CASE NO.
345

NORTHERN DISTRICT

ARROYO de la LAGUNA GRANT

JAMES & SQUIRE WILLIAMS

CLAIMANT

DEC 6 1962

LAND CASE 345 ND 130 pgs.

345 ND
PAGE 1

TRANSCRIPT

OF THE

PROCEEDINGS

IN CASE

NO. 42.

James R. Squire Williams CLAIMANTS.

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"Arroyo de la Laguna."

345 ND
PAGE 2

Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

Be it Remembered, *that on this* Seventeenth day of February, *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 James & Squire Williams *for the Place named* "Arroyo de la Laguna", *was presented, and ordered to be filed and docketed with No.* 42 *and is as follows, to wit;*

(Vide page 5 *of this Transcript.)*

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

San Francisco January 11 1854.

In case No. 42, James & Squire Williams for the place named "Arroyo de la Laguna", the deposition of Cornelio Perez, a witness in behalf of the claimants, taken before Commissioner R. Aug. Thompson, was filed;

(Vide page 8 of this Transcript.)

San Francisco January 12 1854.

In the same case the deposition of Francisco Soria, a witness in behalf of the claimants, taken before Commissioner R. Aug. Thompson, was filed;

(Vide page 11 of this Transcript.)

San Francisco October 11 1854.

Case No. 42 was ordered to be placed at the foot of the 2d. Class cases on the Trial docket.

345 ND
PAGE 3

San Francisco October 30th 1854.

In the same case the deposition of Juan B. Alvarado, a witness in behalf of the Claimants, taken before Commissioner Peter Lott, was filed;

(vide page 13 of this Transcript)

San Francisco November 3rd 1854.

In the same case the deposition of Joseph L. Mesjas, a witness in behalf of the Claimants, taken before Commissioner Peter Lott, was filed;

(vide page 18 of this Transcript)

San Francisco, November 14th 1854.

Case no. 42 was submitted under the Rule of 21st March 1854.

San Francisco December 26th 1854.

In the same case the Counsel for the Claimants moved to reinstate the case on the trial docket, and filed the following Affidavit with a memorandum annexed thereto;

(vide page 47 of this Transcript)

which Motion was taken under advisement by the Board.

San Francisco Jany 2nd 1855.

In the same case Commissioner Alpheus Felch delivered the decision of the Board upon the Motion of the Claimants counsel made heretofore, but, on the 26th December last, granting the said Motion:

Ordered, That this case be placed at the foot of the 4th class cases on the trial docket.

San Francisco February 9th 1855.

In the same case the deposition of John Bidwell, a witness in behalf of the Claimants, taken before Commissioner Peter Lott, was filed;

(vide page 20 of this Transcript)

San Francisco Feby 10th 1855.

345 ND
PAGE 4

San Francisco Feby 10 1855.

In the Same case the deposition of James Williams, a witness in behalf of the Claimants, taken before Commissioner Peter Lott, was filed;

(Vide page 21 of this Transcript)

San Francisco February 13 1855.

In the Same the Counsel for the Claimants filed the following Motion and Affidavit, to wit:

(Vide page 49 of this Transcript)

San Francisco, February 14 1855.

In the Same Case the Counsel for the Claimants filed the following Affidavit of James Williams, to wit:

(Vide page 27 of this Transcript)

San Francisco, February 19 1855.

In the Same Case the deposition of Strain T. Scott a witness in behalf of the Claimants, taken before Commissioner Peter Lott, was filed;

(Vide page 24 of this Transcript)

San Francisco February 21 1855.

In the same case Commissioner Alpheus Felch delivered the decision of the Board upon the Motion heretofore filed, to wit, on the 13 inst, granting the Same.

San Francisco February 26 1855.

In the Same case the Counsel for the Claimants filed the following Amended petition, in accordance with the leave granted by the Board on the 21 instant, to wit.

(Vide page 6 of this Transcript)

San Francisco February 27 1855.

Case no. 42 was submitted without argument & taken under advisement.

San Francisco July 10 1855.

In the Same Case Commissioner R. Aug. Thompson delivered the Opinion of the Board confirming

24

the claim:

(vide page 68 of this Transcript.)

A

and the following order was made, to wit:

(vide page 69 of this Transcript.)

345 ND
PAGE: 5

To the Hon the Board of Commis=

5—

To the Hon the Board of Commissioners for settling Private land Claims in California.

Petition.

The petition of James and Squire Williams respectfully submits to Your Hon Board the accompanying grant and translation of the tract of land known as the Arroyo de la Laguna situated on the sea coast in Branciforte County which said grant was made to Gil Sanchez by Gov Alvarado on the 12th June 1840 by virtue of the Colonization law of Mexico of the 18 August 1824 and the instructions under said law dated Nov 21. 1828 –

345. ND
PAGE 6

Said grant was transferred by said Sanchez to James G. T Dunlavy on 30 July 1844 and by him transferred to your petitioners on 28 Aug 1847 which said transfers are prayed to be made a part of this petition.

The quantity of land included in said grant is one Sitio. There is no conflicting claim to said grant as known to Your Petitioners –

All which is respectfully submitted to your Hon Board for such action as justice and the nature of the case may require.

Crosby & Rose
for Petitioners.

Filed in Office Feby 17. 1852.
(Signed)
Geo Fisher Secy.

6

345 ND
PAGE 7

Amended Petition

James Williams &
The Heirs of Squire Williams deceased.
vs.
The United States.

To the Hon the Board of U. S Land Commissioners to ascertain and settle the private land claims in the State of California –

The amended petition of James Williams and the heirs of Squire Williams deceased by leave of the Board for that purpose first had respectfully shows that they claim as owners in fee a certain piece of land known as the "Rancho Arroyo de la Laguna" containing one square league and situate in the County of Santa Cruz in said State and being bounded as follows.

On the South by the Pacific Ocean East by a line running from a stake about twenty yards from the mouth of a stream known as the Arroyo de la Laguna Northerly along the said stream to the mountains. Northerly by the Mountains and Westerly by the Arroyo de San Vicente' and containing in the said boundaries one league of land as aforesaid –

And the said Claimants further show that a grant of the said tract of land was made by Governor Juan B Alvarado he then being Constitutional Governor of California to one Gil Sanchez on the 12th day of June AD 1840. and that the said Sanchez immediately thereafter & according to law occupied and improved said land. and that the said Gil Sanchez

345 ND
PAGE 8

did on the 30th day of July AD 1847 convey in fee the said tract of land to James G F Dunlavy formerly of the said County and that the said Dunlavy (together with his wife Mary Ann Dunlavy) conveyed in fee the said land to the said James Williams and his brother Squire Williams.

And the said petitioners further show that the said Squire Williams died on the day of AD 1843 unmarried and intestate and leaving no issue. And that his heirs are as far as now known the said James Williams. Isaac Williams. John S Williams. James Williams Miller & Smith and others whose names can not now be given and are unknown.

And the said petitioners further show that in the due course of administration on the Estate of the said deceased and by order of the Probate Court of the County aforesaid the one undivided third part of all of interest of the said deceased in and to the said land on the 29th day of March AD 1853 was sold to the highest bidder and was bid off by Edward L Williams and which the said interest was on the 5th day of July AD 1853 conveyed by deed to the said Edward L Williams by the administrator of said Estate and which said interest was afterwards to wit on the 30th day of January AD 1854 conveyed by the said Edward L to the said James Williams. And the said petitioners also know that the said Isaac Williams did on the day of AD 1852 convey to the said James Williams by deed in fee all of his right in and to the said

345 ND
PAGE 9

tract of land which these petitioners say was the one undivided eighth part thereof —

And the said petitioners further show that they rely for a title on the said original grant and Expediente (traced copies of which are herewith filed) and the said above mentioned conveyances here shown and such other documentary Evidence as they may produce and upon the parol testimony now taken and that may be hereafter taken in this case.

They further say that there is no conflicting claim in opposition to their claim to the said land.

Wherefore they pray that their said claim be confirmed to the said James Williams according to his interests as above shown and to the heirs of the said Squire Williams deceased.

D. S Gregory.
Attorney for Claimants

Filed in Office Feb 26. 1855.
(Signed)
Geo Fisher Secy.

Office of the Board of U S
Land Commissioners &c &c.
San Francisco Jan 11. 1851.

Depo of Cornelio Perez

On this day before Commissioner R Aug Thompson came Cornelio Perez a Witness in behalf of Claimants James and Squire Williams case No 112. who after being duly sworn deposed as follows his Evidence being interpreted by the Secretary

9

Present Claimants Atty & U. S Asst Law Agent.

Witness states his name is Cornelio Perez. his age forty three years residence Santa Cruz. where he has lived since his birth.

345 ND
PAGE 10

Question by Claimants Atty.

Do you know the Rancho called Arroyo de la Laguna if so. state where it is situated, and what you know of its boundaries!

Answer.

I know said Rancho it is situated in the County of Santa Cruz about four leagues North of the town of the Same name & on the Coast.

It is bounded on one side by the Arroyo de la Laguna and on another by the Sea. on another by the Arroyo de San Vicente. and on the other by the Sierra.

Question by Same.

State what you know of the occupation cultivation and improvement of said Ranch by Gil Sanchez the original grantee. when it was first occupied by him and in what manner.

Answer.

Gil Sanchez. immediately after obtaining the grant went upon the land with his laborers and built a wooden house on it and a corral and enclosed a small piece of land. which he cultivated in vegetables &c he also. at the same time placed on the Ranch two bands of horses and about three hundred head of cattle.

The house was generally inhabited

by his Servants and laborers, and he was frequently there himself for a few days or a week at a time and I believe supported his family from the proceeds of the Ranch –

345 ND
PAGE 11

He continued to occupy it until the Indians stole all his horses after which he removed a portion of his cattle though he still had some remaining there when he sold it – One of the Men who went in pursuit of the Indians when they stole the horses was killed by them.

Question by same.

State what you know of the occupation of said Rancho by James and Sylvine Williams the present claimants.

Answer.

Soon after they bought it they went on the land and built a house a saw mill and enclosed a portion which they cultivated and have continued to live on the land ever since.

his
Cornelio x Perez.
mark.

Sworn to and Subscribed
before me Jan 11, 1851.
R. Aug Thompson
Comr.

Filed in Office Jan 11, 1851.
(signed)
Geo Fisher
Secy

Case No 112.

United States Land Commission
San Francisco Jan 12. 1852.

Dpo of Franco Soria.

345 ND
PAGE: 12

On this day before Commissioner R. Aug Thompson came Francisco Soria a Witness in behalf of the Claimants Thomas and Squire Williams Case No 112 who after being duly sworn deposed as follows his Evidence being interpreted by the Secretary.

Present Claimants Atty & U. S Agt Sen Agent

Witness states his Name is Francisco Soria his age is fifty five years and resides in the County of Santa Cruz where he has lived ever since the year 1823.

Question by Claimants Atty.
Do you know the Rancho called Arroyo de la Tayana if so state what you know of its occupation cultivation or improvement at what time by whom and in what manner it has been occupied.
Answer.

I know said Rancho. It is situated in the County of Santa Cruz about four leagues up the Coast from the town of Santa Cruz — It was first occupied by Gil Sanchez in the latter part of the year 1840 or the commencement of the year 1841.

He went to Monterey with his petition for the grant and returned a short time afterwards with the grant and immediately on his return went into the occupation of the Ranch.

He built a wooden house about fifteen varas in length, corrals and placed on it about two hundred head of

345 ND
PAGE 13

cattle and two bands of horses.

The house was generally inhabited by his Servants his family did not reside there he was frequently back and forth himself. he had also a small portion of the land Enclosed and in Cultivation.

I do not recollect how long he continued to occupy it —

Question by same.

Who occupied said Ranch after Gil Sanchez and how long has it been occupied by the second occupants.

Answer.

It was then occupied by Mr James Williams. Gil Sanchez sold it to Williams in 1844 immediately after which Williams went into possession and built one large house a small one and a Saw Mill. Sanchez continued to occupy it until he sold to Williams —

Question by U. S Asst Law Agent.

Did Gil Sanchez Ever reside on said Ranch?

Answer.

He lived on the Ranch but was back and forth to where his family resided, he was there a month at a time probably occasionally.

Question by same.

Did Sanchez keep his Servants and Cattle on the Ranch until he sold to Williams —

Answer.

He did with the Exception of a short time during which his Servants had been driven Off by the Indians this was I

13

believe in the semi year in which the land was sold.

Franco Soria.

Sworn to & Subscribed
before me Jan 12. 1854.
R. Aug. Thompson
Comr.

Filed in Office Jan 12. 1854.
(Signed)
Geo Fisher Secy

345 ND
PAGE 14

Geo commissioner

United States of America }
State of California } ss.
San Francisco October 27. 1854.

This day came before Peter Lott Commissioner for taking testimony to be used before the Board of U. S Land Commissioners in said State Juan B Alvarado a Witness on behalf of the Claimants James Williams and Sylvia Williams in Case No 45 on the docket of said Board and said Witness being sworn deposed in Spanish which is interpreted to said Board as follows.

Dep of J. B Alvarado.

The U. S Law Agent is present.

Questions by Mr Gregory for Claimant.

1st. Question.

What is your name age and residence?

Answer.

My name is Juan B Alvarado My age 45 years My residence in Contra Costa County California.

2d. Question.

Are you acquainted with the

345 ND
PAGE 15

place called Arroyo de la Laguna if you state where it is situated and what you know about its being granted to anyone.
Answer.

I am not acquainted with said place. I believe it is situated in Santa Cruz County. I remember that I granted the place to Gil Sanchez about 1839 or 1840.

3d Question.

Look at the document now shown to you marked "A.S.L." exhibited in this deposition and heretofore filed in this case purporting to be a traced copy of an original Espediente in the Office of the U. S. Surveyor General for the State of California and state whether you have examined said original document in said Office and if yea whether you are acquainted with the hand writing of the persons whose signatures appear thereto written and if yea state your means of knowledge and whether their said signatures to said original document are genuine.
Answer.

I have examined said original document in said Surveyor Generals Office and I am acquainted with the subries of Nicolas Gutierrez and Angel Ramirez and with the signatures of Gil Sanchez. Nicolas Gutierrez. Manuel Maria Maldonado Santiago Watson. Bonifacio de Madariaga Jose Arispeda. Juan Gonzales Jose Rafael Gonzalez. Manuel Simeno and Jose J. Fernandez

I have seen them all write and sign their names and their signatures respectively wherever they occur in said original

345 ND
PAGE 16

document are genuine and my own signature thereon is also genuine written by me at the date it bears and the above mentioned rubrics are also genuine.

10th Question.

State what title the original grantee Gil Sanchez acquired under said original papers by the laws usages and customs of Mexico and California at the time said papers bear date?

10th Question objected to by U. S Law Agent as attempting to prove matter of law and construction of grant.

Answer.

He acquired a perfect title in ownership.

5th Question.

State if any other grant was given by you in this case than that contained in said original documents which you have before spoken of in this deposition?

Answer.

I do not remember to have given any other. This is a title. There might have been another document to the grantee upon this concession but it was not necessary.

6th Question.

Look at the document now shown you marked "B B L" Exhibited to this deposition and heretofore filed in this case and State whether you are acquainted with the signatures thereto written if yes State your means of knowledge and whether said signatures are genuine?

Answer.

I am acquainted with the signature of Gil Sanchez. I have seen him

345 ND
PAGE 17

wrote and this is his genuine signature.

Cross Examined by U. S Law Agent.

1st Question.

Are you a Lawyer by profession?

Answer.

No. I never pretended to be a Lawyer by profession.

2d Question —

How then do you know what constitutes a perfect title to land under the Mexican Law? —

Answer.

Because I have studied the laws relating to the granting of lands particularly. Not as a professional Lawyer but as an individual. and I am acquainted with the practice relative to grants of land.

3d Question —

In what books did you study those laws: and if not in books how did you inform yourself?

Answer.

In none I have studied them in Manuscript copies of the colonization laws authentic copies sent by the political Chief to the house of Deputies of which I was a Secretary.

The same laws of 1824 and regulations of 1828 which are familiar to this Commission.

I have also seen some other laws to which the 4th article of the regulations of 1828 refer. and I have seen these laws Embraced in the printed collection of Mexican laws.

17

4th.

Did you learn what would make a perfect title under the Mexican Law in any other way than by an Examination of the Colonization Law of 1824 and said regulations of 1828. if yes in what other book or Manuscript did you learn it?

345 ND
PAGE 18

Answer.

My Knowledge of the practice of the former Governors and my own practice as Governor enabled me to inform myself respecting the land titles in California. I remember a law of 1813 of the Spanish Cortes which applied to this subject and I do not now remember any other applicable to this subject My opinion of titles is derived from these sources.

Re-Examined by Claimants Counsel.

1st. Question.

How long have you lived in California and what Offices have you held under the Mexican Government?

Answer.

I have lived here all my life I have held many Employments under the Mexican Government I will name the principal ones – I was in the Commissariat. Secretary of the Territorial diputation and Governor and Political Chief of California

I was a Colonel of the Army and a Delegate to the Congress of Mexico.

2d. Question.

Was you one of the persons who got up the insurrection which drove Michel-torena out of the Country?

Answer.

I was not. I was one of those who

contributed to his having.
3d Question.
In what Manner.
Answer.
By advising him to have
and by fighting his Soldiers.
4th Question.
Was not your occupation
about that time More Military than
civil?
Answer.
In those times My occupation was
More Military than civil.
Juan B Alvarado.

345 ND
PAGE 19

Subscribed and Sworn to
before me this 24th day of
October 1854.
Alphens Felck
Commissioner
Filed in Office October 30. 1854.
(signd)
Geo Fisher Secy.

Depo of J. J. Majors

United States of America
State of California } ss.
San Francisco Nov 1. 1854.
This day came before Peter Dott
a Commissioner for taking testimony to be
used before the Board of U. S Land Commis
sioners in said State Joseph L. Majors a
Witness on behalf of the Claimants James
and Ignace Williams in case No 42 on the
docket of said Board and said Witness
being sworn deposed as follows.
The U. S Law Agent is present.

345 ND
PAGE 20

Questions by D. S Gregory for Claimants.

1st Question.

What is your Name age and residence?

Answer.

My Name is Joseph L Majors My age 49 years My residence in Santa Cruz County California -

2d Question.

Look at the document now shown to you marked "A. P. L" Exhibit to this deposition filed in this case and state whether you saw James G. T Dunlavy Execute the instrument therein by signing his Name thereto?

Answer.

I saw said Dunlavy sign his Name as it appears here it was done in Santa Cruz in my presence, after he signed his Name he went out to get the witness but I did not do it, and I am well acquainted with Judge William Blackburns signature, and his signature under the other Names on this document is genuine.

J. L. Majors.

Subscribed and Sworn to before me on this 1st day of November AD 1854.

Peter Lott Com &c.

Filed in Office Nov 5. 1854.

(Signd)

Geo Fisher Secy.

United States of America
State of California } ss
San Francisco 7. February 1855.

345 ND
PAGE 21

Depo of J. Bidwell.

This day came before Peter Lott Commissioner for taking testimony befor the Board of U. S Land Commissioners John Bidwell a Witness for Claimants in Case No 42 James Williams and Squire Williams and said Witness being sworn deposed and says as follows.

The U. S Law Agent is present.

Questions by Claimants Attorney.

1st. Question.

What is your name age and place of residence?

Answer.

My name is John Bidwell my age 35 years and my residence Butte County California –

2d Question.

Please state whether or not you was acquainted with Squire Williams John S Williams James Williams and Isaac Williams. If you when and where did you know them.? –

Answer.

I was well acquainted with the four persons named in California from the year 1843 to 1848 and 1849. I met them often and had frequent business transactions with them.

I always understood from their own Conversations that they were brothers and they were known as brothers throughout

and they were known as Crooks throughout

this County.

The said John S Williams and Squire Williams now lives in Santa Cruz County California and I do not know where the said Isaac Williams resides.

J. Bedwell

345 ND
PAGE 22

Sworn to & Subscribed
before me this 7th day
of February AD 1855.

Peter Lott
Commissioner

Filed in Office Feby. 1855.
(Signed)
Geo Fisher Secy.

United States of America
State of California } ss.
San Francisco Feb. 10. 1855.

Depo of James Williams

This day came before Peter Lott Commissioner for taking testimony to be used before the U. S Land Commission in said State James Williams a Witness in Case 412 wherein James and Squire Williams are Claimants and said Witness being sworn testified as follows.

The U. S Law Agent is present and protests against the Witness giving his testimony because he is a party of record and in interest in this case.

Questions by Mr Gregory for Claimants.
1st Question.

What is your Name age and Residence?

345 ND
PAGE 23

Answer.

My Name is James Williams My age 40 years. My residence in Santa Cruz County California —

2d Question.

Were you acquainted with Squire Williams one of the original claimants in this case. if yea how long did you know him and if he is still living? —

Answer.

The said Squire Williams was my younger brother. I raised him from his infancy and knew him till he died on Yuba River in this State in July 1848.

There were four brothers of us who came from Cape Gerardeau County Missouri (where we were all born) to California in the year 1843.

3d Question.

State whether said Squire Williams was ever married and what heirs he left at his death?

Answer.

He was never married and when he died there survived him at the time of his death his brothers. Ellison Williams. William Williams and Benjamin F Williams in the State of Missouri and James Williams (myself) John S Williams and Isaac Williams. who were living in California when said Squire died.

Said John S Williams died in California in 1849 leaving a widow Louisa (since married to Lindsey Carson) and one son whose name is John Williams and then there were two

345 ND
PAGE 24

Sisters Mahala Smith and Sarah Miller living in Missouri and also several children (whose names and number I cannot tell) of two deceased Sisters named Matilda Randals and Martha Ellison they both left Children in Missouri but I cannot tell their names nor how many there are.

Our parents were both dead before said Squire died. This is as far as my knowledge of the family extends.

The knowledge I have of those in Missouri is derived through our family correspondence - I have not seen most of them for some 18 years.

4th Question.

State what interest you have in this claim?

Answer.

I owned the land claimed in this case in partnership with my brother Squire now deceased we each had an undivided half interest in said land

Since said Squire died one third of his interest was sold by his administrator and I purchased it of one Edward L Williams of Monterey who bought at the administrators sale -

I now claim my original one half and this one sixth of the whole which I thus purchased and the only interest I have besides this is a wish to see said Squires remaining part fairly distributed among all his proper heirs.

I decline to cross examine.

J. H. McKee U. S. Law Agent.

James Williams

Subscribed and Sworn to
before me in this 10th day of
February AD 1855 —
Peter Lott
Commissioner }

345 ND
PAGE 25

Filed in Office Feb. 10, 1855 —
(Signed)
Geo Fisher Secy

United States of America }
State of California } Ss.
San Francisco February 14, 1855.

Depo of Hiram Scott

This day came before Peter Lott Commissioner for taking testimony to be used before the Board of U. S Land Commission in said State Hiram D Scott a Witness on behalf of the Claimants James Williams and Squire Williams in Case No 112 on the docket of said Board and said Witness being sworn deposed as follows.

The U. S Associate Law Agent is present.

Questions by Mr Gregory for Claimants

1st Question —
What is your Name age and residence?
Answer.
My Name is Hiram D Scott My age is thirty one years and I reside in Santa Cruz County California —

2d Question —
Do you know the tract of land situate in said Santa Cruz County called Rancho de la Laguna

345 ND
PAGE 26

and formerly owned by Gil Sanchez?
If you state the boundaries of said tract of land and the quantity of land in said boundaries and state your means of knowledge.
Answer.

I do know said tract of land very well and have been over it I suppose a thousand times in passing from my ranch to Santa Cruz - I also worked on said Ranch in the years 1847 and 1848 in the employ of James Williams

It is bounded on the East by the Arroyo de la Laguna which separates it on that side from Jose Bolcoff's land.

On the South it is bounded by the Sea. On the west by the San Vicente creek as it is called in Spanish but we Americans call it Bloss Creek -

This creek is about a league up the coast from the Arroyo de la Laguna and runs from the Mountains to the Sea.

It separates it on that side from Blos Escamilla's Ranch - On the Northern side it is bounded as I always understood it by the Mountains about a league from the coast. I think there is not a league in these boundaries -

My knowledge of the land and its boundaries are derived from having been so often on it and looking on it and also from hearing Mr Williams and others of that neighborhood speak of it -

5th Question.

State whether or not the said

boundaries are notable objects and whether or not said objects are generally known in the Neighborhood where the land is situate as being the boundaries of the said "Rancho de la Laguna"?

345 ND
PAGE 27

Answer.

The said boundaries are notable objects and are very easily to be traced They are known as the boundaries of said Rancho in that Neighborhood and I never heard it disputed —

4th Question —

Look upon document now shown you marked "A.P.L." as an exhibit to this deposition and say whether or not the diseno on the seventh page thereof is a correct representation of the said Ranch and of its boundaries.

Answer.

It is correct as much so as I could draw it. It represents very well the Ranch and its boundaries.

5th Question.

State precisely where the line is on the Easterly side & whether or not there is any artificial object placed there to designate a boundary?

Answer.

On the East side of the creek Arroyo de la Laguna is placed a stake to designate the South East corner of the Rancho. It is from ten to twelve twenty yards from the East side of said creek — I do not know who put it there but it has been there ever since I knew the Ranch and I always understood it to be the commencing boundary of said

it is at the commencing boundary of said

27

Ranch.

Hiram D Scott.

Subscribed and Sworn to
before me on this 14th day
of February AD 1855

Peter Pope Commissioner

345 ND
PAGE 28

Filed in Office Feb. 19. 1855
(signed)
Geo Fisher Secy

Affidavit of James Williams

James Williams &
Squire Williams
vs
The United States

Before the Board of United States Land Commissioners to ascertain and settle the private Land claims in the State of California —

State of California
San Francisco County } ss.

James Williams being by me duly sworn deposes and says that on oath that he is one of the Claimants in the above Entitled claim and that the other of said Claimants Squire Williams who was a brother of this deponent died on the Yuba River in the now State of California in the Month of July AD 1849.

Deponent further says that the said Squire Williams was never Married and

345 ND
PAGE 29

when he died there survived him our brothers. Ellison Williams William Williams Benjamin F Williams and myself James Williams John S Williams and Isaac Williams –

Said John S Williams died in California AD 1849 leaving a Widow Louisa (since to married to Lindsay Carson) and one Son whose name is John Williams

There were then living in Missouri our two Sisters Mahala Smith and Sarah Miller and also several Children (whose names I do not Know) of two deceased Sisters named Matilda Randals and Martha Ellison. These said Sisters both left Children in Missouri but I can not tell their names nor how many there were.

Deponent says that the parents of the said Squire Williams both died before his the said Squires decease and that the above contains the full extent of his knowledge of the family of the said Squire. And deponent further says that he has made frequent and diligent search for some person by whom he could prove who the heirs of the said Squire Williams are and that after such continued and diligent search he has been unable to ascertain or procure the attendance of any person by whom he could prove all of the above facts tending to show who are the heirs of the said Squire Williams deceased.

James Williams –

Filed in Office Feb 14, 1855. (Sgd) Geo Fisher Secy.

Subscribed and Sworn to before me this 10th day of February AD 1855.

Peter Lott Commissioner.

291. L. D. R.

345 ND
PAGE 30

A. P. L.
Exhibits to the Dept of Lucm. B. Alvarado

Expediente

Promovido por el C. Gil Sanchez en Pretencion del parage llamado Anap de la Laguna

120

30

2. L. D. R

Sello tercero Dos Reales:
Habilitado por la Administracion de la Aduana Maritima del puerto de Monterey de la Alta California para los años de mil Ocho cientos treinta y seis y mil Ocho cientos treinta y siete.

345 ND
PAGE 31

Lutierez

Angel Ramirez
Sr. Gefe superior politico

Monterey Octbre 15 de 1836. De conformidad con las leyes y Reglamentos de la materia informe el Ayuntam.to de esta Capital si el interesado en esta motoncia obtiene los requisitos prevenidos p.a ser atendido en su solicitud si el terreno q.e pretende esta comprendido en las Veinte leguas limitrofes y ribereñas litorales que ocupa la ley de 18 de Agto de 1824 si es desregado temporal ó ahevadero; si pertenece á la propiedad de algun particular corporacion ó pueblo; con todo lo demas que crea concerniente á ilustrar la materia. Evacuadas estas diligencias pase el Expediente al Admor de Sta Cruz p.a que Exponga lo que le ocurra sobre el particular. El Sor D. Nicolas Gent.e Coronel de Ejercito, Comandante Gral inspector y Gefe Politico interino de las Alta California asi lo decreto mando y firmo de que doy fee.

Nicolas Lutierez
Manuel Mz Gonzales
Srio Ont.o

Monterey Octbre 22 de 1836.

X

2. L. D. R

El Sanchez
Regidor del Y. A. de esta Capital ante V. S. aparece y dice que teniendo posibilidad para fomentar al terreno conocido de la Costa de Sta Cruz en el nombre del Arollo de la Laguna segun el diseño que adjunto acompaña pide se le conceda si lo Allase de justicia para cultivarlo y sostener su familia con funcadez Por tanto á V. S. suplica se sirva de acetar á favor del que suplica pidiendo no sea de malicia y lo necesario. Y.e

Monterey 8 Xbre 14 de 1836
El Sanchez

31

En sesion de este dia, se dio cuenta y se mandó pasar à la comision del Ramo
Hartwell José María Maldonado
Srio

L. A.

La comision de Colonizacion y terrenos à quien se pasó el espediente q.d.

345 ND
PAGE 32

L.L.D.R. Here follows
Mas.

5.L.D.R. : Sello Tercero Dos Reales:
Habilitado por la administracion maritima del puerto de Monterey de la Alta California para los años de mil ocho cientos treinta y seis y mil ocho cientos treinta y siete.
Gutierrez Angel Ramirez

Forma la solicitud del C. Gil Perez Regidor de este P.o U. al Sr. Lefe Politico para que se le conceda el terreno nombrado Arroyo de la Laguna situado en la Costa de Sta. Cruz y perteneciente à dicho pueblo ha tomado los informes necesarios para el efecto y en arreglo al supo. decreto marginal espone; que el interesado obtiene los requisitos prevenidos para ser atendido en su solicitud: que el terreno que pretende no este comprendido en las veinte leguas limitrofes, ni diez litorales que expresa la ley de 18 de agosto de 1824. dicho terreno es de temporal y regadio y en la actualidad no lo ocupa el pueblo de

de Sta Cruz. Por lo Expuesto la Comision
opina puede concederse y sugeta à la
deliberacion de este E. C. la siguiente
proposicion.

Puede concederse al C. Gil
Sanchez el terreno nombrado Arrollo de la
Lagima que solicita del Sor Gefe poli
tico en escrito de 14 de Octubre del pre
sente año previ informe del Mayordomo
de Sta Cruz.

345 ND
PAGE 33

C. G. D. R

Monterey Nbre 15 de 1836.
Bonifacio de Madariaga — Santiago Wilson
Monterey Noviembre 13 de 1836.
En sesion de este dia aprobó el E. C. la
la antecedente proposicion para el Es=
pediente al Mayordomo de Sta Cruz
en cumplimiento del supo. Decreto de
15 de Octubre pdo.
José R. Estrada. Por enfermedad de
Secretario. Bonifacio de Madariaga
Pueblo de Figueroa Dbre 12 de 1836.
En virtud del Espediente que antecede
en qe se pide informe del sitio que solici
ta el C. Gil Sanchez; digo que estas terreno
Baldio y no tiene inglerencia con los terrenos
de este pueblo, no hai embarazo alguno.
pa qe se verifique su Concesion.
Juan Gonzalez.

J. G. D. R

Sello tercero Dos Reales:
Habilitado por la Administracion de la
Aduana Maritima del puerto de Monte
rey de la Alta California, para los años
de mil Ocho cientos treinta y seis y mil
ocho cientos treinta y siete.
Gutierrez — Angel Ramirez.
Monterey Febrero 20 de 1837.
Vista la peticion con que da principio
este Espediente el informe del Ayun
tamiento de Monterey del Administrador
de Sta Cruz con todo lo demas que se tuvo
presente y vien enterado de conformidad con
las leyes y Reglamentos de la Materia
se declara à D. Gil Sanchez dueño

se declara á D. Gil Sanchez dueño

33

en propiedad del terreno conocido con el nombre del Arroyo de la Laguna tomando pr. linderos desde el Arroyo de San Vicente hasta el de la Laguna como se manifiesta en el diseño que corre agregado al Expediente. Líbrese el despacho correspondiente tómese Razon en el libro respectivo y diríjase á la Excma Junta Departamental pr. su aprobacion. Así y por el Crno. Juan B. Alvarado Gobernador interino de las Californias lo decreto mande y firme.

Alvarado

En la fha enterado el Crno. Gil Sanchez del decreto que antecede, dijo que estava conforme con su contenido y lo firmó.

Gil Sanchez

345 ND
PAGE 34

F. L. D. R. La Comision de Agricultura encargada de dictaminar sobre la concesion del terreno conocido con el nombre de Arroyo de la Alaguna en la posesion de D. Gil Sanchez en vista de los tramites corridos y a verse le concedido en virtud de ser ciudadano Mejicano por nacimiento y casado con una hija de este Departamto no a basilado para hacer merecer la aprobacion por lo que pone á la deliberacion de V. E. los artículos siguientes.

Artto. 1º Se aprueba la concesion echa por el Sor D. Nicolas Gutierrez Gefe superior político y interino deste departamento del sitio Arroyo de la Alaguna en la persona de D. Gil Sanchez.

A lo 2º para que el interesado no carezca de propiedad. Se sirva el Gobierno espedir le Copia de esta superior aprobacion asiendo se se remita al interesado

Monterey Marzo 12 de 1840.

José Rafael Gonzalez

q. L. D. R. Secretario de la Junta Departamental de las Californias.

Monterey 19 de Marzo de 1840

345 ND
PAGE 35

En sesion de este dia aprobò la C. Junta Departamental el dictamen anterior reformando el 2º Articulo en los terminos siguientes: Art.º 2º Que el presente Espediente buelva al Escmo Sr Gobernador para los fines que corresponde.

Mem.l Jimeno, José J. Fernandez
Presdte. y Sec.

Monterey 12 de Junio de 1840.
En Vista de la aprobacion otorgada en diez y nueve de Mayo p.º p.º por la C. Junta Departamental, librese testimonio de ella à la parte de D. Gil Sanchez en confirmacion del terreno nombrado 'Arroyo de la Laguna' q.e obtuvo en Veinte de Nov.re del año p.º p.º El Sr. D. Juan B. Alvarado Gobernador Constitucional del Departamento de las Californias asi lo proveyo y firmo de q.e doi fee.

Alvarado.

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

I, Samuel D. King Surveyor General of the United States for the State of California and as such now having in my Office and under my charge and custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California do hereby certify that the nine preceeding and hereunto annexed pages of writing paper numbered from One to nine inclusive and each of which is verified by my initials (S. D. K.) exhibit true and accurate copies of certain documents now on file and forming part of the said archives in my 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.a this Sixth day of

Sam Francisco. 6th this sixth day of

35

February 1852

Saml. D. King
Supr. Ct
Cal.

Filed in Office Febry 14th 1852

Geo: Fisher Secy

345 ND
PAGE 36

36

37.

"C."

Translation of Title papers &c

345 ND
PAGE 37

Authorized by the administration of the Maritime Custom House of the Port of Monterey of Alta California for the years 1836 & 1837.
Gaterriz Angel Ramirez

Sen Superior Political Chief.

The Citizen Gil Sanchez Alderman of the Most Illustrious Ayuntamiento of this Capital appears before Your Excellency and says that having the means of improving the land known on the Coast of Sta Cruz by the name of Arroyo de la Laguna according to the annexed & accompanying map asks that it may be granted him if it be found to be according to Justice in order to cultivate & sustain his family with honor.

Therefore he prays Your Excellency to decree in favor of this petition swearing that he does not act from malice but that it is necessary &c — Monterey Oct 14. 1836.

Gil Sanchez.

Monterey Oct. 15, 1836.

In conformity with the laws & regulations upon the matter let the Most I Ayuntamiento of this Capital give information whether the person interested in this petition has the prescribed requisites to be attended to in this application whether the land petitioned for is included in the county border or ten littoral leagues as mentioned in the law of the 18

345 ND
PAGE 38

Aug 1824. whether it is irrigable temporal or has watering places for cattle whether it belongs to any particular person, corporation or Pueblo with everything else that will conduce to illustrate the Matter.

These steps having been taken let the Record of proceedings pass to the administrator of Santa Cruz that he may report what accrues to him in this particular. The Sen Don Nicholas Gutierrez Lieut Col of the Army, Commandante Gen. Inspector & Political Chief ad interim of Alta California. thus decree command & sign to which I certify.

Nicholas Gutierrez

Manuel Ma Gonzales
Secretary ad interim.

Monterey Oct 22. 1834.

In session of this day it was reported and ordered to pass to the Commission of that department.

Jose Mariano Maldonado
Secretary.

Hearing.

The Most Illustrious Ayuntamiento —

The Committee on Colonization & Lands to which was passed the Record of proceedings which followed upon the application of the Citizen Gil Sanchez Alderman of this Most Illustrious Ayuntamiento to the Sen Political Chief to grant him the

the Sen Political Chief to grant him the

39

land named Arroyo de la Laguna on the coast of Sta Cruz and belonging to said Pueblo has made the necessary enquiries for the purpose and according to what is contained in the Superior marginal decree reports that the interested person has the necessary requisites to be attended to in the matter of his petition that the land which he asks is not comprehended but within the 20 border leagues but it is in the 10 litoral leagues as set forth in the law of the 18 Aug 1824 said land is temporal and irrigable and not actually occupied by the Pueblo of Sta Cruz. By this exposé the Commission thinks it may be granted and suggests to the Most Illustrious Ayuntamiento the following proposition —

That there may be granted to the Citizen Gil Sanchez the land named Arroyo de la Laguna which he asks of the Sen Political Chief in writing under date of the 11th Oct of the present year with the previous information of the Mayor Domo of Sta Cruz.

Monterey Nov 10. 1836.

Ignacio de Madariaga

Santiago Wilson.

345 ND
PAGE 39

Monterey Nov 13. 1836.

In Session on this day the Most Illustrious Ayuntamiento approved the proposition and agreed that the Record of proceedings shall pass to the Superintendent of Sta Cruz in fulfillment of the Superior decree of the 15th Octr last past.

Jose R Estrada.

An account of the indisposition

of the Secretary.
Bonifacio de Madariaga.
Pueblo of Figueroa.
Dec 12. 1836.

345 ND
PAGE 40

By virtue of the preceding Record of proceedings in which information is asked respecting the lagoon which the Citizen Gil Sanchez solicits I say that the land is vacant and has no connexion with the property of this Pueblo nor is there any impediment to the concession being made to him —

Juan Gonzales.

Monterey Feb. 20. 1839.

Having seen the petition with — this Record of proceeding commences the information of the Most Illustrious Ayuntamiento of Monterey that of the administrador of Sta Cruz with all the rest that has been presented & seeing it be proper in conformity with the laws and regulations in regard to the matter Don Gil Sanchez is declared owner in fee of the land known by the name of the Arroyo de la Laguna taking for its boundaries from the Arroyo de San Vicente as far as that of the Laguna as is shown in the design which is attached to this Record of proceedings.

Let the corresponding titles be delivered let entry be made of it in the proper book and forwarded to the Most Excellent Departmental Assembly for its approval.

Thus I the Citizen Juan B Alvarado Governor ad interim of the

Alvarado Governor ad interim of the California have decreed ordered and signed.

Alvarado.

On this day the Citizen Gil Sanchez was informed of the preceding decree and said it was in conformity with its contents

I sign it

Gil Sanchez.

345 ND
PAGE 41

41

The Committee on agriculture charged with the decision upon the granting of the land known by the name of the Arroyo de la Segunda in the case of Don Gil Sanchez in view of the steps taken and the concession made by virtue of his being a Mexican Citizen by birth and married to a native of this Department does not hesitate to believe that he merits the approbation wherefore it presents for the deliberation of this Hon Commitee the following articles,

Art 1. That it approves the concession made by Sen Don Nicolas Gutierrez Superior Political Chief ad interim of the Department of the place called Arroyo de la Segunda in the person of Don Gil Sanchez.

Art 2. That in order the interested person may not fail of his property the government will be pleased to issue a copia of this Superior approbation causing it to be transmitted to the interested person.

Monterey May 12. 1840.

Jose Rafael Gonzalez.

345 ND
PAGE 42

Office of the Departmental Assembly of the Californias.

Monterey 12. May 1840.

In session this day the Most Excellent Departmental Junta approved the preceding decision altering the 2d. Article in the following terms.

Article 2d. that the preceding Record of proceedings be returned to the Sr's Excellency the Gov for the corresponding Ends.

Manl Jimeno
President.

Jose L. Fernandez
Secretary.

Monterey 12 June 1840.

In view of the approbation granted on the 19th day of May last past by the Most Excellent Departmental Assembly.

Let a testimony of it be delivered to Don Gil Sanchez in confirmation of the land named Arroyo de la Laguna which he obtained on the 20th of Feb of the year last past. The Sr Don Juan B Alvarado Constitutional Gov of the Department of the Californias provided & signed it to which I certify —

Alvarado.

Filed in Office Feb 17, 1852.
(Signed) Geo Fisher Secy.

43

D.

B.P.L.
Exhibit h
dep. of
J. Bolvarado.

Conveyance.

345 ND
PAGE 43

Know all men by these presents that I Gil Sanchez of the Jurisdiction of Monterey Upper California for and in the Consideration of three hundred dollars to me in hand paid by James G. T. Dunleavy of Santa Cruz said California the receipt of which I hereby acknowledge have this thirteen day of July one thousand eight hundred and forty seven and do by these presents grant bargain sell and convey unto the said James G. T. Dunleavy the following tract of land with all its privileges and appurtenances lying and being on the Northern Boundary of the land owned by Juan Bolcoff and known by the name of the Arroyo de la Laguna "being on the Coast North of Santa Cruz and between this and point Año Nuevo. all of which will be more fully explained and understood by a reference to the original grant and title deed which exist in the Archives of this Territory of California a copy of which I now deliver with this deed of transfer to the said James G. T. Dunleavy the same having been presented to me by the Competent Mexican Authorities and approved of by the Departmental Assembly of California.

Now I Gil Sanchez for myself my heirs and assigns do hereby covenant and agree with the said James G. T. Dunleavy to warrant and defend all and singular the aforesaid tract of land with all its privileges and appurtenances thereto in any wise belonging unto the said James G. T. Dunleavy his heirs and assigns against the demands or claims of all persons whatsoever.

345 ND
PAGE 44

In Witness whereof I have hereunto set my hand and affixed my seal this thirtieth day of July in the year of our Lord one thousand Eight hundred and forty seven.

Gil Sanchez (Seal)

In presence of
Jose Arana.
Jas. L. Taber.

This Instrument of writing was signed and delivered in this Office and in my presence and a record of the same is deposited in this Court this thirtieth day of July in the year of our Lord One thousand Eight hundred and forty seven.

Walter Colton
Alcalde of Monterey

William R. Garner.
Secretary.

(Seal)

Filed in Office Feb 17 1852.
(Signed)
Geo Fisher
Secy.

Executed this twenty Eighth day of

A P L.
Exhibit to
Deposition of
J L Mayns.

"E"
Conveyance.

345 ND
PAGE 45

This Indenture made and concluded this twenty Eighth day of August in the year of our Lord one thousand Eight hundred and forty seven

Between James T Dunhany of the Jurisdiction of Santa Cruz of the first part and James Williams and Squire Williams of the Jurisdiction of Santa Cruz of the second part!

Witnesseth. That the said James T Dunhany of the first part as aforesaid for and in consideration of the sum of Eight Hundred dollars to me in hand paid the receipt whereof is hereby acknowledged hath sold bargained transferred and conveyed and by these presents doth hereby sell bargain transfer and convey unto the said James Williams and Squire Williams of the second part as aforesaid all of that certain tract of land lying and being situated on the Northern boundary of the land owned by Jose Bolcoff and known by the name of the "Arroyo de la Laguna" being on the North of Santa Cruz and between this and point Ano Nuevo, all of which will be more fully explained and understood by a reference to the original grant and title deed which exists in the archives of this "Territory of California" a copy of which I now deliver with this deed of transfer to the said James Williams and Squire Williams the same having been granted to one Gil Sanchez (now at this date in the Jurisdiction of Monterey) by the competent Mexican authorities and approved of by the departmental Assembly of California

345 ND
PAGE 46

and by said Gil Sanchez sold and transferred to me on the thirtieth day of July in the year of our Lord one thousand eight hundred and forty seven which deed of transfer from said Gil Sanchez to me as aforesaid accompanies this deed of transfer from me to James Williams and Squire Williams of the second part as aforesaid together with all and singular the rights privileges advantages hereditaments and appurtenances whatsoever as fully as the same was held and possessed by me unto the said James Williams and Squire Williams as aforesaid their heirs and assigns forever.

In Witness Whereof I together with Mary Ann Dunlavy my lawful wife hereunto set my hand and subscribe my name this 28th day of August A.D. 1847 in the Mission of Santa Cruz.

James G. T. Dunlavy (Seal)
Mary Ann Dunlavy (Seal)

Witnesses present at the signing and delivery
George Williams
Henry Speil
William Barton.

Acknowledged before me W. Blackburn Alcalde for this district this 28th day of August A.D. 1847.

W. Blackburn.
Alcalde of Santa Cruz.

Filed in Office Feb. 17, 1852.
(signed) Geo Fisher Secy.

47

U. S. Land Commission
for California.

No 112.

James Williams et al Claimants —

Affidavit of Claimant to restore case to docket.

345 ND
PAGE 47

Personally appeared O. C. Howard who being duly sworn makes oath and says that this case was submitted under the rule of a former Session of this Board for want of an appearance.

That Mr Gregory the Attorney of Record applied to affiant to examine said case with a case to an appearance in the same that affiant read the papers in said case with Mr Gregory and expressed to him the proper course in his opinion to be pursued in the same that said Gregory has to see said affiant again or leave him a Memorandum in the case until which time affiant did not consider himself retained as Counsel for the claim.

Affiant heard nothing further from Mr Gregory who shortly after left Town before the case was called —

Affiant further states that supposing Mr Gregory had concluded not to retain him he did not appear in the case when it was called

That same time after the case was submitted Mr Gregory returned to Town and informed affiant that he had left a Memorandum at Affiants Office and considered affiant retained in the case,

The Memorandum is herewith filed but being left with

345 ND
PAGE 48

with one of the Clerks in the Office it was now handed to affiant and now came to his notice until after the case was submitted and subsequent to the return of Mr Gregory to San Francisco —

Affiant states that he believes this to be a meritorious claim but it in his opinion it is necessary to open the case amend the petition and present further proof as to the heirship and of some of the Claimants and also as to the boundaries of the grant.

E. E. Howard.

December 26th 1854.

Subscribed and sworn to before me.

Alphens Felch
Commissioner

James & Squire Williams
Claimants
vs
U. S

Date of petition 15th Oct 1836. Favorable report of Committee of Colonization Nov 11. 1836. Approval of Departmental Assembly 19th May 1840. Decree of Title Feb 20th 1839 —

The signatures and occupancy & full settlement &c proven satisfactorily.

The petition should be amended so as to ask for a confirmation to James Williams and the heirs and representatives of Squire Williams he being

Testimony of Squire Williams he being

49

dead.

Mere conveyances I think are sufficiently proven. The heirs of Squire Williams should be proven.

N. Thompson of Santa Cruz can prove who the heirs are. H. Speed the subscribing witness to deed from Delivery to Williams can prove its Execution.

345 ND
PAGE 49

Filed in Office Dec 26. 1854
(signed)
Geo Fisher Secy

James Williams &
Squire Williams
Claimants
vs
The United States

Before the Board of U. S Land Commissioners.

Motion

The said Claimant James Williams by Attorney D. S Gregory moves the Court that leave be granted him to file an amended petition in the above Entitled cause to be in the Name of James Williams and the heirs of Squire Williams deceased.

D. S. Gregory
Atty for Claimant.

State of California
San Francisco County } ss

Affidavit

Elisha O Crosby being by me duly sworn deposes and says, that he was the original Attorney of the said Record for Claimants in the above Entitled cause that he did not know when he filed the said original petition that the above

57

named person Squire Williams was dead and that he has since learned that he died in the year 1848.

E. O. Crosby

Sworn to & Subscribed before me this 13th Feby 1855.

Alphens Felch
Commissioner

Filed in Office Feb 13. 1855
(Signed)
Geo Fisher
Secy.

345 ND
PAGE 50

57

345 ND
PAGE 51

Proceedings of Probate Court.

In the Hon the Probate Court of said County.

State of California
County of Santa Cruz.

November Term AD 1850.
to wit. November 4th AD 1850.

Proof satisfactory to the Court being now given that James Williams has filed a petition praying that letters of administration be granted to him on the Estate of Squire Williams who died intestate, and that due and legal notice of such application had been given —

And, now no person appearing to contest said application.

It is ordered by the Court that letters of administration be granted issued to the said James Williams

T. R. Per Lee
County Judge
Santa Cruz County.

Attest.
Peter Tracy Clerk.

State of California
County of Santa Cruz

I, Peter Tracy County Clerk and Ex Office Clerk of the Probate Court in and for the County and State aforesaid do hereby certify the foregoing to be a true and correct transcript of the Records of said Probate Court in the Matter of the Estate of Squire Williams deceased.

Witness my hand and the

345 ND
PAGE 52

Estab

Seal of said Probate Court
affixed the 26th day of
March A.D. 1855.
Peter Tracy
Clerk.

No 112.

The within letter of administration may be filed now as of the date the said case was submitted
J. H. McKune
U. S. Law Agent.

March 29th 1855.

Filed in Office March 29. 1855.
(Sgnd) Geo Fisher
Secy.

In the Probate Court
of said County.
State of California
County of Santa Cruz }
December Term 1852.
2d day.
to wit the 9th Dec. AD 1852.

In the Matter of the settlement
of the Estate of Squire Williams deceased.

Proceedings in Probate Court

On this day comes James Williams administrator of by his Attorney D. S Gregory and produces proofs satisfactory to the Court that due and legal Notice has been given by publication of the order of Court requiring all persons to appear and show cause why an order shall not be made authorizing the said James Williams to sell the an undivided third

Williams to sell the one undivided third

53 8

part of a certain Ranch known by as the Rancho del Arroyo de la Laguna and situate in the County of Santa Cruz and no person having appeared to contest the said application

It is ordered by the Court that the said William sell the said Real Estate to wit the one undivided one third part of that tract of land situate in the County of Santa Cruz California and known as the Rancho de la Arroyo de la Laguna to the highest bidder for cash in front of the Court House door in Santa Cruz (the town of) County and State aforesaid on the 10th day of February AD 1853 between the hours of Nine O'Clock A.M. and Sunset.

And it is further ordered that due Notice of the time and place of holding the said sale shall be given by posting up Notices of the same and by publication in the Times and Transcript Newspaper in San Francisco as required by law.

T. R. Per Lee
County Judge
Santa Cruz Co.

Attest
Peter Tracy
Clerk.

345 ND
PAGE 53

State of California }
County of Santa Cruz }

I Peter Tracy County Clerk and Ex Officio Clerk of the Probate Court in and for the County and State aforesaid do hereby certify that the foregoing is a true and correct transcript of proceedings had in Probate Court as afore-
said

in the Matter of the settlement of the Estate of Squire Williams deceased as now of record in the Journal of Proceedings of said Court.

345 ND
PAGE 54

Seal

Witness my hand and the seal of the said Probate Court affixed this the twenty sixth day of March AD 1853.

Peter Tracy clerk

The foregoing order of Court directing a sale of certain property may be read as of the date when case No 42 was submitted and may be considered in Evidence with the same force and effect as though filed before submission.

A. H. McKinne
U. S. Dist Agent.

Filed in Office March 29. 1853.
(Signed)
Geo Fisher Secy.

In the Probate Court.
of said County.
State of California }
County of Santa Cruz }
June Term AD 1853.
2nd Day.
Tuesday 28th June AD 1853.

Proceedings in Probate Court.

In the Matter of the settlement of the Estate of Squire Williams deceased.

On this day comes James Williams administrator of the said Estate and files the Exhibit of the sales of the

and fills the Exhibit of the Sales of the

5-5

said Estate of the said Squire Williams

And it appearing to the Court that the said Administrator did on the 29th day of March AD 1858 after having given due notice thereof according to law offer for sale in accordance with an order of this Court in front of the Court house door in Santa Cruz to the highest bidder for cash the following described Real Estate belonging to the said Estate of the said Squire Williams deceased to wit.

345 ND
PAGE 55

"The one undivided one third part of said deceased's interest (the same being the one undivided one half) in the real Estate known as the Arroyo de la Laguna situate in the County of Santa Cruz and bounded southerly by the Bay of Monterey on the East by the Lagoon de los Palos on the North by the Santa Cruz Mountains and westerly by the Coast San Lucinto and containing one square league and Edward L Williams having bid the sum of Seven hundred and ten dollars which said sum being the highest and last bid the said interest to wit the one undivided one third part of the said interest of the said deceased was then and there knocked down and sold to the said Edward L Williams —

And it further appearing to the Court that the said sale was legally made and fairly conducted and that the said sum so bid as aforesaid is not disproportionate to the value of the real Estate so sold and that the said sale was made in conformity to Law and in accordance with the order of the

345 ND
PAGE 56

this Court.

It is therefore ordered by the Court that the said Sale be and the Same is hereby Confirmed and Made valid, and it is further ordered by the Court that the said administrator of the said Estate convey to the said Edward L Williams the purchaser thereof the said real Estate in accordance with the Statutes in such cases Made and provided.

T R Sir Lee
County Judge
Santa Cruz Co.

Attest.
Peter Tracy Clerk.

State of California
County of Santa Cruz } ss.

I, Peter Tracy County Clerk and Ex Officio Clerk of the Probate Court in and for the County and State aforesaid do hereby certify that the foregoing is a true and correct transcript of proceedings had in said Probate Court as now of record in the Minutes of said Court in the Matter of the Settlement of the Estate of Squire Williams deceased.

Seal

In Testimony whereof I have hereunto set my hand and affixed the Seal of the Probate Court aforesaid this the 20th day of March AD 1855 —
Peter Tracy Clerk

The above order of the probate Court of the County of Santa Cruz may be filed and considered in Evidence with the

and considered in evidence with the

57

same force and effect as though filed before the case No 42 had been submitted.

S. H. McKune
U. S. Law Agent.

Filed in Office March 29. 1853.
(Signed)
Geo Fisher Secy.

---

345 ND
PAGE 57

Conveyance from James Williams to Edward L Williams

California }
Santa Cruz County }

Whereas on the twenty sixth day of November AD Eighteen Hundred and Fifty at the November Term for said year of the Probate Court of the County aforesaid the following order was made by the said Court to wit.

In the Matter of the settlement of the Estate of Squire Williams deceased.

On this day came James Williams by his attorney Mr Gregory and filed the proof of publication by the order of this Court requiring all persons interested to appear and show cause why an order should not be made authorizing the said Administrator to sell the one undivided one third part of a certain Rancho known as the Rancho Arroyo de la Laguna and no person appearing to contest the application and no just cause appearing to the Court why an order should not be made.

It is therefore ordered by the Court that the said James Williams administrator sell the said real Estate to wit the one undivided one third part

345 ND
PAGE 58

of the Rancho del Arroyo de la Laguna situate in this County for cash to the highest bidder in front of the Court House in the town of Santa Cruz in said County on the 27th day of December next and it is further ordered that notice of said sale shall be given by publication in the Times and Transcript newspaper published in San Francisco.

And whereas also on the sixth day of June AD 1853 at the June Term of the Court aforesaid the following order was made by the said Court.

"In the Matter of the Settlement of the Estate of Squire Williams deceased.

On this day comes James Williams Administrator of the said Estate and files the Exhibits of the sales of said Estate of the said Squire Williams.

And it appearing to the Court that the said Administrator did on the 29th day of March AD 1853 after having given due notice thereof according to law offer for sale in accordance with an order of this Court in front of the Court House door in Santa Cruz to the highest bidder for cash, that following described Real Estate belonging to the said Estate of the said Squire Williams deceased to wit. The one undivided third part of said deceased's interest (the same being the one undivided one half part) in the Real Estate known as the Arroyo de la Laguna situate in the County of Santa Cruz and bounded Southerly by the Bay of Monterey. On the East by the

the day of Monday. On the East by the

59

Lagoon de los Palos on the North by the Santa Cruz Mountains and bounded by the creek of San Lorenzo and containing one Square league.

And Edward L Williams having bid the sum of Seven Hundred and ten dollars which said sum being the highest sum bid the said interest to wit the one undivided one third part of said interest of the said deceased was then and there Knocked down and sold to the said Edward L Williams—

And it further appearing to the Court that the said sale was legally made and fairly conducted and that the said sum so bid was not disproportionate to the value of the real Estate so sold and that the said sale was made in conformity to law and in accordance with the order of this Court.

It is therefore ordered that the said sale be and the same is hereby confirmed and made valid.

And it is further ordered by the Court that the said Administrator of the said Estate convey to the said Edward L Williams the purchaser thereof the said Real Estate in accordance with the Statutes in such case made and provided"—

Now therefore I the said James Williams as administrator of the said Estate in Consideration of Seven hundred and ten dollars to me paid by the said Edward L Williams the receipt whereof is hereby acknowledged do hereby remise release and forever quit claim sell and convey unto the said Edward L

345 ND
PAGE 59

Williams the one undivided third part of the interest of the said deceased in said tract of land discribed above and known as the "Rancho Arroyo de la Laguna" & situate in said County.

To Have and To Hold the said interest in said tract of land with all the privilegs rights and appurtenances thereof unto him the said Edward L Williams his hirs and assigns to his and their use and behoof forever.

In Testimony whereof I have hereunto set my hand and seal of as administrator of the said Estate on this the 5th day of July AD 1853.

James Williams (Seal)

Signed sealed and delivered in presence of
Peter Tracy.

345 ND
PAGE 60

State of California
County of Santa Cruz } ss.

On this 13th day of February AD 1854 before me Peter Tracy County clerk in and for the county aforesaid personally came James Williams to me known to be the individual discribed in and who Executed the foregoing Instrument and who acknowledged that he Executed the same freely and voluntarily and for the uses and purposes therein mentioned.

In Testimony whereof I have hereunto set my hand and affixed the seal of the County Court at office the day and year last above written—

(Seal)

Peter Tracy County Clerk.

Peter Tracy County Clerk.

61

Recorded in Book of Deeds Volume Second and pp pages 340. 341 and 342 of the Records of the Recorders Office in & for the County of Santa Cruz and State of California Feb. 16. 1854.

Attest.

S Tracy
Co Recorder.

345 ND
PAGE 61

Filed in Office Feb 26. 1855.

(Signed)

Geo Fisher Secy.

California }
Santa Cruz County }

Conveyance from E. L Williams To James Williams

Know all Men by these presents that I. Edward L Williams in consideration of the sum of Nine Hundred dollars to me paid by James Williams of said County the receipt whereof is hereby acknowledged do hereby remise release and forever quit claim unto the said James Williams all of my right title interest and claim in and to a certain tract of land lying in said County and described as follows bounded Southerly by the Bay of Monterey on the East by the Laguna de los Pulos on the North by the Santa Cruz Mountains on the westerly by the Creek San Vicente and containing one square league more or less which interest of the said Edward L Williams in and to the aforesaid tract of land is the one undivided sixth part of the same –

To Have and To Hold the said described premises together with all the rights privileges and appurtenances thereto belonging unto the said James

62

345 ND
PAGE 62

Williams his heirs and assigns forever so that neither I the said Edward L Williams nor my heirs nor any person claiming by or under me shall at any time hereafter have claim or demand any right to the aforesaid premises or any part thereof

In Testimony whereof I have hereunto set my hand and seal this the 30th day of January AD Eighteen Hundred and fifty four. the word "written" being interlined before signing

Edw. L Williams (S)

Signed Sealed and delivered in presence of
John Kurtz
George C Stearns.

State of California }
Santa Cruz County }

On this the Seventh day of April AD Eighteen Hundred and fifty four before me D J Gregory a Notary Public in and for said County personally appeared John Kurtz personally known to me to be the person whose name is subscribed to the foregoing within Instrument as a witness thereto & who being duly sworn deposes and says that Edward L Williams whose name is subscribed thereto is the person who Executed the same. that said Williams Executed the said Instrument freely and voluntarily and for the uses and purposes therein mentioned and that the deponent subscribed his name as a witness thereof in the presence of said Williams and of George C Stearns the other subscribing witness thereof.

the other Subscribing Witness thereof.

63

John Kurtz.

Sworn to & Subscribed before
me this 31st day of March
AD 1854.

D. Gregory
Notary Public.

345 ND
PAGE 63

Recorded in Book of Records Vol 3
and upon page 22 of the Records of the
Recorders Office in and for the County
of Santa Cruz. Cal.
Feb 21. 1855.

P. Tracy
Co Recorder.

Filed in Office Feb 26. 1855.
(Signed)
Geo Fisher
Secy.

65

No. 42

James Williams et al
vs
The United States

Opinion of the Board
delivered by Commissioner
R. Aug. Thompson

345 ND
PAGE 64

It appears from the certified copy of the expediente filed in this case that on the 14th of October 1836, Gil Sanchez presented his petition to Nicholas Gutierrez political chief ad interim of Alta California praying for a grant of the tract of land on the Coast of Santa Cruz known by the name of the Arroyo de la Laguna

After the customary reports and informes, on the 20th of February, 1839, Juan B. Alvarado then acting Governor entered a decree of concession granting him the land extending from the arroyo de San Vicente to the arroyo de la Laguna as shown by the map in the expediente, which decree was duly confirmed by the Departmental assembly on the 12th of May 1840, and a certificate of the same signed by the Governor on the 12th of June following directing a testimonio or certified copy to be delivered to the party in confirmation of his right to the premises

It appears from the deposition taken and filed in the case that the grantee Sanchez immediately after he obtained the concession entered upon the lands built on it a house which he occupied, stocked it with horses and cattle, and enclosed and cultivated a portion of it; which occupation was continued by him until he sold it in the year 1847 to James G. T. Lindsay through whom the present claimants derive their title. There is no evidence that

345 ND
PAGE 65

a formal Title or deed was ever delivered to the grantee, but every preliminary step was taken and all the requirements of the law fully complied with in order to entitle him to demand of the Governor the document to serve him as a Title, which that officer is required to issue to the party by the 8th article of the regulations of 1828

The obligation to perfect the title thus vesting in the Mexican Government is devolved, by the treaty of cession, on the United States

The evidence in our opinion clearly establishes the validity of the claim and a decree will be entered confirming it to the petitioners according to their respective rights and interests

Filed in office July 19. 1855

(Signed) Geo Fisher Jerey,

CE
ND

67

No 42

James Williams and the heirs and legal representatives of Squire Williams deceased

vs

The United States

Decree of Confirmation

345 ND
PAGE 66

In this case on hearing the proofs and allegations, it is adjudged by the Commission that the claim of the petitioners is valid, and it is therefore decreed that the same be confirmed to the said petitioners according to their respective rights and interests in the premises

The land of which confirmation is made is known by the name of "Arroyo de la Laguna" and is situated in the County of Santa Cruz and is of the extent of one square league, provided the boundaries hereinafter named shall be found to contain that quantity, but if not, then this confirmation is for so much as may be embraced within the same, to wit:

On the east by the Arroyo de la Laguna, on the south by the sea, on the west by the arroyo de San Vicente and on the north by the Sierra, reference being had to the diseño of Concepion and map contained in the expediente, a traced copy of which is filed among the papers in the case

R. Aug Thompson

S. B. Farwell

Commissioners

Filed in office July 10, 1855
(Signed) Geo Parker Sec

68

69

345 ND
PAGE 67

Order

And it appearing to the satisfaction of this Board that the land hereby adjudicated is situated in the Northern District of California it is hereby ordered that two Transcripts of the proceedings and of the decisions in this case and of the papers and evidence upon which the same are founded be made out and duly certified by the Secretary one of which transcripts shall be filed with the clerk of the United States District Court of the Northern District of California and the other be transmitted to the Attorney General of the United States.

345 ND
PAGE 68

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 Sixty nine — pages, numbered from 1 to 69, 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. 42 on the Docket of the said Board, wherein James & Squire Williams are — the Claimant's against the United States, for the place known by the name of "Arroyo de la Laguna." —

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

Geo: Fisher

Secy

3454

U. S. DISTRICT COURT,

Northern District of California.

No. 3445 — 3454

THE UNITED STATES,

vs.

ND

James R. Lynch Williams

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. 42.

Filed, December 1 185[illegible]

John A. Moore,

Clerk

345 ND
PAGE 69

Office of the Attorney General of the United States,

Washington, 31. Dec. 1855.

42. / "Arroya de la Laguna"

James & Squire Williams Claimants

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 18th day of December, 1855, the appeal in the district court of the United States for the Northern district of California will be prosecuted by the United States.

Cushing

Attorney General.

No. 345

United States
vs
Jas. Williams, et al:

Notice of Appeal in
Case no. 42.

Filed February 11, 1856,
J. Cherrick,
Deputy.

a

345 ND
PAGE 70

345 ND
PAGE 71

At a stated Term of the District Court of the United States of America for the Northern District of California held at the Court Room in the City of San Francisco on Wednesday the 24th day of December in the year of our Lord One thousand eight hundred & fifty-six.

Present:

The Hon: Ogden Hoffman, District Judge.

The United States vs James Williams and Squire Williams	Case No. 245 Transcript No. 42

The Attorney General of the United States having given notice that no appeal will be further prosecuted in this case, and a stipulation having been entered into by the United States District Attorney for the dismissal of the appeal from the decision of the Board of United States Land Commission heretofore rendered in his favor; on motion of the District Attorney it is Ordered, adjudged and decreed that the appeal pending in this Court be dismissed, and that the claimants have leave to proceed under the decree of the Land Commission heretofore rendered in their favor as a final decree.

Ogden Hoffman
U. S. Dist Judge

No. 345

United States
District Court.

The United States
vs.
James Williams &
Squire Williams.

Case No. 345
Transcript No. 42

Order.

Filed Dec: 24. 1856,
W. H. Chenoweth,
Deputy Clerk,

345 ND
PAGE 72

345 ND
PAGE 73

California Land Claims.

Attorney General's Office

6 October 1856.

Sir:

In the case of the claim of James and Squire Williams, confirmed to the claimants by the Commissioners, case no. forty-two (42), appeal will not be prosecuted by the United States.

I am

Respectfully

Cushing

Wm Blanding Esq
U.S. Attorney
San Francisco.

345 ND
PAGE 74

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

The United States vs James Williams & Squire Williams.	Case No. 345 Transcript No. 42

In pursuance of a notice from the Attorney General of the United States, hereunto annexed, it is hereby stipulated and agreed that the appeal heretofore taken in this case from the decision of the United States Land Commission to ascertain and settle private land claims in California, be dismissed, and the notice of intention to prosecute ~~withdrawn~~ said appeal filed in this Court by the Attorney General of the United States, be withdrawn, and that the claimant have leave to proceed under the decree of the said Land Commission in his favor, as under Final Decree.

Wm Blandin
Dist Atty.

James Williams
Squire Williams
By James Wm

No. 3445

United States
District Court

The United States
vs
James Williams &
Squire Williams.

Case No. 3445
Transcript No 42

Stipulation.

Filed Dec: 24, 1856,
N. H. Chevers,
Deputy Clerk.

B

345 ND
PAGE 75

345 ND
PAGE 76

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

United States
vs
James & Jaquire Williams } No 345

Please take notice that on Monday May 27th 1872 at the opening of said Court at the Courtroom in the City of San Francisco we shall move the Court to assign a day for the hearing of this Case

San Francisco May 25th 1872

Grey & Brandon
Attorneys for William Williams and the other heirs of Jaquire Williams

L. A. Latimer Esq.
U. S. Attorney

No 345

U. S. District Court

United States

vs

James & Squire Williams

Notice of Motion to Assign a day for the hearing

Filed May 27th A.D. 1872.
Edw. B. Cotter Clerk
By A. H. Grimwood
Deputy Clerk

Service of a copy of the within notice admitted this 21st day of May 1872
Wm. H. Morrow
Asst U.S. Atty

Filed May 27th A.D. 1872.
Edw. B. Cotter Clerk
By A. H. Grimwood
Deputy Clerk

3

No. 345 ND
PAGE 77

Grey & Brandon
Attorneys
for Wm Williams & John
heirs of Squire Williams

345 ND
PAGE 78

To the Honorable the Judge of the District Court of the United States for the District of California

The amended petition of William Williams, Franklin J. A. Williams, John S. Williams, John L. Williams, Jasper Williams, Sarah E. Williams, Martha L. Williams, Savanah J. Williams, Cynthia A. Williams, Cynthia A. Thompson, Sarah Miller, Louisa Carson, William H. Smith, Columbus H. Smith, Charles C. Smith, Mary M. Smith, Linarius B. Smith, Martha Caudill, Mary M. Walker, Jefferson A. Randol, Drake Bowen, Mary M. Bowen, Sarah E. Burns Robert Allison, James W Allison, Sarah Ann Hubbard, the heirs of Squire Williams, confirmees of the land known as Arroyo de la Laguna respectfully Shews:

That in the petitions herein filed in the Land Commission in Consequence of an Error in translating one of the claimants title papers the land claimed was Estimated at one league in Extent.

Petitioners Shew that the quantity

345 ND
PAGE 79

of land was not estimated when the grant was made, but the said land was granted by its name as a "place"

Petitioners pray that the estimates of quantity made in the said petitions to the Land Commission be stricken out and that the land claimed be confirmed to the claimants herein, to wit: the land known as the Arroyo de la Laguna, bounded as follows:

On the East by the Arroyo de la Laguna, on the south by the Sea, on the west by the Arroyo de San Vicente, and on the north by the Sierra, reference being had to the decree of concession and map contained in the Expediente, a traced copy of which is filed among the papers in the case

Grey & Brandon
Attorneys for petitioners

345

U. S. District Court

United States

vs

James & Squire Williams

L 345 ND
PAGE 80

Amended petition of heirs of Squire Williams.

Filed May 27th AD 1872
Edw B Cotter Clerk
By P D Grimwood
Deputy Clerk

Filed May 27th AD 1872
Edw B Cotter Clerk
By P D Grimwood
Deputy Clerk.

Service of a copy of the within ~~notice~~ amended petition admitted this 27th day of May 1872
[illegible]
Asst U S Atty

2

345 ND
PAGE 81

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

The United States
vs
James & Squire Williams

State of California
County of Santa Cruz } ss.

Henry P. Williams being duly sworn, says, he was formerly a resident of Cape Girardeau County in Missouri at which place James & Squire Williams and their brothers & sisters were natives and was well acquainted with the family and his wife is a niece of said James & Squire. Affiant says he knows many of the heirs of said Squire Williams & that many of them were minors and have but recently attained the age of Majority. That he knows John S. Williams the only son of John S. Williams a brother of said Squire and said John S. Williams Senr. died many years ago – he is informed in 1849 or 1850 – & said John S. Williams Senr was

345 ND
PAGE 82

then a child of very tender years and he is now to the best of affiants knowledge 25 or 26 years of age or thereabouts; – that affiants wife is a daughter of Nahala Smith who was a sister of said Squire & has been dead many years and affiants said wife is now 26 years of age; – that he knows Linarius B., Charles C., and Mary M. Smith, that they are the children of Bolin Smith who was the Elder brother of affiants wife and have been dead over twenty years, and said Linarius, Charles and Mary are of the ages respectively of 24 years, 22 years and 20 years; that many others of said heirs of said Squire were also minors but affiant cannot at present recall all their names or ages.

Affiant is now and has been for some years a resident of Pajaro Valley, near Watsonville in Santa Cruz County.

Subscribed & sworn to this 22d day of October 1874 before me
L. Molbrook
Notary Public

Henry G. Williams

W 345 ND

U.S. District Court

The United States
vs
James Squire
Williams.

Affidavit of
Henry S. Williams

5

Filed November 9th:
AD 1874.
Edwd B Cotter Clerk
By M D Grimwood
Deputy Clerk

345 ND
PAGE 83

345 ND
PAGE 84

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

James & Squire Williams
vs
The United States.
} No 345 N. D.

District of California
City & County of San Francisco } ss.

Robert Crockett being duly sworn deposes and says that he is a Clerk in the Office of the Clerk of the District Court of the United States for the District of California and is familiar with the Transcripts filed in said Court in land cases arising out of Spanish or Mexican grants & with the records of said Court in such cases; That he has made a personal examination of all the original Transcripts and papers in the land cases on file in the office of the Clerk of the said Court in which decrees of Confirmation in favor of the Claimant or Claimants were made by the Board

84

345 ND
PAGE 85

of Land Commissioners, notice given by the U. S. Attorney General that appeal would be prosecuted by the United States and subsequent notice by the said U. S. Attorney General that the appeal would not be further prosecuted by the United States prior to any decree having been made by the District Court.

That he found among the records of the former Northern District of California, thirty six (36) such cases and in thirty two (32) of them a stipulation on file signed by the U. S. District Attorney for that District & by the Attorneys for the Claimants, that the United States have leave to withdraw their notice of intention to prosecute appeal & that the appeal from the decision of the Board of Land Commissioners be dismissed and that the Claimant or Claimants have leave to proceed under the decree of the said Board as under final decree; That in two (2) of said Cases he found a similar stipulation signed by the said U. S. District Attorney and by the Claimant in person, in one (1) no stipulation at all on file, and in one (The

345 ND
PAGE 86

case of James & Squire Williams vs The United States) such a stipulation signed by the U. S. District Attorney & James Williams (one of the Claimants) alone - without the signature of the Attorney, or Attorneys, for the Claimants

That he found among the records of the former Southern District of California Forty nine (49) such cases; That in four (4) of them there was no stipulation on file at all, but a note upon the Register of such cases, that a stipulation had been filed; in all the rest there was either a stipulation on file signed by the U. S. District Attorney for said District & by the Claimant's Attorney or Attorneys, or a recital in the Order of the Court, granting leave to the United States to withdraw its notice of intention to prosecute appeal, and dismissing the appeal from the Decision of the Board of Land Commissioners, that the Claimants' Attorneys were present in open Court and consented to such withdrawal & dismissal.: That in the case in the

345 ND
PAGE 87

said Northern District in which no stipulation was filed (T. Murphy vs The United States No 16. N.D.) the survey of the land was contested in the District Court and a final order made.

Subscribed & sworn to before me this 4th day of November A.D. 1874.

N D Grimwood
U. S. Commissioner
Dist of Cal^a

Robt Crockett

No. 345 N D

U. S. District Court
Dist of Cal

James Squire Williams
vs
The United States

Affidavit of Robert Crockett.

Filed November 7th, AD 1874.
Edw. B. Cotter Clerk
By P. D. Grimwood
Deputy Clerk

6

345 ND
PAGE 88

345 ND
PAGE 89

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

The United States

vs

James & Squire Williams

State of California
City and County of San Francisco } ss.

Cyril V. Grey being duly sworn, deposes and says, that he is an Attorney at Law residing in the City and County of San Francisco, is over 21 years of age, and is competent to be a witness in this Case.

That Early in 1872 he was Employed professionally to make an Examination into the rights of the respective heirs of Squire Williams, one of the claimants in this Case, in and to the land of which Confirmation had been sought in the United States Land Commission; that finding it impossible to obtain definite information on this point in this State, it became necessary to visit the State of Missouri, which affiant did, and there he had personal Conferences with William Williams a brother of said Squire Williams, and with his wife and others, who were residing in Cape Girardeau County, in Missouri; he also had Conferences with

345 ND
PAGE 90

Henry S. Williams residing in Santa Cruz County, California, who married one of the heirs of Squire Williams, and also with other persons who were acquainted with the family of said Squire Williams, and he learned from them the following facts:

That the said Squire Williams died in California in the year 1848, leaving no widow nor children, but there were a large number of heirs consisting of brothers and sisters, the children of deceased brothers and sisters and grandchildren of deceased brothers & sisters (whose parents had also died) some of whom resided in California, but the most of them residing in various parts of the State of Missouri; that at the time of the filing in the United States District Court of the stipulation signed by James Williams, who was one of the claimants in this case, and of the order of the Court based thereon the said claimant Squire Williams was dead, and that of the numerous heirs of said Squire Williams residing in Missouri and California at least fifteen of them were minors, of whom five have arrived respectively at majority within the last five, four, and three years; and that all of such minors except one were residents of the State of Missouri: that he learned the above facts after careful and extensive inquiry from various members of the family

345 ND
PAGE 91

to which said Squire Williams had belonged and others and that he believes them to be true.

Affiant also says that it appears by the records of the Probate Court of Santa Cruz County, California, that the said James Williams, the other of said claimants died in the month of September 1858, his will which was admitted to probate in December 1858 being dated July 9th 1858 and leaving his Estate to his two Sons, then minors, but recently become of age.

Affiant also says that in the year 1872 affiants legal firm was employed to prosecute the case and obtain a Survey and patent for the lands to which the Confirmees were Entitled; that on the Examination of the Transcript in the United States District Court affiant discovered that the paper filed in said Court purporting to be a stipulation for the dismissal of the appeal from the decree of the United States Land Commission had not been signed by any of the Confirmees and Claimants Except James Williams, nor by the Attorney of record, and he was therefore of the opinion that no final decree had been made in the United States District Court and that it would be necessary to have such final decree Entered in order to Entitle the Claimants to have the Survey made of the land as provided by the Acts of Congress and to obtain a Patent

therefor. With that view and to correct a material error in the decree of the United States Land Commission arising out of a mistranslation of descriptive words occurring in the original Expediente or title papers affiant filed a petition in this Court for a proper decree in accordance with the terms of the grant made by the Mexican Government.

345 ND
PAGE 92

Further affiant saith not.

Cyril V Grey

Subscribed & sworn to at San Francisco this 26th day of October 1874 before me

Henry S Bibby
Notary Public

No. 345 N.D.

In the U. S. District Court

The United States

vs.

Jas H Guire Williams

affidavit of C. W. Grey

Filed November 7th:
AD 1874.
Edw B Cotter Clerk
By S W Grimwood
Deputy Clerk

GREY & BRANDON.

ATTORNEYS FOR Petitioner

345 ND
PAGE 93

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

345 ND
PAGE 94

James Squire Williams
VS.
The United States

No. 345 N. D.

Be it Remembered, that on this 17th day of October A.D. 1871 at my office in the United States Court Building, in the City of San Francisco, personally appeared before me, Robert Crockett a Commissioner, to take acknowledgments of Bail and Affidavits, etc., duly appointed by the Circuit Court of the United States for the Ninth Circuit and District of California, R. C. Hopkins a witness on behalf of the Claimants in the above entitled suit.

Walter Van Dyke Esq United States Attorney appeared ~~as~~ on behalf of ~~for~~ the United States and Messrs Grey & Brandon as Attorneys for the Claimants

And the said Witness, having been by me first cautioned and sworn to testify to the truth, the whole truth, and nothing but the truth, in the cause aforesaid, did thereupon depose and say as follows, that is to say:

Examination in chief by Attorneys for Claimants

Question:—What is your name, age, occupation and place of residence?

Answer:—My name is R. C. Hopkins; my age is 21 years and upwards; my occupation is Keeper of the Spanish Archives in the U.S. Surveyor Generals office and my place of residence San Francisco Cal

345 ND
PAGE 95

Ques 2

State for what length of time you have been keeper of the Spanish Archives.

Ans 2

19 Years.

Ques 3

Are you familiar with the original papers of the grant to A. Gil Sanchez of the place called the "Arroyo de la Laguna."?

Ans 3

I am.

Ques 4

In whose possession are those papers now?

Ans 4

They are in my possession

Ques 5

Are they now before you?

Ans 5

Yes

Ques 6

Are you acquainted with the spanish Language, ~~and~~ that is to say

345 ND
PAGE 96

that language, as used in de-
-scribing tracts of lands - and
the ceremonies of mexican officials
in granting lands?

Ans. 6

I am - & have been most of my
life

Q. 7

Look at the original ~~grant~~ petition
for the said land, and state how it
is therein described.

Ans 7

It is described as "the lands known
on the Coast of Santa Cruz by the
name of Arroyo de la Laguna as
shown by the annexed map -"
(El terreno conocido de la costa
de Santa Cruz con el nombre del
Arrollo de la laguna - segun
el diseno q^e adjunta)

Q. 8

What is the next paper in the
expediente?

Ans 8

It is the order of the Governor re-

345 ND
PAGE 97

referring the petition to the ayuntamiento.

Qu 9

The Next?

Ans 9

The order of referring it to the committee on public lands - The next is the report of the Committee, in which the land is described as "the Arroyo de la Laguna on the Coast of Santa Cruz".

Qu 10

What is the next original paper

A 10

It is an order referring the matter to the Mayor Domo of the Mission of Santa Cruz - The next is the report of Juan Gonzalez the Mayor Domo of Santa Cruz at that time, in which he describes the land as "the place pertioned for by the Citizen Gil Sanchez." (El sitio q^e solicita el C. Gil Sanchez) The next paper is the decree of concession - in which

345 ND
PAGE 98

it is described as "the land known by the name of the Arroyo de la Laguna" taking as boundaries from the Arroyo of San Vicente as far as the Laguna, as is shown by the map in the expediente."
(El terreno conocido con el nombre del arrollo de la laguna, tomando por linderos desde el arrollo de San Vicente hasta el de la laguna como se manifiesta en el diseño q^e corre agregado a le expediente)

Q 11

What is the next original paper?

Ans 11

It is the report of the Committee on vacant lands, signed by José Rafael Gonzales, describing the land as "the place" arroyo de la laguna (El sitio Arroyo de la Laguna)

Q 12

What is the next original paper?

Ans 12

It is the order of the Departmental

345 ND
PAGE 99

Assembly-

Q 13

What is the next original paper?

Ans 13

An order from the Governor directing a certified copy of the approval to be given to the party interested - In this order the land is described as "the land named Arroyo de la Laguna" (El terreno nombrado Arroyo de la Laguna) These are all the ~~papers~~ ~~Ans 14~~ instances in ~~Q~~ which the land is ~~t~~ described in the original papers.

Q 14

Look at the translation of the report of Gonzalez, ~~refe~~ referred to in your answer No 10, made by the Clerk of the Land Commission, and state if that translation is a correct one, and if not, wherein it errs?

Ans. 14

It is not correct - It errs in this. The descriptive words used in

345 ND
PAGE 100

the original of Gonzales report are "El sitio q^e solicita" a correct translation of which is as follows "The place petitioned for." The translator has rendered it in the words following "The league which the Citizen Gil Sanchez petitions for"

Ques 15.

Now state the meaning of the words "un sitio de ganado mayor" as used in the Mexican system in the granting of lands."

Ans. 15

Literally, these terms mean - a place for the ~~raising~~ pasturing of large cattle, ~~and~~ as used in describing lands, it denotes in quantity one square league, be-cause, ~~[illegible]~~ it was consider-ed that, that quantity of land was sufficient for that purpose

Ques 16

Describe the meaning of the words "un sitio de ganado ~~[illegible]~~ menor." as used in ~~the~~ that system.

345 ND
PAGE 101

Ans 16.

They mean 'a place for the pasturing of small stock' ~~which~~ the area of which is 3333 1/3 varas or 1/2 a square league square, which area was considered to be sufficient for pasturing small stock.

Q 17

In that system - what is the meaning of the word sitio when used without reference to or in connection with "ganada-mayor" and "ganada menor"?

Ans. 17

The meaning corresponds precisely ~~with~~ to the english words place, site or situation and without reference to quantity.

Ques 18.

In the original expediente how many times do you find the word Sitio used?

Ans. 18

It is used twice - First in the report of Gonzales the Alcalde Como

345 ND
PAGE 102

of the Division of Santa Cruz, and the second time in the report of Gonzales, one of the Committee on vacant lands, ~~in his repo~~ to the assembly.

Ques 19

In those instances or in any other part of the expediente is the word "sitio" qualified, by, or connected with, the words "ganada Mayor" or "Ganada menor"?

Ans 19

It is not.

Ques 20

Is the word "league" a correct translation of the word "sitio" - when used by itself - under any circumstances

Ans 20

It is not.

Ques 21.

Are you familiar with the history and character of the land grants found in the Spanish archives in the Surveyor Generals office, and have you had experience in ~~tracing~~ determining the genuineness of

345 ND
PAGE 103

these grants, and if so, what is your opinion as to the ~~veat~~ genuineness of the ~~of~~ original papers in this case —?

Ans. 21.

I have been familiar with the history of these land grants for the 19 years last past, having been almost constantly engaged in examining the records in relation to the same — I have examined the original title papers in this case, I am familiar with all the signatures found therein, and I am confident that all of said signatures are genuine — that the said expediente per se bears every mark of verity — and that it is found by number entered upon an ~~ex~~ ~~orig~~ original list forming a part of the Spanish archives in that office — which list is known as the "Jimenez Index"

And thereupon the further taking of this deposition was continued to Monday October 19th A.D. 1874. at 11 o'clock A.M.

345 ND
PAGE 104

San Francisco October 19th 1854.

Parties appear by Attorneys as before & the witness being present this deposition is proceeded with.

Cross Examination

Questions by Mr Van Dyke United States Attorney

Ques. 22.

Have you not known of instances in which the word "Sitio", as used in Spanish land titles, meant one square league?

Ans. 22

I can't recall any instances.- I know many instances in which the word "Sitio" is used in reference to tracts of land containing several square leagues - The laws of colonization of 1824 fixed the quantity that could be given by grant to one person which quantity was as many square leagues, ~~to~~ that is Eleven. of this quantity, one portion was to be irrigable - another fitted only for sewing grain - the other portion of which was pastoral land. In the grants

345 ND
PAGE 105

made after this time - the measure-
-ment of ~~the~~ the square league or
sitio de ganado mayor was general-
-ly, but not always, used in mak-
-ing grants - In grants made
before this time ~~the term~~ that is
to say under the Spanish Gov-
-ernment - the term sitio de gana-
-do mayor was seldom, if ever,
used. -

Ques 23

State whether the term or words
"sitio" has, or has not, any reference
to the quantity of the land granted?

Ans 23

Per se none whatever. - ~~and~~
~~only~~ When not used in connection
with the words ganado mayor or
ganado menor, it has no reference
to quantity. It corresponds precisely
with the English words site, place
or situation when used alone.
It is, even now, customary with the
native Californians, when speaking
of their homes or residences to ~~any~~

345 ND
PAGE 106

speak of them as "mi sitio" or "mi rancho" - although the quantity might be ~~or~~ ~~more~~ 1 league or 10 leagues.

R. C. Hopkins

Subscribed and Sworn to before me.

Robt Crockett
U. S. Commissioner

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

345 ND
PAGE 107

James Squire Williams
vs.
The United States

No. 345 N. D.

Be it Remembered, that on this 17th day of October A.D. 1874 at my office in the United States Court Building, in the City of San Francisco, personally appeared before me, Robert Crockett a Commissioner, to take acknowledgments of Bail and Affidavits, etc., duly appointed by the Circuit Court of the United States for the Ninth Circuit and District of California, William Blanding a witness on behalf of the Claimants in the above entitled suit.

Walter Van Dyke Esq United States Attorney appeared ~~as~~ on behalf of ~~for~~ the United States and Messrs Grey & Brandon on behalf of the ~~for the~~ Claimants

And the said Witness, having been by me first cautioned and sworn to testify to the truth, the whole truth, and nothing but the truth, in the cause aforesaid, did thereupon depose and say as follows, that is to say:

Examination in chief by Attorneys for Claimants

Question:—What is your name, age, occupation and place of residence?

Answer:—My name is William Blanding; my age is 21 years and upwards; my occupation is Attorney at Law; and my place of residence San Francisco.

345 ND
PAGE 108

Ques 2.

What public office in this State, if any, did you ever hold?

Ans.

I was United States District Attorney ~~betw~~ during the year 1857 & 1858.

Ques. 3

Have you examined the papers in this Case, in this Court, and do you find your signature appended to any one of them?

Ans

I have, & my signature is attached to ~~a stipulation~~ what purports to be a stipulation, for the dismissal of the appeal on the part of the United States.

Ques. 4

State the circumstances under which it was signed?

Ans

The letter from the Attorney General of the United States was received notifying me officiately that the United States would not further

345 ND
PAGE 109

resist the claim, and thereupon, it was the custom of the office for my clerk, John B. Williams to draw up the form of stipulation to be signed by the District Attorney and the Claimants Attorneys that the appeal be dismissed and to procure the signatures of the Claimants Attorneys thereto - In this case I signed the stipulation expecting that Mr Williams would pursue the custom of the office in procuring the signatures of the claimants attorneys thereto. Supposing this to have been done, the Court, at my instance, made the order on file dismissing the appeal of the United States - I find now, upon examining that stipulation, that it was not signed by the Claimants Attorneys, but simply by James Williams one of the claimants - Had I been aware of that fact at the time I would not have procured the order without further signatures. - It was the invariable custom custom

345 ND
PAGE 110

of the office to require the Attorneys of the claimants to join in the stipulation - I know of no instance to the contrary - The Court always entered an order of dismissal upon my representation that the stipulation had been signed by the claimants Attorneys - and I thought that it had been done in this case or I would not have applied for the order. It was not the custom of the office to recognise the signature of a claimant who had an attorney of record. The deviation in this instance was an inadvertence on my part

And thereupon the further taking of this deposition was continued until Monday October 19th ad 18/11 at 2½ o'clk P.M.

345 ND
PAGE 111

San Francisco October 19th 1874
2 30 o'clk P.M.

The Attorneys for the respective parties and the witness being present and announcing themselves ready the further taking of this deposition is proceeded with

Cross Examination

Questions by United States Attorney

Ques 5.

Can you explain how the mistake or inadvertence that you speak of occurred in this case-

Ans

I cannot exactly- In fact not at all- I obtained the order of dismissal from the District Court, supposing that the stipulation had been filed according to the usual custom of the office.

Ques 6.

Could you not have dismissed it without the consent of the Claimants

Ans.

I did not consider that I had any legal right to do so without his or his attorney's consent.

Ques. 7

345 ND
PAGE 112

Why not?

Ans.

Because the proceeding in the District Court was regarded as an original proceeding and not an appeal. The Supreme Court of the United States having so held. Either party had a right to introduce new testimony or evidence or make any motion in the cause as he might be advised.

Deposition Closed.

Wm Blanding

Subscribed and Sworn to before me

Robt Crockett
U.S. Commissioner

No 345 ND

U. S. District Court.

District of California

James & Squire Williams

vs

The United States.

Depositions of R. C. Hopkins & William Blanding on behalf of Claimants before Robert Crockett. United States Commissioner

---

Filed November 7th 1874
Edw B Cotter Clerk
By J D Grimwood
Deputy Clerk

345 ND
PAGE 113

No 345 ND

345 ND
PAGE 114

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

James Squire Williams
vs
The United States

You will please to take notice that the claimants herein appeal from the final order and decree made and entered herein on the ~~fourteenth~~ sixth day of November A.D. 1874 to the Supreme Court of the United States

Grey & Brandon
Attorneys for claimants

To
Walter Van Dyke Esq.
U.S. District Attorney
San Francisco

State of California
City and County of San Francisco } ss.

Cyril V. Grey being duly sworn, says he is an Attorney at Law and one of the Attorneys for the Claimants in the above entitled Suit — and

that he served a copy of the foregoing notice of appeal on Walter Van Dyke Esq; United States District Attorney by delivering by delivering a copy thereof to said Walter Van Dyke in person in the city and County of San Francisco this 19th day of November A.D. 1874

345 ND
PAGE 115

Cyril V. Grey

Subscribed and sworn to at San Francisco this 19th day of of November 1874 before me

Robt. Crockett
U.S. Commissioner

345 N.D.

U. S. District Court

Jas. Squire Williams

v.

The United States

Notice of Appeal

Filed November 19th
A.D. 1874.
Edw. B. Potter Clerk
Pyet D. Armiwood
Deputy Clerk

345 ND
PAGE 116

345 ND
PAGE 117

At a stated term of the District Court of the United States of America, for the District of California, held at the Court Room, in the City of San Francisco, on Tuesday the twenty third day of March in the year of our Lord, one thousand eight hundred and seventy five

Present:
The Honorable ~~OGDEN HOFFMAN,~~ E. W. Hillyer Judge.

James & Lynard Williams
vs
The United States
No.

In this Cause on application of E. L. Goold Esq. of Counsel for Claimants made in open Court, it is hereby ordered that an appeal on behalf of the claimants from the final decision of this Court rendered on the Seventeenth day of November A.D. 1874 be & the same is hereby granted, & that a certified transcript of the pleadings, Evidence, Disposition & proceedings in the said Cause be sent to the Supreme Court without delay.

E. W. Hillyer
Dist. Judge.

345 ~~[illegible]~~ ND

No. ~~369~~

United States District Court,

DISTRICT OF CALIFORNIA.

James Squire Williams

vs

The United States

Order allowing appeal,

Filed March 23rd A.D. 1875

Edward B. Carter Clerk.

~~By~~ ~~Deputy.~~

345 ND
PAGE 118

I hereby certify that the foregoing is a full, true and correct copy of an original order made and entered in the above entitled action.

Attest my hand and seal of said District Court, this day of A. D. 187

Clerk.

By Deputy Clerk.

345 ND
PAGE 119

United States of America ss.

To the United States of America
and also to Walter Van Dyke Esq U.S. District
Attorney for the District of California

Greeting

You are hereby cited & admonished to be
and appear at the Supreme Court of the
United States to be holden at Washington
District of Columbia on the ~~first~~ second Monday
of October next pursuant to an appeal
taken & filed in the Clerks office of the
District Court of the United States for the
District of California on the 23d day of
March 1875 in a certain land claim
lately pending & determined in said Court
wherein James & Squire Williams were claimants
for the place called Arroyo de la Laguna
Vare now appellants & the U.S. is appellee
to wit Case No. 42 which was appealed
to the said District Court from the decree
of the U.S. Board of Land Commissioners
pursuant to the provisions of the Act of
Congress approved March 3d 1851 entitled
An Act to ascertain & settle private land
claims in the State of California to which

345 ND
PAGE 120

cause if any there be why the judgment & decree of said District Court on appeal from rejecting the claim of the claimants should not be corrected to prevent injustice done to the parties in that behalf

Witness the Honorable M. R. Waite Chief Justice of the United States

E. M. Hilyer
Dist. Judge

San Francisco March 23d 1875

~~367 S.D.~~
345 ~~121~~ N.D.

U.S. District Court
Dist. of Cal.

James Hguire Williams
vs
The United States

Citation

345 ND
PAGE 121

Filed March 23rd
A.D. 1875.
Edwd B. Carter
Clerk

Service Acknowledged
this 23rd day of March
1875 – Walter Ray Dyke
~~Dist Attorney~~
~~asst~~ U.S. atty

THEO. WAGNER,
U. S. SURVEYOR GENERAL.

J. A. ROBINSON,
CHIEF CLERK.

345 ND

U. S. Surveyor-General's Office, CALIFORNIA.

Post Office Box No. 2260.

NO. 610 COMMERCIAL STREET.

345 ND
PAGE 122

San Francisco, Feb. 11th, 1879

Sonnichard Hoffman, Esq.,
Clerk U.S. Dist. Court,
City.

Sir-

Mr Brannon, the owner of the Rancho "Arroyo de la Laguna", having been called upon by this office to deposit with you the sum of $150. for payment of office work on the survey of said ranchs, (Sec. 6 Act of July 1, 1864), desires to deposit with you today, One hundred and twenty (120) dollars, the remainder to be furnished before the case is transmitted for patent.

Respectfully,
J. A. Robinson
Chief Clerk

No: 345 = N.D.

No. .....

THEO. WAGNER,

U. S. Surveyor-General for California.

Date, ... 187

SUBJECT:

The United States
vs
James Squire Williams

Rancho "Arroyo de La Laguna"

See Sales book folio 210.

Filed February 26th 1879.
Lurhard Hoffman Clerk
By A. D. Grimwood
Deputy Clerk

345 ND
PAGE 123

Referred to Division .....

Received (G.L.O.) 187

Recd Feby 26. 1879

THEO. WAGNER,
U. S. SURVEYOR GENERAL.

J. A. ROBINSON,
CHIEF CLERK.

U. S. Surveyor-General's Office, CALIFORNIA.

Post Office Box No. 2260.

NO. 610 COMMERCIAL STREET.

345 ND
PAGE 124

San Francisco, April 2nd, 1879.

I, Theo: Wagner, U. S. Surveyor General for California, do hereby certify that the plat of survey and descriptive notes in the case of the Rancho "Arroyo de la Laguna", James and Squire Williams, Confirmees, were transmitted to Washington for patent April 1st, 1879. And I further certify that the expenses of this Office in preparing such plat and descriptive notes are as follows.

Account of F. Von Leicht, as per accompanying Voucher 85.00

Account of E. H. Sawyer, as per accompanying Voucher 65.00

Attest my hand and Official Seal the day and date herein above written.

Theo Wagner
U. S. Sur. Gen'l for Cal.

THEO. WAGNER,
U. S. SURVEYOR-GENERAL.

J. A. ROBINSON,
CHIEF CLERK.

U. S. Surveyor-General's Office, CALIFORNIA.

Post Office Box No. 2260.

NO. 610 COMMERCIAL STREET.

345 ND
PAGE 125

San Francisco, April 2nd, 1879.

U. S. Surveyor-General's Office,
In a/c with E. H. Sawyer

For writing up Descriptive Notes, copying reports and preparing papers in the case of the Rancho "Arroyo de la Laguna". } $65.00

THEO. WAGNER,
U. S. SURVEYOR-GENERAL.

J. A. ROBINSON,
CHIEF CLERK.

U. S. Surveyor-General's Office, CALIFORNIA.

Post Office Box No. 2260.

NO. 610 COMMERCIAL STREET.

345 ND
PAGE 126

San Francisco, March 13 1879

U. S. Surveyor General's Office

To L. Von Leicht Dr.

To tabling, original map & Copy of Rancho "Arroyo de la Laguna" and Compiling field notes of same $85.00

345.

United States District Court. West of Cal.

The United States

vs

Jas Squire Williams

Certificate of Ass't Surveyor General that plat of survey & descriptive notes have been transmitted to Washington &c

345 ND

PAGE 127

Filed April 4th 1879

Lombard Hoffman Clerk

By J. W. Grimwood

Deputy Clerk

345 ND
PAGE 128

N. L.
vs
~~Hogh~~ L. & L. Williams

No 345

9 Wall 646
Principles of Equity apply to
mode of proceeding—

1 Bart. Ch. Pr. 357
" " 412

Case in Dist Court on
original suit and so here
for benefit of all parties. 6 Wall 303

29 Cal. 149

345. N.D.

U.S. District Court
Dist of Cal

The United States
vs
Jas Squire Williams

Notes of argument
Nov 7. 1874.

345 ND
PAGE 129

345 ND
PAGE 130

Office of the Board of Commissioners,

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

San Francisco, Nov. 21st 1858

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

Sir;

I herewith transmit you, pursuant to the requirements of the Act of Congress, approved August 31st, 1852, a Transcript of the Record of the Proceedings and of the Decision of this Board, of the Documentary Evidence and of the Testimony of the witnesses upon which the same is founded, in Case No. 42 *on the Docket of the said Board, wherein* James and Squire Williams are *the Claimants against the United States, for the place known by the name of* "Arroyo de la Laguna"

and request your receipt for the same.

I am, Respectfully,
Your Ob't Servant,

Geo: Fisher