five varas, and thence following the same  
 Arroyo, westwardly two thousand six  
 hundred varas, to the place of beginning,  
 containing four square leagues of land,  
 agreeable to the grant, to said Vallejo and  
 the Judicial Measurement thereof.

The portion of the above des-  
 cribed premises of which confirmation  
 is hereby made is <sup>known and</sup> described as follows  
 to wit: commencing at a certain stump on the  
 bank of — Napa river near the ford commonly  
 called the Tranchas <sup>cut</sup> running thence West to the  
 line of the land formerly owned by F. J. Benjamin  
 thence along said South line such a distance  
 as shall comprise 40 acres, bounded Southerly  
 by a line running from said Benjamin's West  
 line, due East to the river, thence northwardly  
 along the bank of said river to the place of be-  
 ginning, being the same land described in a deed  
 from Joseph C. Brown to William Keeley  
 and dated, October 15<sup>th</sup> A. D. 1852.

John A. Fuller  
 Dist. Judge

No 261-

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

The United States

vs.

William Keeley

261 ND  
PAGE 28

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Decree of Confirmation

Filed January 20th AD 1880  
as of February 23rd AD 1857  
nunc pro tunc

Southard Hoffman Clerk

By W. D. Spinwood  
Deputy Clerk

Recorded in Rk Judgments &  
Decrees at p. ~~271~~ 271

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

Office of the Board of Commissioners,

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

San Francisco, July 21<sup>st</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 31<sup>st</sup>, 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. 583 on the Docket of the said Board, wherein

William Keely is

the Claimant against the United States, for the place known by the name of "Part of Salvador's Ranch."

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

Geo. Fisher.

