

CASE NO.

26

NORTHERN DISTRICT

QUESESOSI GRANT

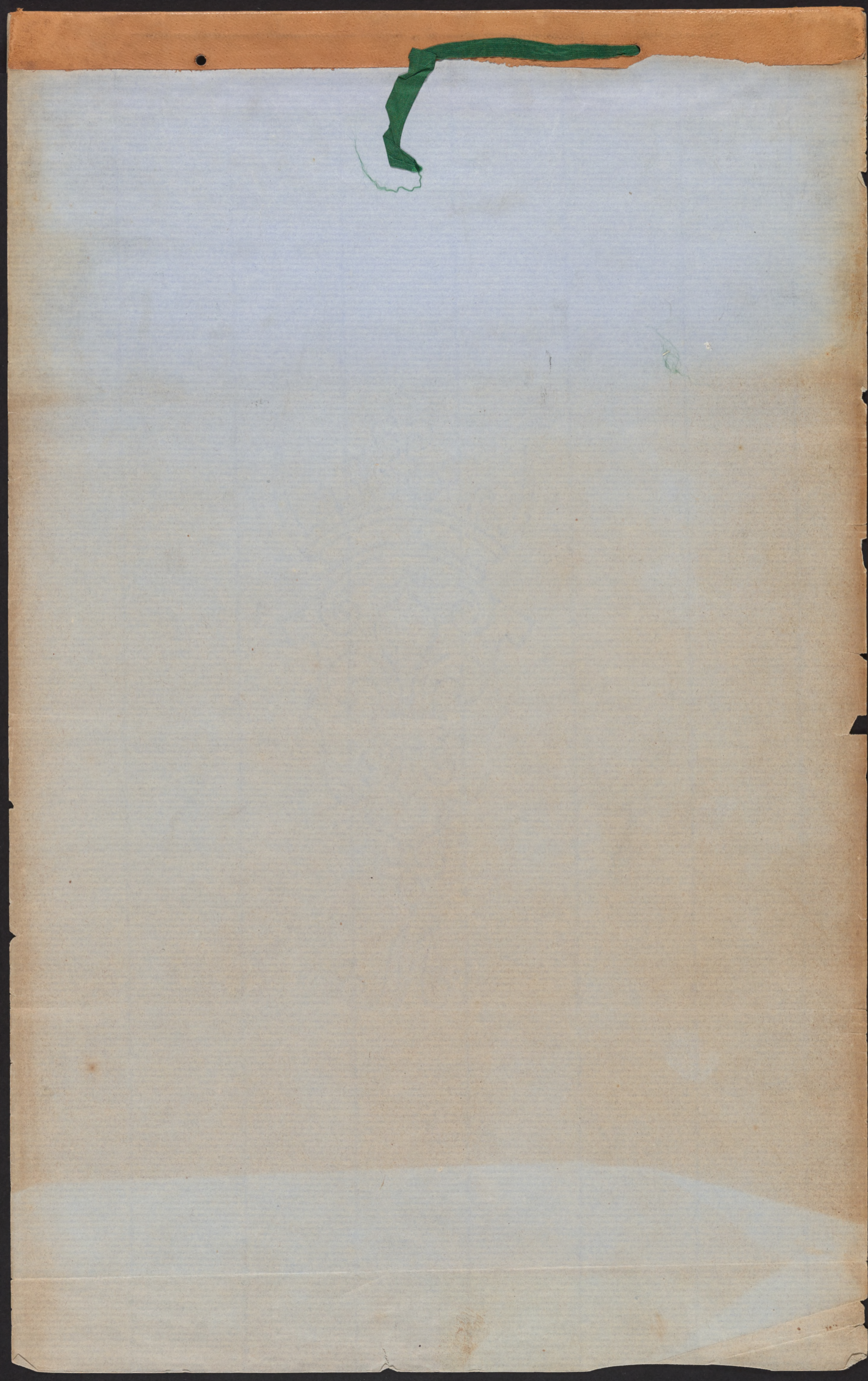
WILLIAM GORDEN

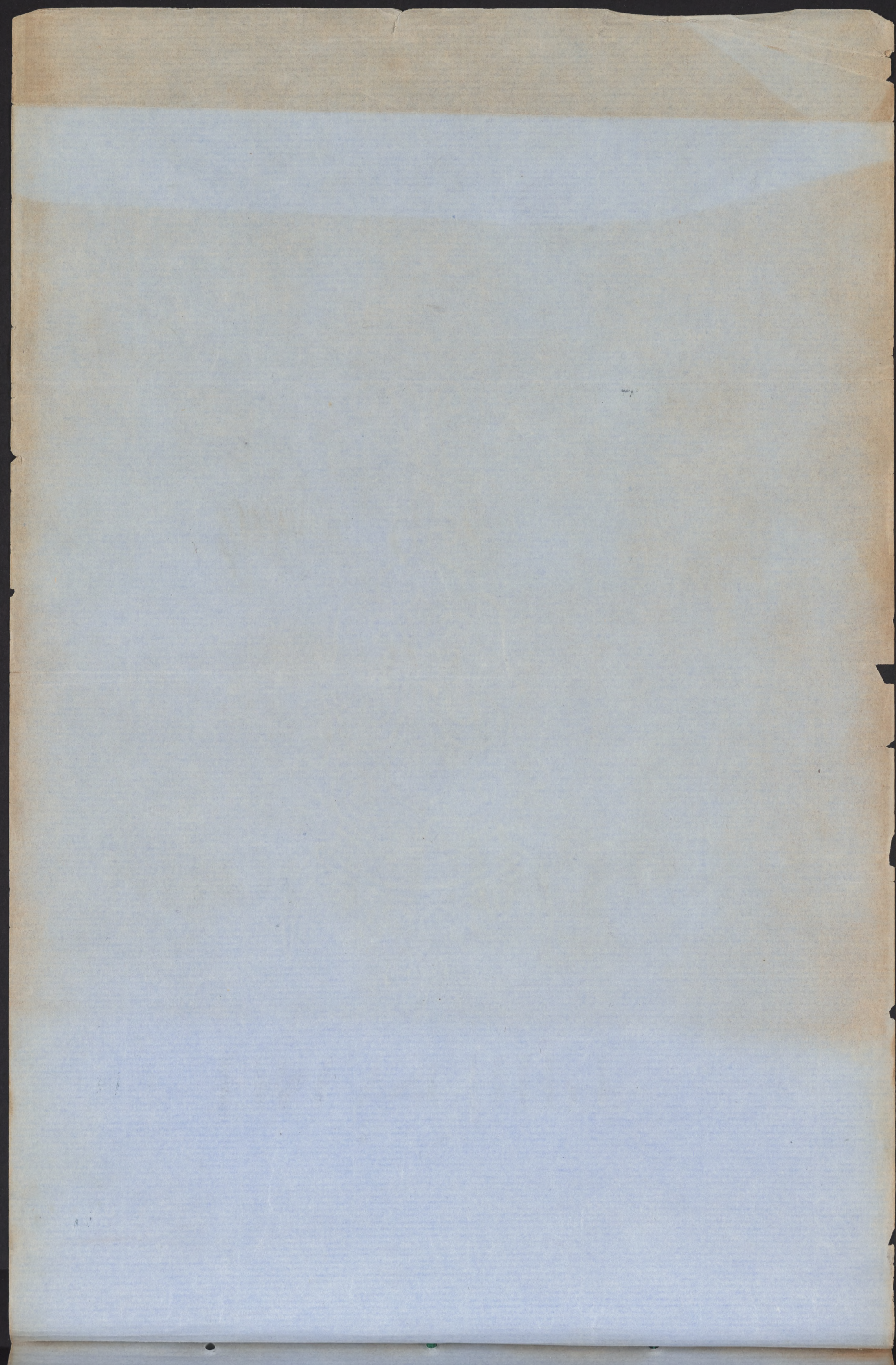
CLAIMANT

LAND CASE 26 ND pgs. 45

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U.S.A.





CASE 26ND
PAGE 1

TRANSCRIPT

OF THE

PROCEEDINGS

IN CASE

NO. 203.

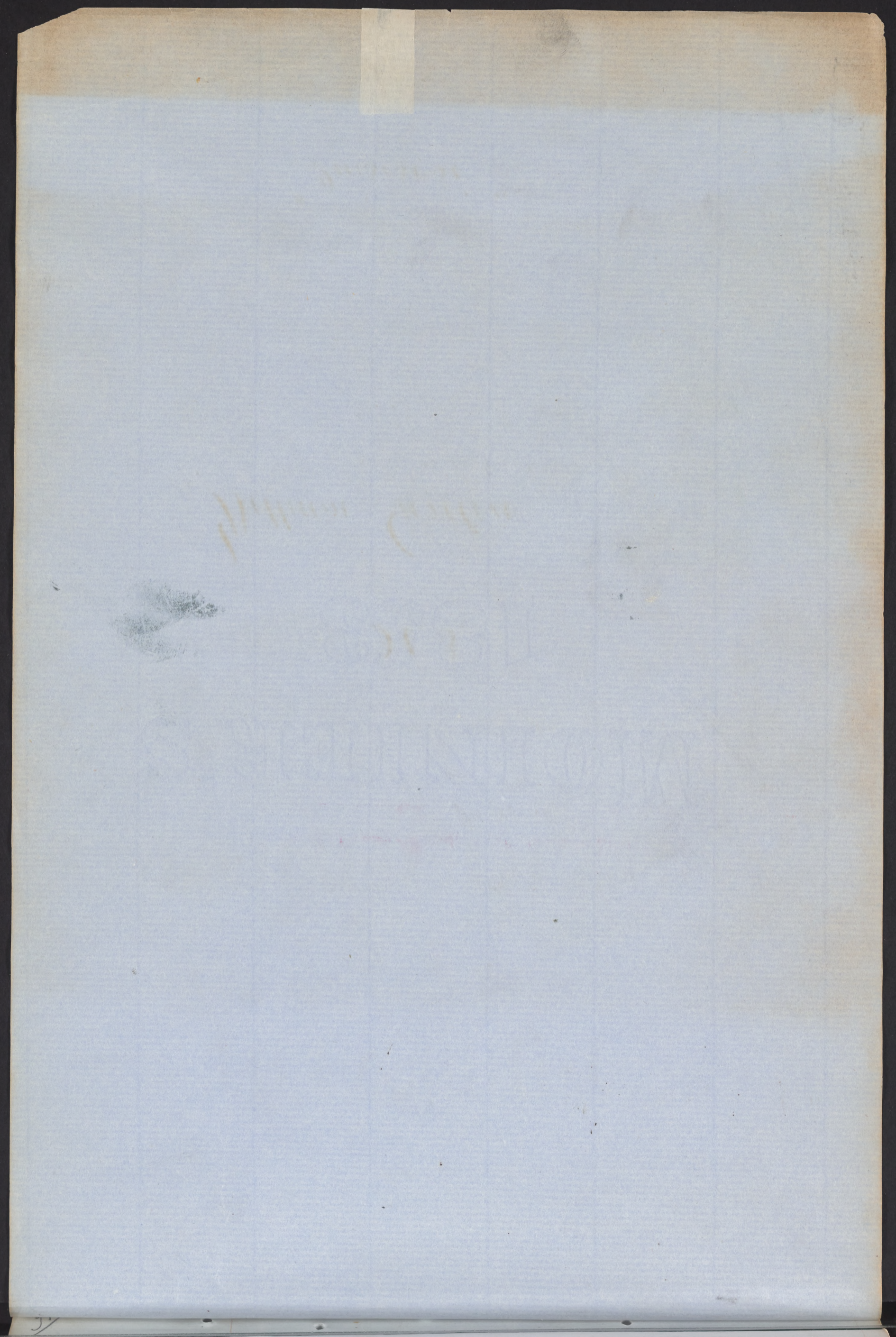
William Gordon - CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"Quedesosi"



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

CASE 26 ND

PAGE 2

Be it Remembered, that on this twenty eighth day of April, 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 William Gordon

for the Place named

"Quisosi"

was presented, and ordered to be filed and docketed with No. 203 and is as follows, to wit;

(Vide page 4 of this Transcript.)

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

Wednesday, April 28th 1852.

In Case No 203 William Gordon, the Deposition of Ernest Rufus a witness in behalf of the claimant, taken before Commissioner Harry S. Thornton was filed, and is in the words and figures as follows, to wit; (Vide pages of this Transcript. 5)

In the same case the Deposition of Nathan Corbitt a witness in behalf of the claimant, taken before Commissioner Harry S. Thornton was filed and is in the words and figures as follows, to wit; (Vide pages of this Transcript. 6 and 7).

Wednesday May 5th 1852.

In Case No 203, William Gordon, the
Deposition of Pearson B. Reading a witness in behalf
of the claimant taken before Commissioner Hiland
Hall, was filed and is in the words and figures as
follows, to wit: (Vide pages of this Transcript. 8)

Wednesday June 2nd 1852.

In Case No 203, William Gordon the
Deposition of Mariasa G. Vallejo, a witness in behalf
of the claimant taken before Commissioner Hiland
Hall was filed and is in the words and figures as
follows, to wit: (Vide pages of this Transcript. 9 & 10)

Saturday June 26th 1852.

Case No 203, William Gordon, "Quesos" was set for hearing, and ordered to be placed on the
Trial Docket.

Saturday January 8th 1853.

Case No 203, William Gordon, for the
place named "Quesos", called: Mr Ross Attorney
for the claimant read the papers in evidence; Answered
by the U. S. Associate Law Agent, and the case
submitted; Taken under advisement by the Board.

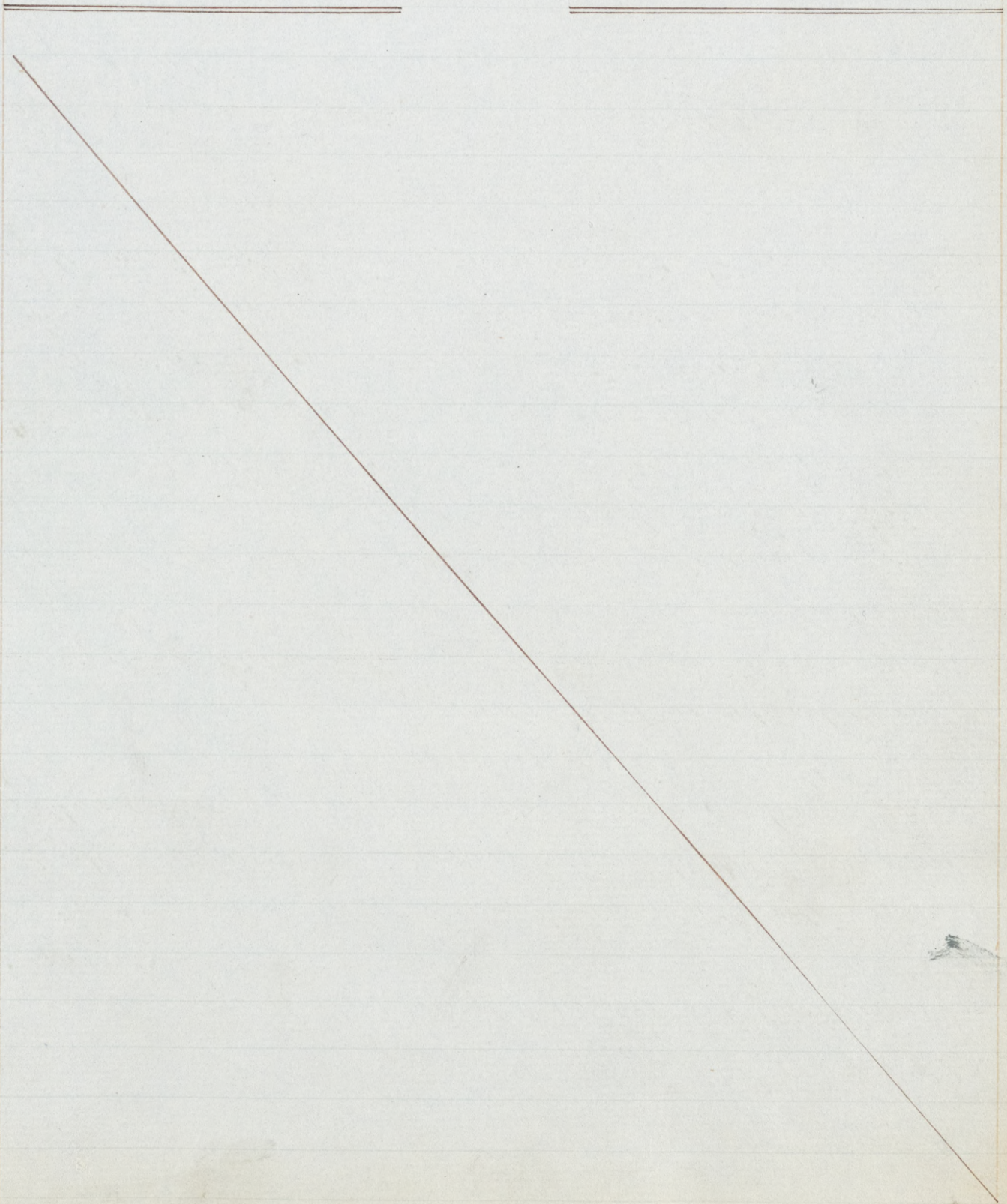
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Monday January 10th 1853.
In Case No 203, William Gordon, for
the place named "Quicososi," Commissioner Harry
S. Thornton delivered the opinion of this Board, and
the decree of final confirmation.

Ordered, that the opinion and the decree of final
confirmation of this Board, delivered this day in this
case, be recorded on the Journal.

Which opinion and decree are
in the words and figures as follow, to wit: (vide
pages of this Transcript. 35 and 36)



To the Hon^{ble} the Board of Land Comm^{rs}
for settling private Land Claims in California.

Petition.

The petition of William Gordon respectfully submits the accompanying title to a grant of two leagues of land made to him by Gov. Micheltorena on the 27 January 1843, by virtue of the laws of Mexico, which said grant is situated in the County of Yuba between the Sierra of Napa and the river Sacramento - that there is no conflicting claim to said land as known to your petitioner - that it has been in constant occupancy and cultivation from the date of the grant to the present time - as will be duly shown by the testimony of witnesses to be produced before your Hon^{ble} Board.

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

W. Rose.
for Petitioner.

Expediente marked B.
Translation " C.

Filed in Office April 28th 1852.

Gen. Fisher.

Secy.

5-

Office of Land Commissioners.

San Francisco April 28 1852.

CASE 26 ND

PAGE 6

Deposition of
Ernest Rufus.

On this day before me Harry S. Thornton
one of the Commissioners for ascertaining and set-
tling private Land Claims in the state of Califor-
nia, came Ernest Rufus a witness produced in
behalf of the claimant W^m Gordon whose petition
is No 203 on the Docket of the Board: and after
being sworn testified as follows. The Law Agent
was notified and attended by Mr Greenhow.

Questions by Claimant's Counsel.

Quest. 1. What is your name, age, and place of
residence?

Ans. My name is Ernest Rufus, age 41 years, &
my place of residence is Sonoma, state of California.

Quest. 2. Are you acquainted with William Gor-
don, the claimant in this petition, and if so,
when and where?

Ans. I am acquainted with him, I made his ac-
quaintance in the winter of 1842 or 1843, at
his place.

Quest. 3. State what you know about the occup-
ancy and cultivation of the Rancho he was then
settled on?

Ans. He had houses built on it, a field in culti-
vation, fruit trees planted, Stock and Corral,
I have always heard from travellers and others
that he has continued in possession from that
time to the present.

Ernest Rufus.

The Law Agent declined any cross interrogation in
this case.

Sworn to & subscribed before me this 28th of April 1852.

Harry S. Thornton

Com^r

Filed in Office April 28 1852.

Geo. Fisher. Secy.

Office of the Board of the Commis-
sioners of California Land Claims
San Francisco April 28 1852.

On this day before me Harry S. Thorntone
one of the Commissioners for ascertaining and
Deposition of settling private Land Claims in the State of Califor-
Nathan Coombs nia, came Nathan Coombs a witness produced
in behalf of the claimant W^m Gordon, whose pe-
tition is number 213, on the Docket of the Board,
and after being sworn testified as follows. The
Law Agent was notified and attended by Mr
Greenhow.

Questions by the Claimants.

Quest 1. What is your name, age and place of
residence?

Ans. My name is Nathan Coombs, age 28 years,
my place of residence is Napa Valley, State of California.

Quest 2. Are you acquainted with William Gor-
don the claimant in this case, and state when, and
how long you have known him?

Ans. I am acquainted with him, and have known
him since the year 1843, in the State of California.

Quest 3. State if you know whether a grant of land
was made him by the Governor of California, and
by what Governor?

Ans. I know of his having a grant given him by
Michelleorena in 1843.

Quest 4. State if you know whether said Gordon
occupied and cultivated said land, when and how?

Ans. He was living on the land in 1843, he was living
on the land and improving it before he got his grant.
He had a house on the land which he built, he had
fields in cultivation, "corrals" and stock upon the land,
early in 1843, he had a field of ten acres in cultivation.
He had at that time about fifty head of cattle, he had

7.

some fifteen head of horses. He has continued in occu-
-pation and cultivation of the land from that time
until the present.

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Question by the United States Law Agent.

Quest 1. Did you understand that the Claimant
got a title to his land?

Ans. I did, from Governor Mitchell's order.

Quest 2. How much did the land consist of?

Ans. It was two square leagues.

Quest 3. Did you ever hear that it was claimed by
any other person?

Ans. I never did.

Nathaniel Coombs.

The U. S. Law Agent present.

Sworn and subscribed before me
this 28th of April 1852.

Harry A. Thurston.
Com. &c.

Filed in Office April 28 1852.

Geo. Fisher.
Secy.

8.
CASE 26 ND
PAGE 9

4
Office of the Board of Commissioners
of California Land Claims.
San Francisco May 5th 1852.

On this day before me Hiland Hall,
one of the Commissioners for ascertaining and
Depository of setting private Land Claims in the State of
P. B. Reading California, came P. B. Reading a witness pro-
-duced in behalf of the claimant William Gordon,
whose petition is number 203, on the Ticket of
the Board, and was duly sworn.

The Law Agent was notified & attended.

In answer to enquiries propounded
by the counsel for the claimant the witness testi-
-fied as follows.

My name is Pearson B. Reading, my
age thirty six, I reside in Shasta County, and have
resided in California since the fall of 1843.
I have been acquainted with William Gordon since
1844, I was at his house in the spring of 1844,
situated near Cash Creek, also called Jesus Maria
in Yolo County. He is still occupying the same
house. At the time I was there in 1844 he had
cattle, yards, and a large number of cattle & horses.
The house was a substantial log house. I do not
recollect whether the land was cultivated or not.

P. B. Reading.

Sworn and subscribed
Before me

Hiland Hall.

Comm.

Filed in Office May 5th 1852.

Geo. Fisher.

Secy.

9.
Office of the Board of Land
Commissioners for California.
San Francisco June 27th 1832.

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On this day before me Hiland Hall
one of the Commissioners for ascertaining and
settling private Land Claims in California,
came M. G. Vallejo, a witness produced in behalf
of the claimant William Gordon being No 203,
M. G. Vallejo on the Commissioners Docket, and was duly
sworn; The Law Agent present.

In answer to questions by the counsel
for the claimant the witness testified as follows.

My name is M. G. Vallejo, my age forty
four, and I reside at Sonoma.
I know the rancho called Queresosi or Jesus Maria,
it is situated in Yolo County on Cache Creek
which runs into the Sacramento river. William
Gordon came from New Mexico at my request as a
colonist and as director of colonization for the dis-
trict of Sonoma I put him in possession of the
land in the year 1838, he immediately in 1838
built a house and lived in it from that time to
the present. He immediately commenced cul-
tivating the land and raising stock. He culti-
vated not less than one hundred acres - He
had at the commencement about one hundred
horses, and about the same number of cattle, &
the stock was afterwards greatly increased.

In answer to questions by the Law Agent
the witness testified as follows.

No part of the land is within ten leagues of the
sea coast. It was not occupied by any mission,
nor was it within the limits of a mission on the
21st of November 1828.

M. G. Vallejo.

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Forwarded subscribed
Before me

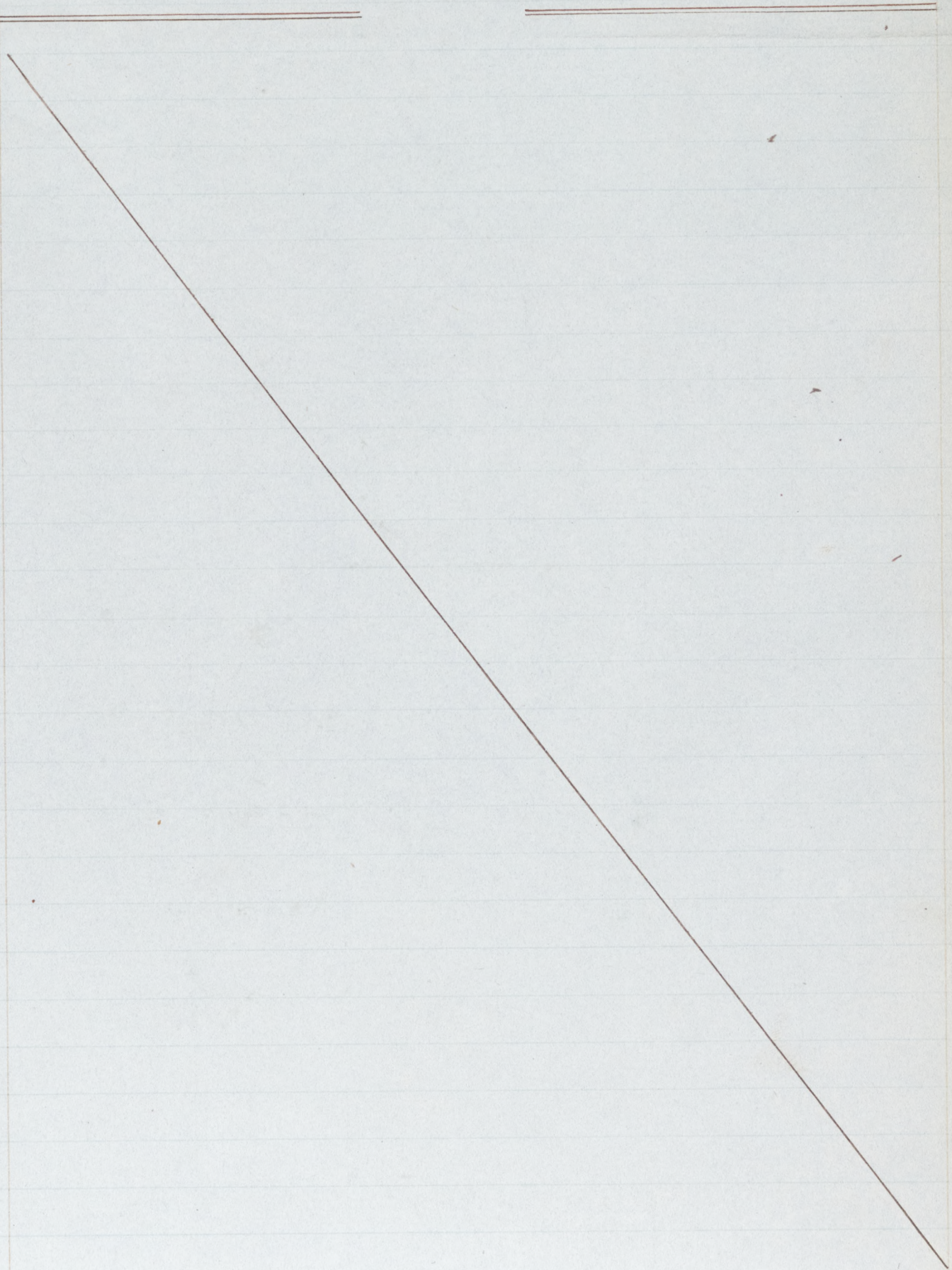
Wilbur Hall.

Compt.

Filed in Office June 2nd 1852.

Geo. Fisher.

Secy.



11.

1. 21/2/43
n

1843.

1. S. D. N.

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Expediente
C.

Expediente

Promovido por el Ciudadano
naturalizado Dⁿ Julian Gordon en
solicitud del terreno conocido con
el nombre de Jesus Maria

1843.

Nº 518.

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Sr. Comandante Gral.

J. S. D. K.

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Sonoma, Julio
14 de 1842.

De conformidad casado en el Nuevo Mex- con las leyes de la ico con hija del mismo Pais
maternidad, informe ha diez y nueve años ante
el Comandante V. G. en la mejor forma q.
Militar de esta deba y en D. ro. haya lugar
Frontera, si el me presente y digo, que
interesado en habiendome venido del
esta instancia Nuevo Mexico en compania
obtiene los requi de D. Juan Manuel Baca en
sitos p. su atendido virtud de la promesa que
en su solicitud. de D. le hizo y traicome a
si el terreno q. mi fam. p. radicarme
pretende esta. aqui he registrado un Terreno.
comprendido en que media entre la Sierra
las 20 leguas que debide a Napa, hasta
limitropes y el Rio del Sacramento en
20 literales q. cuyo intermedio corre de
espasa la ley Oeste a Este el Rio q.
de la materia nombra de Jesus M. y en
si pertenece a cuyo Terreno solicito una
propiedad par cantidad de ocho sitios en
titular, con la la manera que figura el
o Pueblo, y sus Diseno que debidam. a com.
de regadio, temp. pais, no poniendo la Escala
o abrevadero. si por no entender la facultad
el int. es casado agrimensora. = Por lo tanto
y tiene hijos A. V. se digne acceder a
y si tiene bienes mi solicitud en la que
de campo, con recibire merced y gracia
que poblarlo, o firmando no ser de malicia
posibilidad y lo neces. q. ayudo esta
pa. por ello.

Evacuado este informe de bulvar
para resolucion
M. J. Vallejo

Julian Gordon origin. del Estado de Ohio en
Norte America, vecino y
casado en el Nuevo Mex-
ico con hija del mismo Pais
ha diez y nueve años ante
V. G. en la mejor forma q.
deba y en D. ro. haya lugar
me presente y digo, que
habiendome venido del
Nuevo Mexico en compania
de D. Juan Manuel Baca en
virtud de la promesa que
D. le hizo y traicome a
mi fam. p. radicarme
aqui he registrado un Terreno.
que media entre la Sierra
que debide a Napa, hasta
el Rio del Sacramento en
cuyo intermedio corre de
Oeste a Este el Rio q.
nombra de Jesus M. y en
cuyo Terreno solicito una
cantidad de ocho sitios en
la manera que figura el
Diseno que debidam. a com.
pais, no poniendo la Escala
por no entender la facultad
agrimensora. = Por lo tanto
A. V. se digne acceder a
mi solicitud en la que
recibire merced y gracia
firmando no ser de malicia
y lo neces. q. ayudo esta

18.

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3. S. D. K.

en papel comun por no haber del sello que corresponde.

Sonoma Julio 1.º de 1842
Julian Gordon.

El terreno q. se solicita en esta instancia es valdía y no pertenece a propiedad particular, ni se comprende en in las 20 leguas limitrofes ni en las 10 litorales. El interesado tiene familia y no tiene medios con q. poblar el terreno q. solicita: el sitio de q. se hace mención, es de regadío y abrevadero.

Prta. ut. supra.

Salvador Vallejo

Sonoma Agosto 16 / 842.

No se puede conceder al interesado la cantidad de sitios de ganado mayor que pretende en la antecedente solicitud: mas se le conceden dos sitios en el oro de Jesus Maria, invitandose a solicitar del gob. polit. Departamental los títulos que se requirieren en semejantes casos.

M.º y J. Vallejo.

Comandte. q. de la Alta California y Director de la Colonizacion de las Fronteras de Sonoma.

4. S. D. K.

Enrío Jor.

Ang. Enero 13
de 843.

Yuz. el Sr. Srío demarcacion de Sonoma del Gob. D. Manu. ante V. E. en la forma mas el finero.

Michelta

respetosa y como mejor parezca digo: que el documento y dicho que

divididamente acompañados, se impondrá
 V. E. de los sitios que solicite y los
 que se me concedieron, mas como en
 esa fha no contaba con ningún número
 de reses, me mantube estacionario
 hasta que comprare la cantidad ne-
 cesaria. Hoy que cuento un bien
 pie de ganado y con la radicación
 necesaria para fomentar mi finca,
 como a la benignidad de V. E. pidi-
 endole me conceda los sitios — que
 solicite; y si V. E. no lo encuentra
 conveniente me aumente dos mas
 a las que poseo dandome igualm^{te} el
 título respectivo, que prometo con
 religiosidad cultivar toda la estension
 con labores y ganado y darle la
 forma necesaria. Por tanto,

A. V. E. suplico haga como pido,
 en lo q^e seuviere gracia. Juro no
 ser de malicia y lo necesario de-
 temiendo a bien admitir la presente
 en papel común por falta de
 sellado.

Aug^o En^o 13 de 1843.

Aruego — — — — Julian Gordon

Jacobo Sanchez

Envi. Sr. Gobernador.

Por los informes que aparecen en
 la instancia que da principio a
 este expediente parece que no hay incon-
 veniente para que se conceda la
 propiedad del terreno pretendido
 con solo la estension de dos sitios de

3 2 66 10

ganado mayor, segun manifiesta el en-
cargado de la Comanda^a Militar de
la frontera de Sonoma.

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— V. E. dispondra' lo que fuere de
su superior agrado.

Mont. Juvenis.

Arg. Emuro 27 de 843.

Conforme con el anterior info.
del Sr. Tio, del Despacho de este
Gobierno.

Micheta

C. S. D. K.

Argelos Emuro 27 de 1843.

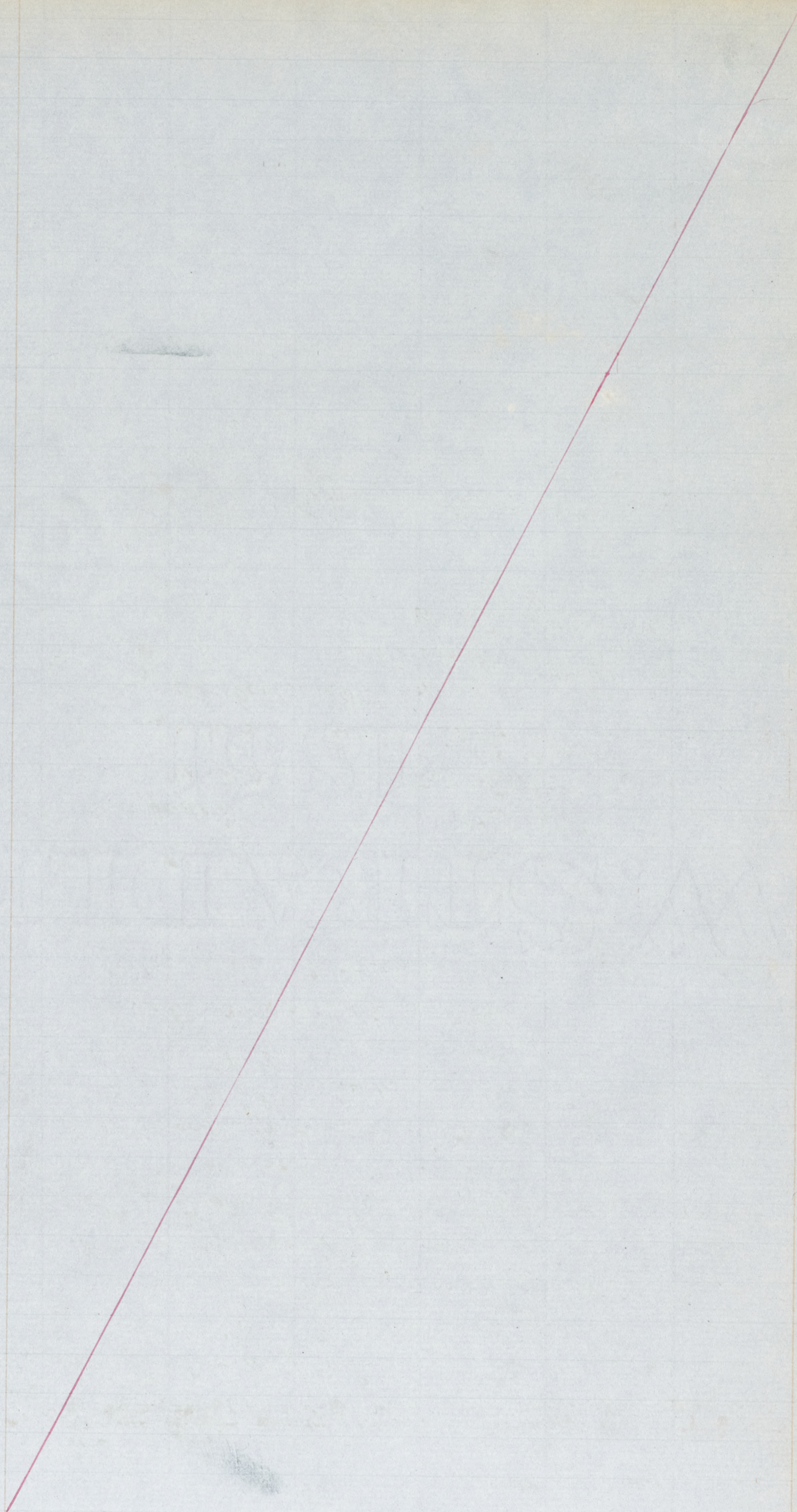
Vista la peticion con que da
principio este expediente, los informes del
Sr. Comandante Militar, de Sonoma,
y el del Sr. Tio del Gob^{no} y con todo
lo demas que se tubo presente y ver com-
vino de conformidad con las leyes y
reglamentos de la materia, declaro
dueno en propiedad del terreno llamado
Jesus M.^a al extranjero naturalizado
D^o Julian Jordan, en cuyo sitio se le
conceden dos leguas, colindante con
la Sierra que divide a Orapa, y con
el Rio del Sacram^{to}.

Entiendase el despacho correspond^{te}.
tomase razon en el libro respectivo y
dirijase este exped^{te} a la Excm^a. Junta
Departamental para su aprobacion.

El Sr. D^o Manuel Micheltorina
Gobernador Comand^{te} General e Inspector
del Departam^{to} de las Californias asi
lo mando' decreto' y firmo' de que doy
fe.

Here follows a Map

16.



Handwritten text at the bottom of the page, possibly a signature or date, which is partially obscured by the torn edge of the paper.

u
2
C. D. King

Map N 7

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Office of the Surveyor General
of the United States for California.
I, Samuel D. King, Surveyor General of the United States for the State
of California do hereby now having in my office
and under my charge and control a
portion of the Archives of the former
Spanish and Mexican Territory or Depart-
ments of Upper California, do hereby
Certify that the Seven preceding and
hereunto annexed pages of tracing paper
numbered from one to Seven inclusive
and each of which is verified by my
initials (S. D. K.) exhibit true and
accurate copies of certain documents
on file and forming part of the said
Archives in this Office

In testimony whereof I have
hereunto signed my name officially,
and affixed my private seal (not having
a seal of Office) at the City of San
Francisco Cal. this 1st day of
May 1852.
S. D. K.
Sam. D. King
Sur. Gen. Cal.

Filed in Office Dec. 13th 1852.
Geo. Fisher
Secy.

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Translation

Expedito etc.

C.

Honorable July 14th 1842. Señor Comandante General.
 I am of the state of Ohio in North America, resident and
 the laws of the same carried in the New Mexico, to a
 -ject, let the Military Government of the same country, since
 Commander of this - ten years, present myself before
 Frontier in your Excellency in the most proper
 whether the inter- manner, and as is allowed by the
 -rested persons, in law, and say that having come from
 this instance has New Mexico in company with Don
 the requisite to be Juan Manuel Bucu, under the prom-
 attended to in his - ise which your Exc. made him, I
 request, whether the bringing myself and family to set
 land asked for in - the here, I have examined a tract of
 the 20 border leagues, land which lies between the Sierra
 or 10 littoral leagues, which divides Napa from the river
 as expressed in the Decree in which intermediate
 law on that subject, space there runs from East to West
 whether it belongs the river called Jesus Maria, and
 to any individual, upon which tract of land I did the
 corporation or pa- quantity of eight square leagues in the
 -ble, whether it form represented by the map which
 is irrigable, Compu There duly annex, not insisting
 -ral, or has places therein a scale because I do not un-
 for watering cattle. - derstand surveying. Therefore I re-
 whether the petition- quest of your Exc. to be pleased to grant
 - or is married to me my petition, by which I will receive
 has children, and kindness and favor, making oath that
 whether he has stock this is not done in malice, and as
 with which to settle to whatever ^{else} is necessary &c, this being
 it, or ability to do so. written on common paper, because
 After this informa- there is none of the corresponding
 - tion shall have stamp.
 been furnished, let
 it be returned for
 its determination.

Honorable July 1st 1842.

William Gordon.

M. G. Vallejo

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The land which is solicited in this petition is vacant, and does not belong to any individual, it is not comprehended within the 20 border, nor the 10 littoral leagues. The interested person has a family, but has no stock with which to settle the land which is solicited. The place of which mention is made, is irrigable and has places for watering cattle.

Dated as above.

Subredor Vallejo.

Sonoma August 16 1842.

This cannot be conceded to the interested person the quantity of square leagues solicited in the foregoing petition, but two square leagues may be granted him on the River Jesus Maria, he being required to solicit of the Political Departmental Government the titles which are required in like cases.

M. G. Vallejo.
Comandante General of Alta California
and Director of Colonization of the Frontiers
of Sonoma.

Most Excellent Sir,

Angelas
January
13th 1843.

Let the Sec.
of State, Don
Manuel Amunoz
make his report
thereon.

Mich.^{ca}

William Gordon a resident of the Dis-
trict of Sonoma, appears before your Eye in the
most respectful and proper manner and says;
that by the document and map duly accompany-
ing it, your Eye will ascertain the leagues which
I solicited and those which were granted me, but
at ^{that} period I did not possess any stock, Jacqui-
make his report-
essid in that I could by the necessary quantity.
Now that I count a good number of cattle with
the necessary means to improve the same, I
apply to your Excellency's goodness, asking the
number of sitios I petitioned, but if your Eye,
does not deem it convenient to grant me two
sitios more than those I possess now, and to
give me the corresponding title which tract I
religiously promise to cultivate in all its extent
with crops and cattle, and issue the same in all
due form.

Wherefore I request of your Eye to grant
me what I ask, by which I will receive favor and
kindness, and I make oath that this is not
done in malice, &c. — hoping that your Eye
will admit this on common paper for
want of that of a proper stamp.

Angelas January 13th 1843.
At the request of William Gordon.
Jacob Sanchez.

His Eye, the Governor.

By the reports which appear in the pe-
tition reading thus Expediente it appears
there is no objection to grant in fee the land

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asked for to the extent of two square leagues
only as is represented by the Officer in charge
of the Military Post of the Frontiers of Sonora.
Your Exc. will dispose of it according to your su-
-perior pleasure.

Manuel Jimeno.

Angeles January 27 1843.

I concur with the preceding report
of the Sec. of State of this Government.

Micheltorria.

Angeles January 27 1843.

In view of the petition with which this
Expediente commences, the reports of the Military
Commandant of Sonora, and that of the Sec.
of State, with everything else bearing on the matter,
in conformity with the laws and regulations on
the subject, I do declare Don William Gordon
owner in fee of the land called Jesus Maria, at
which place two leagues are granted him, bounded
by the Sierra which divides Napa and by the river
Sacramento. Let the corresponding title be iss-
-ued - let it be entered in the proper books, and trans-
-mit this Expediente to the Exc. the Departmental
Assembly for its approval.

Don Manuel Micheltorria Governor,
Commandant-General and Inspector of the
Department of the Californias, did thus com-
-mand, decree and sign, which I attest.

I certify the foregoing to be a true and

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correct Translation, from an authenticated Fac-
Simile of the original Spanish Document on file
in the Office of the U. S. Surveyor Genl, for Cali-
fornia, which "Fac Simile" is on file in this Of-
-fice, in Case No 203.

Geo: Fisher.

Secy.

Filed in Office Dec: 13th 1852.

Geo: Fisher.

Secy.

26.

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side

27.

Case N.º 203

Claim of
Wm Gordon
to Ranch
"Quiesosi"

Manuel Micheltorina Gobernador,
Comandante General, Inspector del
Departamento de las Californias.



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Title.

Por cuanto D. Julian Gordon
Mexicano naturalizado ha
solicitado para su beneficio
personal y el de su familia un
terreno en Sonoyta entre la Sierra de Napa
y el rio del Sacramento, practicadas
previamente las diligencias y averigua-
ciones convenientes, segun lo dispuesto
por leyes y reglamentos, usando de las
facultades que me son conferidas, a
nombre de la Nacion Mexicana, he venido
en concederle una parte del terreno
mencionado, declarandole la propie-
edad de el por las presentes letras, sug-
tandose a la aprobacion de la Exma.
Junta Departamental y bajo las condi-
ones siguientes:

1ª Podrá cercarlo sin perjudicar
las trassias, caminos y servidumbres: lo
disfrutará libre y exclusivamente, desti-
nandolo al uso que mas le convenga;
pero dentro de un año fabricará casa
y estará habitada.

2ª Cuando se le confirme la pro-
piedad solicitarán del Juez respectivo
que le de la posesion juridica en virtud
de este despacho, por el cual se demarca-
rán los linderos, en cuyos limites pondrá
sus mojones y algunos arboles frutales
o silvestres de alguna utilidad.

3ª El terreno de que se hace donacion
es de dos sitios de ganado mayor,
dentro de los linderos que explica el
diseño que corre agrigado en el expediente.

respectivo.

El Juez que diere la posesion lo hara medir conforme a ordenanza quedando el sobrante que resulte a la Nacion para los usos convenientes.

4^a Si contraviniere a estas condiciones perdera su derecho al terreno y sera denunciado por otro.

En consecuencia mando que teniendo por firme y valedero el presente titulo se tome razon de el en el libro a que corresponde y se entregue al interesado para su resguardo y demas fines.

Dado en la Ciudad de los Angeles a veinte y siete de Enero de mil ochocientos cuarenta y tres.

Man^{te}. Michelt^a.

Man^{te}. Jimeno
Lois.

Here follows a map. (No 2)

31.

map No 2

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El que suscribe Jefe del Gobierno del
Departamento de California certifica:
Que el diccionario que aparece a la vuelta
es igual al original que existe en esta
Jefatura del Gobierno.

Monterey treinta de Abril de
mil ochocientos cuarenta y cuatro.

Mano Jimeno

Recorded.

Book C. pages 138

L. W. Boggs.

Received for record 1851 June 18th 10.0 AM
and recorded in Lib. A. Folios 218. 219

Henry W. Hartley
Dep. Recorder
Yolo Co. Cal.

Filed in Office April 28th 1852.

Geo. Fisher
Secy.

Manuel Micheltona, Governor, Commanding
General, Inspector of the Department of both
Californias.

CASE 26 ND
PAGE 26

Government of
the Department
of both Californias

Whereas Julian Gordon, a naturalized
Mexican, has made application for
his personal benefit and that of his family for
a tract of land in Sonoma, between the Sierra of
Napa and the river Sacramento - the steps and
inquiries concerning it being previously made,
according to the provisions of the laws and regula-
-tions, using the authority which is conferred
upon me, in the name of the Mexican Nation, I
have conceded to him a part of the land men-
-tioned declaring to him the ownership of it by these
present letters subjecting it to the approbation of
the Most Excellent Depart. Assen. and under
the following conditions.

Translation.

C.

1. He may enclose it without prejudice to cross-
-ings, roads, and servitudes - he may enjoy it free
and exclusively appropriating it to the use which
best suits him - but within a year he shall build
a house and it shall be inhabited.
2. When the ownership of it shall be confirmed
to him, he shall solicit the proper Judge that he
may give him judicial possession in virtue of
this title by whom the boundaries shall be mar-
-ked out, in the limits of which he shall place
corner posts, and some fruit, or forest trees of some
use.
3. The land of which mention is made is of two
square leagues, (sitios de ganado mayor) within the
bounds as represented by the map which is annexed
to the respective Expediente. The Judge who may
give the the possession shall cause it to be meas-
-ured conformably to the ordinance leaving the
surplus which may result to the Nation for prop-
-er uses.
4. If he contravenes these conditions he shall

CASE 26 ND
PAGE 27

lose his right to the land, and it shall be denounce-
-able by another.

Therefore I order that, this pres-
-ent title being held as firm and valid, entry be
made of it in the book to which it belongs, and
it delivered to the interested person for his security
and other ends.

Given in the city of Los Angeles,
on the 27 January 1843.

Manuel Jimenez.
Sec.

Manuel Michelt.
Sec.

E. C.
R. P.

I certify the foregoing to be a true and
correct translation of the Original Spanish
document on file in this Office, in Case No
203, William Gordon.

Geo. Fisher.
Secy.

Filed in Office April 28th 1832.

Geo. Fisher.
Secy.

William Gordon, claimant. No 203, Queresosi,
 vs
 The United States. or Jesus Maria.

CASE 26 ND
 PAGE 28

Opinion by
 H. A. Thornton

Opinion and Final Confirmation by Commissioner H. A. Thornton.

The claims presented in this case is founded upon a grant of the property in fee, under the decree of the Mexican Congress of the 18th of August 1824, and of the Executive Ordinance of the 21st of November 1828, by Micheltorena, Governor of California, to the claimant, on the 27th of January 1843, for two square leagues, or sitios de ganado mayor. Of the genuineness of the grant, and of the authority of the grantor to make it, no doubt is suggested. It appears that the grantee in this case, is called differently, Julian, or William, in various parts of the expediente; and the land granted is also called Queresosi, and Jesus Maria; but as to the identity of both, the grantee and the land there is no doubt. The grantee was put in possession of the land granted in the year 1838, by General Vallejo, as Director of Colonization for the District in which it is situated. He built a dwelling house upon it, and cultivated not less than one hundred acres of it, before the date of the grant: and this occupation and cultivation of the premises, has been continued uninterruptedly ever since. All the facts above stated appear from regularly authenticated transcripts of the Archives of the former governments of the Country, and from other evidence in the case. It does not appear that the grantee ever obtained the approval of the Departmental Assembly of this grant, or that any action was ever had upon it by the government, either Departmental or Federal after its delivery to the grantee. All the objections urged against the validity of the claim, as the want of judicial possession and measurement of the land after the grant, and want of approval by the Departmental Assembly, have been fully considered by the Board and overruled in the

cases of Cruz, Carrantes, Pearson, B. Reading and others heretofore decided. According to the principles of decision by which we are directed to be governed in the act of the 3rd of March 1831, we declare the claim to be valid, and proceed to make the following decree of final confirmation. Commissioner Hall concurring in the result.

Henry S. Thornton.

This Board upon full consideration of the various grounds affecting the validity of this Decree of Final Confirmation claim, having come to the conclusion that the same is valid: therefore now proceeds to make, and do hereby make the following decree or report of final confirmation, viz: It is decreed, that the said claim be confirmed to the claimant to the extent and quantity of two square leagues, or sitios de ganado mayor, and for no more: being the same land described in the grant, and expediente referred to therein, and of which possession has been held and enjoyed by the said grantee: Provided, that the said quantity of land granted and now here confirmed be contained within the boundaries called for in the grant and map to which the grant refers; and if there be less than the said above named quantity within the said bounds, then we confirm to him that less quantity, it being apparent that said quantity exceeds the minimum of two hundred varas as prescribed by the Ordinance of the 21st of November 1828.

Witness our hands this 10th of July 1833.

Richard Hall. 3
Henry S. Thornton. 3 Commissioners.

Filed in Office July 10th 1833.

Geo. Fisher
Secy.

CASE 26 ND
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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 } *thirty six* } pages, numbered from
to *36*, both inclusive, to contain a true, correct and full Tran-
script of the Record of the Proceedings and of the Decision of the
said Board, of the Documentary Evidence and of the Testimony
of the Witnesses, upon which the same is founded, on file in this
Office, in Case No. *203* on the Docket of the said Board,

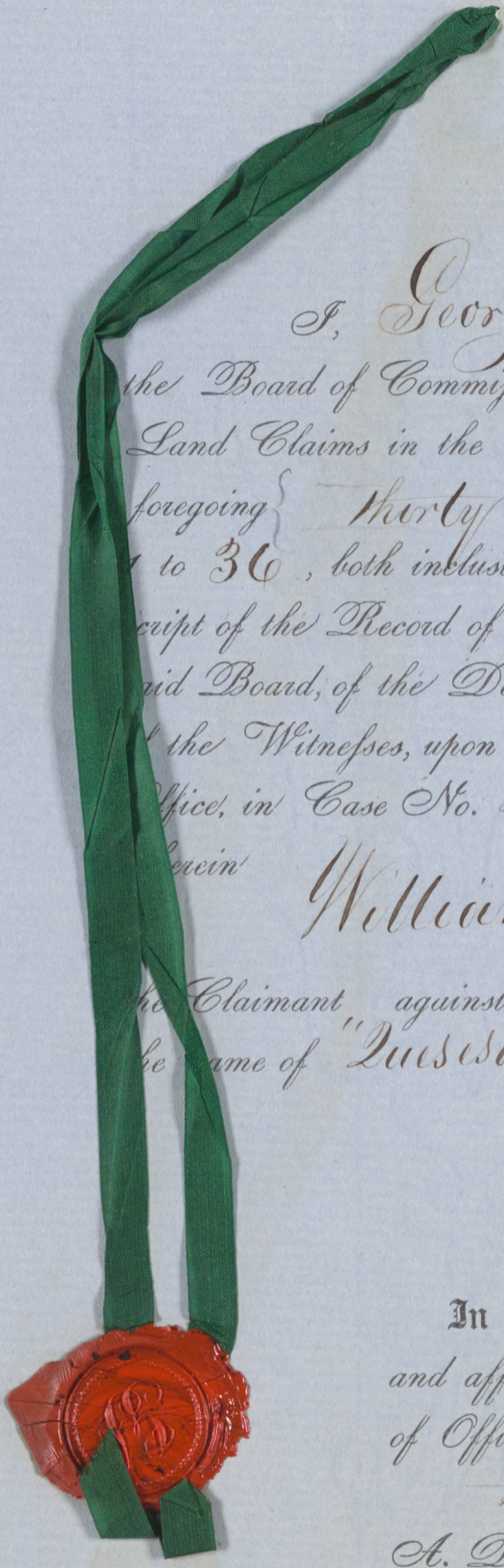
herein

William Gordon

the Claimant, against the United States, for the place known by
the name of "*Zuisos*"

In Testimony Whereof, I hereunto set my hand
and affix my private Seal (not having a Seal
of Office) at San Francisco, California, this
thirty first day of *March*
A. D. *1854*, and of the Independence of the
United States of America the seventy-eighth,

Geo. Fisher
G. Fisher
Secy



26

26 ND
Wm Gordon
"Quiescent"

26

26



Attorney General's Office
10th August 1854.

William Gordon, Claimant

vs.

The United States.

203.

You will please take notice that an appeal in the above case (a transcript of the proceedings in which was received at this Office on the 27th of April 1854), from the decision of the Commissioners to ascertain and settle the private land claims in the State of California, ~~to the District Court of the~~ United States for the Northern District of California, will be prosecuted by the United States.

Clarking
Attorney General.

U. S. Dist. Court
Ct. D. of California
No 26

The United States
— vs — Appellants
William Gordon
Appellee

Notice of Appeal in
Case No 203-

Filed Sept 20. 1834
Innocent
Cly

CASE 26 ND
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To the Honorable District Court of
the United States in and for the
Northern District of California.

The United States
Appellants
vs
William Gordon } No. 26.

The petition of the United States by
their Attorney represents: that this case
is an application for a review of the
decision of the Board of Commissioners
whereby the claim of the said Appellee
was confirmed as appears by reference
to the records in the case:

That a transcript of the said Records
was filed in this Court on the
day of : that a notice of appeal
was filed on the day of
and that the land claimed lies in the
said District.

That the said claim is invalid.
Wherefore Appellants pray that the said
decision of the Board be reversed &
that this Court decree the said title
to be invalid. Respectfully,
A. H. Russell
Asst. U. S. Atty.

U.S. Dist. Court
No. 26.

The U States
vs
William Gordon

Petition

Filed June 27, 1855,
by Cheever
Deputy

CASE 26 ND

PAGE 34

Massell

The United States District Court for the
Northern District of California
Court No 26. Transcript No 203

The United States } Decree of
vs Appellants } Confirmation
William Gordon }
appellee }

Stated Term - March 2^o 1857.

This cause coming on this day to be heard upon the transcripts of proceedings and decision of the Board of said land grant claims, and the papers and evidence on which the same were founded and the pleadings filed in this Court and Counsel having been heard on the part of the United States and for Claimant, In Consideration of all which the Court is of Opinion that there is no error in the decision of the said Board, and that the same should be and is hereby affirmed. And this Court doth order adjudge and decree that the title of the said Claimant to the land described in the said Transcript is valid, and the same is hereby confirmed.

The land of which Confirmation is hereby made is known by the name of "Quesisosi" is of the extent ^{and} quantity of two

square leagues, a sitio de ganado mayor and
for no more, being the same land described
in the grant and expediente referred to therein,
and of which possession has been held and
enjoyed by the grantee: Provided that the said
quantity of land granted and now here confirmed
be contained within the boundaries called
for in the grant and map to which the
grant refers; and if there be less than the
said above named quantity within the said
bounds then we confirm to him that less
quantity.

This Decree is correct.

Wm Blauding
Dist Atty.

26

U. S. Dist Court

The United States

v
Wm Gordon

Decree of Confirmation

~~Filed June 2, 1857~~

Filed March 2, 1857

W. H. Chivers,
Deputy.

CASE 26 ND

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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 *Tuesday* the *second* day of
June in the year of our Lord one thousand
eight hundred and fifty-seven.

Present:

The Honorable OGDEN HOFFMAN, *District Judge.*

The United States
v.
William Gordon

} D. C. 26: L. C. 203.

The Attorney General
of the United States having given notice
that no further appeal will be taken
in this case; and a stipulation having
been entered in to that effect by the
District Attorney:

On motion of the
District Attorney it is Ordered adjudged
and decreed that claimant have leave
to proceed under the decree of this
Court heretofore rendered in his favor,
as under Final Decree.

26

United States District Court, Northern
District of California.

The United States

vs.

William Gordon,

ORDER.

Vacating appeal.

Filed *June 2d,* 185*9*

John A. Munroe,

CLERK.

By *M. A. Carey*

DEPUTY.

CASE 26 ND
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CASE 26 ND

PAGE 40

California Land Claims.
Attorney General's Office
10 January 1857.

Sr.

In the case of the claim of William Gordon, confirmed to the claimant by the Commissioner, case no. two hundred and three, (203), appeal will not be prosecuted by the United States.

I am,

Respectfully,

Amos

Wm. R. Standing Esq
U. S. Attorney.
San Francisco.

In the District Court of the U.S.

The United States

v

William Gordon

2 D.C. 21; L.C. 203.

In pursuance of a notice from the U.S. Attorney General, herewith annexed, it is hereby stipulated and agreed that no further appeal be prosecuted in this case on the part of the United States, and that claimant have leave to proceed under the decree of this Court heretofore rendered in his favor as under Final Decree.

San Francisco: June 2^d 1857

Wm. Blanding
Dist Atty.

Stanly M. King

26

203

U. S. Dist Court

—
The United States

o
Wm Gordon

—
Stipulation

—
Filed June 2, 1857.
W. H. Church,
Deputy.

CASE 26 ND

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In the District Court of the
United States in and for the Northern
District of the State of California,

United States

v. no 26.

William Gordon, On appeal
from the the United States Board of
Commissioners to ascertain and settle
private lands in the State of Cali-
fornia,

This case coming on to be
heard at a regular Term of this
Court on the day of
The evidence being submitted and
argument being heard both for the
appellants and the appellee, and the
same being considered by the Court,
It is ordered adjudged and decreed
that Judgment order and decree
heretofore entered in this case by said
Board of Commissioners on the 10th
day of January 1853. be and the
same is hereby affirmed, and that
the claim of said William Gordon
be and hereby is declared valid,
to the extent of two leagues Spanish
measure or two Litos de ganado
mayor, said land being in the
boundaries of the Map filed in this

Case and of that portion of ~~A~~ in
said boundaries in which the house
and fields of said applicant ~~are~~
~~have~~ been situated,

26

CASE 26 ND
PAGE 45

Office of the Board of Commissioners,

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

San Francisco, April 13. 1854

John 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. 203 on the Docket of the said Board, wherein

William Gordon is the Claimant against the United States, for the place known by the name of "Queresosi"

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

Geo. Fisher.