

CASE No.

28

SOUTHERN DISTRICT

CANADA DE LOS OS OS GRANT

JUAN WILSON

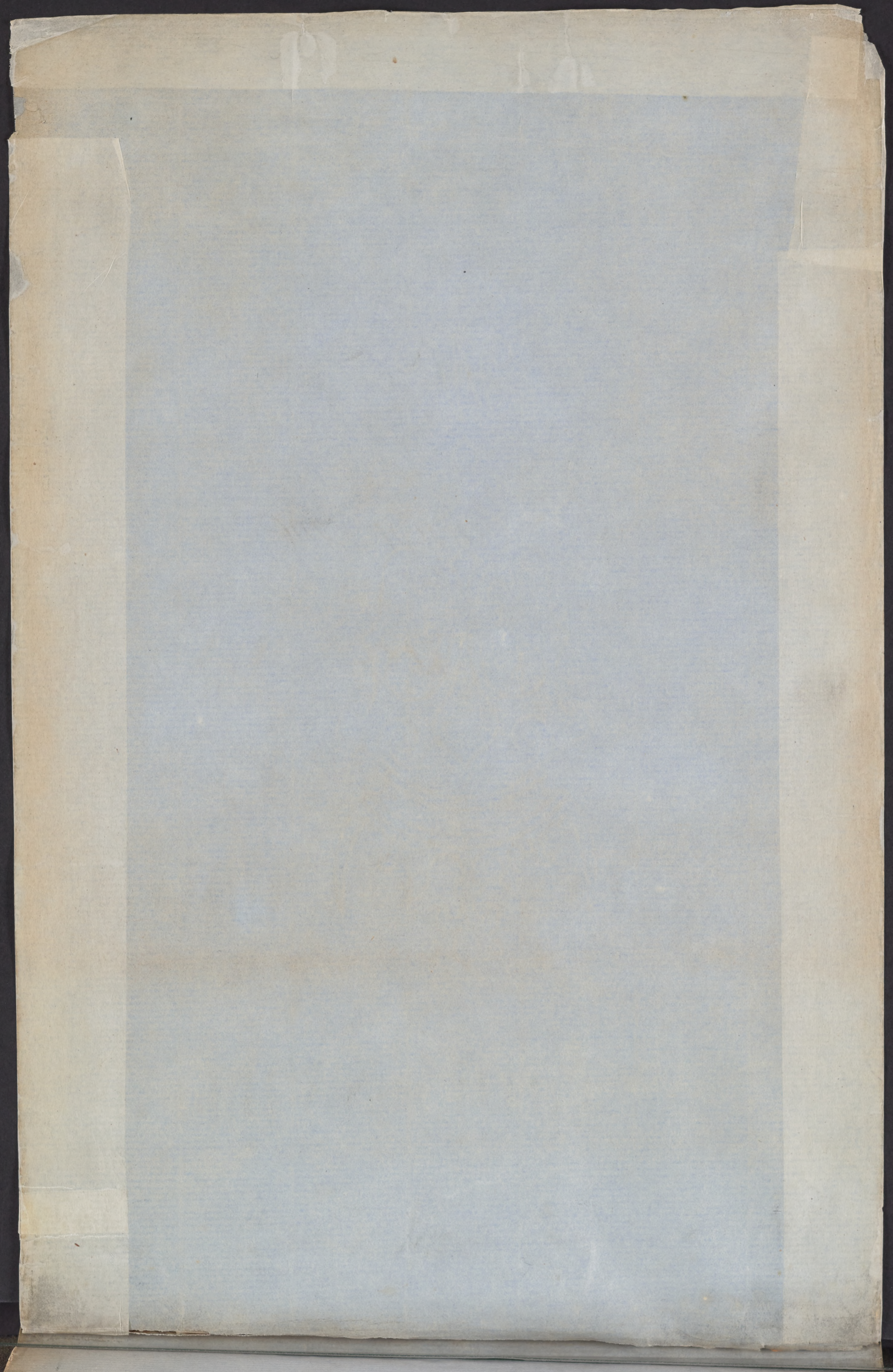
CLAIMANT

LAND CASE 28 SD PAGES 164

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TRANSCRIPT
OF THE
PROCEEDINGS

IN CASE

NO. 218.

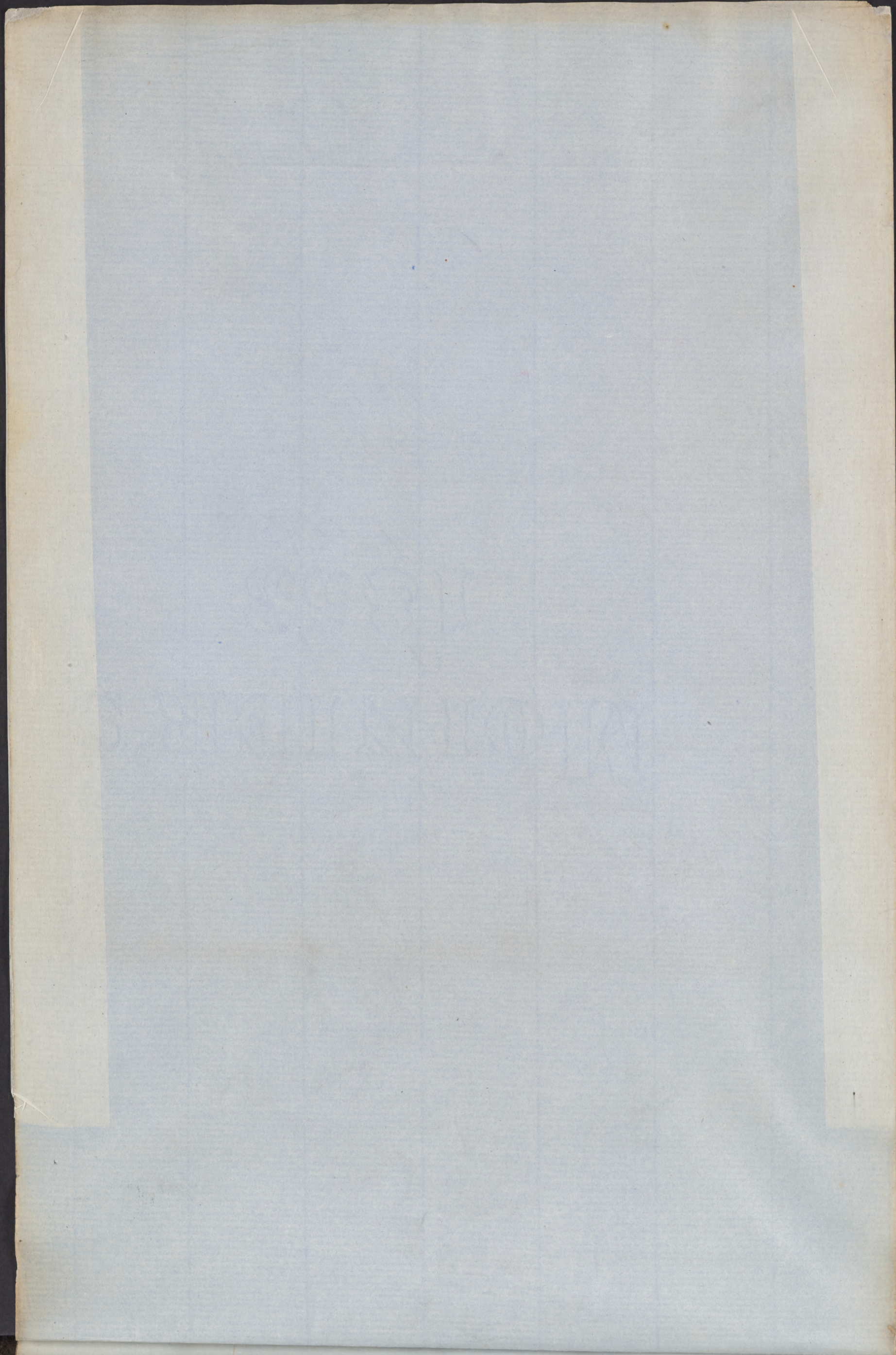
Juan Wilson CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*"Canãda de los Osos
Pecho y Islas."*



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 *Seventh day of May*, Anno Domini One Thousand Eight Hundred and Fifty-*two*, 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 Juan Wilson for the Place named "*Canada de los Osos Pecho y Yslai*" was presented, and ordered to be filed and docketed with No. 218 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 May 10th 1852

In Case No 218 Juan Wilson the Deposition of Pablo de la Guerra a witness in behalf of the Claimant taken before Commissioner Richard Heald was filed and is in the words and figures as follows to wit
(Vide page 5 of this Transcript)

San Francisco Jan. 4th 1853.

In Case No. 218 Juan Wilson for the place named "*Canada de los Osos*", the deposition of John Young, a witness in behalf of the claimant, taken before Commissioner Mary J. Thornton was filed, and is in the words and figures as follows to wit:

(Vide page 8 of this Transcript)

San Francisco March 8th, 1853.

In Case No. 218 John Wilson for the place named "Carrada de los Ocos y Pecho y Plai," the Counsel for the Claimant filed the following Stipulation, to wit:

(Vide page 63 of this Transcript)

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San Francisco April 8th, 1853.

In Case No. 218 Juan Wilson for the place named "Carrada de los Ocos" &c., the Counsel for the Claimant filed the following Stipulation to wit:

(Vide page 71 of this Transcript)

San Francisco April 11th, 1853

Case No. 218, on motion of the United States Ass^{ts} Law Agent, was ordered to be placed on the Trial Docket.

San Francisco April 11th, 1853.

Case No. 218 Juan Wilson for the place named Carrada de los Ocos &c., called; the Counsel for the Claimant, Mr. Wallck, read the petition and the papers in evidence; the United States Ass^{ts} Law Agent filed his brief - submitted and taken under advisement by the Board.

San Francisco Apt. 22^o, 1853.

A Statement was read by Commissioner Meland Hall in behalf of the Board, accompanied with the opinion and decree of final Confirmation in Case No. 218 John Wilson (and other cases therein mentioned) which Statement is in the words and figures, as follows, to wit:

(Vide page 73 of this Transcript)

and which Opinion and Decree are in the words and figures as follows to wit:

(Vide page 75 of this Transcript)

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To the Honorable Commissioners to State
Private Land Claims in California -

Petition

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The petitioner John Wilson respectfully shews.
That on the 1st day of December AD 1842 Juan B
Alvarado Governor of California, by virtue of authority
in him vested, granted to Victor Limans the tract of
land called Canada de las Oses, situate in the present
county of San Luis Obispo containing 4 square
leagues of land with the boundaries set forth in said
grant, and the accompanying map, a copy of which grant
and map is submitted herewith marked "A" with a
translation marked "B."

That on the 25th day of August AD 1843
the said tract of land was duly surveyed and the
judicial possession of it given in due form of law
a copy of which act of possession is submitted here
with marked "C" with a translation marked "D."

That on the 29th day of May AD 1844, the said
Victor Limans sold and conveyed the said tract
of land to the petitioner and his wife, a copy of
which conveyance is submitted herewith marked
"E" with a translation marked "F."

And the petitioner further shews that on the
27th day of April 1843, Manuel Micheltorona
Governor of California, by virtue of authority in him
vested, granted to Francisco Badillo the tract of land
called "Pecho y Yslay" situate in the present County
of San Luis Obispo, and adjacent to the aforesaid
Rancho of "Canada de las Oses" containing two
square leagues of land, with the boundaries set forth
in said grant and the accompanying map, a copy
of which grant is submitted herewith marked
"G" with a translation marked "H."

That on the 13th day of October AD 1843
the said tract of land was duly surveyed and the

Judicial Possession of the given in due form of law a copy of which Judicial act is submitted herewith marked "I" with a translation marked "f" -

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That on the 1st day of January AD 1844 the said Francisco Badillo Colea and Company, the said tract of land to the petitioned and his Partner in Company James Scott, a copy of which conveyance is submitted herewith marked "B" with a translation marked "L" -

And the petitioners further shows that on the 24th day of September AD 1846, Pío Pico Governor of California, by virtue of authority in him vested, re-granted the said tracts of "Canada de las Osas" and "Pecho y Yelay" with an extension of seven and a half square leagues, which re-grant and extension, was approved by the Departmental Assembly on the 1st day of October AD 1845, a copy of which re-grant and certificate of approval is submitted herewith marked "M" with a translation marked "K" -

That on the 1st day of June AD 1848 the said James Scott conveyed to the petitioned all his interest in the said Canada de las Osas a copy of which conveyance is submitted herewith marked "O" with a translation marked "P" -

That on the 1st day of the death of the said James Scott who departed this life in the month of May AD 1850 the petitioned has purchased of the heirs of said Scott all his interest in the said tract of land called "Pecho y Yelay" a copy of which conveyance he has herewith hereto herewith with this petition -

And the petitioners further shows that the said tracts of land have not been surveyed by the Surveyor General of the United States, but that they were duly surveyed at the times of giving Judicial

possession of them as aforesaid and that they have been since more accurately surveyed by a duly authorized Surveyor and a plot thereof made, a copy of which plot is submitted herewith marked 'D'

That the petitions and those men whom he holds have been for more than ten years and that the petitions now in the quiet peaceful and undisputed possession and occupation of the said tracts of land.

That he knows of no conflicting claim - That he relies for confirmation of title upon the original papers copies of which are submitted herewith upon the records and minutes in the Archives now in charge of the Surveyor General and upon such other and further proofs as he may be advised are necessary.

Wherefore he prays the Commission to confirm to him the said tract of land.

By his Atty.

Stallard, Peachy & Billings -

Filed in Office May 7th 1852.

(Signed) Geo. Fisher Secy.

Office of the Board of Commissioners
of California Land Claims
San Francisco May 8th 1852.

Deposition
of
Pablo de la Guerra

On this day before me Meland Hall one of the Commissioners for ascertaining and settling Private Land Claims in the State of California, came Pablo de la Guerra a witness produced in behalf of the Claimant John Wilson whose petition is No 218 on the docket of the Board and was duly sworn.

The Law Agent was notified & attended -

Questions propounded by Counsel for Claimant

1st Question - What is your name age and place of residence -

Answer. My name is Pablo de la Guerra. My age is 32 years. I reside in Santa Barbara and have resided in California all my life -

2^d Question Do you know the Signatures of Juan B. Alvarado, Manuel Jimeno, Victor Linan & Mariano Bonilla, Vicente Bonilla, Mercurio Garcia Jose Ma. Covarrubias, Roberto Elmud, E. Aradison Manuel Micheltorona Francisco Arco, Joaquin Carillo, Pio Pico Francisco Padillo, John Wilson Pedro C. Carillo, James Scott, Edward Mc King and Tomas M. Robbins. And if so say whether their Signatures to the documents before you are genuine and whether Exhibits, N. C. G. S. R. M and O filed in claim No 218 in the Office of the Secretary of the Board of Commissioners are true and accurate Copies of these originals -

Answer. I am acquainted with the signatures of Juan B. Alvarado, Manuel Jimeno Victor Linan & Mariano Bonilla, Vicente Bonilla, Mercurio Garcia Jose Ma. Covarrubias, Roberto Elmud E. Aradison Manuel Micheltorona Francisco Arco, Joaquin Carillo, Pio Pico, Francisco Padillo John Wilson Pedro C. Carillo, James Scott and Tomas M Robbins, their signatures to the documents before me are all genuine and Exhibits, N. C. G. S. R. M and O, filed in claim No 218 in the Office of the Secretary of the Land Commissioners are correct Copies of these originals.

3^d Question - State if you know the Rancho called 'Canada de las Ocas' and 'Pecho y Yslay' if they have ever been occupied or claimed & if so by whom?

Answer - I know the Rancho called Canada de las Ocas and Pecho y Yslay. they are situated in the

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County of San Luis Obispo, the former was occupied by Victor Linares from 1841 or 1842 to 1844, when he sold it to John Wilson, who has occupied it ever since and still resides on it. Both Victor Linares and John Wilson had houses on the land & occupied it with Cattle and horses and cultivated portions of the land. I never heard thro' talks to it disputed or that anyone else claimed it. The Rancho of Pecho & Islay was occupied by Mr. Francisco Daddalo in 1843 or 1844 after which he sold the same to John Wilson and Diego Scott since which time it has been occupied by said Wilson who still occupies it. The said tract of land has been occupied for some 10 years by the said Daddalo, and thro' holding under him they have had a house and Cattle and horses on the said land and have so at the present time. I never heard of any other claim to the said land.

In answer to questions by the Law Agent the witness says he thinks he saw the house on the Rancho "Cañada de las Osas" about eight years ago, cannot say when it was built, when I first knew it. Victor Linares lived on it. Wilson also built another house on it at least five years ago & has lived on it since. A few acres of the land has been cultivated. It has been principally occupied with stock. Wilson has about three thousand head of Cattle on the land. The land is bounded on the Sea Coast & is all of it within two leagues of the Sea Coast.

Pablo de la Guerra.

Sworn to & Subscribed

By me

Wilhelm Hall Comr.

Filed in Office May 8th 1852.

(Signed)

Geo. Fisher Secy

San Francisco Jan^y 4th 1853.

Deposition
of
John Young.

On this day before Com^r Harry J. Thornton Com^r
John Young a witness in behalf of the Plaintiff
Juan Wilson. Petition No 218, and was duly
sworn his Evidence being in English.

The U. S. Associate Law Agent was present.

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My name is John Young, my age is
28 years. I reside in Santa Clara County & have
lived in California 9 years.

I knew James Scott, he died in California
in the month of May. AD 1850. he left no will, but
simply a memorandum that his property should
be given to his Mother & Sisters -

He was never married and left no child
aren. His Mother and Sisters lived in Perth
Scotland his Mother's name is Jan Scott & his
Sisters Anne Scott, Jessie Scott & Elizabeth
Scott. his Father has been dead many years
and he left no heirs except his Mother and
Sisters above mentioned.

John Young.

U. S. Law Agent present.

Sworn to & Subscribed before me
this 4th Jan^y 1853.

Harry J. Thornton Com^r

Filed in Office Jan^y 4th 1853.

(Signed)

Geo. Fisher Secy.

Original title-paper
"A"
Doc. A. C. C. G.
I. M. annexed
to the deposition of
Pablo de la Guerra
between the Gov. & H.
Hall May 8' 1852.

Delo primero seis pesos
Habilitado provisionalmente por la Aduana maritima
del puerto de Monterey, en el Departamento de las
Californias, para los años de mil ochocientos
cuarenta y uno, y cuarenta y dos.
Alvarado Antonio M. B. Sio

ad.
marit.
de monty

Juan B. Alvarado Gobernador
Constitucional del Departamento de las Californias

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"A."

Por cuanto el Ciudadano Victor
Sinard ha pretendido para su beneficio personal
y el de su familia el terreno conocido con el nombre
de Cañada de los Bos colindante con la Misión
de San Luis Obispo a una legua de distancia y lo
mismo por la parte de la Costa comprendiendo en
el terreno la dha Cañada colindante igualmente
con el rancho del Ciudadano Miguel Avila, con
el de del Ciudadano Guadalupe Cantua y con el
del Ciudadano Vicente Cane; practicadas previa-
mente las diligencias y averiguaciones concernientes
segundo dispuesto por leyes y Reglamentos, usando
de las facultades que me son conferidas, he
venido en concederle dho terreno sugetandole a la
aprobacion de la Junta Departamental
y a las Condiciones siguientes.

1.ª Podrá cercarlo sin perjudicar los troveses,
camino y servidumbres; lo disfrutara libre y esclusi-
vamente destinandolo al uso o cultivo que mas
le acomode, pero dentro de un año fabricara casa
y estara habitada.

2.ª Solicitara del Juez respectivo que
le de Concesion juridica en virtud de este despacho
por el cual se demarcaran los lindes en cuyos limites
se pondran a mas de las mojones algunos
arboles frutales o silvestres de alguna utilidad.

3.ª El terreno de que se hace mención
es de cuatro sitios de ganado mayor. El Juez
que diere la posesion lo hara medir conforme

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a ordenanza quedando el Sobrante que resulte a la
Nación para los usos convenientes.

4.^a Si Contraviere a estas Condiciones
perderá su derecho al terreno y Sera denunciado
por otro.

En consecuencia mando que sirviendole
de título el presente se tome raxon de el libro respectivo
y se entregue al interesado para su resguardo y demas
fines. Dado en Monterey 1.^o de Diciembre de
mil ochocientos cuarenta y dos.

Juan B. Alvarado
Man^o Jimeno
Srio

Queda tomada raxon de este despacho en el
libro respectivo a fojas 8.^a
Jimeno

Here follows annex

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Dell. out. un. cartilla

Sello Cuarto una Cuartilla
 Habilitado provisionalmente por la Aduana
 Maritima del Puerto de Monterey, en el Depar-
 tamento de las Californias, para los años de mil
 ocho cientos Cuarenta y mil ocho cientos Cuarenta
 y uno.

"L"

Ararado

Antonio Maria Osio

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El que Subscribe Srío del Gob^{no} del
 Departam^{to} de las Californias, Certifica: que el
 diseño que se demuestra á la vuelta es igual al original
 que existe en la Sría de mi Cargo. Monterey
 diez de Agosto de mil ocho cientos Cuarenta y tres
 Man^{te}. Pinero.

Sello Cuarto dos reales
 Habilitado provisionalmente por la Aduana Maritima del
 Puerto de Monterey, en el Departamento de las Californias,
 para el año de mil ocho cientos Cuarenta y tres.

"G"

Micheltorena

Manuel Castañares

ad^o
 marit.
 de Mont^{re}

Sr. Juan de Paz

S. Luis Obispo Ag^{to} 23 de 843

Representado y admitido.
 Hagase saber al interesado
 q. p.^o el 25 del presente
 con citacion de los Colia-
 dantes se le dara la
 posesion y se verificaran
 las medidas del terreno:
 Yo el Jue de Paz de
 este Pueblo asi lo decreté
 y firme
 Bonilla

Victor Linares vecino de este pueblo,
 ante V. como mejor proceda digo:
 q. en virtud del titulo y dices
 q. con esta acompaño se cirba dar me
 la posesion juridica del terreno q.
 p.^o el mismo titulo se me a comedido
 y como tal formalidad se requiere
 p.^o adquirir la propiedad espero
 proceda a beneficiar la medida
 del terreno. Por tanto
 A V. Suplico se sirva proveer
 como pido q. en ello recibire
 justicia lq. juro &c

S. Luis Obispo Agto. 23 de 843
Victor Linares

In el pueblo de S. Luis Obispo a los veinte y tres dias del mes de Agosto del año de 843 a las diez de la mañana, siendo presente D. Victor Linares en su casa de habitacion, le hice saber el auto anterior y dijo: lo oyo y es conforme, de lo que yo con los testigos de asist. doy fe.

J. Mariano Bonilla

de asist.^a

Vicente Bonilla

de asist.^a

Mercurial Garcia

S. Luis Obispo Agto. 23 de 843

Con esta fha se citaron p^r voluntades a los Colindantes D. Vicente Canet, D. Guadalupe Cantua y D. Miguel Arila, p.^a q. Concurran a las medidas del terreno y señalam.^{to} de terminos y lindes, y lo asiente p.^a diligencia q. rubrico

(Rubrica)

In el pueblo de S. Luis Obispo a los veinticinco dias del mes de Agosto del año de mil ochocientos cuarenta y tres, yo el Jefe de Paz de este pueblo y de demarcacion, acompañado de dos testigos de asist. a las ocho de la mañana pase a la habitacion de D. Victor Linares y siendo presente dispuse q. se midiese un cordel p.^a con el medir el terreno y al efecto se midió un cordel de cuerda de lien varas Castellanas y en sus estremos se amarraron dos estacas, y lo asiente p.^a diligencia q. firma con los de asist.^a.

J. Mariano Bonilla

de asist.^a

Vicente Bonilla

de asist.^a

Mercurial Garcia

A Continuacion en el mismo parage dia, mes y año, yo el Jefe de Paz de este pueblo con los de mi asistencia y presente D. Victor Linares en union de algunos otros Señores, p.^a no haber un surtido agrimensurador dispuse nombrar y nombre

jurito agrimensor dispuso nombrar y nombre

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dos medidores cordeleros, q. fueron Fran.^{co} Villa y Jose Rodriguez, los q. aceptando el encargo juraron p.^r Dios y la Sta Cruz desempeñarlo fielmente segun su saber y entender y lo presente p.^r diligencia q. firme con los de asist.^a

J. Mariano Bonilla
de asist.^a
Vicente Bonilla
de asist.^a
Mercurial Garcia

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In Seguida en el mismo parage, dia mes y año, a las nueve de la mañana, yo el Jefe de Paz de este pueblo acompañado de los de asistencia y demas concurrentes, no habiendo a la prueba hea asistido los Colindantes dispuse comenzar las medidas del terreno y p.^r ello se midio primivam.^{te} una linea desde la finca principal de este pueblo al O. E. hta la punta de Sanjones inmediata al Corral de piedra en la Cañada de los Ocos, y desde dho punto q. se señalo como lindero con los Caidos / p.^r tal rumbo / del pueblo, los medidores tomaron el Cordel y en direccion al N. O. p.^r la falda delos Cerros q. Señalan los linderos de Canet y Cantua midieron ciento y veinte cinco Cordeleros de a cien v.^{os} hta donde comienza el medano y chamizal inmediato al hito al pie del Cerro de S. Luisito en la misma Cañada de los Ocos, y señalando dho punto como termino del terreno p.^r tal rumbo se siguió midiendo al S. O. p.^r parte de la Cañada y lomena hta la Cañada q. forma la Sierra Alta con las lomas empantadas quedando estas incluidas en el terreno y se midieron ochenta y ocho Cordeleros =

Dello Cuarto Los reales

Habilitado provisionalmente por la Aduana maritima del puerto de Monterey, en el Departamento de las Californias, para el año de mil ochocientos Cuarenta y tres.
Michelearena Manuel Castañares

(Ad.^a marit.^a de Mont.)

= Señalando este termino en la Cuchilla alta y tierra Blanca. Se continuo de allí la medida al S. E. por la cuchilla

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de las lomas empastadas hta el extremo de la
 Cañada de los pastores y espalda del Cerro
 de la majada cullo punto se Señaló fijando en el
 una Cruz y se midieron hta allí ciento y veinte
 cinco cordelės. Se siguieron las medidas al N.E
 p^o las lomas y Cañada de los Bos hta el punto
 de los Sanjones en donde se Comenzaron las medidas,
 y se contaron ochenta y tres cordelės, con lo cual fueron
 concluidas las medidas y señalados los terminos y
 lindes, quedando el terreno comprendido bajo la
 circunferencia de Cuatro Cientos veinte cordelės de a
 cien v. u ocho y media leguas. Concluidas de este
 modo las referidas medidas y sin haber oposicion
 de alguno, p^a perfeccionar el acto, tomose p^a la mano
 a D. Victor Linares en presencia de los concurrentes
 y voz clara le dije: doy a v. en nombre de la
 Nación Mexicana porcion de este terreno q. se ha
 medido, y le mande q. manifieste de algun modo
 el Servicio q. habia adquirido, y el en demostracion
 de ser el dueño y Señor absoluto y de haber p^a aquel
 acto adquirido el dominio util y directo y p^a tal propiedad
 de dho terreno, cabó la tierra, arranco yerbas y tiro
 piedras, con lo cual se concluyó el acto y pidió D. Victor
 Linares q. se le devolviesen originales estas diligencias
 p^a su resguardo, p^a Culla Constancia lo firme con
 la de asistencia.

D. Mariano Bonilla

de asist.

de asist.

Vicente Bonilla

Mercuriá Garcia

D. Luis Obispo Ag^o 25 de 843

Devolvanse estas diligencias originales
 al interesado p^a testimonio de adquisicion de propiedad
 y duso q. le Combenza, y tomase raxon en el libro
 correspondiente

Bonilla

D. Luis Obispo Ag^o 26 de 843

Atendido el auto anterior con esta
 p^a se devolvió a D. Victor Linares este expediente

en el uso de la asistencia p^a su resguardo a su libro

Ha de devolvió a D. Victor Linares en liquidación

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en 8 fo útiles y lo asiento p.^o diligencia q. rubrica
(Rubrica)

Linda tomada rason de esta diligencias
en este Juzgado en el libro respectivo a fo. 18. 19.
20 y 21

Bonilla

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"G."

Manuel Micheltona Gobernador Coman-
dante General e Inspector del Departamento
de ambas Californias

gob.
del Dep.
de
Californias

Por Cuan D.^o Fran^{co} Nadillo

ha pretendido para su beneficio
personal y el de su familia el parage conocido
con el nombre del Techo y el Islac, colindante
con D.^o Miguel Abila y con D.^o Victor Linares;
practicadas previamente las diligencias y averiguaciones
convenientes segun lo dispuesto por Ley y reglamentos,
usando de las facultades que me son conferidas a
nombre de la Nacion Mexicana he venido en Concederle
el terreno mencionado declarandole la propiedad de
el por las presentes letras, sujetandose a la aprobacion
de la misma Junta Departamental y bajo las condiciones
siguientes.

1.^a Toda Cerca sin perjudicar las travesias,
caminos y servidumbres; lo dio fructura libre y esclu-
sivamente destinandolo al uso o Cultivo que mas
le acomode, pero dentro de un año fabricará Casa
y estará habitada.

2.^a Solicitara' del Puz respectivo que de
la porcion juridica en virtud de este Topocho, por el
cual se demarcaran los lindes en cuyos limites
pondra' a mas de las mojeras algunos arboles
frutales o silvestres de alguna utilidad.

3.^a El terreno de que se hace donacion
es de dos Sitios de ganado mayor segun explica el
diceno respectivo. El Puz que dice la porcion

lo hara' medir conforme a' ordenanza, quedando el Sobrante que resulta a' la Nacion p. los usos convenientes.

4^a. Si contraviniere a estas Condiciones perdera' su derecho al terreno y sera' denunciabile por otro.

En consecuencia mando que sirviendole de titulo el presente, se tome razon de el en el libro a que correspondia y se entregue al interesado para su resguardo y demas fines. Dado en la Ciudad de Los Ang.^{os} a veintioiete de Abril de mil ochocientos cuarenta y tres.

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Man^{te}. Michelt^a
Fran^{co}. Arce
Srio int^o

Queda tomada razon de este Despacho en el libro respectivo a f 20
Fran^{co}. Arce

El Sr. S. Gobernador ha dispuesto se tome razon de esta Consecion en la Prefectura del Segundo Distrito
Fran^{co}. Arce

Delo Cuarto dos reales
Habilitado provisionalmente por la Aduana maritima del puerto de Monterey, en el Departamento de las Californias, para el año de mil ochocientos cuarenta y tres.
Micheltorona Pablo de la Guerra

"J"

nd.
marit.
de Monty

Senor. Cus de Par de
S. Luis Obpo.

S. Luis Obpo Oct. 12 de 843
Francisco Padriño resino
de Sta Barbara ante V.
como mas haya lugar

Por presentado y admitido
Hagan saber alinte-
resado q. p. mañana

13 Se le dara la posesion q. pide previa Citacion de los Colindantes: yo el Juez de Paz de este Pueblo asi lo decreto y firme Benilla

y Como mejor proceda digo: que por el titulo que acompaño se vera la Concesion que me hizo el Gob. del terreno llamado el Techo y Como para adquirir la propiedad es necesaria la posesion juridica de dho terreno pide a V. de Siva dar me la oña Señalando dia en que se verifiquen las medidas y Señalamiento de linderos. Por tanto

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A. Suplico de Siva proveer como pido que en ello recibre justicia que juro y a
D. Luis Obispo Oct. 12 de 843
Francisco Badijo

En D. Luis Obispo a 12 de Oct. del año de mil ochocientos cuarentay tres a las tres de la tarde Siendo presente D. Fran. Badijo a quien voy se le hizo saber el auto anterior y entendido dijo lo oye y firmo con mi go y lei de asist. de que doy fe

D. Mariano Benilla
de asist.
Fran. Badijo
de asist.

En la misma fha se citaron p. roles a los Colindantes D. Miguel Ueda y D. Victor Sinares p. q. Concurriesen a las medidas del terreno, y lo asentó p. diligencia q. rubrico.

(Rubrica)

En D. Luis Obispo a los trese dias del mes de Octubre del año de mil ochocientos cuarenta y tres habiendo Concurrido yo el Juez de Paz con la de asistencia con quienes actuo p. falta de escribano, al Rancho del Techo y el Estac, y Siendo presente D. Fran. Badijo en la casa de dho rancho, reunidos los Colindantes y otros Señores, dispuse q. se midiese un corral p. con

el verificar la medicion del terreno, y al efecto se midio uno de corda de lien varas y en sus extremos se amarraron dos estacas y p.^a q. Conste lo asente p.^a diligencia q. firme con los de asist.^a

D. Marco Bonilla

de asist.^a

de asist.^a

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A Continuacion en el mismo parage dia, mes y año a las nueve de la mañana, yo el Sr. de Paz de S. Luis Obispo con los de asist.^a y siendo presente D. Fran.^{co} Badillo y Concuernentes ya citados, p.^a no haber un perito Agrimensor dispuse nombrar y nombre dos medidores Cordeleros, q. lo fueron D. Victor Linares y D. Nicolas Carpio, quienes habiendo aceptado dho nombram.^{to} se obligaron bajo juram.^{to} q. prestaron a desempeñar el cargo fiel y legalmente conforme a su habi saber y entender y lo asente p.^a diligencia q. firme con los de asist.^a

D. Marco Bonilla

de asist.^a

de asist.^a

In Seguida en el mismo parage dia mes y año, yo el Sr. de Paz de S. Luis Obispo con los de asistencia y demas, dispuse comenzar la medicion del terreno y tomando los medidores el cordel p.^a sus extremos se comenzo a medir desde el arroyo del Pecho p.^a la Costa al N.O. y hta el arroyo del Estac inclusive sus dos margenes, se midieron ciento y sesenta y cinco cordales de a cinco v.^{as} =

Delto Cuarto dos reales

Habilitado provisoriamente por la Aduana maritima del puerto de Monterey, en el Departamento de la California, para el año de mil ochocientos Cuarenta y tres.

Micheltreona [Delto de la guerra]

ad.
marit.
de
Monfy

= en dho punto se fizo un palo q. Señalaba los linderos p.^a tal rumbo,

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y se siguió midiendo p.^o dho arroyo del Plac
 al E. hta la Sierra contando veinte cordales
 hta concluir la Canada del mismo nombre y se
 Señaló tambien dho punto desde donde se continuó
 midiendo p.^o la Cuchilla de la Sierra al S.E. hta
 el nacim.^{to} del arroyo del Pecho y se midieron
 ciento y ochenta y tres cordales, marcando p.^o lindero
 aquel punto con el terreno de D. Miguel Arida
 en el q. se fijó una Cruz. Se siguió la
 medida p.^o toda la Canada y arroyo del Pecho
 al O.E. hta la playa y lugar en q. se comenzó
 la medición y se contaron veinte nueve cordales
 con lo cual se concluyeron las medidas, y Señalado
 los terminos y lindes del terreno quedo comprendido
 en una figura irregular vajo la Circunferencia de
 trescientas noventa y siete cordales de a cuer.^o Conclu-
 yendo de este modo las referidas medidas y siendo
 conformes los Colindantes sin haber oposicion de alguno,
 p.^o perfeccionar el acto en presencia de todos tomé
 de la mano a D. Fran.^{co} Badillo y en voz clara
 le dije: en nombre de la Nacion Mexicana hoy a V.
 porcion del terreno q. se ha medido q. es el mismo q.
 el Gob.^o le ha concedido, y le manifiesto que manifieste
 de algun modo ser el dueño y Señor absoluto del dho,
 y sel en demostracion de haber adquirido el dominio
 útil y directo del mencionado terreno y p.^o tal la
 propiedad, como dueño absoluto unico y admito libre
 Hipotecador, cubo la tierra, arranco yerbas y tiro piedras
 con lo cual se concluyó el acto y pidió q. se le devolviesen
 originales estas diligencias p.^o su resguardo p.^o Culla
 constancia lo asenté y firmé con los de asistencia
 D. Mariano Benilla

de asist.^o

de asist.^o

D. Luis Obpo Oct.^o 14 de 843

Devolvase al interesado estas diligencias
 originales p.^o testimonio de adquisicion de propiedad
 y el uso q. le Combenya y tomese raxon en
 el libro Compen.^{te}

Benilla

S. Luis. Obispo Oct. 14 de 843

Atendido el auto anterior, con esta
fha se devolvio a D. Fran.º Badillo este expediente
en 17 fs utiles y lo aserite p.º diligencia q. rubrica
(Publica)

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Linda tomada nueva en el libro de pose-
siones a fs 26: 27 y 28. Benilla

Delo Tercero suspede

Habilitado provisionalmente por la Aduana maritima
del puerto de Monterrey, en el Departamento
de las Californias, para los años de mil ochocientos
Cuarenta y Cuatro y mil ochocientos cuarenta y cinco
Micheltreana Pablo de la Guerra

404

(Ad.º
marit.º
de
Monty)

En el Puerto de Santa Barbara a los
veintinueve dias del mes de Mayo
del año mil ochocientos cuarenta
y Cuatro, ante mi Don Maria Ceramurias
Alcalde primero, actuando con testigos de asistencia
p.º falta de esribano publico y los instrumentales
que se nominaron, compareció Don Victor Linares,
vecino de S. Luis Obispo, a quien doy fe conozco
y dijo: que por escritura publica celebrada en este
Puerto el dia treinta del mes de Septiembre del año
ultimo pasado de mil ochocientos cuarenta y tres,
vendió a Don Juan Wilson y a Doña Ramona
Carrillo de Wilson, conyugales y vecinos de este lugar
el terreno conocido con el nombre de Canada de los Bos,
quienes constituyeron obligacion en la misma obli-
gacion / escritura de pagarle por finiquito de
cuenta, dos mil ciento setenta y seis pesos cuatro
reales y por haber espirado el plazo prefijado, avisaron
al otorgante que accediese a su porsito, dandoles
carta de pago de ellos, a lo que condescendió, y

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poniendolo en ejecucion en la viz forma que mas
haya lugar en derecho: otorga que recibe en este
acto de Don Juan Wilson y de Doña Ramona
Carrillo de Wilson, los mencionados dos mil ciento
sesenta y seis pesos cuatro reales, de la manera
siguiente: cuatrocientos pesos en buena moneda
de plata y mil setecientos sesenta y seis pesos, cuatro
reales, en efectos de ropa a su satisfaccion y a
precios justos y convenientes, de cuya entrega y recibo
 doy fe, por haber sido a mi presencia y de los
testigos; y como real y efectivamente pagado, satis-
fecho y entregado de ellos a su voluntad, formaliza
a favor de los pagadores la mas eficaz carta de pago
que a su seguridad conduzca, les da por libres de su
total responsabilidad y por cancelada la obligacion
que contiene la escritura referida para que ningun
efecto obre; y quiere que en su protocolo y demas
partes conducentes se anote a fin de que siempre
conste de su integro pago y extincion, y asegure
que dicha cantidad de dos mil ciento sesenta y seis
pesos, cuatro reales, le ha sido bien pagada y a
parte legitima, y se obliga a no volverla a pagar/
pedir ni otra persona en su nombre; asi lo dijo,
otorga y firma con miyo y los de mi asistencia,
en este papel del sello tercero por no haber del que
corresponde; fueron testigos instrumentales Don
Francisco Maroni, Don Agustín Parsones,
y Don Pascual Botiller, vecinos de este lugar,
a quienes conozco, de que doy fe. En la
pagina segunda linea cuarta "obligacion" entre
paréntesis, no vale; y en la pagina tercera, linea
vigésima primera "pagar" entre paréntesis, tam-
poco vale.

Victor Smaris	Doña M. Covarrubias
asistencia	asistencia
Roberto Chrole	E. Ardisson

"No."

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Dello primero Ocho pesos
 Habilitado provisionalmente por la Aduana maritima
 del Puerto de Montroy, en el Departamento de las
 Californias, para los años de mil ochocientos
 Cuarenta y Cuatro y mil ochocientos Cuarenta y cinco.
 Micheltorena Pablo de la Guerra

(110.^a
 marit.
 de
 Monty)

Jos. P. primer vocal de la
 Tama Asamblea Departamental
 y Gobernador interino de las Cali-

-fornias.

Por tanto los Señores D. Diego
 Scott y D. Juan Wilson, han pretendido para su
 beneficio personal y el de sus familias, los terrenos
 conocidos con los nombres de Cañada de los Osos,
 Pecho e' Selay que actualmente tienen ocupados
 en virtud de cesion que á su favor hicieron los ciudadanos
 Victor Linarez y Francisco Vardillo del derecho
 que tener pudieran á los expresados terrenos; practicadas
 previamente las averiguaciones correspondientes segun lo
 dispuesto por leyes y reglamentos de la materia, usando
 de las facultades que me son conferidas á nombre de
 la Nacion Mexicana, en decreto de este dia he venido
 en concederlos los terrenos mencionados, declarandolos
 la propiedad de ellos por las presentes letras, de entera
 conformidad con la ley de 18 de Agosto de 1824
 y reglamento de 21 de Noviembre de 1828, á reserva
 de la aprobacion de la Tama Asamblea Departamental,
 y bajo las condiciones siguientes.

- 1.^a Podran cercarlos sin perjudicar las
 traversias, caminos y servidumbres; los disfrutaran
 libre y exclusivamente destinandolos al uso y cultivo
 que mas les acomode.
- 2.^a Solicitaran del Puer respectivo les
 de la posesion juridica en virtud de este despacho,
 por el cual se demarcaran los linderos con las moj-
 =neras necesarias.
- 3.^a Los terrenos de que se les hace donacion
 son de la estension de siete y medio sitios de
 ganado mayor, poco mas o' menos, y los que

ganado mayor, poco mas o menos, y los que

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demuestran los diccionarios que obran en el expediente respectivo. El Sr. que los posesione los hará medir conforme a ordenanza.

En consecuencia mando que teniendo el presente título por firme y valedero, se tomara razón de el en el libro a que corresponde, y se entregue a los interesados para su resguardo y demás fines.

Dado en la Ciudad de Los Angeles a veinticuatro de Setiembre de mil ochocientos cuarentay cinco

Pío Pico

Juana Covarrubias
Srta

Queda tomada razón de este Superior despacho en el libro respectivo. Angeles fecha ut supra.

Covarrubias

Pío Pico, Gobernador Interior del Departamento de las Californias.

La misma Asamblea de este Departamento en sesión de hoy, ha tenido a bien acordar lo siguiente:

Se aprueba la concesion hecha por el Superior Gobierno de este Departamento el 24 del corriente en favor de los Señores D. Diego Scott y D. Juan Wilson de siete y medio sitios de ganado mayor, poco mas o menos, en los parajes conocidos con los nombres de Cañada de los Pinos, Techo e Olai, de conformidad con la ley de 18 de Agosto de 1824 y reglamento de 21 de Noviembre de 1828.

Y para resguardo de las partes de D. Diego Scott y D. Juan Wilson, asi lo hago saber. Dado en la Ciudad de Los Angeles a primero de Octubre de mil ochocientos

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Cuarentay Cinco.
Dio Dico

Doña Covarrubias

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¹¹⁷
Filed in office Decem 29. 1852
Geo: Fisher
Sec

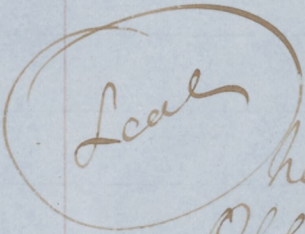
Office of the Surveyor General
of the United States for California

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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 custody a por-
tion of the Archives of the former Spanish
and Mexican Territory or Department of
Upper California, do hereby certify that the
two preceding and hereunto attached
pages of tracing paper numbered One and
Two, exhibit true and accurate copies
of two Maps belonging to an Especto No
440, entitled Especto promovido por
los Sr^{es} Don. D. Scott and Don. L. Wilson
en solicitud de los terrenos nombrados
Camada de los Osos, Techo e Solai now
on file and forming a part the said Archive
in this Office.

 In Testimony whereof I
have hereunto signed my name
Officially and affixed my private
seal (not having a seal of Office) at
the City of San Francisco Cal. the 3rd
day of January, 1853.

Saml. D. King
Surv. Genl. Cal.

Filed in Office April 9th 1853

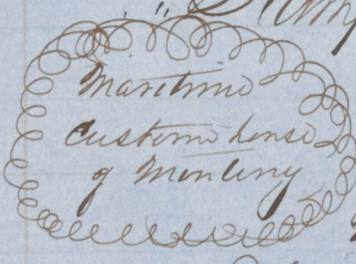
Geo. Fisher Secy

29 312

218

Stamp First - Six Dollars.

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"181"



Provisionally authorized by the
Maritime Custom House of Monterey

in the Department of the Californias for the years one
thousand Eight hundred and forty one and one thou-
sand Eight hundred and forty two -

(signed) Alvarado - (signed) Antonio Ma. Cis-
Juan B Alvarado Constitutional Governor
of the Department of the Californias -

Translation
of
Title

Whereas Citizen Victor Linares has for his own
personal benefit and that of his Family petitioned for
the land known by the name of Canada de los Osos
situated by the Mission of San Luis Obispo, distant
from it one league and the same from the Coast, and
including said Canada, situated also by the Rancho
of Citizen Miguel Alvarado, that of Citizen Guadalupe
Cabrera and that of Citizen Vicente Canet, the proper
measures and examinations having previously been
made, as required by laws and regulations, using
the faculties which are conferred on me, I have granted
to him said land, subject to the approbation of the
Most Excellent Department at Santa Fe and the fol-
lowing conditions viz.

1. He may enclose it without prejudice to the
crops, roads, and servitudes, and enjoy its fruits and
proceeds, making such use or cultivation of it as
he may see fit, but within one year he shall build a
house on it and it shall be inhabited -
2. He will request the proper Magistrate to give
him Judicial possession in virtue of this order by
which the boundaries will be marked out in which
besides the bounds he will place some fruit or forest
trees of useful character.
3. The land here mentioned is of four lotias de ganado
mayor (four leagues) The Magistrate who may

Give the possession to the Cause it to be measured
agreeably with the Ordinance, leaving the surplus
which may be used to the Nation for its Ornament
uses.

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4. If he shall Contravene these Conditions he shall
lose his right to the land, and it may be Announced by
another person.

In consequence of Order that serving
for a title these presents to be made of them in the
proper book and they be delivered to the party inter-
ested for his security and other purposes.

Given at Montezuma, the first of December
One thousand Eight hundred and forty two -

(Signed) Juan B Alvarado.

(Signed) Manuel Jimeno
Secretary

Note has been taken of this order in the proper
book at pages.

(Signed) Jimeno.

I Certify the foregoing to be a true and correct trans-
lation from the original Spanish document on file
in this Office in Case No 218, Juan Wilson for the
place named "Canada de las Ocas" &c. being a part
of Deco A. C. C. G. J. M. annexed to the disposition
of Pablo de la Guerra, May 8th, 1852.

Geo Fisher Secy.

Filed in Office May 7th 1853.

(Signed)
Geo Fisher Secy

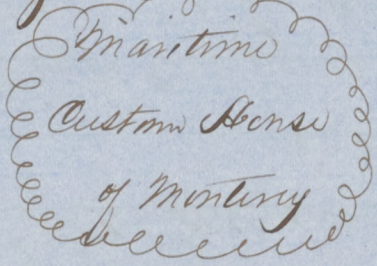
Stamp Form. Two Reals.

D
Translation
of
Judicial
Possession

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Provisionally authorized by the Maritime Custom
House of the Port of Monterey in the Department
of the Californias for the year One thousand Eight hundred
and forty three.

(Signed) Micheltorina, (Signed) Manuel Castomans



San Luis Obispo
Aug 23. 1843.

Presented and admit
ted and inform the party
interested that on the
25th instant the Colum-
nias being previously
summoned the possession
will be given him and
the measurements of
the land will be made
I, the Justice of the
Peace of this Pueblo
thus decreed and
Signed -

(Signed)

Bonilla

To the Justice of the Peace.

Victor Lenars resident of this
Pueblo before you in the most
proper manner represents that
in virtue of the title and map
which he transmits with this you
would be pleased to give him

Judicial Possession of the land
which by the same title has been
granted him and as such a
formality is required to acquire
the ownership, he hopes you will
proceed to verify the measurement
of the land. Therefore he prays
that you will provide as he
requests and by it he will receive
Justice which he swears to.

San Luis Obispo, Aug 23. 1843.

(Signed) Victor Lenars.

In the Pueblo of San Luis
Obispo on the twenty third
day of August in the year 1843
at ten o'clock in the morning

present Don Victor Lenars in his dwelling house
I notified him of the preceding order and he acknowl-
edged the same which with the assisting witnesses
cutly -

(Signed) J. Mariano Bonilla —

Asstg. Notary —

(Sgd) Vicente Bonilla

(Sgd) Mercenad Garcia.

San Luis Pupo Aug 23rd 1843.

With this date written summons were issued to the Colindantes Don Vicente Canut, Don Guadalupe Cantueo and Don Miguel Alvelo to be present at the measurement of the land and making of Cornudas and a map now of it officially, which I sign in subsc.

(Subsc. of Bonilla)

In the Pueblo of San Luis Pupo on the twenty fifth day of the month of August in the year one thousand eight hundred and forty three, I the Justice of the Peace of this Pueblo and its demarcation, accompanied by the Asisting Notary at Eight O'Clock in the morning went to the dwelling house of Victor Lineros and being present I directed that a cord should be measured where with to measure the land and a hair rope was measured, one hundred Spanish varas long and at its extremities two stakes were tied and I hold it officially which I signed with Asisting Notary

Asstg. Notary (Signed) J. Mariano Bonilla —

(Sgd) Vicente Bonilla

(Sgd) Mercenad Garcia.

In continuation in the same place day month and year of the Justice of the Peace of this Pueblo with those of my assistance, then being present Don Victor Lineros and several other persons there being no professionally Surveyor I decided to appoint and appointed two measuring rope carriers who were Francisco Bonilla Biela and Josi Rada-figaz, who accepting the office made oath by God and the Holy Cross to fulfill it faithfully according

to the Best of their Knowledge and understanding
and I noted it Officially and signed with the
assisting witnesses.

Asstg Notaries - (Signed) J. Mariano Bonilla
(Sgd) Vicente Bonilla
(Sgd) Mercurial Garcia -

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Afterwards in the same place day month and
year at nine O'Clock in the morning I the Justice of
this Pueblo accompanied by assisting witnesses and
other persons present, the Colundantes not having appeared
at the aforesaid hour, I directed the measurement of
the land to be commenced and first one league was
measured from the Mission Building of this Pueblo
westward to the Junction of the Sonjas near the town
Coral in the Cañada de las Osas and from said point
which was designated as the boundary with the Cepas
(Common lands) of the Pueblo and the measure
taking this direction North West, along the slope of the
Sonas which are boundaries with Camit and Cantuco
Cuchumana and twenty five Cordels of one hundred
varas back to where the Sonas hills and Chamused near
the Estero at the foot of the Cerro of San Luisito in the
same Cañada of Las Osas and marking said point
at the termination of the land in that direction thence
measuring South West over the Cañada and hills
to the Cañada formed by the high Sierra with the
grassy hills, the latter being included in the land Eighty
Eight Cordels, the termination here was designated
as the high leap and white Earth, thence the mea-
surement was continued S. E. along the ridge of the
grassy Crown hills to the farthest end of the Cañada
de las Pastoras, behind the Cerro de la Majada
which point was marked with a cross, distant
one hundred and twenty five Cordels. Thence pro-
ceeding to the N. E. over the hills and Cañada of Las
Osas to the Junction of the Sonjas where the

Measurements were commenced distant Eighty Three
Cordils with which the Measurements were concluded
and the Coeunas Designated, the Land being inclu-
ded within bounding lines, the sum of which is four
hundred and twenty Cordils of our hundred varas
each (is ochy media leguas) or 1/2 leguas, The
Survey being finished in this manner there being no
opposition to perfect the act I took by the hand
Don Victor Linares in presence of the Customars
and a loud voice said to him, in the name of the
Mexican Nation, I give you possession of this land
which has been measured and I directed him to
show in some manner the light which he had acquired
and in demonstration of being absolute Lord and
owner of that land and of having by that act acquired
the useful and direct dominion and as such the own-
ship of it he dug up Earth, pulled up grass and threw
Stones, with which the act was concluded and Don
Victor Linares, asked that these original official
papers be delivered to him for his security, in testi-
mony of which I signed it with those of my assis-
tants -

Assty. witnesses - (Signed) J. Mariano Bonilla
(Sgd) Vicente Bonilla
(Sgd) Marciano Garcia.

San Luis Obispo Aug 25th, 1843.

Let the original official papers be returned to the Party
interested in testimony of acquisition of ownership and
therein he may find Comment and to not be made in
the corresponding book.

(Signed) Bonilla -

San Luis Obispo, Aug 26, 1843.

In compliance with the preceding order this Cespo
Dicento was returned to Don Victor Linares

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in eight folios and noted it officially and
signed in rubric.

Rubric of Bonilla —

Now has been taken of these acts in this Office
in the proper book on folios 18, 19, 20, and 21.

(Signed) Bonilla —

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I Certify the foregoing to be a true and
correct translation from the Original Spanish
document on file in this Office as Case No 218 —
Juan Wilson for the Place named "Canada
de las Abasos" &c being a part of Docs. A. C. C
G. I. M, annexed to the disposition of Pablo de
la Guerra, May 8th 1852.

(Signed)

Geo Fisher Secy.

Filed in Office May 8th 1852.

(Signed)

Geo. Fisher Secy

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Stamp Third. One Dollar.

F
Translation
of
Conveyance

Provisionally authorized by the Maritime Customs
House of the Port of Monterey in the Department
of California for the years One thousand Eight hundred
and forty four, and One thousand Eight hundred and
Sixty five.

Cajima) Micheltorona (Yuma) Pablo de la Guerra.

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March 1865
Customs House
of Monterey
In the Port of Santa Barbara on the
twenty ninth day of the month of May in
the year One thousand Eight hundred and forty four
before me Jose Maria Cocanubias Just Alcaide
acting with assisting witnesses present of a Notary
Public and the witnesses to this Instrument who were
hereinafter after named appeared Don Victor Linars
Resident of San Luis Obispo, whom I certify, I know
and said that by an authentic writing executed
in this Port on the thirtieth of last year One thousand
Eight hundred and forty three, he sold to Don Juan
Nelson and Dona Ramona Corrallo de Nelson, em-
ports and residents of this place the land known by the
name of Canada de las Osas who obliged themselves
in the same writing to pay him in full of the account
two thousand One hundred and Sixty Six dollars
four reales and the said agreed upon having paid
they notified the said Don Victor that he should appear to
receive the amount giving them a receipt for it to
which he consented and putting it in execution
in the form and manner most proper and legal
He acknowledges in this act that he has received of
Don Juan Nelson and Dona Ramona Corrallo
de Nelson, the said two thousand One hundred
and Sixty Six dollars four reales in the following
manner four hundred dollars in current silver
money and one thousand Seven hundred and

Sixty Six Dollars, four reales in goods to his satisfaction and at Just and comest prices, to which delivery and receipt I certify it having been performed in my presence and that of the witnesses, and he actually and actually paid Satisfaid and put in possession of the amount to his wish. Executes in favor of the payee the most Effective receipt which can be due to this Security, he Acknowledges them to be freed from all responsibility and Cancels the obligation which is contained in the writing before that it may be of no Effect, and he wishes that in this protocol and other proper places it to be noted as a perpetual testimony of his entire payment and he certifies that said sum of Two thousand, one hundred and Sixty Six Dollars four reales has been paid, and to the proper person and he obliges himself never again to ask for it, nor that any other person in his name should do so, he thus said Acknowledged and signed with me and assisting Witnesses, on this paper of the third Stamp, their being none of that which corresponds. The witnesses to this instrument were Don Francisco Moreno, Don Augustin Jansens, and Don Pascual Botello, residents of this place, whom I certify I know. On page second line fourth "obligation" in parenthesis is omitted, also on page third line 2 "pay" in parenthesis, should be omitted -

(Signed) Victor Linares -

(") Jaso Maria Coarubias -

Assisting Witnesses -

(Sgd) Roberto Olwell (Sgd), C. Aradison.

I certify the foregoing to be a true and comest translation from the original Spanish document on file in this office in Case 218 Juan Wilson for the place named Canada de las Ollas & being part of Docs A. B. C. G. I. Mammal to the Department of

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de la Guerra, May 8th 1832.
Geo Fisher Secy.

Atta in Office May 7th 1832.
(Signed)

Geo. Fisher Secy

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H

Translation

File

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Manuel Micheltorena, Governor, Commanding General, and Inspector of the Department of both Californias -

Govt of the Dept of Californias

Whereas Don Francisco Tadello has for his own personal benefit and that of his Family petitioned for the place known by the name of Pecho y Isla adjoining Don Miguel Sevilla and Don Victor Linares the proper measures and examinations having previously been made as required by laws and regulations using the faculties which are conferred on me in the name of the Mexican Nation I have granted him the aforesaid land according to him the ownership of it by these presents subject to the approval of the most Excellent Departmental Junta and under the following conditions viz -

1. He may enclose it without prejudice to the roads cross roads and structures and occupy it freely and exclusively making such use and cultivation of it as he may see fit. but within one year he shall build a house on it and it shall be inhabited.
2. He shall request the proper Magistrate to give him Judicial Possession in virtue of this order by whom the boundaries were laid out and marked out in which besides the bounds he will place some fruit or forest trees of a useful character.
3. The land now granted in addition to two acres de ganada mayor as set forth in the plat (two sq. leagues). The Magistrate who may give the possession will cause it to be measured in conformity with the ordinance, having the surplus which may result to the Nation for its eminent use.
4. If he shall contravene these conditions he shall lose his right and it may be denominated by another person. In consequence I order that

serving for a title these presents, now citation of
 them in the Consular book, and they be delivered
 to the party interested for his security and purposes.
 Given in the City of Los Angeles
 on the twenty seventh of April one
 thousand eight hundred and fifty two.
 (Signed) Manuel Micheltorres
 (Signed) Francisco Arce.

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Secretary Adinterim

Note has been taken of this order in the proper
 book on p. 2.

(Signed) Francisco Arce.

His Excellency the Governor has directed that
 note be taken of this grant in the Registry of
 the second district.

(Signed) Francisco Arce.

I certify the foregoing to be a true and
 correct translation from the Original Spanish
 Document on file in this Office in Case for 215
 Juan Wilson for the place named "Camada
 de las Osos" being a part of Doc. A. C. C.
 G. J. M. annexed to the disposition of Pablo de
 la Guerra.

May 7th 1852.

Geo. Fisher Secy.

Filed in Office May 7, 1852.

(Signed)

Geo. Fisher Secy.

Stamp Fourth. Two Reals.

J

Translation

Judicial Paper

28 SD
PAGE 39

Provisionally authorized by the Maritime Custom House of the Port of Monterey in the Department of the Californias for the year One thousand Eight hundred and forty three.

(Signed) Micheltonna (Signed) Pablo de la Guerra
To the Justice of the Peace of San Luis Obispo

San Luis Obispo
Oct 12th 1848.

Having been presented and admitted at the interested party know that on tomorrow the 13th the possession which he requests will be given. I am hereby summoning the Colmians, I the Justice of this Peace Public thus

Queda and
Signed
(Signed)
Bonilla

Francisco Padilla a resident of Santa Barbara before you in the most legal and proper manner says. That by the title which he transmits with this the grant will be seen which was made him by the Governor of the Land called El Pecho and as the Sindico at possession is necessary to acquire the ownership of said land he prays you will be pleased to give him said possession, naming a day on which to verify the measures and mark the boundaries. Therefore he prays you will have the goodness to comply with his request by which he will receive justice which he swears &c.

San Luis Obispo Oct 12, 1848.

(Signed) Francisco Padilla

In San Luis Obispo on the 12th October of the year one thousand Eight hundred and forty three at three O'clock P.M. present Don Francisco Bonilla whom I certify I know and I informed him of the preceding order and having heard it he acknowledged and signed with me and those of

my assistance on the City -

(Signed) J. Mariano Bonilla

(Sgn) Francisco Badilla -

On the same day the Colmautos Don Miguel Alonzo and Don Victor Linares were summoned to be present at the measurement of the land and I noted it Officially and signed it in Rubric -

(Rubric of Bonilla -

In San Luis Obispo on the thirteenth day of the month of October in the year One thousand Eight hundred and forty three, having me together with the Justice of the Peace with the assisting witnesses, with whom I act for want of a Notary Public in the Rancho of Pecho y Islai, and being present Don Francisco Badilla, in the house on said Rancho the Colmautos and other persons, I directed that a rope should be measured, with which to verify the measures of the land, and a hair rope was measured, one hundred varas long, and at its extremities, two stakes were tied, and in testimony I made Official note of it which I signed with those of my assistance -

(Signed) J. Mariano Bonilla -

In continuation in the same place day month and year at nine o'clock in the morning I the Justice of the Peace of San Luis Obispo with assisting witnesses Don Francisco Badilla and the aforesaid persons being present, there being no profession of Sumas I decided to appoint and appointed two measuring rope beams, and they were Don Victor Linares and Don Nicolas Caipio who having accepted said appointment bound themselves began each which they made to discharge its duties faithfully and loyally to the best of their knowledge and understanding and I made

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Notes of it Officially, which I signed with acting
witnesses -

(Signed) J. Mariana Bonilla -

In Continuation on the same place day month and
year I the Justice of the Peace of San Luis Obispo
with the assisting witnesses and others, directed the
measurement of the land to be commenced and the
measurers taking, the ends by its extremities
they began to measure from the Arroyo de Pecho along
the Coast North West, to the Arroyo of Islas, both its
banks being included, distant one hundred and seventy
five Cordils of one hundred varas each, in said point
a stake was fixed, designating the boundary in
that direction thence measuring Easterly up the Arroyo
of Islas to the End of the Canada of the same name at
the Sierra twenty Cordils and said place was mar-
ked, thence along the ridge of the Sierra S.E. one hun-
dred and eighty three Cordils to the source of the
Arroyo de Pecho, marking this point with a cross
as boundary with Don Miguel Alcala. Thence
measuring Westely, down the Canada and Arroyo
of the Pecho, twenty nine Cordils to the point of beginning
with which the Arroyo was included, and the boundaries
being marked, the land is of an irregular figure and
the sum of its bounding lines, three hundred and ninety
seven Cordils of one hundred varas each. The measure-
ments, being thus finished, and the Coloudantes assenting
and there being no opposition, in order to perfect the
act in the presence of all, I took Don Francisco
Padillo by the hand & in a loud voice said to him
In the name of the Mexican Nation I give you pos-
session of the land which has been measured which
is the same that was granted you by the Government
and I directed him to manifest in some manner
that he was Owner and Absolute Lord of that

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land & he to show that he had acquired the useful
and correct Ammonion, and as such the ownership
of said land as absolute and only owner and
free disposed of it, he dug up earth, pulled up grass
and threw stones, with which the act was concluded
and he asked, that that these original papers be deliv-
ered to him for his security in testimony of which I noted
it officially and signed, with the assisting witnesses

(Signed) J. Mariana Bonilla -

San Luis Obispo, Oct 14, 1843.

Let these original official papers be returned to
the party interested in testimony of acquisition of
ownership and also he may find eminent and
let note be taken in the corresponding book.

(Signed) Bonilla -

San Luis Obispo Oct 15th 1843.

In compliance with the preceding order on this
day this Deposition was returned to D. Francisco
Padilla in seven folios and I noted it officially
and signed it in Rubric.

(Rubric of Bonilla -

It has been taken in the book of possessions
on folios 26, 27, and 28.

(Signed) Bonilla

I Certify the foregoing to be a true and correct
translation from the Original Spanish document
on file in this Office in Case No 218, Juan Wilson
for the Plan named 'Canada de las Casca' -
Being a part of Docs. A. B. C. E. G. I. Manuscript
to be deposition of Pablo de la Guerra.

May 5th 1852.

Geo Fisher Secy.

Filed in Office May 7, 1852

(Signed) Geo Fisher Secy

Delo Cuarto dos reales

Habilitado provisionalmente por la Aduana marítima del puerto de Monterrey, en el Departamento de las Californias, para los años de mil ochocientos cuarenta y cuatro y mil ochocientos cuarenta y cinco.

Micheltorena Pablo de la Guerra

28 SD
PAGE 43
R

ad. marít. de Monty

Copy of
Conveyance

En el puerto de Santa Barbara a los diez y nueve dias del mes de Diciembre de mil ochocientos cuarenta y cuatro, ante mí Don M.^a Covarrubias, Alcalde 1.^o del lugar y los testigos de mi asistencia con quienes pactos por falta de escribano publico, compareció Don Fran.^{co} Badillo vecino de este Puerto, a quien doy fe conosco y dijo: que se sepa por esta publica escritura como por sí y en nombre de sus hijos, herederos, sucesores, y de quien de ello hubiere titulo, vox y causa en cualquier manera, vende y dá en venta real y enagenacion perpetua p.^o juro de heredad para Siembresimas, a los Señores D. Diego Scot y D. Juan Wilson presentes y aceptantes, para sí, sus herederos y sucesores, y a quien sus derechos representare, el terreno conocido con el nombre del Pecho y el Polae, cito en la jurisdiccion de San Luis Obispo, que le pertenese en propiedad y posesion, segun parece por el titulo que demarca su atencion y linderos, expedido a su favor por el Sr. D.^o Manuel Micheltorena, Gobernador del Departamento, el dia veinte y siete de Abril de mil ochocientos cuarenta y tres, y posesion judicial que le dió el Puer de Paz de San Luis Obispo el tres de Octubre del mismo año de mil ochocientos cuarenta y tres, de cuyos documentos se desahodora y hace entrega a los expresados Señores Scot y Wilson de aqui el Puer diez fe; con todas sus entradas y salidas, sendas, riegos, margenes, arvoles, plantas con las demas pertenencias, usos, costumbres y servidumbres, y servidumbres lo demas que a dho terreno pertenece de hecho y de derecho incluso la casa y corral que en él se encuentran, libre

2 S. D. K.

3 S. I. K.

de censo, cargo e hipoteca, y por tal lo asegura, por precio de mil quinientos pesos francos para el vendedor, pues con este respecto a sido apreciado dho terreno por peritos de consentimiento de ambas partes en la expresada cuantia de mil quinientos pesos, los cuales otorga haber recibido de los dichos Señores Scot y Wilson, realmente, mil pesos en mercancia y quinientos pesos en moneda corriente a su entera satisfaccion, renunciando la excepcion de la non numerata pecunia y leyes de la entrega comprendiendo en la presente escritura recibo enteros y cumplido de la expresada cantidad de mil quinientos pesos, y desde hoy en adelante, el otorgante se desiste y aparta de la propiedad, Señorio, posesion, titulo, voz, recardo, con las demas acciones reales y personales que en dho terreno le pertenecan o puedan pertenecer, todo lo cual cede, renuncia y transfiere en dichos Compradores y sus causas habientes, para que como propietarios lo gocen posean, cambien, hipotequen y enagenen, segun fuere su voluntad absoluta con toda independencia, librandoles p.^a ello y concediendoles todo el poder que en el reside, sin reservacion alguna para que por su propia autoridad o judicialmente entren en dho terreno, tomen y aprueban la verdadera, real, actual y corporal posesion y tenencia; y se obliga tambien al Surcamento del terreno vendido y de su precio, segun lo prevenido en las leyes. Y habiendo igualmente comparecido D.^a Rafaela Garcia Consorte del Vendedor, dijo que queda impuesta del contenido de esta escritura y que en la parte que pueda tocarle la aprueba y ratifica, dandole cuanto valor se requiere, como si ella misma la hubiese otorgado en union de su marido y en nombre de sus hijos y herederos, Y ambos otorgantes por lo que en virtud de esta escritura les toca cumplir, obligan sus personas y bienes habidos y por haber, dando poder a las justicias que de ello puedan y deban conocer para que los apremien a su cumplimiento.

4 S. I. K.

Asi lo otorgaron y firmo con miso y los de mi asistencia el expresado Badillo, asiendo una cruz la mencionada Garcia por no saber escribir.

que la mencionada Garcia por no saber decir.

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Fueron testigos instrumentales D.ⁿ Ignacio del Valle, D.ⁿ Raymundo Carrillo y D.ⁿ Antonio Rodriguez, vecinos de este lugar de que doy fe y Atvidumbes, vallado en la novena y decima linea de la Segunda pagina, no vale.

Francisco Badillo +
Don M.^a Covarrubias

asistencia asistencia
E. Ardisson Doq.ⁿ Carrillo

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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 & control a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California, do hereby certify that the four preceding, and hereunto annexed pages of tracing paper numbered one, two, three & four, and each of which is verified by my initials / S. D. K. / exhibit a true and accurate copy of a document comprehended in the papers designated as " Expediente promovido por los Señores D.ⁿ Diego Scott y D.ⁿ Juan Wilson en solicitud de los terrenos nombrados Cañada de los Osos, Techo e Islas 470 " on file and forming part of the said archives in this office.

In testimony whereof I have hereunto signed my name, officially, and affixed my private seal, not having a seal of office, at the City of San Francisco Cal, this 28th day of April 1859

Sam. D. King
Surv. Gen. Cal

Filed in office

May 17th 1852

Geo: Fisher
Sec

28 SD
PAGE 46

There is a map
attached to the Expediente

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"G"

Stamp South. Two Reals.

Translation
of
Conveyance.28 SD
PAGE 47

Provisionally authorized by the Maritime Customs
 House of the Port of Monterey in the Dept of the
 Californias for the years 1844, and 1845.

(Signed) Micheltorena. (Sgd) Pablo de la Guerra
 Escriba - In the port of Santa Barbara on the
 nineteenth day of the month of December, one thousand
 eight hundred forty four, before me Don Jose M^{te} Coar
 rabias 1st Alcalde of the place, and the witnesses of my
 presence, with whom I act for want of a Notary Public
 appeared Sr. Francisco Badillo Resident of this port whom
 I certify I know, and said that it may be known by this
 public writing that for himself and in the name of his
 children, heirs, successors and whoever of them may have
 title been and claim in any manner he sells and gives in
 full sale and perpetual alienation with the rights of
 inheritance forever to the Señors Don Diego Scott and Don
 Juan Wilson present and accepting for themselves their
 heirs and successors and whoever may represent their rights
 the land known by the name of El Pecho y Isla, situated
 in the Jurisdiction of San Luis Obispo which belongs to
 him in fee and possession as appears by the title which
 specifies its extent and boundaries issued in his favor
 by Señor Don Manuel Micheltorena, Governor of the
 Department on the twenty seventh day of April eighteen
 hundred forty three and Judicial possession which
 the Justice of the Peace of San Luis Obispo gave him
 on the thirtieth of October of the same year 1843, which ac-
 counts he relinquishes and makes delivery of them to the
 said Señors Scott and Wilson, to which I the Magistrate
 certify together with all its rights of Entry and each
 paths, waters Cordons trees plants, with all the other
 appurtenances, uses, customs and servitudes and
 other things which to said land pertain really and
 truly, including the house and corral which are on

et. free from tax, burden and mortgage and as such he
assumed to, for the full sum of fifteen thousand dollars for
said land has for this purpose been valued by Competent
persons with the Consent of both parties in the said sum
of fifteen thousand dollars, which he acknowledges to have
received of said Amos Scott and Nelson actually one
thousand dollars in merchandise and five thousand dollars
in current money to his entire satisfaction. Renouncing the
Exception of the non numerata pecunia and the laws of
the delivery, including in this writing a full and entire
Receipt for the said amount of fifteen thousand dollars
and from this time forth the Vendor Absents from and gives
up the ownership, lordship, possession, title, vice, vicome
and other actions real and personal, which in said
land belong or may belong to him, all which he expressly
renounces and transfers to the said purchasers and their
Representatives, that as owners they may enjoy, possess
Exchange, mortgage and alienate as may be their Absolute
will with full freedom, making over and granting to them
all the power which exists in him, without any reservation
that either by their own authority or Judicially they enter
on said land, take and seize the true, real actual and
Corporate possession and tenure and he binds himself
for the security of said land sold and of its price as pre-
scribed in the laws. And Dona Rafaela Garcia, Com-
sort of the Vendor having also appeared she said that
she understands the contents of this writing and that for
the part which may belong to her she approves and ratifies
it giving it all the validity, which may be required as
if she herself had executed it together with her husband
and in the name of their children and heirs. And both
the vendors for that which in virtue of this writing they
have to comply with said third persons, their prop-
erty in present possession, and which they may hereafter
obtain, giving power to the Counts which can and

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ought to take cognisance of it, that they may force them to comply with it. They thus granted and the said Pardo signed with me, said Garcia making a copy, as she could not write. The witnesses to the instrument were Don Ignacio del Valle Don Raymundo Carrillo and Don Antonio Rodriguez, residents of this place to which I certify - and situated. Erased on the ninth and tenth lines second page, to be omitted

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(Signed) Francisco Pardo
 Assisting Witnesses Rafala ^{hu} Garcia
 (Sgd) C. Aragon _{Mar 18}
 (Sgd) Inag^{no} Carrillo (Signed)
 Juan de Cosarrua Cas -

I Certify the foregoing to be a true and correct translation from an authenticated Fac Simile copy of a Spanish document as filed in this Office of the U.S. Surveyor General for California, which authenticated copy is on file in this Office in Case No 218 Juan Wilson for the place "named" Canada de las Casas.

Geo Fisher Secy.

Filed in Office May 7, 1852.

(Signed) Geo Fisher Secy.

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Stamp First. Eight Dollars.

M

Translation

of the

28 SD

PAGE 50

Professionally authorized by the Maritime Custom House of the Port of Monterey in the Department of the Californias for the years One thousand Eight hundred and forty four and One thousand Eight hundred and forty five -

(sgd) Michatrena. (sgd) Pablo de la Guerra.

Maritime Custom House of Monterey Department of the Californias ad interim of the Californias

Whereas the Senors Don Diego Scott and Don Juan Wilson have for their own personal benefit and that of their Families petitioned for the lands which are known by the names of Canada de las Oses and Ficho y Islas which they actually occupy in virtue of grants made in their favor by letters Patent of Don Francisco Badillo of the rights they might have had to said lands the proper measures and Equities having previously been made as required by the laws and regulations on the matter using the faculties which are conferred on me in the name of the Mexican Nation in a decree of this day I have granted them the aforesaid lands declaring to them the ownership of them by these presents in entire conformity with the law of August 14th 1824 and legislation of November 21st 1828 subject to the approval of the Most Excellent Department of the Assembly and under the following conditions -

1. They may Enclose them without prejudice to the roads cross roads and servitudes and enjoy them fully and exclusively making such use and Cultivation of them as they may see fit -
2. They will request the proper Magistrate to give them Judicial possession in virtue of this order.

By whom the Censuaries will be marked out with the necessary land marks.

3 The lands which are now granted in donation are in extent seven and a half sitios de ganada mayor (seven and a half square leagues) more or less as shown by the maps in the respective Expedientes. The Magistrate who may give them the possession will cause them to be measured in conformity with the ordinance -

In consequence of a Board that this present title being held as firm and valid. Note certain of it in the corresponding books and it be allowed to the parties interested for their security and other purposes

Given in the City of Los Angeles on the twenty fourth of September one thousand eight hundred and forty five -

(Signed) Sr. Pico -

(Sga) Jose M. Cosarrubias

Secretary.

Note of this Superior title has been taken in the proper book - date as above.

(Signed) Cosarrubias.

Sr Pico, Governor Ad interim of the Department of the Californias -

The Most Excellent Assembly of this Department in Session of this day has thought proper to resolve the following -

"The grant made by the Superior Government of this Department on the 24th instant in favor of the Senors Don Diego Scott and Don Juan Wilson of seven and a half sitios de ganada mayor (seven and a half square leagues) a little more or less, in the places known by the names of Cañada de las Casas and Pecho y Islav, in conformity with the law of August 18th

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1824 and regulation of November 21 of 1824 is approved.

And for the Security of the Parties Don Diego Scott and Don Juan Wilson. I thus make known.

Given in the City of Los Angeles on the first of October, one thousand Eight hundred and forty five -

(Signed) Pio Pico.

(Sga) Jose Maria Covarrubias

Secretary.

I certify the foregoing to be a true and correct translation from the Original Spanish document on file in this Office in Case No 218. Juan Wilson for the Peace named "Canada de las Ocas" marked Decs A. C. C. G. J. M. annexed to the deposition of Pablo de la Guerra.

Geo. Fisher Secy.

Filed in Office May 7, 1852.

(Signed)

Geo. Fisher Secy.

O.
Copy of Transfer
Deed from Scott
to Wilson.

28 SD
PAGE 53

En el Pueblo de Santa Barbara a primer de Junio
de mil ochocientos cuarenta y ocho, comparocieron
ante me, Pedro C. Carrillo, Juez de 1.ª Instan.ª de
dicho Pueblo y en su Jurisdiccion, los Señores Don Diego
Scott y Don Juan Wilson, y dijeron: que Diego Scott
cede a favor de Don Juan Wilson todas su derecho
que tiene en los parages, conueas con el nombre
de Cañada de los "Oros y el Chorro en la Jurisdiccion
de San Luis Obispo igualmente obligandose Don Juan
Wilson al diario y exacto cumplimiento de los Artic-
ulos siete y nueve del contrato celebrado y ratificado
en este Juzgado entre ambos, en esta misma fecha.

Doy fe

Sta Barbara Junio 1.º de 1848

(Firmaas) Pedro C. Carrillo.

" James Scott.

" John Wilson.

Assa.

(Firmaas) Ed. A. King.

" Tomas M. Robbins.

Date of Filing.

Filed in Office May 7. 1852.

(Signed) Geo. Fisher, Secy.

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"P"

Translation

of
Transcript

28 SD

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In the Pueblo of Santa Barbara on the first of June Eighteen hundred and forty eight, before me, Pedro C. Carrillo Judge of First Instance of said Pueblo and its Jurisdiction, appeared Don Digo Scott and Don Juan Wilson and said, that Digo Scott is in favor of Don Juan Wilson and the right which he has to the places known by the names of "Canada de las Ovas" and "El Chorro," binding himself to the law and exact compliance of the seventh and ninth articles of the Contract executed and ratified in this Court, between them both, on this same day.

I certify -

Santa Barbara June 1st 1848.

(Signed) Pedro C. Carrillo

(Signed) Digo Scott

(Signed) John Wilson -

Suffering witnesses

(Signed) Edward A. King

(Signed) Thomas M. Roberts -

I certify the foregoing to be a true and correct translation from the original of the Spanish document on file in this Office in Case No. 215, Juan Wilson for the places named "Canada de las Ovas" &c.

Geo. Fisher Secy.

Filed in Office May 7, 1852.

(Signed)

Geo. Fisher Secy.

[Faint, illegible handwriting covering the majority of the page]

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No. 218. Before the U. S. Land Commission

In the claim of John Wilson
To

"Canada delas Osas" Pecho y. Yelad"

Stipulation

28 SD
PAGE 55

In this case it is agreed between the Counsel of the Claimant and the Law Agent of the United States that all the laws Decrees ordinances and regulations and especially the Colonization law of Mexico of August 18th 1824 and the regulations made by the Supreme Executive Power of Mexico on the 21. November 1828 shall be considered as having been offered in Evidence in this Cause and duly proven.

Walter Peachy Bellings
Counsel for Claimant

R. Greenhow Asst Law Agent
Filed in Office March 8. 1853
(signed) Geo Fisher Secy.

Dissolution
of
Partnership

It is now all men by these presents that on the dissolution of Copartnership of the undersigned the following articles were agreed upon.
1st. That all debts and responsibilities due by the Company be liquidated equally by the Parties thus dissolved.
2d. That all the Property already realised be deposited on interest with good Security, and remain so on any mutual Consent, and on receipt of both names, or on the decease of either party, when the Surviving Party will have the full Control over the same and appropriate it religiously, according to the will and testament of the Party deceased.
3d. The property exceeding as all outstanding debts

to be realized as soon as circumstances will allow and disposed as aforesaid Equally to be held at the disposal of the joint Consent of both parties —

4th. The property thus realized or what might still exist. It is clearly understood to be Equally divided between each their heirs or administrators according to their wills and testament —

5th. Should either party wish to release their funds so deposited, he shall be at full liberty to do so by addressing the other party.

6th. All Expenses attending the Settlement and Realization of the Said Property, to be born Equally by both parties —

7th. James Scott relinquishes all his right of title unto Jno. Wilson his heirs or administrators to his part of the farm called the Grass Choro, on the receipt of Four thousand five hundred dollars in cash or notes and Tallow at Current Cash Prices to being clearly understood this amount is entirely separate from all the other property mentioned or might be existing within the term of four years from this date —

8th. The farm of the Guadalupe, as also all the Cattle, horses, mares and Chautis and everything thereunto appertaining to be sold to the best advantage and Equally divided as aforesaid —

9th. The farm of Pecho y Delay to remain in joint possession of Scott & Wilson, under the agreement entered into with Mr. William Stennis and no other person without the Consent of both parties to have any control or interference therein —

In testimony of which we hereunto set our hands and seals in St. Barbara this first day of June 1848.

The Solaries and grounds bought by Mr. Scott in Monterey to be considered as joint property.

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Ida ap supra

James Scott
John Wilson

Pedro C. Carrillo Juez de 1^o Inst^o de Santa y su jurisdiccion Certifica: que las firmas que arriba se expresan de "James Scott" y John Wilson son de su puño y letra hechas ante mi de que doy fé con dos Testigos de mi asistencia

St^a Barbara Junio 1^o de 1848

^{assu} Pedro C. Carrillo ^{assu}
Thomas M. Robbins Edw^d A. King

28 SD
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[Faint, illegible handwriting covering the majority of the page]

[Faint, illegible text]

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Quit Claim
Deed of
Ann Scott

28 SD

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Know all Men by these presents, That I Ann
Scott residing in Tuth one of the heirs and legates
of James Scott late of San Jose deceased. Considering
that on the twentieth day of July last Eighteen hundred
and fifty two Mr James Scott and wife my mother
and Jessic Scott my sister, both residing in Tuth
for themselves and as attorneys & taking Curam in
them for me & then being from home and also for
Elizabeth Scott spouse of George Moulton, presently
in Annat Bond, Lancaster United States in consid-
eration of the sum of Three thousand dollars to them
paid and secured to be paid by John Wilson of San
Luis Obispo California, California sold and quit
claimed unto the said John Wilson and to his heirs
and assigns forever, all their and my right title, inter-
estate claims and expectancy, and all the right title
interest estate claim and expectancy of the said
James Scott deceased of in and to the piece or parcel
of ground of the mentioned, and that it is now proper
saying I have returned home that I should grant
these presents. Therefore I have ratified approved
of and confirmed the said quit claim and by the
said Mr James Scott and Jessic Scott for themselves
and as attorneys and as taking Curam on them foresaid to
the said John Wilson and his heirs and assigns and
in further corroboration thereof, I have of new California
sold and quit claimed and by these presents do California
sell and quit claim unto the said John Wilson and
to his heirs and assigns forever, all my right title interest
estate claim and expectancy, and all the right
title interest, estate claim and expectancy of the
said James Scott deceased of in and to all that
certain piece or parcel of Land situated in the County
of San Luis Obispo, State of California called "Pico
of Estay" which was granted to Francisco Paezello

on the twenty seventh of April Eighteen hundred
and forty three and by him transferred to the said James
Scott and John Owen Scott. Wilson on the
day of December Eighteen hundred and forty three
and registered to the said Scott and Wilson with
an Extension of the Governor of California on the
twenty fourth day of September Eighteen hundred
and forty five - with all and singular the hereditaments
and appurtenances, thereto belonging -

In Witness whereof I have hereunto set my
hand and seal, this thirteenth day of January Eight
- ten hundred and forty three years.

Ann Scott.

Signed (Signed) Seal and
delivered in presence of
John Thomas residing in Perth, writer
John Sturman residing in Perth writer -

On this thirteenth day of January Eighteen
hundred and forty three years personally appeared
before me James Thomas, writer in Perth and Notary
Public, Ann Scott known to me to be the person
ascribed in and who executed the foregoing Instru
ment who acknowledged to me that she executed the
same freely and voluntarily and for the uses and
purposes therein mentioned -

Perum Narratio.

J. A. Thomas
Notary Public.

Filed in Office April 24 1853.

(Signed)

Geo Fisher Secy

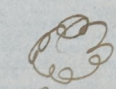
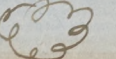
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Deed
from heirs
of Scott
to
Wilson

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Know all men by these presents that Mrs
 Mrs Jane Scott widow and Jesse Scott her daughter
 both residing in Perth North Britain for ourselves
 and as Attornies and taking Amain in us for Elizabeth
 Scott also daughter of the said Mrs Jane Scott and
 spouse of George Maiken at Amst Bond, Lancaster
 United States of America and for Ann Scott, also dau-
 ghter of the said Mrs Jane Scott presently on
 a visit in England, we all being the heirs and legatees
 of James Scott late of deceased in Em-
 sideration of the sum of Three Thousand dollars to us
 paid and secured to be paid by John Wilson of San
 Luis Obispo California, have benjamin sold and
 quit Claimed and by these presents do benjamin sell
 and quit Claim unto the said John Wilson and to his
 heirs and assigns forever, all and each of our own
 and the said Elizabeth Scott or Maiken and Ann
 Scott, the right title interest, Estate Claim and Ex-
 pectancy, and another right title interest Claim
 and Expectancy of the said James Scott deceased
 of in and to all that Certain Piece or Parcel of Land
 situate in the County of San Luis Obispo, State of
 California called "Pecho y Gelay" which was fran-
 ticed to Francisco Adams on the twenty seventh day of
 April Eighteen hundred and forty three years and
 by him transferred to the said James Scott and
 John Wilson with an Confirmation by the Governor
 of California on the twenty fourth day of September
 in the year Eighteen hundred and forty five, with all
 and singular the incidents and appurtenances
 therunto belonging. In witness whereof we have
 hereunto set our hands and seals this thirtieth
 day of July in the year of our Lord one thousand Eight
 hundred and fifty two (1852)

Jane Scott - 
 Jesse Scott 

Signed Sealed and Delivered
in presence of.

Thos. Thomson of Perth writes
George Burnett of Perth writes —

On this thirteenth day of July in the year
of our Lord one thousand eight hundred and fifty
two personally appeared before me.

J. A. Thomas N. J.

Before me Notary Public the before mentioned was
Jane Scott and Jesso Scott known to me to be the
persons described as and who executed the forego-
ing instrument who acknowledged to me, that they
executed the same freely and voluntarily and for
the uses and purposes therein mentioned. —

Verum Narravi —

J. A. Thomas.

Notary Public —

Filed in Office April 2nd 1853.

(Signed)

Geo. Fisher. Secy.

Before the U. S. Land Commission -

In the Claim of John Wilson to Canada de
los Osas, Pecho y Islay" do sit on Aveset.

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Stipulation

It is agreed on the part of the United
States that the genuineness and due execution of the
following papers filed in this case are admitted
as duly proved, viz: -

1st. Dissolution of Partnership & division of prop-
erty between John Wilson and James Scott, dated
June 1st 1848 by which Scott conveys his interest
in "Las Osas" to Wilson -

2. Deed from Heirs of James Scott conveying
to John Wilson, their interest in "Pecho y Islay"
dated July 13th 1851.

3. Confirmation of foregoing by Ann Scott, dated
January 18th 1853.

Robert Greenhow
Asst. Law Agent.

Filed in Office, April 8th 1853.

(signed)

Geo. Fisher Secy,

The first part of the paper is a list of names and their corresponding numbers. The names are written in a cursive hand, and the numbers are written in a simple, blocky style. The list is organized into two columns, with the names on the left and the numbers on the right. The names are:

John	1
James	2
William	3
Robert	4
Thomas	5
Richard	6
Henry	7
George	8
Edward	9
Charles	10
Francis	11
Matthew	12
Joseph	13
Samuel	14
Benjamin	15
Moses	16
David	17
Michael	18
Simon	19
Andrew	20
John	21
James	22
William	23
Robert	24
Thomas	25
Richard	26
Henry	27
George	28
Edward	29
Charles	30
Francis	31
Matthew	32
Joseph	33
Samuel	34
Benjamin	35
Moses	36
David	37
Michael	38
Simon	39
Andrew	40
John	41
James	42
William	43
Robert	44
Thomas	45
Richard	46
Henry	47
George	48
Edward	49
Charles	50
Francis	51
Matthew	52
Joseph	53
Samuel	54
Benjamin	55
Moses	56
David	57
Michael	58
Simon	59
Andrew	60
John	61
James	62
William	63
Robert	64
Thomas	65
Richard	66
Henry	67
George	68
Edward	69
Charles	70
Francis	71
Matthew	72
Joseph	73
Samuel	74
Benjamin	75
Moses	76
David	77
Michael	78
Simon	79
Andrew	80
John	81
James	82
William	83
Robert	84
Thomas	85
Richard	86
Henry	87
George	88
Edward	89
Charles	90
Francis	91
Matthew	92
Joseph	93
Samuel	94
Benjamin	95
Moses	96
David	97
Michael	98
Simon	99
Andrew	100

The second part of the paper is a list of names and their corresponding numbers. The names are written in a cursive hand, and the numbers are written in a simple, blocky style. The list is organized into two columns, with the names on the left and the numbers on the right. The names are:

John	1
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Francis	11
Matthew	12
Joseph	13
Samuel	14
Benjamin	15
Moses	16
David	17
Michael	18
Simon	19
Andrew	20
John	21
James	22
William	23
Robert	24
Thomas	25
Richard	26
Henry	27
George	28
Edward	29
Charles	30
Francis	31
Matthew	32
Joseph	33
Samuel	34
Benjamin	35
Moses	36
David	37
Michael	38
Simon	39
Andrew	40
John	41
James	42
William	43
Robert	44
Thomas	45
Richard	46
Henry	47
George	48
Edward	49
Charles	50
Francis	51
Matthew	52
Joseph	53
Samuel	54
Benjamin	55
Moses	56
David	57
Michael	58
Simon	59
Andrew	60
John	61
James	62
William	63
Robert	64
Thomas	65
Richard	66
Henry	67
George	68
Edward	69
Charles	70
Francis	71
Matthew	72
Joseph	73
Samuel	74
Benjamin	75
Moses	76
David	77
Michael	78
Simon	79
Andrew	80
John	81
James	82
William	83
Robert	84
Thomas	85
Richard	86
Henry	87
George	88
Edward	89
Charles	90
Francis	91
Matthew	92
Joseph	93
Samuel	94
Benjamin	95
Moses	96
David	97
Michael	98
Simon	99
Andrew	100

The following cases were submitted for our decision as Commissioners of California Land Claims on the 11th day of April 1853, viz:

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Statement

No 16.	Heirs of Henry D. Fitch	Claims
" 164	Heirs of D. Plummer	do
" 166	Heirs of Edward A. Balch & others	do
" 218	John Wilson	do
" 146	Samuel Morris	do
" 49	Jose Canillo & others	do
" 165	Jacob P. Geese	do
" 220	John Wilson	do
" 86	Lasper C. Farrell	do

In all of these Cases Opinions and Decrees were formed & written out by us as Commissioners & signed by the Commissioners who wrote them, prior to any notice whatever of our removal, and were held up for delivery until Monday the 18th instant, the day appointed by us for their entry, when according to our established course of doing business, the blanks which had been left for the dates would have been filled up, & the signature, if not before made, of the other Commissioner would have been appended.

On the 15th instant the Mail Steamer arrived bringing newspapers stating that we had been removed from office & successors appointed, and on the 19th instant a notice purporting to be signed by the Chief Clerk of the Department of the Interior, stating our removal & the appointment of our successors was also seen by us in the National Intelligencer. No other knowledge or notice of our removal has come to us. Under this state of facts we this 22nd day of April 1853. complete

the signatures of said Decrees as of the day they were intended to have been made and file them with the Secretary of the Board - filing also with the Secretary this statement for the information of all concerned.

Horland Keel

Harry J. Thomson

Filed in Office April 22nd 1853.

Geo. Fisher Secy

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No. 218. John Wilson, Claimant

Opinion.

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The Claim is for seven and a half square leagues of land situated in the County of San Luis Obispo called "Canada de las Ocas" & "Pecho y Idlay" —

It appears from documents presented by the claimant & duly proved that a grant of four ^{square} leagues of land called Canada de las Ocas was made to the Spaniards by Governor Alvarado, December 1, 1842 and that Judicial possession of it was given to the grantee August 25, 1843, that on the 27th of April 1843 Governor Micheltorna, granted to Francisco Badilla two square leagues called Pecho y Idlay adjoining the before mentioned tract which had been granted to Spaniards & that on the 13th of October 1843 Judicial possession was given to said Badilla of the said two leagues, that the claimant John Wilson & one James Scott having purchased the titles of the said Spaniards & Badilla to both said tracts applied to Govr Pico for a grant of the same to them & that Governor Pico on the 24th of September 1845, issued a grant to the said Wilson & Scott of the said two tracts to the extent of seven and a half square leagues, which grant appears to have been granted, approved by the departmental Assembly, the first of October 1845

The claimant also shows proper Cousujanes to himself of the interest of James Scott in the land. The making of the three several grants, is also shown by the public Archives — The erection of houses on the land in question & its occupation to the present time is fully proved & no objection is seen to the confirmation of the claim other than that the land is within two leagues of the Sea Coast.

The Sea Coast is in fact one of its boundaries, but holding as we have heretofore

done that this forms no ground for declaring a
claim to be invalid, we make a decree for its con-
firmation.

Comr. Thomson concurring in the result —
Hiland Hall.

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No 218. John Wilson Claimant.

Decree.

This Board on full consideration having
come to the conclusion that the claim is valid, now
makes its decree for the final confirmation of the
same as follows —

It is decreed that the said claim be
confirmed to the extent and quantity of seven and
a half square leagues, being the same land described
in the three grants given in evidence in this case
provided that the said quantity of seven and a half
square leagues now confirmed to the claimant
be contained within the boundaries called for by the
said grants, & if there be less than the said quantity
within said lands, then we confirm to the claimant
that less quantity —

Given under our hands this
18th day of April 1853 —

Hiland Hall } Commissions
Henry J Thomson }

Filed in Office April 22^d 1853 —

(Signed)

Geo. Fisher Secy

Office of the Board of Commissioners,

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

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 *Seventy-six (76)* pages, numbered from 1 to *76*, both inclusive, to contain a true, correct and full Transcript 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. *218* on the Docket of the said Board, wherein

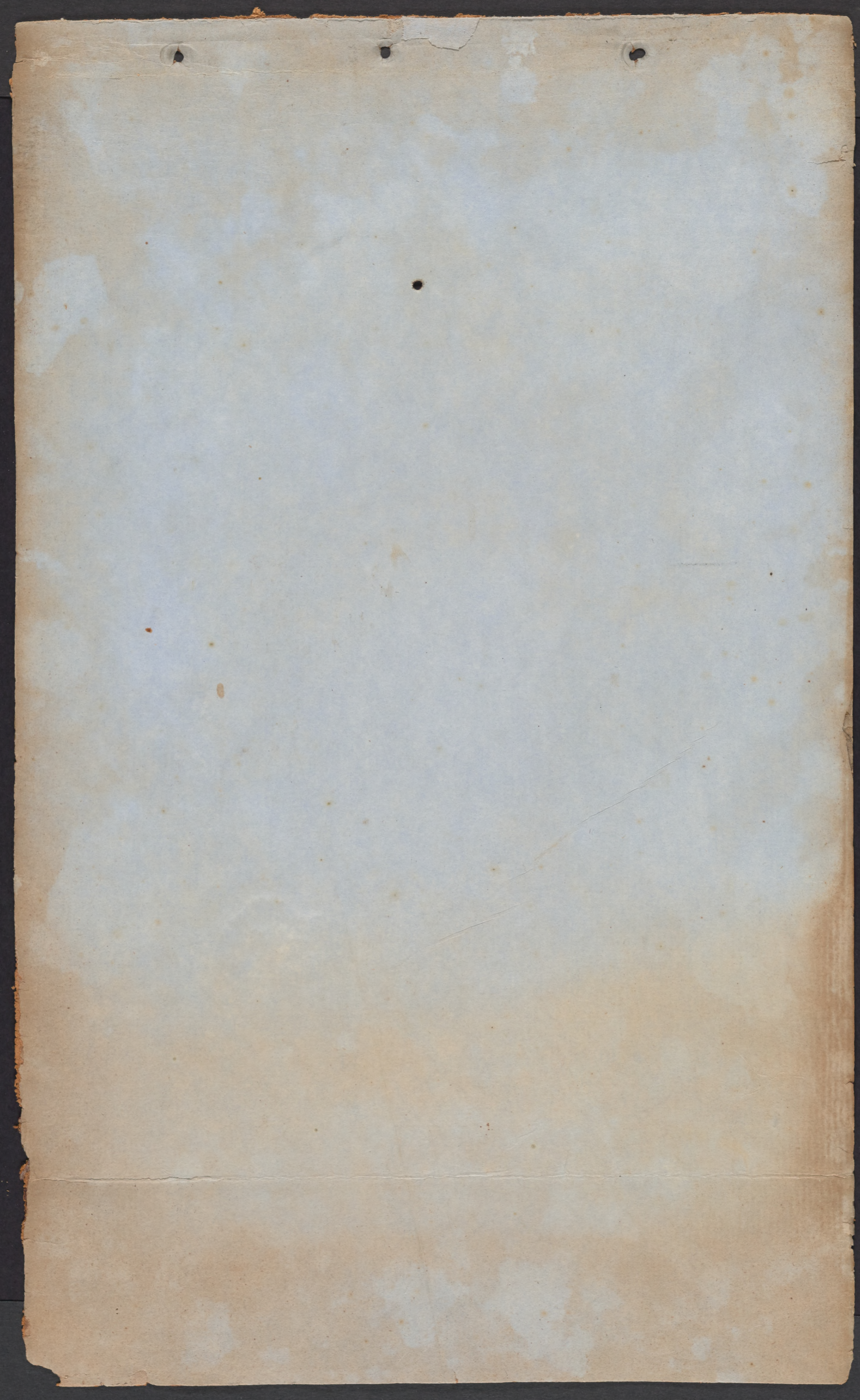
Juan Wilson is

the Claimant against the United States, for the place known by the name of *Canada de los osos Pecho y Plati,*



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-sixth (26th)* day of *July* A. D. 1854, and of the Independence of the United States of America the seventy=*ninth*.

Geo. Fisher
Secy.



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U. S. DISTRICT COURT,
Southern District of California.

No. 18 Docket

THE UNITED STATES, *Applt.*

vs.

Juan Wilson 28
for "Los Osos" *W. S. Taylor*
7 1/2 Sq. Leags. in Land of Copal

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. 218

Recd. Aug. 12. 1854

Filed, 19 August 1854

A. S. Taylor
Dpty. Clk

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Office of the Attorney General of the United States,

Washington, 11th September 1854.

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Juan Wilson

vs.

The United States.

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 30th day of June 1854 the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Anthony

Attorney General.

No 28.

U. S. District Court
Southern District of Cal.

Man ~~John~~ Wilson

vs

The U. S. States.

Notice of appeal from the
U. S. atty Gen.

Filed Nov 7th 1834.

J. S. Farr,
Clerk.

In the District Court of the United States for the
Southern District of California.
Los Angeles County.

Juan Wilson

3
3 No 218.

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PAGE 70 The United States

To the Honorable Isaac S. K. Ogier Judge of the
District Court of the United States for the Southern
District of California.

The petition of Pacificus Ord (of Monterey County)
Attorney of the United States for the Southern District
of California, who petitions in this behalf for the
United States, and being present here in Court
in his proper person, in the name and behalf of
the United States, represents as follows.

That heretofore, to wit, on or about the 7th day of
May AD 1852, John Wilson presented a petition to the
Commissioners to ascertain and settle the private land
claims in the State of California, claiming the tract
of land called "banda de los Asos Pecho y Esalay" in
the County of San Luis Obispo, containing about seven
and one half square leagues, in the words and figures
following, to wit. "The petitioner John Wilson respectfully
"shows. That on the 1st day of December AD 1842 Juan
"B Alvarado Governor of California, by virtue of authority
"in him vested, granted to Victor Linares, the tract of
"land called Banada de los Asos, situate in the present
"County of San Luis Obispo, containing 4 square leagues
"of land with the boundaries set forth in said grant,
"and the corresponding Maps, a copy of which grant
"and Maps is submitted herewith marked "A" with a

"translation marked "B." That on the 25th day of August
 "AD 1843 the said tract of land was duly surveyed
 "and the Judicial possession of it given in due form
 "of law a copy of which act of possession, is submit-
 "ted herewith marked "B b," with a translation marked
 "D. That on the 29th day of May AD 1844, the said
 "Victor Linares sold and conveyed the said tract
 "of land, to the petitioner and his wife, a copy of
 "which conveyance is submitted herewith marked
 "E" with a translation marked F. And the petitioner
 "further shows that on the 27th day of April ~~AD~~ 1843,
 "Manuel Micheltoena Governor of California, by
 "virtue of authority in him vested, granted to Fran-
 "cisco Vadillo the tract of land called "Pecho y Yslay"
 "situate in the present County of San Luis Obispo
 "and adjacent to the aforesaid Rancho of "Canada de
 "los Osos" containing two square leagues of land, with
 "the boundaries set forth in said grant and the corres-
 "ponding map, a copy of which grant is submitted
 "herewith marked G, with a translation marked H.
 "That on the 13th day of October AD 1843 the said tract of
 "land was duly surveyed and the Judicial possession
 "of it given in due form of law, a copy of which
 "Judicial act is submitted herewith marked "I," with
 "a translation marked "J." That on the 1st day of January
 "AD 1844 the said Francisco Vadillo sold and conveyed,
 "the said tract of land to the petitioner and his partner
 "in business James Scott, a copy of which conveyance
 "is submitted herewith marked "K" with a translation
 "marked "L." And the petitioners further shows that
 "on the 24th day of September AD 1845, Pio Pico Governor
 "of California, by virtue of authority in him vested,
 "regranted the said tracts of "Canada de los Osos" and

"Pecho y Yslay," with an extension of seven and a half
"square leagues, which regrant and extension, was ap-
"proved by the Departmental Assembly on the 1st day of
"October AD 1845, a copy of which regrant, and Certifi-
"cate of Approval is submitted herewith marked "M"
"with a translation marked N. That on the 1st day of
"June AD 1848 the said James Scott conveyed to the
"petitioner all his interest in the said "Canada de los
"Osos a copy of which conveyance is submitted here-
"with marked "O," with a translation marked "P."
"That since the death of the said James Scott who de-
"parted this life in the month of May AD 1837 the peti-
"tioner has purchased of the heirs of said Scott deceased
"all his interest in the said tract of land called "Pecho y
"Yslay" a copy of which conveyance he begs leave to
"hereafter file with this petition. And the petitioner
"further shows that the said tracts of land have not
"been surveyed by the Surveyor General of the United
"States, but that they were duly surveyed at the times
"of giving Juridical possession of them as aforesaid
"and that they have been since more accurately survey-
"ed, by a duly authorised Surveyor and a plot there-
"of made, a copy of which plot is submitted herewith
"marked "D." That the petitioner and those under whom
"he holds have been for more than ten years and that
"the petitioner now is in the quiet peaceful and un-
"disputed possession and occupation of the said tracts
"of land. That he knows of no conflicting claim.
"That he relies for confirmation of title upon the
"original papers copies of which are submitted herewith
"upon the records and minutes in the Archives now in
"charge of the Surveyor General and upon such other and
"further proofs as he may be advised are necessary."

"Wherefore he prays the Commissioners to confirm to him
"the said tract of land."

Your petitioner further represents that thereafter, to
wit, on the 18th day of April AD 1853, the said Commis-
sioners confirmed by final decree the said claim
of the said John Wilson, in the words and figures
following, to wit. "N^o 218, John Wilson claimant.
"This Board on full consideration having come to the
"Conclusion that the claim is valid, now makes its
"decree for the final confirmation of the same as
"follows viz. It is decreed that the said claim be
"confirmed, to the extent and quantity of Seven and
"a half square leagues, being the same land descri-
"bed in the three grants given in evidence in this
"case provided that the said quantity of Seven and
"a half square leagues, now confirmed, to the claimant
"be contained within ^{the} boundaries, called for by the
"said grants, and if there be less than the said quantity
"within said lands, then we confirm to the claimant that
"less quantity. Given under our hands, this 18th day of April
"1853."

(Signed) "Hiland Hall } "Commis-
" Harry J Thornton } sioners."

That thereafter, to wit, on the 19th day of August AD 1854,
a duly certified transcript of the said decree and
proceedings, and the papers and evidence on which it
was founded in said cause, was filed in the Office of
the Clerk of the District Court of the United States for the
Southern District of California, and marked N^o 288
reference to which it is prayed may be had and made
a part of this petition.

That on the 30th day of June AD 1854, the Honorable
Calebushing Attorney General of the United States,
received a duly certified duplicate of said transcript

of said final decree, and proceedings, of said Commissioners in said Cause (No 218) and the papers and evidence on which said decree was founded.

That thereafter, to wit, on the 7th day of November A.D. 1854, the said Attorney General of the United States, filed, or caused to be filed, on behalf of the United States, a notice with the said clerk of said District Court for the Southern District of California, that the Appeal in said Cause of Juan Wilson vs the United States from the decision of the said Commissioners to ascertain and settle the private land claims in the State of California in the District Court of the United States for the Southern District of California, would be prosecuted by the United States.

Your petitioner further represents that the said land claimed as aforesaid, is within the Jurisdiction of this Honorable Court.

And your petitioner further represents and insists that the said decree of said Commissioners is erroneous, and ought to be reviewed, reversed and set aside, for many errors and imperfections of law and evidence, apparent in said certified transcript of said Cause now on Appeal from said Commissioners to this Honorable Court.

And your petitioner further represents that the said claim is invalid, and said decree erroneous, on the following grounds.

1. That the said John Wilson shows no valid titles to the said lands claimed by him as aforesaid, and it is denied that he has any.
2. That the said alleged grants of Governor Alvarado to said Victor Sinares, and of Governor Micheltorena to said Francisco Vadilla, and of Governor Pio Pico to said Diego Scott and John Wilson, were made in

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violation of the 4th Article of the Colonization Law of the 18th of August AD1824, in this, that the lands granted, as alleged by claimant, were within ten leagues of the Sea Coast; there being no evidence by claimant that the Supreme General Executive power previously approved of the Colonization of the lands of California within ten leagues of the Coast; and it is denied that such previous Consent of said Supreme General Executive Power of Mexico in such case was ever had.

3. That at the date of the said alleged grants, the said lands claimed as aforesaid, were occupied by the Misions of California, and particularly by the Mission of San Luis Obispo.

4. That the said alleged grants have not the conditions required by, and are not made in entire conformity with the law of the 18th of August AD1824, And the regulations of the 31st of November AD1838.

5. That the grant of Governor Alvarado of the 1st of December AD1842, to Victor Linares is, in respect to boundaries, vague, indefinite and uncertain; that there is no Map referred to therein to aid the description and identification of the land, as required by law; That the petition of said Linares to said Governor for said land is not shown by claimant.

6. That there is no evidence that the said grant was approved by the Territorial Deputation or Departmental Assembly of California, as required by law. And it is denied that it was ever so approved.

7. That the alleged Judicial Survey and possession of the said land by J Mariano Bonilla, could not lawfully be given, until after the definitive grant or title had issued to said Victor Linares for said land;

and no definitive title is shown by claimant as required by law; and that the said Bonilla had no lawful authority to make a Judicial survey or give possession of said land as alleged, without such definitive grant or title; And that the said survey and possession by said Bonilla was not made according to law, or the said grant and maps; And that said survey by said Bonilla is vague and indefinite; and that there is no evidence that said Bonilla was Alcalde on the 25th of August AD 1843, and had lawful authority to make said survey and give said Judicial possession of said land, as alleged.

8. That the alleged sale and Conveyance of said Victor Linares of the date of the 29th of May AD 1844, to said Wilson and his wife, is insufficient; and it does not describe or identify therein, by metes and bounds any certain tract of land. That the "authentic writing" of sale of the date of the 30th of September of the last year (1843) of said Linares, referred to in said alleged conveyance, is not shown by claimant. And the alleged sale and Conveyance is a receipt for the payment of money, and not a deed for said land, as alleged.

9. That the said alleged grant of Governor Micheltorena dated the 27th of April AD 1843, to Francisco Vadillo of the tract of land called "Pecho y el Islai", of the extent of two square leagues, is not upon the lawful stamped paper; and in respect to boundaries of the land, it is vague and indefinite; that the petition and map of said Francisco Vadillo to said Governor Micheltorena for said land, is not shown by claimant.

10. That there is no evidence that the said grant was approved by the Territorial Deputation or Departmental Assembly of California, as required by law. And

it is denied that it was ever so approved.

11. That the alleged Judicial survey and possession of said land by J Mariano Bonilla to said Vadillo, dated the 13th of October AD 1844, could not be lawfully given until after the definitive grant or title of said land had issued to said Vadillo; And no definitive grant or title is shown by claimant, as required by law; that the said Bonilla had no lawful authority to make a Judicial survey and give possession of said land as alleged, without such definitive grant or title. And that the said survey and possession by said Bonilla was not made according to law, or the said grant and maps. And that said survey is vague and indefinite. And that there is no evidence that said Bonilla was Alcalde on the 13th of October AD 1844, and had lawful authority to make said survey and give said Judicial possession of said land as alleged.

12. That the alleged grant of Governor Pio Pico of the date of the 24th of September AD 1845, contains no description of the land by meters and bounds or otherwise, by which it can be identified. That it is vague and uncertain; that it does not contain the conditions required by law; that it purports to grant seven and a half leagues of land, according to the maps in the respective expedientes; that this reference to maps and expedientes, for a description, boundaries and extent of the land is vague and uncertain; That the claimant fails to show the original petition of himself and Scott ~~xxxxxxx~~ to said Pio Pico asking for said land.

13. That the alleged approval of the Departmental Assembly, dated Los Angeles 1st of October AD 1845 is not according to law; that it is not on sealed paper;

that there is no report of the Committee on vacant lands shown.

14. That it appears from the Deed of conveyance of Jane and Jesse Scott to Wilson in the record, that one of the heirs of said Diego Scott deceased, to-wit, Elizabeth Scott wife of George Marben has not sold and conveyed her interest as heir of her deceased brother, in the said land alleged to have been granted to said Scott and Wilson, by said Pio Pico.

15. That there is no Judicial survey or possession shown by said Scott and Wilson of the seven and one half leagues granted them ^{as alleged} by Pio Pico; and there is no evidence that they asked the proper Judge for the possession as required by their alleged title from said Pico.

16. That there is no evidence that the maps shown in the record on appeal, are the originals or authentic copies of the maps belonging to any one of the original expedientes of the several alleged grants of the Governors Alvarado, Micheltorena or Pio Pico.

17. That the grantees, ^{or claimants} have not proved that they built houses on the ^{said} lands within a year from the dates of the said grants, and that they were occupied, and that they cultivated the ^{said} lands. And it is denied that they built houses on the lands claimed, within a year from the dates of the ^{said} grants, and that they were occupied, and that they cultivated the ^{said} lands, as required by law.

18. And it is alleged that the said Diego Scott and Juan Wilson, grantees, as alleged, at the dates of said grants by said Governors Alvarado, Micheltorena and Pio Pico, ^{land sales by said Diego and Juan, as aforesaid,} were not, either of them, by birth Citizens of Mexico, and that they were foreigners, and were not

naturalized citizens of Mexico, and could not therefore, at ~~these~~ ^{said} times, lawfully acquire, or hold lands in fee in California.

And no proof having been made by said Claimant of the allegations of his said petition, or in support of his said claim filed as aforesaid, no decree ought to have been made or grounded thereon, but the said petition, ought to have been dismissed and said claim rejected by said Commissioners, upon the grounds aforesaid.

Wherefore the said Pacificus Ord. Attorney of the United States for the Southern District of California, for and in behalf of the United States, by reason of the premises, and the laws and Statutes in such case made and provided, prays that the said John Wilson, or his Attorney, may be served with a Copy of this petition, and that this Honorable Court will review the said decision or final decree of Confirmation of said Commissioners to ascertain and settle the private land claims in the State of California, and decide on the validity of the said claim of said John Wilson for said land claimed and confirmed as aforesaid, and that the same may be decreed invalid, And all such other Orders, Judgments or decrees as may be just. With Costs, and general relief.

F. O. G.

Attorney of the United States for
the Southern District of California.

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28
No. 218,

Juan Wilson

Adv.

The United States.

Petition of City of MS for
Review &c.

Filed Dec 21. 1854.

J. E. Jan.
Clerk.

United States of America, }
Southern District of California. } SS.

TO

The President of the United States,

Juan Wilson

28 SD

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GREETING :

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against you, and each of you, in the District Court of the United States, in and for the Southern District of California, on the *twenty first* day of *December* in the year of our Lord one thousand eight hundred and fifty-*four* at the City and County of Los Angeles, in said District, by

Pacificus Ord, Attorney of the United States for the Southern District of California, in behalf of the United States, praying the said court to review, upon the grounds therein set forth, the decision of final confirmation, of the the Commissioners, to ascertain and settle the private land claims in the State of California of the claim of Juan Wilson for the tract of land called Cuñada de los Osos, in the County of San Luis Obispo, California, to the extent of about four square leagues, which said claim was presented by your petition to said Commissioners on or about the 7th of May, A.D. 1852. and by them confirmed on or about the 18th of April A.D. 1853.

and that you, and each of you, are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said petition, or that judgment by default will be taken against you, and each of you, and the prayer of the said petitioner will be granted, with costs. *The plaintiff will apply to the Court for the relief demanded therein*

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of the said Court, this *fifth* day of *February* in the year of our Lord one thousand eight hundred and fifty-*five* at Los Angeles aforesaid.

J. E. San
Clerk.

Marshal's cost
 Copying Summons 1,00
 Serving Petition 4,00
 Serving Summons 4,00
 actual traveling
 expenses 12,00

 \$121,00

Served on the 21st July

United States of America,
 Southern District of California,
 U. S. District Court.

Juan Wilson

and

The United States.

SUMMONS.

Received July 5th 1855
 Edward Hunter
 U.S. Marshal

I served this summons along with the proper copy of the petition upon
Juan Wilson
 the defendant by delivering *him* personally a true
 copy of the summons and petition.

at *San Francisco* with *George A. Smith* the Southern District of California or
 the *County* Secord day of *February*
 A. D. 1855.

Sworn to and subscribed before me, *the 17th*
March, 1855,
J. E. Jones, Clerk.

Edwards Hunter
 U.S. Marshal.

W. S. Jones
Richard Jones

In the U. S. District Court, for the Southern District
of California, County of Los Angeles.

28 SD
PAGE 83

John Wilson

Appellee

vs

The United States

Appellant

No 218.

Cañada de los Osos.

Rancho of Islay.

The answer of John Wilson, appellee to the
petition filed in behalf of the U. S. by the District
Attorney of the Southern District of California, in
appeal from the decree of the U. S. Board of Land
Commissioners, respectfully shows to this Honorable Court

That on or about the first day of December A.D.
1842, Juan B. Alvarado, Governor of California, by
virtue of authority in him vested, granted to Victor
Linares the tract of land, called "Cañada de los Osos"
situate in the present County of San Luis Obispo,
containing four square leagues of land with the
boundaries set forth in the said grant and the
corresponding maps.

That on the 25th day of August A.D. 1843,
the said tract of land was duly surveyed, and the
juridical possession of it given in due form to the
said Victor Linares.

That on the 29th day of May 1844, the said
Victor Linares sold and conveyed the said tract of
land to the appellee and his wife.

And the appellee further shows, that on the
27th day of April 1843, Manuel Micheltoreno,
Governor of California by virtue of authority in
him vested, granted to Francisco Vadillo the tract
of land called "Rancho of Islay", situate in the
present County of San Luis Obispo, and adjoining the
aforesaid Rancho of "Cañada de los Osos", containing

two square leagues of land, with the boundaries set forth in said grant, and the corresponding maps.

That on or about the 13th day of October A.D. 1845, the said tract of land was duly surveyed, and the juridical possession of it given in due form of law.

That on or about the 1st day of January 1844, the said Francisco Vadilla sold and conveyed the said tract of land to the appellee, and his partner in business James Scott.

And the appellee further shows, that on or about the 24th day of September 1845, Pio Pico Governor of California, by virtue of authority in him vested, made a grant of land to the appellee, and the said James Scott, containing seven and one half square leagues, and embracing the aforesaid Ranchos of "Cañada de los Osos", and "Techo y Yslay", according to the maps and sketches thereof appearing in the records and papers relating to the said grants; which said concession so made by Governor Pio Pico, was approved by the Departmental Assembly of California, on or about the first day of October 1845, and thereafter to wit, on or about the day and year last aforesaid, the said Pio Pico Governor or Political Chief of California, made, signed and delivered to the said Wilson Scott, a document of title granting them the said land in full property - whereby their title became perfect and definitively valid.

That on or about the first day of June 1848, the said James Scott conveyed to the said John Wilson appellee, all his right, title and interest, in and to the aforesaid land called "Cañada de los Osos."

That since the death of the said James Scott, who departed this life in the month of May A.D. 1850, the petitioner has purchased from all the heirs of the said deceased James Scott, all their right, title, interest and estate in and to the

said land called "Techo y Yslay"

said land called "Secho of Yslay."

And the Appellee avers that the said Victor Linares, and the said Francisco Vadillo, respectively performed and fulfilled all the conditions annexed to their said respective grants, and that the said John Wilson, Appellee, and the said James Scott also performed and fulfilled all the conditions annexed to their said grants.

And the appellee further avers that he, and those under whom he claims have been in possession, use and cultivation of the said tracts of land since the respective date of the grants thereof, and that the appellee is now in possession, use and cultivation of the same.

Wherefore the appellee prays this Honorable Court to affirm the decree of the said U. S. Land Commissioners confirming his claim thereto.

Halleck Peachy & Billings
Attys for Appellee.

Received this answer on Bond Attorney of the United States
by having within personally a certified copy hereof
at his office, at Los Angeles California, this March 17. 1855
from who submitted before
me this 17th March 1855. J. E. Farr
Clerk. U.S. Marshal

No 28.

United States District Court
Southern District of California.

John Wilson
Appellee

The United States
Appellant.

Answer of Appellee.

Filed March, 12th 1855.

28 SD J. E. Farr
PAGE 86 Clerk.

Nathaniel Peckham & Phillips
Attys for Appellee.

No

in the United States District Court for the
Southern District of California

28 SD

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The United States appellant }
vs. }
John Wilson appellee }

Claim for "Los Angeles" &c.

And now on the 12th day of June 1855 the
parties appear, the appellant by P. Ord U.S. Dist
Atty for the Southern Dist of California, and
the appellee by his atty H. W. Kallak, and on
motion of appellee's atty it is ordered that
either party may take such further testimony
as they may wish in the above entitled case.

No 28

U. S. Dist Court for
the Southern Dist of Caln

The united States appellant

vs.

Juan Wilson, appellee

motion to take testimony

Filed June 18th 1855

J. E. Farr
DR

28 SD

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

28 SD
PAGE 89

Juan Wilson

Appellant

vs

The United States

Appellee

No 28,

"Los Osos & Gslay"

To Juan Wilson or his attorneys

Take notice that the above
entitled cause will be brought to a
hearing by the United States on
Friday the 19th day of October A.D.
1855, or as soon thereafter as the
same can be heard by the court.

In Angls

October 11, 1855.

J. M.

Chas. D. Smith

No 28.

Juan Wilson

vs

The United States

Notice of hearing
by U. States

Filed Oct 11th 1835.

J. C. Jan
Clerk

28 SD

PAGE 90

P. M. Wally.

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

28 SD
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The United States, appellants
vs.
John Wilson appellee } Transcript No 218

In this case it being suggested by counsel for appellee that the Transcript of the Record from the Board of Commissioners is imperfect, it is ordered by the court, the District Attorney being notified and consenting thereto, that the original Transcript be returned to the office of the Secretary of the Commissioners by the clerk of this court, that the said Transcript may be amended, or that a perfect copy of the original documents may be submitted to this court.

In this case it having been ordered by the court that the Transcript be returned by the Clerk of this Court to the Secretary of the Board of Commissioners for amendment, it is hereby stipulated and agreed that no rights of the United States or of the claimant are to be affected by said order.

Halleck, Peck & Billings
Attys for appellee.
P. M. W. D. W.

Exhibit "O" entirely omitted, maps misplaced, one missing, others not certified.

No 28.

The United States

vs.

John Wilson

Stipulation and order to
return transcript for
amendment.

Filed Oct 19th 1835
J. J. Van
Dyke

28 SD

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The United States

28 SD

Apr

PAGE 93

John Wilson

Appellee

Indrich Billings on oath says that he is of the law firm of Halleck Peckay Billings who are the Attys. of the appellee in the above entitled case - that said case is not ready for trial - that it is necessary to have in addition to other evidence, that of the naturalization of the claimant - that previous to the commencement of the September term of this Court Mr. Halleck wrote to the Claimant who lives in Lou Lou Obispo County. to inform him that if he could not find his naturalization papers he must ~~send~~ be prepared with an affidavit of their loss - on the ground of other evidence - that the letter referred and two or three other letters written since have never been answered - and this affiant believes they must have miscarried - that it is almost impossible to have communication with Lou Lou Obispo - there is no express running there - no steam communication and the mail is very unreliable -

That said belief has always manifested a desire to have his cause pressed along - If the letters had been received this affiant believes the necessary evidence would now be here -

As the case now is the claimant

cannot safely proceed to trial.

The firm to which this affair belongs
did not know the name of witnesses
to be summoned or they would have issued
the process of the Court to compel their
attendance.

Subscribed & sworn to Friedrich Bolling
the 29th Day of December
A.D. 1855

Before me
J. E. Farr
clerk.

No. 28

The United States

vs

John Gordon
vs
Abraham

motion and
Affidavit by Abraham
for continuance

28 SD

PAGE 94

Filed Dec 29th 1855

J. E. Farr
clerk

W. A. P.

1845

28 SD
PAGE 95

Expediente moved by Senores Don Diego Scott and Don Juan Wilson asking for the lands called "Canada de los Osos, Pecho y Yslai".

470.

Stamp First - eight dollars

Provisionally authorized by the maritime Customs House of the Port of Monterey in the Department of the Californias for the year 1843

Micheltonena

Manuel Castanera

Custom House seal

[Here follows, 1st deed of sale by Victor Linares to Juan Wilson and wife of the Rancho of "Canada de los Osos," the same as translated on pp. of Transcript:

2^d deed of sale by Francisco Badilla to Diego Scott and Juan Wilson, of the Rancho called "Pecho y Yslai," the same as translated on pp. of Transcript.

Then follow diagrams of the surveys of both Ranchos, the same as in the Transcript p.

The Remainder of Expediente not translated in Transcript is as follows:]

Most Excellent Senor Governor.

Diego Scott and Juan Wilson residents of this Port before the justification of Your Excellency in due form appear, saying:

We are the owners of the lands known by the names of "Canada de los Osos," and "Pecho y Yslai," as shown by the legal conveyances made to us by Don Victor Linares and Don Francisco Badilla, which we duly submit herewith, and wishing to make our right still more legitimate we pray Your Excellency, in virtue of your high powers, to issue to us a Title of ownership, as colonists ~~which~~ we are, of the lands above mentioned according to the maps which we present.

Wherefore we pray Your Excellency to be so good as to accede to our petition by which we shall receive justice, admitting this on common paper there being none of the corresponding stamps.

Santa Barbara Sept 10th 1845
Scott and Wilson.

Angeles Sept 24th 1845
Having seen the present petition, the conveyances made by citizens Victor Linares and Francisco Badilla, in favor of the petitioners, of the right which they might have in the lands asked for, with all else presented, and proper to be seen; in conformity with the law of August 24th 1824 and the regulation of November 21st 1828, I declare the Senores Don Diego Scott and Don Juan Wilson owners of the lands called "Canada de los Osos," "Pecho y Yslai" as represented on the maps which

are filed in this Expediente. Let the Corresponding title issue to the grantees, and direct this Expediente to the Most Excellent Departmental Assembly for its approbation.

Pio Pico Governor ad interim of the Department of the Californias thus ordered, decreed and signed, of which I certify:
Pio Pico.

Angles September 24th 1845

In session of this day, this expediente was reported to the Most Excellent Departmental Assembly and was ordered to be referred to the Committee on vacant lands.

Pio Pico
President

Agustin Olvera
Secretary

[Here follows copy of Grant, the same as translated on page of the Transcript]

Most Excellent Sir,

The committee on vacant lands have examined the Expediente moved by señores don Diego Scott and don Juan Wilson asking for the lands known by the names of "Canada de las Abas" "Pecho y Ydai" which have been granted to them by the superior Government of this Department by title issued the 24th of the present month, and the committee being satisfied that the said grant is in conformity with the requintes of the laws on the matter,

they submit for the deliberation of your
Most Excellent body the following proposition:

28 SD
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Approved the grant made by the
Superior Government of this Department
on the 24th inst in favor of Seniors Don
Diego Scott and Don Juan Wilson of seven
and a half leagues, a little more or less,
in the places known by the names of
"Canada de las Ovas", "Pecho y Yslai" in
conformity with the Law of August 18th
1824 and the Regulation of Nov 21st 1828.

Hall of Committees in the City of Los
Angeles September 26th 1845

Francisco de la Guerra
Narciso Botello

Angeles October 1st 1845

In Session of this day, approved by the
Most Excellent Departmental Assembly
the proposition of the preceding Report,
Ordering the original Expediente to be
returned to His Excellency the Governor
for the ends convenient.

Pio Pio

President

Augustin Olvera
Secretary

No 28

The United States, appellants
^{vs.}
John Wilson appellee

Translation of Expediente of 2^d
grant of "Canada de los bos",
and "Pecho y plaza".

Mexico Dec 28th 1855.

28 SD

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J. S. Fox
Clerk

Halliburton, Pennington & Billings
Attys for appellee

Expediente moved by don Victor Linares asking
for the place called Cañada de los Osos.

28 SD

317.

PAGE 100

Most Excellent Señor Governador.

Victor Linares, a Mexican by birth and resident
in this district before Your Excellency, with due
respect presents himself and says: That owning
a few cattle, horses and sheep, and desiring to increase
this small property for the maintenance of my family,
I solicit from Your Excellency the place known
by the name of Cañada de los Osos pertaining to
the Ex-Mission of San Luis Obispo and which is
now vacant; said land containing four square
leagues a little more or less according to the map
which I duly accompany herewith.

Wherefore I pray Your Excellency to be pleased
to accede to my petition and to grant me the
said place by which I shall receive favor and
grace, swearing the necessary oath &c

Monterey November 26th 1842.

Victor Linares

Monterey November 26th 1842

The Prefecture of the 1st District will
report.

Alvarado

Most Excellent Señor Governador

The land asked for in this proceeding
is vacant; the party interested possesses
sufficient stock; he has some means of
cultivating it, and has other requisites entitling
him to be attended to. Consequently it appears to

this Prefecture that the place indicated may
be granted to him, if Your Excellency thinks
it just.

Monterey December 2^d 1842.

José R. Estrada.

28 SD

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Monterey December 2^d 1842

Having seen the petition with which this
Expediente begins, the the report which precedes,
with all else presented and proper to be seen,
in conformity with the laws and regulations
on the matter I declare Citizen Victor Linares
owner of the place called "Canada de las Osas"
bounded by the ranchos of Citizens Arida,
Cantua, and Caré, Linares being one league
and a half distant from the Mission of San Luis
and the same from the coast. I give the
corresponding despatch, take note of it in
the respective book, and direct this
Expediente to the Most Excellent Departmental
Junta for its approbation. The Most Excellent
Senior Governor thus ordered, decreed and
signed.

No 28.

The United States, appellants
vs.
John Wilson, appellee

Translation of Expediente of
1st grant of "Canada de los Oros"

Filed Dec 28th 1843.

28 SD *J. Spar*
cl

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Halliburton, Beachy & Billings
Attys for Appellee

1843

Espediente moved by Citizen Francisco Vadillo asking for the place known by the name of "Pecho y el Yslai."

No 524.

28 SD

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Most Excellent Señor Governor.

Francisco Vadillo and Santiago Merita Mexicans by birth and residents in this Department before the well-known justification of Your Excellency with due respect and in legal form, the first as representing his children and the second for himself, say:

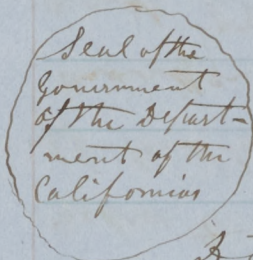
That, ^{one} having a numerous family and some stock whose preservation and increase support his family, and the other having also some stock, and knowledge ~~or~~ practice in agriculture ever since he has been in this Department—eighteen years, without having a piece of land fit for cultivation and in which ~~to~~ place ^{one} stock, having on this account to suffer great losses and inconveniences, we come to Your Excellency who from your known generosity will not look with indifference upon the establishment of the family of one and the person of the other, and we therefore ask your Excellency to be pleased to grant us in ownership the land which is known by the name of Pecho y el Yslai which has pertained to San Luis Obispo, and which is now vacant and without occupation or cultivation; the said land is situated

three leagues from this Establishment, and its dimensions are shown in the map we duly submit herewith.

Wherefore we pray Your Excellency to be pleased to grant as we ask, by which we will receive grace and justice.

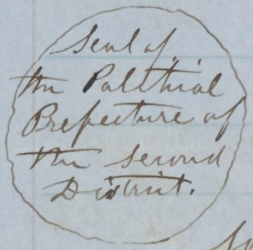
Francisco Vadillo

As he does not know how to write Santiago Anista he puts the mark of the Cross +



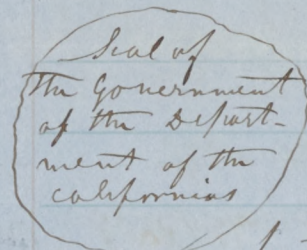
Angeles February 21st 1843.
The senior Prefect of the second District will report.

Micheltonera.



Most Excellent Senior
The land which the parties interested solicit pertaining to the Prefecture of the 1st District if duly return the foregoing petition to the hands of Your Excellency to be disposed of agreeably to Your Excellency's pleasure.

Angeles February 21st 1843
S. Arquello



Angeles February 23rd 1843
Let the senior Prefect of the first District report.

Micheltonera

Most Excellent Señor.

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PAGE 105

In compliance with the Superior Decree of the Superior Decree of Your Excellency which precedes I have to report:

That the Mexican Citizen Joaquin Talenzuela having presented himself to this Prefecture asking for the ^{place} which the parties in this representation pretend to, I asked the report of the Magistrate of San Luis Obispo and he answered me that the said land was vacant and uncultivated and that it could be granted to any private person, he having previously reported in favor of Don Francisco Tádillo as Your Excellency will see when that petition is remitted. In this Expediente Your Excellency will notice that said report of, which I have made mention, certainly is annexed hereto on a separate sheet of common paper, and also that the said Magistrate made that same report in anticipation and unduly in favor of said Señor Tádillo, since Your Excellency's marginal decree is dated February 21st, and the said report is dated the 7th of the same month, without such report being asked of said Magistrate in this Expediente.

Wherefore Your Excellency will dispose of it with your usual good judgement according to your pleasure.

Monterey March 20th 1843.

Jose R. Estrada.

Most Excellent Señor Governour,

son Francisco Padillo and son Santiago Uribe
having petitioned for the land called Pecho y
el Yslai, and having asked of me a report on
said land as in charge of this Establishment
of San Luis Obispo to which it pertains,
I say: that it is vacant and unoccupied by
any property, and uncultivated, and if under
these circumstances the ownership of the
land could be granted to any private
person, then the parties interested, as aforesaid,
may obtain this favor, if Your Excellency
so determine.

San Luis Obispo February 7th 1843.
Jose Mariano Bonilla.

Most Excellent Señor

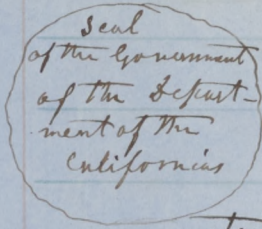
Francisco Vadilla, in the name of his
sons, called Pedro, Felipe, Felipe Gorgonio,
and Francisco Vadillo, all residents of Santa
Barbara, before Your Excellency with
due respect, I say: That these youths
desiring to have a property, with which they
can subsist, they denounce through me
the land known by the name of Pecho
in the jurisdiction of San Luis Obispo, of
which, by virtue of its being vacant, they
ask the respective grant.

Wherefore I pray Your Excellency,
in view of what is shown, will decree in
conformity, by which they will receive
favor; if some it is not for evil intent,

and the necessary oath &c.; praying also that you will admit this on common paper for want of stamped paper.

Angeles January 23^d 1843.

Francisco Padillo



This government ordered the petitioner to bring the map and the report of the respective Magistrate when he presented this memorial, without then having so decreed for want of the map. Consequently, he ought to be considered as the first denouner of the said land. Let this document be annexed to the Expediente, and in accordance with the reports let the respective title issue; thus I, the Governor and commandant general of both Californias, order in the city of Los Angeles April 25th 1843.

Manuel Micheltoreno

Francisco Arce

Secretary ad interim.

Angeles 27th of April 1843.

Having seen the petition which begins this Expediente, the reports of the Prefect of the 1st District and of the Magistrate in charge of the Establishment of San Luis Obispo with all else presented and proper to be seen, in conformity with the laws and regulations on the matter I declare Francisco Padillo owner in property of the place known by

the name of Percho y el Uplai, in extent two square leagues, bounded on the northwest by son Miguel Abila, and on the southeast by son Victor Sinares. Issue the corresponding despatch, take note of it in the respective book, and direct this Expediente to the Most Excellent Departmental Junta for its approval. Citizen Manuel Micheltonena, Governor, Commandant General and Inspector of the Department of both Californias thus ordered decreed and signed

Micheltonena.

No 28

The United States, appellants

vs.

John Wilson, appellee

Translation of Esquintes of
1st grant of Pedro y Isai.


Filed Dec 28 1837

28SD

J. C. Carr
clerk

PAGE 103

Hallam Peasley & Billings
Attys for appellee



Know all men by these presents, That I, Mrs Elizabeth Scott or maiden spouse of George Maiben now or lately in Annot Bank, Lancaster, United States, one of the Heirs and Legatees of James Scott late of San Jose deceased, with consent of my said husband, and I the said George Maiben for myself - and as taken full burden on me for my said wife, Considering that on the thirteenth day of July last Eighteen hundred and fifty two, Mrs Jane Scott, widow mother of me the said Elizabeth Scott, and Jessie Scott, my sister, both residing in Perth, North Britain for themselves and as Attornies and taking full burden on them for me, and also for Ann Scott, my sister who was then from home, in consideration of the sum of Three thousand Dollars to them paid and secured to be paid by John Wilson of San Luis Obispo California, bargained, sold and quit claimed unto the said John Wilson and to his heirs and assigns forever, All their and my right, title, interest, estate, claim and expectancy, and all the right, title, interest, estate, claim and expectancy of the said James Scott deceased, of, in, and to the piece or parcel of ground aftermentioned, and seeing that as we have not heretofore granted any formal power of Attorney or other deed in reference to this matter, it is now proper, we should grant these presents, Therefore I the said Mrs Elizabeth Scott or Maiben with consent aforesaid, and I the said George Maiben, for myself, and as taking burden on me for my said Wife, and we with mutual assent and consent, have ratified, approved of and confirmed, the said quit claim by the said Mrs Jane Scott and Jessie Scott for themselves and as Attornies, and as taking burden on them foresaid, to the said John Wilson and his heirs and assigns, and in further corroboration thereof, and in consideration of one Dollar to each of us in hand paid, we have of new bargained, sold and quit claimed, and by these presents, do bargain, sell and quit claim unto the said John Wilson and to his heirs and assigns forever, all my the said Elizabeth

Scott or Maiben's right, title, interest, estate, claim and expectancy, and all the right, title, interest, estate, claim and expectancy of the said James Scott deceased or of one the said George Maiben, of in and to all that certain piece or parcel of Land situate in the County of San Luis Obispo, State of California, called "Pecho y Yslay" which was granted to Francisco Vadillo, on the twenty seventh of April eighteen hundred and forty three, and by him transferred to the said James Scott and John Wilson on the day of December eighteen hundred and forty three, and regranted to the said Scott and Wilson, with an extension by the Governor of California on the twenty fourth day of September eighteen hundred and forty five, with all and singular the hereditaments and appurtenances thereunto belonging.

In witness whereof we have hereunto set our hands and seals this twenty seventh day of May, A.D. eighteen hundred and fifty three.

Signed, Sealed, and

Delivered in presence of

W. R. Beach

L. C. Shadew.

Elizabeth Maiben

George Maiben



State of Wisconsin,

County of Grant,

On this 27th day of May, A.D. 1853, before me, Deputy Clerk of the Circuit Court of said county, personally appeared Elizabeth Maiben and George Maiben, known to me to be the persons described in, and who executed the foregoing Deed, and acknowl-

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edged to me, that they executed the same freely and voluntarily, to the uses and for the purposes therein mentioned. And the said Elizabeth Maibew first having been by me made acquainted with the contents of the said Deed, acknowledged on an examination apart from, and without the hearing of her said Husband, George Maibew, that she executed the same freely and voluntarily, without any fear or compulsion or undue influence of her said husband, and that she did not wish to retract the execution of the same.

Witness my hand, and the seal of the said Circuit Court, at Lancaster, in said county, the day and year last aforesaid.

S. O. Shrader, Deputy Clerk
for N. W. Kendall, Clerk
Circuit Court
Grant County, Wis.



No 28
The N. S. Appellants
John Wilson appellee

No 28

Dated May 27th, - a.d. 1853.

George Maiben and
Elizabeth (his wife)

To

John Wilson

Deed.

Filed Dec 28/53

J. S. Fall
clerk

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Know All Men by these presents, that I, Ann Scott of Twenty two Saint John Street, Perth, North Britain One of the Heirs and Legates of James Scott, deceased, late of the State of California, in the United States of America, in consideration of the sum of Five Dollars to me in hand paid by John Wilson of the County of San Luis Obispo, in the said State of California, Have granted, bargained, sold and quitclaimed, and DO by these presents, grant, bargain, sell and quit-claim, unto the said John Wilson, and to his heirs and assigns forever, All my right, title, interest, estate, claim and expectancy, of, in, and to All that certain piece or parcel of land situate in the said County of San Luis Obispo, called "Pecho of Aslay", which was granted to Francisco Vadillo, on the Twenty seventh day of April Eighteen hundred and forty three, and by him transferred to the said James Scott and John Wilson, with an extension by the Governor of California, on the Twenty fourth day of September in the year eighteen hundred and forty five; With all and singular the hereditaments and appurtenances thereunto belonging.

In witness whereof I have hereunto set my hand and seal this sixteenth day of February in the year of our Lord, one thousand eight hundred and fifty three.

Signed, Sealed,
and Delivered,
in presence of

Ann Scott

John Thomas residing in Perth Writer, Witness,
George Burnett residing in Perth Writer Witness,

At Perth, in the County of
Perth, North Britain

} On the Sixteenth day of February
AD. 1853, before me, a Notary Public, in and for said County,
duly commissioned and sworn, personally appeared,

Ann Scott, known to me to be the person described in, and who
executed the foregoing Deed, and acknowledged to me, that
she executed the same freely and voluntarily, to the uses,
and for the purposes therein mentioned.

Witness my hand and official seal.

Perum Nassari
Notary Public.

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No 28

1855

M. U. S. Appellate
John Wilson Appellate

Dated _____ A.D. 1855

Ann Scott

To

John Wilson.

Deed.

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Filed Dec 28th 55.
J. J. [unclear]
[unclear]

Halleck, Peachy, Billings & Park,
COUNSELLORS AT LAW.
San Francisco. Cal.

1843

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Expediente Promovido
por el Ciudadano Francisco Padillo en so-
litud del parage conocido con el nombre
del Pecho y el Estac

Nº 524

28



Excmo. Sr. Gobernador.

Ang^o 11 de Febrero

22 de 1849.

Mp. Sr. Sr.

Prepaco de D.^o

Don Francisco Vadillo y Santiago Vista Mexicano,
 Donito Michelt por nacimiento y vecindados en este Depar-
 tamento, ante la notoria justificacion de
 V. E. con el debido respeto y como mas hay
 lugar en derecho, el primero, en representacion
 de sus hijos, y el segundo en particular de
 cinco, que, teniendo una numerosa familia
 y algunos bienes semovientes, cuya conserva-
 cion y aumento procuran p. su misma fa-
 milia, y el otro tambien algunos bienes y
 inteligencia o practica en agricultura, des-
 pues de estar en este Departam. diez
 y ocho años, sin tener una suerte de tierra
 propia q. cultivar, y en q. poner ciertos b-
 nes, teniendo p. esto q. sufrir graves perju-
 cios y menoscabos, ocurrimos a V. E. que por
 su acreditada generosidad, no vera con indife-
 rencia el establecimiento de la familia de uno,
 y la persona de otro, y en tal virtud pedimos
 a V. E. se sirva conceder en propiedad

[Illegible signature]

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el terreno q. se conoce con el nombre del
Pecho y el Yllac, que ha pertenecido a Sta
Luis obispo, y a la fha se haya vadio y
sin ocupacion ni cultivo; el mencionado ter-
reno se halla a tres leguas de este estable-
cimiento y sus demenciones las manifiesta
el dueño q. debidamente acompañamos.

Por tanto
A. V. E. Suplicamos tenga la dignacion de proveer
como pedimos que en ello recibimos gra-
cia y justicia

E. Y

Francisco Vadillo

por no saber esgrevia Santiago
vritta puso la señal de la Cruz +

Exmo Señor.



Perteneciendo el terreno q. solicitamos los
interesados a la Prefectura del 1.º dis-
trito, devuelbo devidamente a manos de
V. E. la antecedente solicitud, con el fin
de q. V. E. disponga lo q. fuere de su
Superior agrado.

Ang. Feb. 21 de 1843

S. Arriola



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Méj. Febrero 23. del 1843.

Libranse informe a S. Prefecto del
primer Distrito - Michoacán

Exmo. Sr.

Cumpliendo con el Superior decreto de V. E. que antecede debo informar: que habiendose presentado a esta Prefectura el C.^{mo} Mexicana Joaquin Valenzuela, solicitando el parage que pretenden los interesados en esta representacion, pedi' informe al Juez de San Luis Obispo y me contesto' que el mismo terreno se hallaba baldio e inculto y que se le podia conceder a algun particular, en el concepto que ya' habia informado con anterioridad a favor de Don Fran. Vadillo como V. E. vera' cuando oportunam^{te} le — — — remita' aquella solicitud: en este Expediente advertira' V. E. que ciertamente corre agregada dicha informacion de que hizo mencion en un pliego separado de papel comun, e igualmente que el referido Juez dio' ese mismo informe anticipa-

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da e' indevidamente a favor de dicho Sr.
Vadillo, pues el primer decreto marginal
de V.E. se extendio en N.º de Febreros ulti-
mo y resulta el informe expreso con fha
7.º del mismo sin que conste se le halla
pedido tal informacion al subodicho
Sr. en este expediente. En esta vir-
tud V.E. se dignara disponer con su
acierta acostumbrado lo que fuere de su
superior agrado.

Monterrey Mayo 20.º de 1793.

Jose R. Estrada

5

7.

Exmo Sr. Gobernador.

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Por peticion q. han hecho
D. Fran^{co} Vadillo y D. Santiago Uri-
ta del terreno nombrado el Ticho y
el Ylar, y pidiendo de mi un informe
del dho terreno como encargado de este
establecim^{to} de S. Luis Obispo si donde pua
tenen digo: q. esta baldio, y sin den-
pacion p. ningunos viene ni cultivado
y si p. tales circunstancias puede con-
venir a algun particular la propiedad
del terreno mencionado, desde luego
q. los interesados, p. mi dictamen
pueden obtener esta gracia, salva mi
determinacion de G. C.

S. Luis Obispo Feb. 7 de 1843.

J. Mariano Gorilla.

Exmo Sr

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Francisco Vadillo, a nom-
bre de sus hijos llamados Pe-
dro Felipe, Felipe Gorgonio
y Francisco Vadillo todos
vecinos de Santa Barbara,
ante V.E. con el mas sumi-
so respecto digo. Que decaen
por estos yorenes tener una
propiedad con que subsisten,
denunciada por mi conducto
el terreno conocido con el
nombre del Pecho en la
jurisdiccion de San Luis
Obispo, del cual en virtud
de estar vacante piden la
concesion respectiva. P. E.

A. V. E. suplico que en vista
de lo espuesto secreto de

Conformada en lo que rece-
bivan gracia y no son
de malicia y lo necesario
Lo suplicando tambien
se me admita la presentada
en papel comun por fal-
ta de sellado.

Angelus Enero 23/

1843
Francisco Jading
L



Este Gobierno mandando de suplicante traspa-
sar al Censo e informes al Excmo respectivo
en Ems. y presento estas memorias con
el objeto entonces decretado di, p. faltan
al Censo. En consecuencia debe tenerse
como primer denominacion de terreno
Mencionado. Agreguen este Documento
al Expediente y al Vistado de los infor-
mes expedidos y al titulo respectivo;
asi lo mande yo el Gob. y comando.
general de ambas californias en

las Ciudad de los Reyes y veinti
cinco de Abril de mil ochocientos
cuarenta y tres.

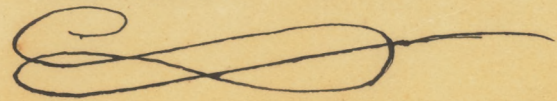
Man. Mitchell

Fran. co Arca
Srio int.
G. H. P.

Angles 27 de Abril de 1843.

Vista la peticion con que dá principio este es-
pediente, el informe del Sr. Prefecto del 1º Distrito
y el del encargado de Justicia del establecim. de San
Luis Obispo, con todo lo demas que se tubo presente y
ver como vino de conformidad con las leyes y reglamentos
de la materia de lazo deueno en propiedad del perage
conocido con el nombre del pueblo y el Esac al C. no
Fran. Vadillo en estension de los sitios de ganado
mayor, colindante por el Noroeste con D. Miguel
Abila. y por el Oeste con D. Victor Linaris. Libro
de el correspond. despacho tomase razon en el
libro respectivo y dirigase este exped. a la Coma.
Junta Departamental para su aprobacion. El
Ciudadano Manuel Mitchell. S. S.

11.
Comandante General e Inspector de del Departamento
de Ambar California, así lo mando decreto y firmo.

Michelt.


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

I, JOHN C. HAYS, Surveyor General of the United States for the State of California, and as such, having in my office and in my charge and custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California, by virtue of the power vested in me by law, Do hereby Certify, that the Elson preceding, and herunto annexed pages of tracing paper numbered from one to Elson inclusive, exhibit a true and accurate copy of a document entitled "1843, expediente promovido por el Ciudadano Francisco Vadillo en solitud del fomento conciso con el nombre del Pacto y el Estac, (No 524)" now on file and forming part of the said archives in this office



In Testimony Whereof, I have herunto signed my name officially and caused my Seal of Office to be affixed, at the City of San Francisco, this nineteenth day of October 1855

John C. Hays

U. S. Surveyor General for California.

Extract from the 2nd Section of the Act of Congress "providing for the Survey of Public Lands in California, and for other purposes," Approved, March 3d, 1855.

"The Secretary of the Interior is hereby authorized to cause an official Seal to be prepared for the Office of the said Surveyor General, [California] and any copy or extract from the plats, field notes and other records and documents on file in his office, when attested as such by the said Seal and the signature of the Surveyor General, shall, in all judicial matters, have the same force and effect as the original."

Call. 4/11/54

No 28

The United States, appellants

vs.

John Wilson, appellee

*Expenditure of 1st grant of
"Becho y Pelai".*

*28 SD
218 Bd.*

Filed Dec 28th 1854

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*Hallett, Peacock & Billings
Attorneys for Appellee*

1.

1845

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Expediente promovido por los Señores
Dn. Diego Scott y Dn. Juan Wilson
en solicitud de los terrenos num-
brados Cañada de los Osos, Pecho
& Isla

470.

SELLO PRIMERO OCHO PESOS.

Habilitado provisionalmente por la Aduana marítima del puerto de Monterey, en el Departamento de las Californias, para el año de mil ochocientos cuarenta y tres.

98 SD Micheltorena.
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Manuel Castañares.



En el Puerto de Santa Barbara a los treinta dias del mes de Septiembre del año mil ochocientos cuarenta y tres, ante mi Joaquin Carrillo Juez de paz propietario del Partido y los testigos de mi asistencia con quienes actuo por falta de escribano publico, y los instrumentales que se nombraron compareció Don Pedro Linarez vecino San Luis Obispo, a quien doy fe como y dijo: Que por si y en nombre de sus hijos, herederos, sucesores, y de quien del elle hubiere título, voz y causa en cualquier manera, vende y da en venta real y enagenacion perpetua por juro de heredad para siempre jamas, a Don Juan Wilson y a Dona Ramona Carrillo de Wilson consortes y vecinos de este Puerto, el primero ausente y la segunda presente, para si, sus herederos

3

y Sucesores y a quien sus derechos representare, el terreno conocido con el nombre de Canada de los Osos, sito en la jurisdiccion de San Luis Obispo, que le pertenece en posesion y propiedad, segun parece por el titulo que demarca su estension y linderos, expedido a su favor por el Señor Don Juan Bautista Alvarado el dia primero de Diciembre de mil ochocientos cuarenta y dos, y posesion judicial que le dio el Juez de paz de San Luis Obispo el veintinueve del mes de Agosto del corriente año, cuyos documentos entrega a Dona Ramona Carrillo de Wilson, del que yo el Juez doy fe; con todas sus entradas, salidas, riegos, usos, servidumbres, y lo demás que a dicho terreno pertenece de hecho y de derecho, libre de censo, carga e hipoteca, y por tal lo asegura, por

D

4. 4.

preus de tres mil pesos, francos para
el vendedor, pues con este respecto
ha sido apremiado dicho terreno por pe-
-ritos, de consentimiento de ambas par-
-tes, en la expresada cantidad de tres
mil pesos, de los que otorga haber re-
-cibido de Dona Ramona Carrillo
de Wilson, realmente en moneda de
plata de buena calidad. Seiscientos
pesos, y en efectos de ropa a su satisfac-
-cion, doscientos treinta y tres pesos, cua-
-tro reales, cuyas dos cantidades reunidas
ascienden a ochocientos treinta y tres
pesos, cuatro reales de que se da por
satisfecho y contento; y de haberselos
pasado a su poder real y efectivamen-
-te, doy fe, por haber sido a mi pre-
-sencia y de los testigos; Y que para
el pago de los dos mil, ciento sesenta
y seis pesos, cuatro reales, que los
compradores le adeudan para el com-
-pleto de la cantidad nominada de
tres mil pesos, el otorgante concede
y señala por plazo el dia que Don
Juan Wilson llegue a este Puerto de
regreso de su viaje a Lima, cuya
cantidad de dos mil, ciento sesenta

D

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y seis pesos cuatro reales, deberán pagarle dicho día los compradores, entregandole cuatrocientos pesos en moneda de plata u' oro, y mil setecientos sesenta y seis pesos, cuatro reales, en efectos de ropa a precios justos y corrientes. Y desde hoy en adelante, el otorgante se desiste y aparta de la propiedad, Senorio, posesion, titulo, voz, recurso, con las demas acciones reales y personales que en dicho terreno le pertenezcan o puedan pertenecer; todo lo cual cede, renuncia y transfiere en dichos compradores y sus causas habientes, para que como propietarios lo goven, posean, cambien, hipotecuen y enagenen, segun fuere su voluntad absoluta, con toda independencia, librandoles para ello y concediendoles todo el poder que en él reside, sin reservacion alguna para que por su propia autoridad, o judicialmente, entren en dicho terreno; tomen y aprehendan la verdadera, real, actual y corporal posesion y tenencia; y

SELLO CUARTO DOS REALES.

Habilitado provisionalmente por la Aduana marítima del puerto de Monterey, en el Departamento de las Californias para el año de mil ochocientos cuarenta y tres.

Micheltorena.

Manuel Castañares

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entre tanto no la toman se consti-
tuye por su tenedor y arrendatario
para ponerles en ella, siempre que
fuere por los dichos compradores o por
sus sucesores requerido, en los que
deriva todos los derechos de evicción
que por rason del propietario do-
minio de dicho terreno tenga, contra
cualesquier personas, para que su-
cedan en ellos y pedir puedan como
en causa propia; y se obliga tam-
bien absanciamiento del terreno ven-
dido y de su precio, segun lo pre-
venido en las leyes. Y Doña
Ramona Carrillo de Wilson,
por si y por su esposo Don Juan
Wilson que está ausente, y de quien
tiene poder bastante, enterada de
esta escritura dijo: Que la acepta
y que se obliga a pagar a Don
Felix Lineres inmediatamente que

Q

7

llegue a este Puerto Don Juan Wilson, la cantidad de dos mil ciento sesenta y seis pesos, cuatro reales en los terminos y de la manera que queda estipulado: previniendo que si a ella y a su marido les pareciere convenir a sus intereses, debora el predicho Linas otorgar carta de pago de dicha cantidad de dos mil ciento sesenta y seis pesos, cuatro reales. Y ambos otorgantes por lo que en virtud de esta escritura les toca cumplir, obligan sus personas y bienes habidos y por haber, dando poder a las justicias que de ello puedan y deban conocer para que les apremien a su cumplimiento. Asi lo otorgaron y firmaron conmigo y los de mi asistencia,

D

SD
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8
8
siendo testigos instrumentales, —
Don Francisco de la Guerra, Don
Antonio Rodríguez y Don José
María Covarrubias, vecinos de
este Puerto de que doy fe. —
Pietro Linares, — Ramona Car-
rillo, — Joaquin Carrillo, — Justen-
cia, — José Carrillo, — Justencia,
Agustín Davila.

El presente testimonio es fiel, sacado del
original que queda archivado en el protocolo
de instrumentos públicos del Juzgado de
par de Santa Bárbara, y con el que ha
sido confrontado y concertado; en fe de lo
cual lo firmó el juez de par Don Joaquín
Carrillo, con los testigos de su asistencia
ordinaria, actuando por rumpitoria, en este
Puerto de Santa Bárbara, a los dos días
del mes de Octubre de mil ochocientos cua-
renta y tres.

Joaqⁿ Carrillo

Justencia
Joaqⁿ Carrillo

Justencia
José M^o Covarrubias

Justencia

Ano de 1843.

Escritura de venta
otorgada por D^o
Pietro Linares á
favor de Don Juan
Wilson y Doña
Ramona Carrillo,
del terreno de la
Cañada de los
Osos.

Derechos de
Escritura — 15.00
Id. del testi-
-monio — 8.00
Papel sellado — 8.40
Suma \$ 31.40

Balance of what given to
Notarial Archivist

SELLO CUARTO DOS REALES

Habilitado provisionalmente por la Aduana marítima del puerto de Monterrey, en el Departamento de las Californias para los años de mil ochocientos cuarenta y cuatro y mil ochocientos cuarenta y cinco.

Micheltorena.

Pablo de la Guerra



En el Puerto de Santa Barbara á los diez y nueve dias del mes de Diciembre de mil ochocientos cuarenta y cuatro, ante mi Sr. M.^a Covarrubias Alcalde 1.^o del lugar y los testigos de mi autencia con quienes actua p.^a falta de Escribano publico, compareció D.^o Fran.^{co} Badillo vecino de este Puerto, quien doy fe conozco, y dijo: q.^e si sepa por esta publica escritura como por si y en nombre de sus hijos, herederos, sucesores, y de quien de ello hubiere titulo, vez y causa en cualquier manera, conde y dá en venta real y enagenacion perpetua p.^a suyo de herencia para siempre de mas, á los Señores D.^o Diego Scot y D.^o Juan Wilson presentes y aceptantes, para si sus herederos y sucesores y quienes sus derechos representaren, el terreno conocido con el nombre del Pecho y el Tlas, sito en la Jurisdiccion de San Luis Obispo, que le perteneció con toda propiedad y posesion, segun parece por el titulo que demarca su estension y linderos, expedido á su favor por el Sr. D.^o Manuel, Micheltorena Gobernador del Departamento el dia veinte y siete de Abril de mil ochocientos

11
Cuarenta y tres, y posesion Judicial que le dió
el Jue de Par de San Luis Obispo el tres de
Octubre del mismo año de mil ochocientos cua-
renta y tres, de cuyos documentos se desapodera
y hace entrega á los expresados Señores Scott y
Wilson, des que yo el Jue doy fe; con todas
sus entradas y salidas, cendos, riego, margenes,
arboles, plantas, con las demas pertenencias,
usos, costumbres y araidumbres y ~~estados~~
~~tas~~, y lo demas que á dho. terreno pertenese
de hecho y de derecho incluso la casa y corral
que en el se encuentran, libre de censo, cargo
y hipoteca, y por tal lo asegura, por pre-
cio de mil quinientos pesos francos para el
vendedor, que con este respecto á sido aprecia-
do dho. terreno por finitos de consentimiento
de ambas partes en la expresada cantidad del
mil quinientos pesos, los cuales otorga haberes
recibido de los dichos Señores Scott y Wilson,
realmente, mil pesos en mercancias y quinien-
tos pesos en moneda corriente á su entera
satisfaccion, renunciando la excepcion de la
non numerata pecunia y leyes de la entre-
ga, comprendiendo en la presente escritura
prebido entero y cumplido de la expresada cantidad
de mil quinientos pesos. Y desde hoy en

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delante, el otorgante se desente y aparta de la propiedad, señorio, posesion, título, uso, re-
 cuso, con las demas acciones reales y persona-
 les que en dho. Terreno le pertenecan o pue-
 ran pertenecer; todo lo cual cede, renuncia
 y transfiere en dichos compradores y sus
 causas habientes, para que como propieta-
 rios lo gozen, posean, cambien, hipotecan
 y enagenen, segun fuere su voluntad abso-
 luta con toda independencia, librandoles p.
 ello y concediéndoles todo el poder que en el
 reyno, un recreacion alguna para que por
 su propia autoridad o judicialmente, entran
 en dho. Terreno; tomen y aprehendan la ver-
 dadera, real, actual y corporal posesion y
 tenencia; y se obliga tambien al saneamiento
 del terreno vendido y de su precio, segun lo
 prevenido en las leyes. Y habiendo igualmente con-
 parecido D.^a Rafaela Garcia consorte del ven-
 dedor, dijo: que queda impresa del contenido
 de esta escritura y que en la parte que pue-
 da tocarse la aprueba y ratifica, dándole cuan-
 to valor se requiere, como si ella misma la
 hubiese otorgado en union de su marido y en
 nombre de sus hijos y herederos. Y ambos otor-
 gantes por lo que les vistud de esta escritu-
 ra les toca cumplir, obligan sus personas
 y bienes habidos y por haber, dando poder
 a las justicias que de ello puedan y deban
 conocer para que les apremien a su cumplimiento.

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Muerto. Así lo otorgaron y firmó con mi go y
los de mi asistencia el Excmo. Sr. D. Francisco Badillo, sien-
do una error la mencionada Garcia por no
saber escribir. Fueron testigos instrumentales
D. n. Ignacio del Valle, D. n. Raymundo Carrillo
y D. n. Antonio Rodríguez vecinos de este lugar
de que doy fe = y servidumbres, vallado en la
novena y decima líneas de la segunda pagina,
no vale

Francisco Badillo +

José M. Covarrubias

Martina
E. Ardisson

Martina
y n. Carrillo



Exmo. Sr. Gobernador

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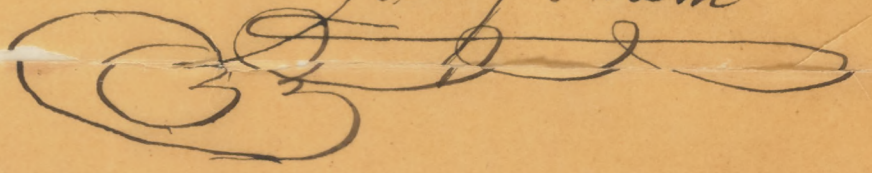
Ang. Hon. Sede este puerto, ante la justificación de del 1845.

V. E. Como mas haya lugar en derecho Vista la preparacion diciendo: / Qui somos dueños, ante solicitud, de los terrenos conocidos con los nombres las senones he de "Cañada de los Oros" "Pecho y Islai" ora por los como lo acredita las cesiones legales que de ellos hicieron a nuestra favor Don C. G. Victor Li-Victor Linarez y D. Francisco Badilla naves y Fran. que debidamente acompañamos; y Badilla afa queriendo legitimar mas y mas nuestra voz de la que derecho suplicamos a V. E. se digne representan del pedirnos en use de sus altas facultades de hecho quite el título de propiedad de las mencionados nos puedan a terrenos como Colonizadores que de ellos los terrenos que Somos con arreglo a los decenos que se pretenden presentamos: / Por tanto.

pedimos se sirva acceder a nuestra con todo lo de suplica su lo que recibiremos justicia mas q. se tuva admitiendonos en papel como por no presente y sea haber del sellado que corresponda.

Barbara 10 de Sep^a 1845

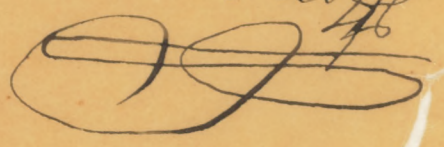
Scott y Wilson

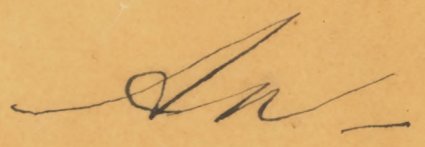


conformidad de con la ley de 24 de Agosto de 1824, y re- glam. de 21 de Nov de 1828, declare a los señores D. Diego

MS SD
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Scott y D^{no} Jerome
 Wilson duños
 de los terrenos
 nombrados la
 cañada de los
 Osos, Pecho e H-
 lay segun estan
 demostrados en
 los desenos que
 obran en este espe-
 diente. Libren el
 correspond. título
 a los agrariados
 y dirijase el espe-
 diente a la Com.
 Asamblea Depar-
 tamental para
 su aprovision
 Pio Pico Gober-
 nador interino
 del Departamento
 de las Californias
 asi lo mande, de-
 crite y firma de
 que doy fe!

Pio Pico




gules Nro. 24 de 1845.

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Dado cuenta en Sesion
de hoy con este expediente a la
Exma. Asamblea Departamen-
tal, se mandó pasar a la
comision de terrenos baldios

P. Pico
Presa

Agustin Alvarez
Pico

Pio Pico primer vocal de la Comandancia y Gobernador interino del Departamento de las Californias.

SD
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46

Por cuanto los Señores Don Diego Scott y Don Juan Wilson, han pretendido para su beneficio personal y el de sus familias los terrenos señalados con los nombres del Cañada de los Osos, Pecho e Islay, que actualmente tienen ocupados en virtud del cesion ~~judicial~~ que del derecho que a ellos tuvieron otorgaron a su favor, los Ciudadanos Linarez y Francisco Padillo; que a su favor hicieron los Ciudadanos Victor Linarez y Francisco Padillo del derecho que tener pudieran a los señalados terrenos; practicas previamente las averiguaciones convenientes segun lo dispuesto por leyes y reglamentos de la materia, suando de los facultades que me son conferidas a nombre de la Nacion Me

cana, en decreto aserto aia hel
 unido su concederles los terrenos mun-
 -cionados declarandoles tal propiedad
 del ellos por las puentes latras, def
 entera conformidad con la ley del
 18 de Agosto de 1824 y reglamento de
 21 de Diciembre de 1828, a ruer-
 -va de la aprobacion de la Exma.
 Asamblea Departamental, y bajo las
 condiciones siguientes

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1.^a Podran cercar los sin perjudicar
 las travesias, caminos y servidumbres;
 los disfrutaran libres y esclusivamente
 destinandolos al feno y cultivo que
 mas les anmode

2.^a Obederán al juez respectivo los de
 tal posesion jurídica en virtud del este
 despacho, por el qual se demarcarán
 los linderos con las mojeras necesarias.

3.^a Los terrenos de que se les ha
 de la utilidad de la ^{medios sitios de ganado mayor} ~~contaga~~ ^{despote y} demuestran
 Donacion Don. ~~de~~ los que expresan
 profomas o menos y obran en el expediente
 los diseños que obran en el expediente
 respectivo. El Juez que les posesione les

hará medir conforme a' ordenanza,
 y dará aviso a' nro Gobierno y el
 numero del sitio del ganado ma-
 yor que contiene.

28 SD
 PAGE 147

En consecuencia mando que ~~se~~
~~debe~~ ~~terminar~~ el presente
 título por firme y valdero, se to-
 me razon de él en el libro ^{a' que}
 corresponde y se entregue a' los interesados
~~justos~~ y se entregue a' los interesados
 para su resguardo y demas fines.
 Dado en la Ciudad de los Re-
 yes el veintiseis de Setiembre
 del mil ochocientos cuarenta y
 cinco.

Queda tomada razon de este título en
 el libro a' que corresponde



Excmo Sr

La Comision de terrenos baldios se ha hecho cargo del expediente promovido por los Sres D^{ns} Diego Scott y Dⁿ Juan Wilson en solicitud de los terrenos conocidos con los nombres de Canada de los Osos, Pecho e Islar, que les han sido concedidos por el Superior Gobierno de este Departamento, en titulo librado con fecha del 24. de presente mes, y satisfecha la Comision de que la espresada concesion es conforme a lo que sobre el particular disponen las leyes de la materia, sujeta a la deliberacion de S. E. la siguiente provision.

Se aprueba la concesion hecha por el Superior Gobierno de este Departamento, en favor de los Señores Dⁿ Diego Scott y Dⁿ

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Juan Wilson de Sitta y mudo
sitios del ganado mayor, poco
mas o menos, en los parages
conocidos con los nombres de
Cañada de los Osos, Pecho
e Islai, de conformidad con
la ley del 18. del Agosto del
1824. y reglamento del 21. del
Noviembre de 1828.

Salas de Comisiones en la
Ciudad de los Angeles, a
26. del Setiembre de 1845.

Fran. de la Guerra. Narciso Botello

Angels Octubre 1.º de 1845.

En Sesion de este dia
se aprobó por la Camara
Asamblea Departamental
la proposicion del presidente
dictamin, mandando se devuelva
el expediente original al E. J.
Gubernador para los fi-
nes convenientes.

Pio Piogg
Presid.
Justicia Alvarez

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

I, JOHN C. HAYS, Surveyor General of the United States for the State of California, and as such, having in my office and in my charge and custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California, by virtue of the power vested in me by law, Do Hereby Certify, that the twenty-three preceding, and hereunto annexed pages of tracing paper numbered from one to twenty-three inclusive, exhibit a true and accurate copy of a certain document entitled, "(1845) Expediente promovido por los Señores, D^{os} Diego Scott y D^o Juan Wilson en solicitud de los terrenos nombrados cañada de los Osos, Pecho e Islas" (470); now on file and forming part of the said Archives in this office.



In Testimony Whereof, I have hereunto signed my name officially and caused my Seal of Office to be affixed, at the City of San Francisco, this twentieth day of October 1855

John C. Hays

U. S. Surveyor General for California.

Extract from the 2nd Section of the Act of Congress "providing for the Survey of Public Lands in California, and for other purposes," Approved, March 3d, 1855.

"The Secretary of the Interior is hereby authorized to cause an official Seal to be prepared for the Office of the said Surveyor General, [California] and any copy or extract from the plats, field notes and other records and documents on file in his office, when attested as such by the said Seal and the signature of the Surveyor General, shall, in all judicial matters, have the same force and effect as the original."

Wade Parry & Billing

No 28

*The United States, appellants
vs.*

John Wilson, appellee

*Expediente of a grant of
"Canada de los Bos," and
of "Pecho y Plac"*

*28 SD
218 Bd*

Office of the Surgeon General

Filed Dec 28 1857

*28 SD
PAGE 151*

J. S. [unclear]

*Wade Parry & Billing
Attys for Appellee*

Expediente

Removido por D. Victor Linares
en solicitud del parage nombrado Ca
ñada de los Osos.

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Exmo Sr Gobernador

Monterrey
Nov. 26 de
1842.

Informe
la prefectura
del per Distrito.

Victor Linarez Mexicana por nacimiento
y vecino de este Distrito ante V.E. con el
el debido respeto me presento y digo: Que teniendo
do en propiedad algunas cabezas de ganado
vacuno, Caballar y lanar y deseando el fo-
menta de estos cortos bienes para la manutención
de mi familia; solicito de V.E. el paraje
conocido con el nombre de Cañada de los Osos
perteneiente a la ex-mision de S. Luis Obispo
y que en la actualidad se halla valdior
componiendose dho. terreno de cuatro sitios
de ganado mayor poco mas o menos segun
el dueño que debidamente acompaño.

Ararado

D. E. A. V. E. suplico se sirva acceder esta mi
solicitud y por lo expuesto concederme el
paraje mencionado por la que recibre
gracia y merced jurando lo necesario de.

Monterrey Nov. 26 de 1842

Victor Linarez

Exmo =

Por Gobernador

28 SD
PAGE 154

El terreno que se solicita en esta instancia se halla baldío: el interesado posee bastantes bienes de campo: cuenta con algunos recursos para cultivarlo, y tiene otros requintos para poder ser atendido. En tal virtud se de parecer esta Prefectura se le conceda el indicado para que si V.E. lo creyere de justicia.

Monterrey y Dbre 2 de 1842.

José R. Estrada

Monterrey 2 de Dbre de 1842

Esta la petición con que da principio este expediente el informe que precede con todo lo demás que se tubo presente y vez combino de conformidad con las leyes y reglam^{tos} de la materia declaro dueño del parage nombrado Canada de los Oros al Cmo Victor Linarez, colindante con los ranchos de los Cmos Avila, Cantuas y Cané, deviendo estar Linarez una legua y media distante de la Mision de San Luis,

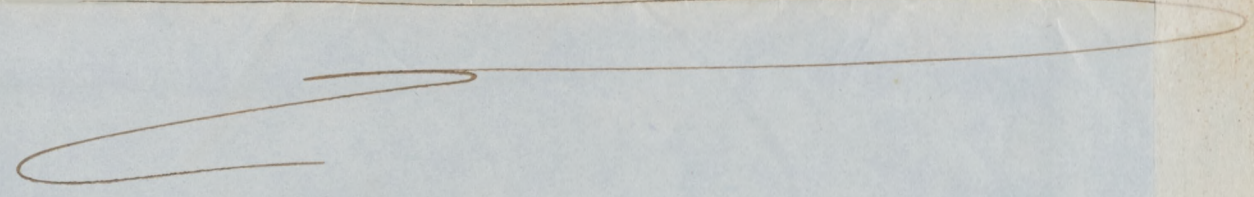
4

41

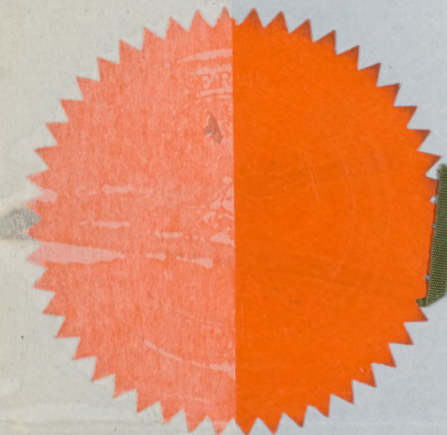
y otro tanto de la Costa. Librese el despacho conser-
pondiente tomere razon en el libro respectivo y dirija-
se este exped. te a la C. Junta Departamental p. su
aprovacion. El E. S. Gob. así lo mando decretos y firmo.

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

I, JOHN C. HAYS, Surveyor General of the United States for the State of California, and as such, having in my office and in my charge and custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California, by virtue of the power vested in me by law, Do hereby Certify, that the five preceding, and hereto annexed pages of tracing paper numbered from one to five — inclusive, exhibit a true and accurate copy of a document entitled, "Espediente promovido por Don. Victor Sinares en solicitud en paraje nombrada Canada de los Osos, (317)" now on file and forming part of the said archives in this office



In Testimony Whereof, I have hereto signed my name officially and caused my Seal of Office to be affixed, at the City of San Francisco, this nineteenth day of October 1855



John C. Hays

U. S. Surveyor General for California.

Extract from the 2nd Section of the Act of Congress "providing for the Survey of Public Lands in California, and for other purposes," Approved, March 3d, 1855.

"The Secretary of the Interior is hereby authorized to cause an official Seal to be prepared for the Office of the said Surveyor General, [California] and any copy or extract from the plats, field notes and other records and documents on file in his office, when attested as such by the said Seal and the signature of the Surveyor General, shall, in all judicial matters, have the same force and effect as the original."

Printed Copy of History

No 28 SD
21st 1837
The United States, Appell
vs
John Wilson, Appellee

Expediente of 1st grant
of "Canada de los Osos"

Filed Dec 28th 1837
28 SD C. G. Case
PAGE 157 C. M.

Hallam Peasey & Fittings
Att. for Appellee

Walter District Court of the United States
for the Southern District of California

United States

28 SD

Appellant,

N. 28.

PAGE 158

vs.
Man Wilson.

Appellee

Case N. 218.

In pursuance of a notice from the Attorney
General of the United States hereto annexed,
it is hereby stipulated and agreed that
no further ^{proceedings on the} appeal shall be taken on the
part of the ^{of the} United States, ^{on the part of the} and
~~that the appeal be dismissed.~~ and
that the claimants have leave to pro-
-ceed under the decree of this court
to the Land Commissioners
hereafter rendered in his favor.

P. D.

Dist. Ct. U.S.

Walter P. Pinsky & Billings
Attys. for Claimant

California Land Claims

Attorney General's Office

29 Nov^r 1851.

28 SD

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Sir:

In the case of the claim of Juan Wilson, confirmed to the claimant by the Commissioners, case no. two hundred and eighteen, (218) appeal will not be prosecuted by the United States.

I am

Respectfully

Clint

Pacific M. Esq.

U. S. Attorney

Los Angeles.

N. 28.

The United States -
appellant

vs

Juan Wilson
appellee

Notice of Atty Genl.
and stipulation of
Sd. Atty to dismiss
appeal.

Filed Jan'y 8th 1839
Spicer
Clk

In the District Court of the United States
for the Southern District of California
December Term 1856.

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In Open Court January 8th 1857
Hon Isaac S K Ogier Judge.
The United States.

Appellants. No. 28.

vs
Juan Wilson appellee No. 218.

The Attorney General of the United States
having given notice that the appeal in said
cause, from the decision of the Commissioners
confirming the claim of appellee, will not
be prosecuted by the United States; and a
stipulation having been entered into by the
District Attorney, with the Counsel for said
appellee that no further proceeding shall be
taken on the said appeal, and that the same
be dismissed, and that the said appellee may
proceed under the Decree of the Land Com=
missioners in his favour.

On motion of P. Ora the District Attorney
of the United States for the Southern District
of California, It is ordered adjudged and decreed
that the said appeal be dismissed, and said ap=
-pellee have leave to proceed under the Decree of the
Land Commissioners heretofore rendered in
his favour, as a final decree.

Isaac S Ogier
U S Dist Judge

No. 28

The United States
Appellate

vs.

John Wilson

Appellee

Motion &

Order dismissing

Appeal &c.

Filed this 8th January
1857

C. Lewis clerk

J. M. Coleman
clerk

28 SD

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Office of the Surveyor General of the United States, }
FOR CALIFORNIA.

28 SD

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I, J. W. MANDEVILLE, United States Surveyor General, for the State of California, do hereby certify that the Rancho "Cana de los Ocos y Pecho y Play," confirmed to Juan Wilson has been surveyed by this office, and that the survey and plat was approved by the U. S. Surveyor General, on the 20th day of August, 1860; that I have caused to be published, once a week, for four weeks successively, in two newspapers, to wit: the Santa Barbara Advertiser published in the County of Santa Barbara, State of California being the newspaper published nearest to where the said Rancho is located, the first publication being on the 27th day of August, 1860, and the last, on twentieth day of September 1860; also, in the Los Angeles Star a newspaper published in the City and County of Los Angeles, State aforesaid, the first publication being on the 25th day of August 1860, and the last on the 15th day of September 1860, a notice that the said land had been surveyed, and a plat made thereof, and the survey and plat approved by me. And I do further certify, that the said survey and plat were retained in my office during all of said four weeks, and until the expiration thereof, subject to inspection; and I further certify, that no order for the return thereof to the U. S. District Court, has been served upon me.

In Testimony Whereof, I have hereunto signed my name officially, and caused my Seal of office to be affixed, at the City of San Francisco, this 27th day of May, 1861

J. W. Mandeville
U. S. Surveyor General for California.

A full, true and correct copy of the original on file in this office

L. L. Lippson
U. S. Surveyor General

by S. 1867 not Sep 2 de 1860



Mr. Whitney 28.

Please send me final
Certificate in witness
of today, 26th inst.

+ Olliger
C. E. Hiddon

Filed Dec. 24th 1867

Geo. Whitney cllk
per W. Smith D.C.

28 SD

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