

CASE NO.

67

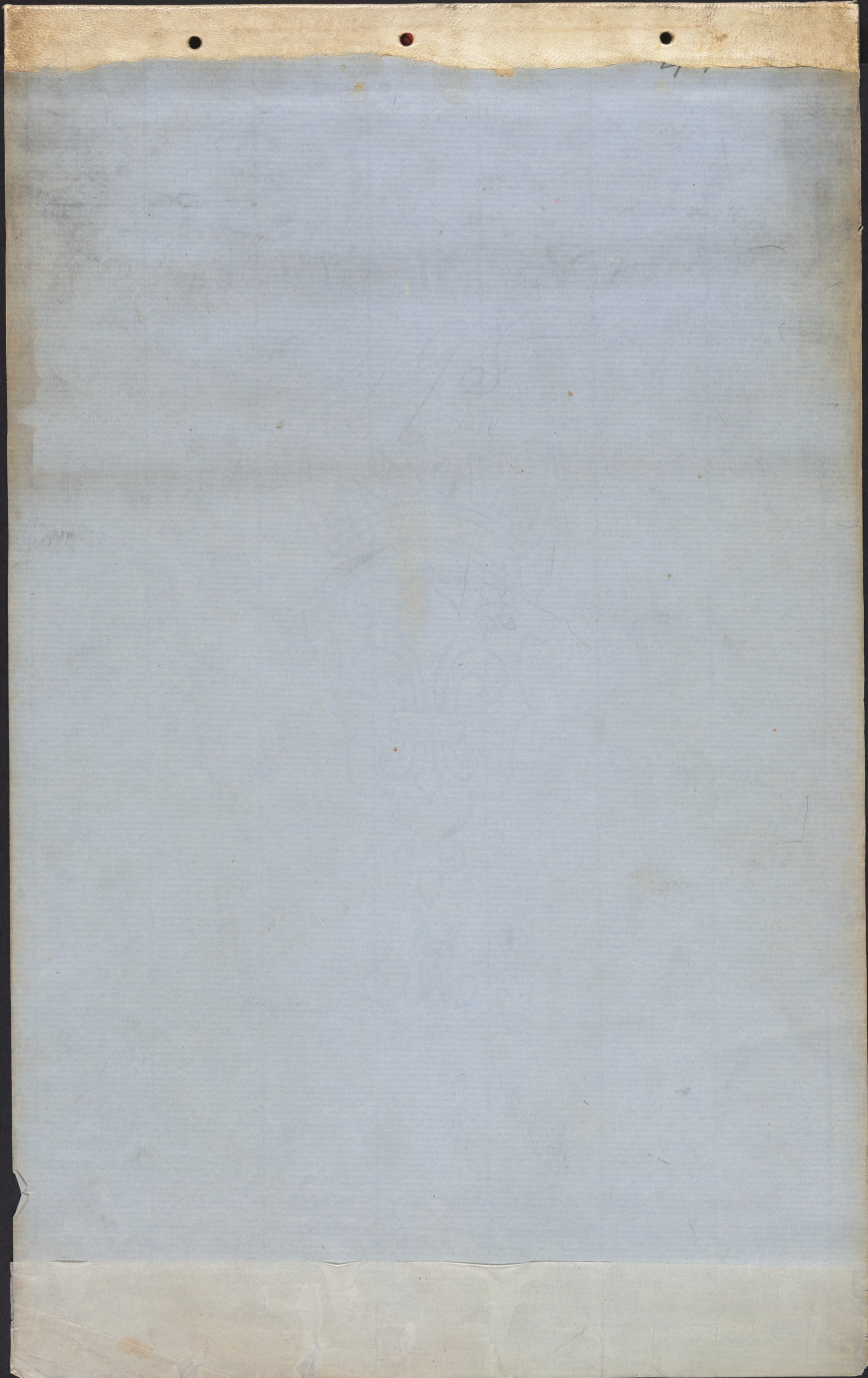
NORTHERN DISTRICT

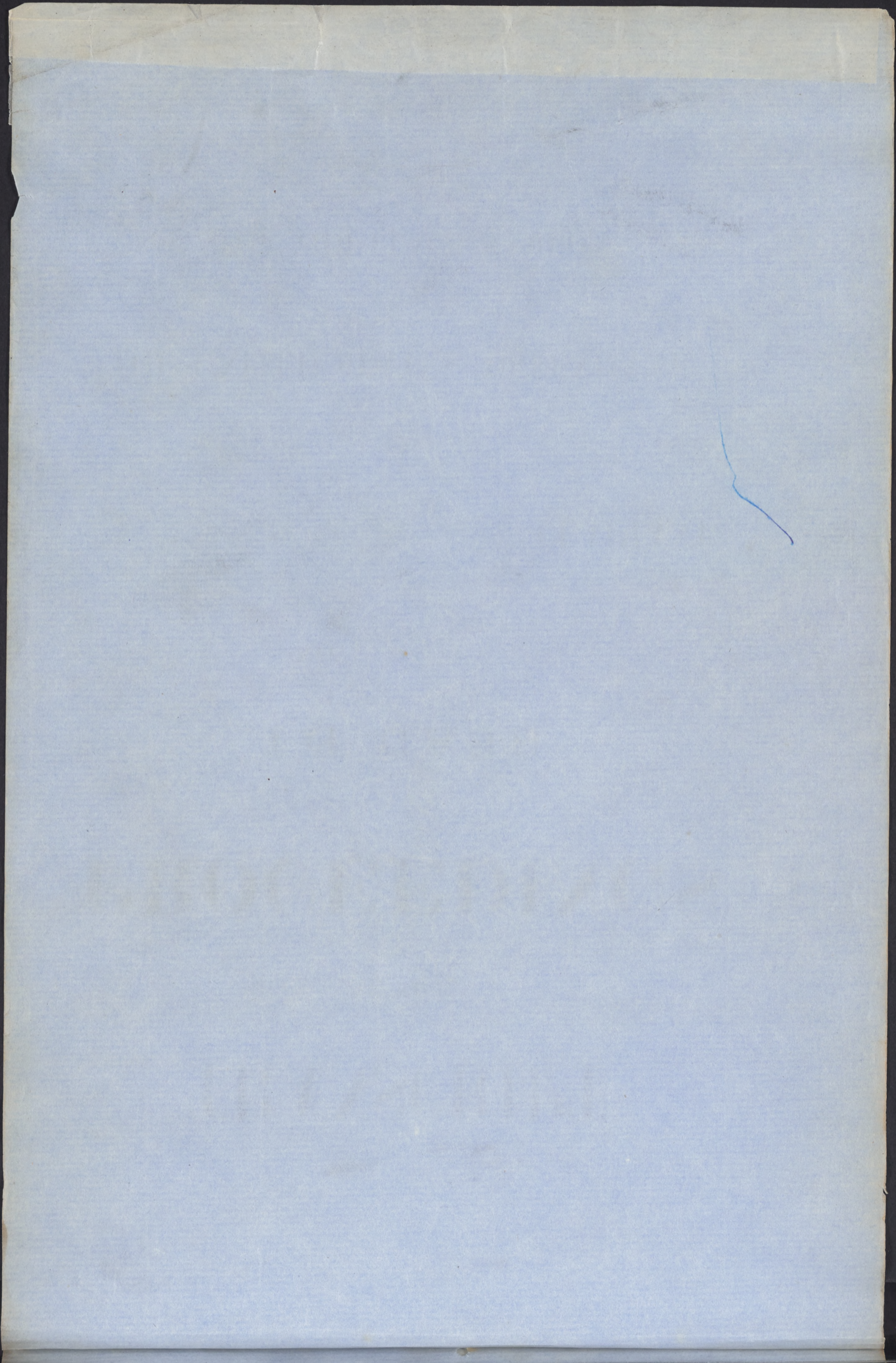
PART OF NAPA GRANT

JOSEPH P. THOMPSON

CLAIMANT

U.S.A.
25% COTTON-FIBER
PLOVER BOND
Dormant





TRANSCRIPT

OF THE

PROCEEDINGS

IN CASE

NO. *495*

Joseph P. Thompson

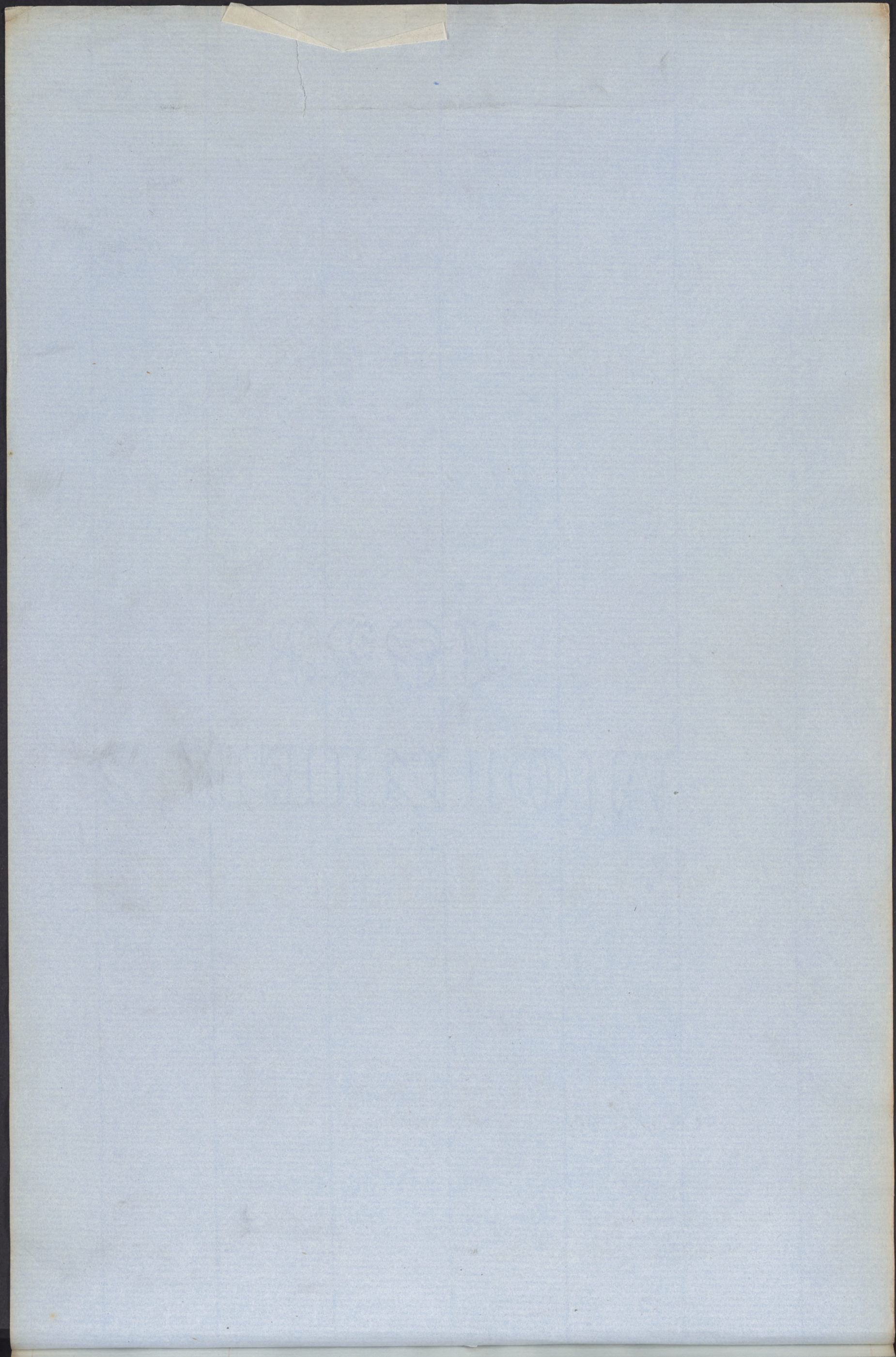
CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

part of
FOR THE PLACE NAMED

"Napa"



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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Be it Remembered, that on this *twenty first day of December*, 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 *Joseph P. Thompson*
for ^{part of} the Place named
"*Napa*"

was presented, and ordered to be filed and docketed with No. 495 and is as follows, to wit;

(Vide page *3* of this Transcript.)

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

San Francisco Jan. 15th 1853.

In Case no. 495 *Napa*, Thompson for part of the place named "*Napa*" the deposition of *Fred de la Rosa*, a witness in behalf of the claimant, taken before Commissioner, *Nearg D. Thomson* with document marked *H. S. I. No. 1* annexed thereto, was filed;

(Vide page *5* of this Transcript)

San Francisco September 12th 1853.

In the same case the deposition of *Em. A. Altem-ecourt*, a witness in behalf of the claimant taken before Commissioner *Alpheus Felch*, was filed;

(Vide page *6* of this Transcript)

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San Francisco Sept. 13th 1853.

Case no. 495 called, submitted on briefs on both sides and taken under advisement by the Board.

San Francisco December 13th 1853.

In the same case Commissioner Alpheus Fish delivered the opinion of the Board confirming the claim.

(See page 45 of this Transcript)

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Duplicate

To the Honourable Commissioners to Settle
Private Land Claims in California.

The Petitioner, Joseph P. Thompson
respectfully shows: That on the 21st day
of September A.D. 1838, Juan B. Alvarado
Governor of California, by virtue of author-
ity in him vested, granted to Salvador
Valley's the tract of land called "Napa"
situated in the present County of Napa
with the boundaries described in the
grant and accompanying maps; which
original grant and map, with the appro-
val of the Deputation and the act of
Judicial Possession are submitted here-
with marked "A", with translations
marked "B";

That on the 28th day of October A.D.
1846 the said ^{Salvador} Valley's sold and conveyed
a portion of the said tract of land to
Joseph W. Revere, more particularly described
in the deed of conveyance which is submitted
herewith marked "C", with a translation marked
"D";

That on the 28th day of October A.D.
1846, the said J. W. Revere sold and
conveyed the said tract of land to Rafael Cacho,
which deed of conveyance is submitted here-
with marked "E", with a translation marked
"F";

That on the 4th day of August A.D. 1850,
the said Rafael Cacho sold and conveyed
the said tract of land to the petitioner,
which deed of conveyance is submitted

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Petition

herewith marked "C", with a Translation marked "H";

The Petitioner also submits herewith a survey and map of the said tract of land so granted and so conveyed to him, marked "I", showing the boundaries and contents to be six hundred and forty acres. And the petitioner further shows that the said tract of land has been for some fifteen years and now is, in the quiet and undisputed possession of the petitioner and those under whom he holds;

That he knows of no conflicting claim;

That he relies for confirmation of title upon the original ~~title~~ papers submitted herewith; upon the notes and records in the archives of the former Government and now in the charge of the W.S. Surveyor General, and upon such other and further proofs as he may be advised are necessary.

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

By his Atty.
Halleck Peachy & Billings

Filed in Office Dec. 21st 1852

Clerk: Fisher Sec

f

San Francisco, Jan'y 15th 1853
 On this day before Comr. Henry J. Thornton,
 came Jose de la Rosa - a witness in
 behalf of the Claimant Josefa P. Thompson,
 petition N^o. 495, and was duly sworn, his
 evidence being interpreted by the Secretary.

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Depositions of
 Jose de la Rosa.

My name is Jose de la Rosa: my age
 is 61 years; I reside in Sonoma, and
 have resided there 21 years.

I know the Rancho called "Tapa", in Tapa
 Valley, which was granted to Salvador Vallejo
 in 1838. The Grantee first occupied
 it in 1838 or 9; he built a house on it &
 corrales, had cattle and horses on it, and
 cultivated portions of the land. Since the
 Americans took possession of the country
 he has sold portions of it to various indi-
 -viduals.

I am acquainted with the signatures
 of Juan B. Alvarado, Francisco Arel,
 Jacob P. Leese, Victor Poudon, Damaso
 S. Rodrigues, Gasario Beneyesa, & Rafael
 Barbaes; their signatures to the documents
 before me marked N^o. 1, and purporting to
 be the original title, approval, and
 individual possession are genuine.

Jose de la Rosa
 W.S. Land Agent present

Sworn to & subscribed before me
 this 15th Jan'y 1853.

Henry J. Thornton Comr.
 Filed in Office Jan'y 15th 1853. Chas. Fisher Sec.

Office of Commissioners of Land
Claims in California.

This day before Commissioners Alphens
Belch came Em. A. d'Heemecourt a witness
in behalf of Claimant Josefa P. Thompson
N^o 495 who after being duly sworn
deposed as follows.

Deposition of
Em A. Heemecourt

Questions by Mr. Wallace's Attorney for
the Claimants.

1. Question. What are your name,
age, and place of residence?

Answer. My name is Emile A d'Heem-
ecourt, my age is about 37 years and I
reside in Sapa City, in California.

2nd Question. What Office (if any)
do you hold in Sapa County - and how long
have you held such office?

Answer. I hold the office of County
Surveyor, and have held it since the month
of April A. D. 1852.

3rd Question. Examine the paper here pre-
sented and shown to you marked "I" and also
with the initials "A. F." heretofore filed in
this case and purporting to be a survey of a
part of the Sapa Rancho and to be signed
by you, and state whether the same was
made and signed by you and if so what
the same is.

Answer. I have examined the paper.
It was written & signed by me. It is a
survey of a tract of land deeded by Salvador.

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Vallejo to Jose W. Revere. The survey was made by me and I run the lines as therein described. The plat on said paper is a correct representation of the Survey as actually made, with the lines and monuments correctly laid down.

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PAGE 8

4 Question. Do you know whether the tract of land represented on said plot is within the boundaries of the judicial survey of the paper tract as represented in Document marked "X" and filed in this case.

Answer. It is within the boundaries of the land described in said Document.

5. Question. When and in what capacity did you make the survey of the land?

Answer. I made it on the 29th day of August A.D. 1882, and in the capacity of County Surveyor as aforesaid, and reported it on the day after it was made.

Ernest A. d'Hermecont

Mr Greenberg Associate Land Agent was present at the taking of this deposition but declined to interrogate the witness.

Sworn & subscribed before me this 12th day of September A.D. 1883.

Alphens Deleh
Commissioner

Filed in Office Sept. 12' 1883.

Geo. Fishers Secy

Dear Mr. [unclear]

[unclear]

8 No 49

Juzgado 1.^o
de
Sonoma

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Expediente
Instruido p.^a medir y dar posesion
de Cuatro Sitios de Ganado mayor
en el Rancho de
Napa
al Capitan D. Salvador Vallejo
Febrero 8 de
1844

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Testigos de ass^{ia} { D. Victor Prudon
D. Tomaso Rodrig.^o

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Gobierno
Politico de la
Alta
California

El Ciudadano Juan B. Alvarado
Jefe Politico interino de la Alta
California

A
Title &
Sur. Possession

Por cuanto D. Salvador Valles ha pretendido para su beneficio personal y el de su familia el terreno conocido con el nombre de Napa dentro de los linderos del diseño que acompaño a su solicitud; practicadas previamente las diligencias concernientes segun lo dispuesto por las leyes y reglamentos de la materia, usando de las facultades que me son conferidas a nombre de la Nacion Mexicana, he venido en concederle el terreno mencionado declarandole la propiedad de el por las presentes letras entendiendose dicha concecion con entera conformidad a las leyes, a reserva de la aprobacion o desaprobacion de la misma Diputacion y bajo las condiciones siguientes.

1^a El agraciado, ni sus herederos podran dividir ni enagenar el que se les adjudica, imponerle censo, vinculo, fianca, hipoteca, ni otro gravamen aunque sea por causa piadosa, ni pasarlo a mano muerta.

2^a Podrá cercarlo sin perjudicar las travesias, caminos y servidumbres; lo disfrutara libre y exclusivamente dedicandolo al uso y cultivo que le acomode.

3^a Cuando se le conceda la propiedad Solicitara del Suer respectivo le de la posesion juridica en virtud de este despacho, por el cual se demarcaran sus linderos y pondra sus mojones.

4^a El terreno de que se ha en donacion es juramento el que se expresa en la solicitud del interesado y se demarca en el diseño; y el Suer que lo poseiere pasara aviso a este gob^{no} del numero de sitios que comprende.

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En consecuencia mando que sirviendole de titulo el presente y teniendole por firme y valdero se le tome raxon en el libro que corresponde y se entregue al interesado para su resguardo y demas fines convenientes.

Dado en Sta Barbara a veinte y uno de Septiembre de mil ochocientos treinta y ocho.
Juan B. Alvarado

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Queda tomada razon en el libro respectivo
Fran^{co} C. Arce
S. Y.

495-1

El Ciudadano Juan B. Alvarado, Jefe
Politico interino de la Alta California.

La misma Asamblea Departamental
en sesion de hoy ha acordado lo siguiente:

" Se aprueba la Concesion hecha por el
Sup^{to} Gobierno del Departamento en titulo librado con fecha
veinte y uno del Cor^{to} en favor del Ciudadano
Salvador Vallejo, del terreno de Napa, con entera
conformidad con la ley de 18 de Agosto de 1832 y el
art. 5.º del reglamento de 21 de Noviembre de 1828 "

Y para su guarro del interesado lo hago
asi saber.

Es dado en Sta Barbara a veinte y tres
de Septiembre de mil ochocientos treinta y ocho.

Juan B. Alvarado Fran^{co} C. Arce
S. Y.

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map
map

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Sello Tercero Dos Reales
Habilitado provisionalmente por la Aduana marítima
del puerto de Monterrey en el Departamento de las
Californias, para los años de mil ochocientos cuarenta
y mil ochocientos cuarenta y uno.

Alvarado Antonio Maria Bico
Rehabilitado por la misma para el año de mil ocho
cientos cuarenta y dos
Alvarado Antonio Maria Bico

Ad.
marit.
de
Monty

El q.^o Subscribido Secretario del
Gob.^o del Departamento de las Californias
Certifico: q.^o el diseño q.^o se demuestra
en el pliego q.^o se acompaña es exactamente igual
al original que existe en la Secretaria de mi cargo
Monterrey Julio 6 de 1842
Man Simons

Sello Cuarto dos reales
Habilitado provisionalmente por la Aduana marítima
del puerto de Monterrey en el Departamento de las Californias
para los años de mil ochocientos cuarenta y cuatro
y mil ochocientos cuarenta y cinco.
Michelena Pablo de la Guerra

Ad.
marit.
de
Monty

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Sr. Juez de l.^a nominacion
Salvador Valljo, vecino de esta
jurisdiccion, dueño del rancho de Napa, como mejor
proceda de dho, ante V. señorio y digo: q.^o como
Consta del título q.^o presento con la Solemnidad
y juramto necesario tengo en mi dho rancho cuatro
sitios de ganado mayor, dentro de los linderos q.^o
expresa dho título; y p.^a q.^o en todo tiempo Conste hasta
donde llegan dho linderos, y si me perjudican alg.^o
de los Circumvecinos, o yo a esta, Suplico a V. se sirva
mandar q.^o precediendo las dilig.^o acostumbradas de
identidad, vista de ojos, y reconocimto etc se proceda
con citacion de los Circumvecinos a la medida de mis dhas
tierras, p.^a cuyo efecto nombro desde ahora y si quando

terras, p. cuyo efecto nombro del de ahora y si el dicho
el caso llegue, p. medidor, a Paulino Vazquez, vecino de
esta jurisdiccion, intely. en esta materia, y q. los demas
q. fueren interesados, nombren p. la suya otros medidores,
y habiendolo hecho asi, los q. nombren, y el referido
Paulino Vazquez, p. mi nombrado, afiancen, acepten
y juren, y en su conformidad, se proceda a dhas. medidas.

J. J. a V. Suplico q. habiendo p. presentado
dho docum. se sirva mandar hacer como libro pedido,
y p. q. sea, se me devuelvan dhas. documentos con las
dilig. originales q. se hicieron p. en guarda de mi
derecho, este escrito, y todo lo necesario etc

Sonoma, Feb. 4 / 844
Salvador Vallijo

Chargado 1.^o
de Sonoma

Diligencia de la
Presentacion
del Memorial

En el pueblo de Sonoma, a los cuatro
dias del mes de Feb. de mil ocho cientos
cuarenta y cuatro, ante mi Jacobo
P. Lease, Alcalde de 1.^a nominacion
de esta Audiencia se leyó la peticion
anteced. y vista la tuve p. presentada
con el docum. q. espusa, y mando q. con citacion
de los circunvecinos se haga informacion de identidad,
vista de ojos y reconocimiento de dhas. tierras, a q. estoy
prompto a asistir personalmente; asi lo provei, mandé y
firmé con los de mi ass.

Jacob P. Lease
de asistencia
Dn. A. Rodrig.

assia
V. Trudon

Declaracion
del 1.^o testigo
Nasario
Borroyera

En el espusado pueblo a los cinco dias del
mismo mes y año, yo el referido Alcalde
1.^o con los de mi assia p. proceder a la
informac. de identidad, hize comparecer
ante mi al Cuid. Nasario Borroyera
vecino de esta jurisdiccion, de oficio labrador,
y casado, del cual recibí juram. q. hizo p. Dios
y la señal de la Cruz en forma, a cargo del cual
prometió decir verdad, y siendo preguntado p. el
conocim. de los tierras y parages, terminos y lindes
pertenc. al rancho de Napa, dijo: q. hace

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Diez años es vecino de esta jurisdic^{on}, y sabe q^e las tierras pertenec^{tes} a dho rancho son del Capⁿ D. Salvador Vallijo, y tiene por linderos al N.E. el rio de Napa, al S. el arroyo de los Carreros, al N.O. el del rancho de Smith, y al S.E. el de Nicolas Figuera, los cuales ha visto y reconocido varias veces, y desde que las posee el referido D. Salvador Vallijo las ha labrado, cultivado y han pacido en ellas sus ganados, y p^a prueba de lo q^e tiene dho, esta pronto a ir a dhas tierras

Sello cuarto de reales

Habilitado provisionalmente por la Aduana maritima del puerto de Monterey en el Departamento de las Californias para los años de mil ocho cientos cuarenta y cuatro y mil ochocientos Cuarenta y cinco.

Micheltorina

Pablo de Guerra

Ad^a
marit^a
de
Monky

Con el pres^{te} Juez y Señalarle los parages terrenos y linderos donde llegan; y q^e lo q^e lleva dicho es la verdad, p^{re} el juram^{to} q^e tiene hecho, en q^e se afirmo y ratifico. Declaro ser de cincuenta y seis años de edad, y no tocar la ley. Firmo con migo y los de as^{ia}

Nasario Berrellesa
de asistencia

Jacob Leece

Dam. A. Rodrig^z

V^o P. P. P. P.

Declaracion
del 2^o testigo
Rafael
Narmer

En el mismo pueblo, dia mes y año, yo el referido Alcalde 1^o, hize comparecer ante mi y los de mi as^{ia} al Ciudad^{ano} Rafael Narvaiz, vecino de esta jurisdic^{on}, de oficio labrador, del cual recibi juram^{to} en forma, de decir verdad, y siendo preguntado p^{re} el conser^{am}^{to} de las tierras y parages, terminos y linderos pertenec^{tes} al rancho de Napa dijo: q^e ha en sus años es vecino de esta jurisdic^{on}, y sabe q^e las tierras pertenec^{tes} a dho rancho son del Capⁿ D. Salvador Vallijo y tiene por linderos al N.E. el rio de Napa, al S. el arroyo de los Carreros, al N.O. el del rancho de Smith, y al S.E. el de Nicolas Figuera, los cuales ha visto y reconocido varias veces, y q^e desde q^e las posee el referido D. Salvador Vallijo, las ha

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marit.
de
Monty

Reconocimiento
 Estando en el Campo, en el
 parage nombrado Arroyo de Napa
 lindero de Nicolas Figueroa, el día
 cinco de Febr. del pres.^{te} año; yo el
 Alcalde 1.^o actuando p.^r receptoria
 con dos testigos de aus.^{ia} p.^r falta de
 escribano publico, los testigos p.^r mi
 examinados, pres.^{te} el cap.^{to} D. Salvador Valles,
 dueño de dichas tierras, y C. C. George Smith y
 Nicolas Figueroa, colind.^{tes} y circunvecinos, procedi a ver
 y reconocer las tierras de dho rancho; y p.^r mayor
 claridad, puesto á caballo, en Compañia de todas las
 partes y testigos referidos, mandé a los susodichos me
 señalasen por paragu, terminos y linderos de ellos segun
 las señales q.^e han declarado en sus deposiciones, y en
 su conformidad quise al S. hasta llegar al arroyo de
 San Carneros, el q.^e me mostraron, y desde allí proseguí
 el reconocimiento y vista de ojo de dhas tierras, rumbo N.O.
 hasta llegar al lindero del rancho de Smith, camino
 de arriba; de allí, continuando N.N.O. siguiendo
 el mismo arroyo llegamos al camino de arriba q.^e vá p.^a
 el rancho de Smith, desde donde me enseñaron una
 parte de Sierra intransitable, hasta llegar al lindero de
 Smith, desde donde tomando rumbo N.N.E.
 llegamos al río de Napa, y bajando dicho río, rumbo
 S.E. llegamos al arroyo de Napa, el cual subimos
 siguiendo el rumbo O. hasta encontrarlo en el mismo
 punto de donde se empezó el reconocim.^{to}; y dijeron
 ser todos los terminos y linderos de las espuestas tierras
 pertenec.^{tes} a D. Salvador Valles, cuyos paragu, yo el
 repetido Alcalde 1.^o vi y reconocí con los de mi aus.^{ia}
 testigos examinados, y papeles presentados; y cotizado
 con estos el referido reconocim.^{to} ser cierta la identificación
 de las mencionadas tierras, segun y como lo declararon
 dhos testigos. y p.^a q.^e consta, se puso p.^r dilig.^{ia} y
 lo firmé con los de mi aus.^{ia} y demas q.^e supieron,
 de q.^e doy fe

Jacob P. Leese

16/1/90

de asist.^a
Dn. a. Rodrig.^z
Nasario Berellisa
Felipe Gomez X

assia
V.^o Prudon
Rafael Narvaez

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Inmediatamente yo el Alcalde 1.^o p.^a proceder a las medidas contenidas en estos autos, mando q.^e se notifique a dho. Sr. Salvador Vallejo, dueño de las tierras, p.^a q.^e ratifique el nombram.^{to} al interesado p.^a de medidor, como así mismo q.^e de acuerdo q.^e ratifique el nombram.^{to} de todos los colind.^{tes} nombrados p.^a su parte el suyo, habiendo de ser intelig.^{tes} en materia de medidas, y los q.^e fueron nombrados, parezcan, acepten y juren, y hecho esto, estoy pronto a señalar día p.^a dhas medidas. Así lo proveo mande y firmé con lo de mi assia

Jacob L. Leve

de asistencia
Dn. a. Rodrig.^z

assia
V.^o Prudon

Ratificación del nombramiento de Medidor En el mismo día, mes y año, yo el Alcalde 1.^o lei y notifiqué el auto de su uso segun y como en el se contiene, al Cap.^o D. Salvador Vallejo y a los colind.^{tes} en sus personas q.^e concurren, habiéndolo oído y entendido dijeron

Bello cuarto dos reales

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

Micheltorona

Pablo de la Guerra I

Adm.
marita
de
Monty

lo oyer, y el primero dijo: que ratifica su nombram.^{to} en el Ciudad.^o Paulino Vazquez, y los segundos nombran a Francisco Niquira, ambos intelig.^{tes} y de legalidad a quienes notifiqué parezcan, acepten y juren, y a consecuencia se proceda a dhas medidas, como está mandado, y lo firmaron los q.^e supieron,

18 49^o

Notificación a los medidores Paulino Vasquez y Francisco Figuera, y entendidos dijeron q.^o se del auto anterior han p.^o citados, y lo firmaron con el pres.^o Juan y los de asis.^o

Jacob P. Leese Paulino Vasquez x
de asis.^o asis.^o
Dama a Rodrig.^o V.^o Pudson

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+ enmendado
Nicolas, vale

Libram.^{to} En el mismo dia, mes y año se libraron boletas de Comparendo a los Colind.^{tes} C. C. de boletas de George Smith y Nicolas Figuera Comparendo p.^o q.^o comparezcan el dia citado y a la hora asignada, en el mencionado rancho de Napa, y p.^o Constancia, lo firmé con los de mi asis.^o

Jacob P. Leese
de asis.^o
V.^o Pudson Dama a Rodrig.^o

32^o

Medida del Cordel. En el rancho de Napa, a los ocho dias del mes de Feb.^o de mil ochocientos Cuarenta y Cuatro, presente el Capitan D. Salvador Valljo, y circunvecinos a dhas. tierras, hice comparecer ante mi y los de mi asis.^o a los C. C. Paulino Vasquez y Francisco Figuera, medidores nombrados, a quienes mande tomaron un Cordel de hilo y midieron cincuenta v.^{as} con vara de medir de Cuatro Palmas Castellanas, y en efecto, los referidos medidores, en mi presencia, midieron en un Cordel torcido

Sello Cuarto dos reales
Habilitado provisionalmente por la Aduana maritima del puerto de Monterey, en el Departamento de las Californias, para los años de mil ochocientos Cuarenta y Cuatro y mil ochocientos Cuarenta y Cinco.
Micheltorrea Pablo de la Guerra

Ad.^a
marit.^a
de
Monty

= y bien tirado, con v.^o de medir Castellana Mexicana y sellada, el numero dicho de cincuenta varas. Lo q.^o verificaron fiel y legatm.^{te} a la vista

y presencia del interesado y Circunvecinos, y p.^a q.^a Conste
mando se ponga p.^a diligencia, y se proceda a dhas
medidas, como esta mandado, lo q.^a Certifico asi
mismo, firmandolo con los de mi assia.

assia Jacob Leuse de asist.
N.^o Prudon Darn a Rodrig.^o

Estando en el Campo y tierras pertenec.
Medida al rancho de Napa, del Cap.^o D.
del Rancho Salvador Vallejo, hoy dia ocho de Feb.
de mil ochocientos Cuarenta y Cuatro, yo
el Alcalde 1.^o de esta jurisd.^o actuando
p.^a receptoria, con dos testigos de assia p.^a falta de escribano
publico, presentes los C. C. Paulino Vasquez y Francisco
Figuera, medidores nombrados p.^a la parte interesada y
Colindantes, mande procediesen a la medida de Cuatro
Sitios de ganado mayor, q.^a poco mas o menos, tocan
y pertenecen al rancho dicho, segun el titulo y diseno
presentado, en cuyo obediencia. Habiendo visto a medir
y reconocer el Cordel, dieron principio a dha medida
empesando p.^a el arroyo de Napa, lindero de Nicolas Herrera,
desde donde siguiendo rumbo S. hasta llegar al paso de
abajo del arroyo de los Carreros, se midieron ciento veinte
Cordels de cincuenta varas, q.^a son seis mil varas.
Alli levanto el interesado un monton de piedras en señal
de la mohonura q.^a pondria en efecto, de este punto
siguiendo la medida hacia el N.O. p.^a todo el
arroyo hasta el camino de arriba q.^a va p.^a Napa
se contaron ciento veinte Cordels / Seis mil v.^{as} / y
puso el interesado la correspond.^{te} Señal p.^a poner alli
tambien la mohonura respectiva. Siguiendo el mismo
arroyo N.N.O. hasta el camino de arriba q.^a va p.^a
el rancho de Sunth, se contaron noventa dos Cordels
/ Cuatro mil seis Cientos v.^{as} / y no pudiendo pasar adelante
p.^a ser una Serrania intransitable, se calculo a vista
de ojo hasta el lindero de Sunth, dos Cientos Cordels
/ Diez mil v.^{as} / donde asi mismo puso otra Señal p.^a
poner otra mohonura, y continuando hacia el N.N.
E. hasta el rio de Napa se midieron sesenta y
cinco Cordels / tres mil dos Cientos cincuenta v.^{as} / donde

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pondria igualmente q. en las antea: la correspondencia mohonera.
 Bajando el mismo rio, rumbo S. E. hasta el arroyo
 de Napa, se midieron trescientos ses y medio cordiles
 (quinca mil ciento setenta y cinco v.º) ; puso la
 Señal de mohonera, y siguiendo el mismo arroyo,
 rumbo O. llegamos al punto de donde se dio principio
 á las medidas, y se contaron cincuenta y dos cordiles
 (dos mil seiscientos v.º) de manera q. dando p.º Concluida
 la medida del terreno q. comprende el rancho de Napa
 resulta una Circunferencia de Cuarenta y siete mil seis
 Cientos veinte y cinco v.º) poco menor de lo q. corresponde
 a Cuatro sitios de ganado mayor ; y declararon los enuñados
 medidores enterado el Cap.º J. Salvador Vallejo de
 las tierras q. le corresponden, segun el titulo y diseño q. se
 hallan á la cabera de este espud.º.

Por todo lo cual, y en señal de verdadera
 posesion, y Ceremonial acostumbrado, arrancó piechras y
 yerbas, y tiro p.º los Cuatro vientos, en manifestacion de
 su legal y legitima posesion q. tomó p.º sí. En consecuencia
 mande q. p.º mas claridad de los linderos q. van expresados
 hiciere a su costa y mancion unas mohoneras de piedra

Sello Cuarto Dos Reales

Habilitado provisionalmente por la Aduana marítima
 del puerto de Monterrey, en el Departamento de las
 Californias, para los años de mil ocho Cientos Cuarenta
 y Cuatro y mil ocho Cientos Cuarenta y Cinco.

Micheltorona Pablo de la Guerra

Ad.º
 marit.º
 de
 Monty

— y cal, en alto de mas de vara, p.º q.
 en todo tiempo constante, reconozcan y
 queden p.º terminos y linderos de sus
 tierras, p.º los demas circunvecinos
 de ellos, y de haberse ejecutado dhas medidas quietas
 y pacificamente, sin contradiccion de persona alguna.
 Lo pido p.º testimonio, y yo el referido Alcalde 1.º con
 los de mi ass.º lo doy de haber pasado como dicho es, y
 q. las expresadas medidas han sido practicadas a todo
 el real saber y entender de los medidores, segun depu-
 sieron sin dolo, fraude ni engano en contra de
 ninguna persona ; y p.º mas Seguridad y

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ratificación del juram^{to} q^e tienen hecho firmaron conmigo
y los de mi as^{ta} de q^e doy fe.

Jacob P. Leese

Paulino Vasquez +

de asist^{ta}

as^{ta}

Jam. A. Rodrig^z

N^o Prudon

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Diligencia
p^a la entrega
del Exped^{te}
al interesado

En vista de hallarse concluido este Exped^{te}
en q^e consta habu^{se} dado posesion
juridica del rancho nombrado Napa
a distancia de Cuatro leguas de este pueblo,
al Capⁿ D. Salvador Valijo, q^e la
tomo p^{resi}. Entregu^{se} a la parte el

original p^a los usos q^e le Conveyan, con los documentos
q^e presenta. Alcald^e Jacobo P. Leese, Alcalde
1^o de esta jurisd^{on}, actuando p^r receptoria con dos testigos
de as^{ta} p^r falta de escribano publico, asi lo provei
mandé y firmé a doce de Feb^r de mil ochocientos
Cuarentay Cuatro.

Asia

Jacob. P. Leese

N^o Prudon

de asist^{ta}

Jam. A. Rodrig^z

Filed for Record on this 17th day of December
1850 at 8 o'clock A.M.

Will. Boggs Recorder
Soma County

Recorded in Book H, Page 51

Will. Boggs Rec

Recorder's fee \$6.00.

By John Hendley Deputy

Filed in Office Dec: 21st 1852

Geo: Fisher Secy

Exhibit No. 1 to the deposition of Conchelo
Roa in No. 495.

J. S. T.

Geo: Fisher

Sec

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Civil Gov.
of Upper Cal.
ifornia

Citizen Juan B. Alvarado, Political
Chief ad interim of Upper California.

"B"

Translation of
Title and Judicial
Possession,

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Whereas, Don Salvador Vallejo has, for his own personal benefit and that of his family, petitioned for the land known by the name of Sapa, within the boundaries of the map which accompanied his petition, the proper measures being previously taken as required by the laws and regulations on the matter, using the powers which are conferred on me in the name of the Mexican Nation, I have granted him the aforesaid land, declaring to him the ownership of it by these presents, said grant being understood to be entire conformity with the laws, subject to the approval or disapproval of the Most Excellent Deputation, and under the following conditions.

1st Neither the grantee nor his heirs may divide or alienate that which is granted to them, subject it to any tax, entail, pledge, mortgages or other incumbrance, even for pious purposes, or convey it in mortmain.

2nd He may enclose it without prejudice to the crossings, roads & servitudes; he will enjoy it freely and exclusively, making such use and cultivation of it as may best suit him.

3rd When the ownership is granted to him he will request the proper magistrate to

give him the judicial possession in virtue of this patent, by whom its boundaries will be marked out and its bounds placed.

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4th The Land of which donation is made is solely that described in the petition of the person interested, and marked out on the map, and the Magistrate who may put him in possession will advise this Government of the number of square leagues it contains.

In consequence I order that this present serving him for a title, and being held as firm and valid, note be made of it in the corresponding book, and it be delivered to the person interested for his security and other convenient purposes.

Given in Santa Barbara on the twenty first of September One thousand eight hundred and thirty eight.
(Signed) Juan B. Alvarado.

Note has been made in the proper book.
(Signed) Francisco Arce
Sec'y ad interim

Citizen Juan B. Alvarado Political Chief ad interim, of Upper California.

The Most Excellent Departmental Assembly in Session of this day has resolved the following:

Approved the grant made by the Superior Government of the Department, in title issued

with date the twenty first instant, in favor
of Citizen Salvador Valleso, of the Land of Aapa,
in entire conformity with the Law of August
18th 1832, and Article 5th of the Regulation of
November 21th 1828."

And for the security of the person interested
I thus make it known,

Given in Santa Barbara on the twenty
third of September One thousand eight hun-
dred thirty eight.

(Signed) Juan B. Alvarado

(sgd) Francisco G. Arce,

Secretary ad interim

Stamp Fourth Two Reals

Provisionally authorized by the Maritime
Customs House of the Port of Monterey in the
Department of the Californias, for the years
one thousand eight hundred forty four and
one thousand eight hundred forty five.

(Signed) Pablo de la Cuenca

(Signed) Michel Tornera

{ Custom House } To the Magistrate of P^{ro}visional
{ Seal } {

I, Salvador Valleso, resident
of this jurisdiction, owner of the Rancho of
Aapa, as I may best proceed in Law,
appear and say: that as appears by the
Title which I present with the necessary
solemnity and oath, I have in my said
Rancho four square leagues within the
limits mentioned in said Title, and that

it may in all time appear how far said limits extend, and whether I prejudice any of the neighbours, or they me. I pray you have the goodness to order, that after taking the customary ~~orders~~ measures of identity, views and examination &c the measurement of my said lands be proceeded to, the Colindantes being summoned, for which purpose I appoint measurer now, and for when the time may arrive, Paulino Vesques, a resident of this jurisdiction, skillful in this matter, and let the other persons who may be interested appoint another measurer on their parts, and this being done, let those they may appoint and the said Paulino Vesques by me appointed, appear, accept, and take the oath, and in conformity therewith proceed to said measurements.

Wherefore I pray you that admitting this document, you will be pleased to order that to be done which I have asked, and being finished, that said documents may be returned to me with the original official acts which may be made for the security of my right: this petition, and whatever else may be necessary etc.

Sonoma February 4th 1844

(Signed) Salvador Vallejo

Of the presentation
of the Memorial

Jurish Court of }
Sonoma }

In the Pueblo of Sonoma
on the 4th day of the month of February, one

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thousand eight hundred and forty four, before me Jacob P. Leese, Alcalde of ^{1st} nomination of this jurisdiction, the foregoing petition was read, and having been seen, I admitted it with the documents it refers to, and I order that, summoning the Colindantes; information be taken of identity, view, and examination of said lands, at which I am ready to assist personally; I thus provided ordered and signed with those of my assistance.

(signed) Jacob P. Leese

Asste witnesses

V. J. Pardon

Damaso A. Rodrigues,

Declaration of
1st Witness Nazario
Benejesa

In the aforesaid Pueblo on the fifth day of the same month and year, I the aforesaid 1st Alcalde with those of my assistance, in order to proceed to the information of identity caused to appear before me citizen Nazario Benejesa, a resident of this jurisdiction, by occupation a laborer, and married, of whom I received an oath which he made by God & the sign of the cross in due form; under which he promised to speak the truth; and being asked for the knowledge (he may have) of the lands, places terminations and boundaries pertaining to the Rancho of Napu, he said: that for ten years he has been a resident of this jurisdiction, and knows that the lands pertaining to the Rancho of Napu are the property of ^{the} Captains Don Salvador Vallijo, and have for boundaries on the N.E. the rivers of Napu, South the Arroyo de las Carneras, North West the Rancho of

Younk, South East that of Nicolas Weigena,
the which he has seen and examined on various
occasions, and that since the said Don Salvador
Vallejo has possessed them he has worked
and cultivated them and his cattle have
pastured on them, and for the proof of
that which he has said, he is ready to
go to said lands with the present Mayor:
trate and point out to him the places
terminations and boundaries, how far they
extend; and that what he has said is true,
by the oath which he has made which he
confirms and ratifies. He declared that
he was fifty six years of age, and that the
legal exceptions do not affect him. He signed
with me and those of assistance

Assisty. Witnesses Jacob P. Leese
Daniel A. Rodrigues Gaspar Benellesu
(Signed) V. Pondow,

Declaration of
2nd Witness
Rafael Navarez

In the same Pueblo, day, month and year, I the
said 1st Alcalde, caused to appear before me
and those of my assistance, Citizen Rafael Navarez,
a resident of this jurisdiction, by occupation
a laborer, of whom I received an oath in (due)
form, to speak the truth; and being asked for
the knowledge (which he has) of the lands and
places, terminations and boundaries pertaining
to the Rancho of Napa, he said; that he had
been for six years a resident of this juris:
diction and knows that the lands pertaining to
said Rancho are, (the property) of the Captain
Don Salvador Vallejo, and it has for boundaries
on the North East the river of Napa, on the

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South the Arroyo of Las Cameras, on the North West that of the Rancho of Yumth, and on the South East that of Nicolas Heiguera, the which he has seen and examined several times, and that since the said Don Salvador Vallejo has possessed them, he has worked and cultivated them and his cattle have pastured on them; and for the proof of that which he has said, he is ready to go to said lands with the present magistrate, and point out to him the places, terminations and boundaries, how far they extend; and that what he has said is true by the oath which has made, which he affirms and satisfies. He declared that he was forty nine years of age, that the legal exceptions do not affect him &

Assisting Witnesses (signed) Jacob P. Loese
(sgd) Don A. Rodrigues (") Ra'f'el Navay
(") Don Poudon.

In continuation I caused to appear before me and those of my assistance Citizen Felipe Gomez, resident of this jurisdiction, of whom I received oath in (due) form to speak the truth, and being asked for his knowledge of the lands & places, terminations & boundaries, pertaining to the Rancho of Napa, he said: that he has lived on this frontier for five years, and knows that the lands pertaining to said Rancho are of the Captain Don Salvador Vallejo, and it has for boundaries, on the N.E. the river of Napa, & the Arroyo de las Cameras, N.W. that of the Ranch Yumth and on the S.E. that of Nicolas Heiguera, the

which he has seen and examined several times, and that since the said Don Salvador Vallejo has possessed them, he has worked and cultivated them, and his cattle have pastured on them; and for the proof of that which he has said, he is ready to go to said lands with the present Magistrate, and point out to him the places, terminations, and boundaries, how far they extend, and that what he has said is true by the oath which he has made, which he affirmed and satisfied. He declared that he was fifty two years old, and that the legal exceptions do not affect him, and not knowing how to write he made a sign of a cross, to which I certify.

(Signed) Jacob P. Seese

Best Witnesses

Felipe Gomez /

(Signed) Camaso A. Rodrigues

(") V. Poudon,

Examination

Being in the field, in the place named Arroyo de Napa, the boundary of Nicolas Heiguera, the fifth day of February of the present year, I, the 1st Alcalde, acting in virtue of my office with two assisting witnesses for want of a Notary Public, the witnesses by me examined present ~~was~~ Captain Don Salvador Vallejo, owner of said lands, and citizens George Yumth and Nicolas Heiguera, Colindantes and Neighbours, I proceeded to see and examine the lands of said Rancho, and for greater clearness, being on horseback in company with all the parties, and witnesses referred to, I ordered the aforesaid (witnesses) to point

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out to me the places, terminations and boundaries of them, according to the signs which they have declared in their depositions, and in conformity therewith they led the way to the south until they reached the Arroyo de las Cañeras which they showed me, and thence continued the examination and view of said lands, in a direction North West to the boundary of the Rancho of Yumth, the upper road; thence continuing N. N. W. following the same Arroyo we reached the upper road which goes to the Rancho of Yumth from which place they pointed out to me an impassible tract of land as far as the boundary of Yumth whence taking the direction N. N. E. we reached the river of Napu, and going down said river, course S. E. we reached the Arroyo of Napu, which we ascended following the direction West until we found ourselves in the same point where the examination was commenced; and they said these were all the terminations and boundaries of the aforesaid lands pertaining to Don Salvador Vallego, which place I the said Sr. Alcalde, saw and examined with those of my assistance, the witnesses examined, and papers presented, and the said examination being compared with the latter the identification of the said lands proves to be certain, according to the declarations of said witnesses, and in testimony it was officially noted, and I signed it with those of my assistance, and others who knew them, to which I certify

Asst. witnesses (Signed) Jacob P. Leese
 (Sgd) Domingo A. Rodrigues, Gaspario Benellesa
 (") Victor Poudon " , Rafael Narvay
 Felipe Gomez +

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Notification to Immediately I the 1st Alcalde in order
 the persons interested to proceed to the measurements referred to in
 to ratify the appoin. these acts, I order that said Don Salvador
 ment of measures, Vallejo, owner of the lands, be notified to ratify
 the appointment of measures, as also that
 all the colindantes, by common consent,
 appoint theirs on theirs part, they having
 to be skillful in matters of measurements,
 and that those who may be appointed
 appear, accept and take oath, and this
 being done I am ready to designate a day
 for said measurements, I thus provide,
 ordered, and signed with those of my
 assistants.

Asst. witnesses (Sgd) Jacob P. Leese
 (Sgd) Domingo A. Rodrigues
 (") Vⁿ Poudon

On the same day, month, and year, I the
 1st Alcalde, read and made known the act
 referring to him, as it there appears, to
 Captain Don Salvador Vallejo, and his
 colindantes in ^{their} persons which I know; and
 having heard and understood it, they said
 they heard it, and the first said: that he
 ratifies his appointment of Citizen Paulino
 Vesques, and the latter appoint Citizen
 Francisco Higuera, both skillful and
 legally appointed, whom I notified to appear

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accept and take the oath, and in consequence proceed to said measurements, as is ordered and they signed it with me who knew him, before me and those of assistance, to which I certify.

Asst. Witnesses	(sgd) Jacob P. Leese
(sgd) Saml A. Rodrigues	Paulino Vesques +
(") V. Prudon	(") Nazario Berellesa
	(") Rafael Navarro
	(") Felipe Gomez +

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Notification to Immediately I the aforesaid 1st Alcalde, heard the measurers and made known the act referring to them and their oath, on their appointment, to Citizen Paulino Vesques, and Francisco Heiguera, residents of this jurisdiction, in their persons which I know, and having heard and understood it they they said that they accept the office of measurers which is entrusted to them, and they make oath by God our Lord and the sign of the Holy Cross that they will use their office faithfully and legally to the best of their knowledge and understanding, and will verify said measurements with fidelity and exactness, as is their obligation, and to the satisfaction of all those interested, and having thus replied they signed it with me and those of assistance to which I certify.

Asst. Witnesses	(sgd) Saml A. Rodrigues (signed) Jacob P. Leese
(") V. Prudon	" Paulino Vesques +

Designation of
the day for the
measurements

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In continuation I, the aforesaid Magistrate, having seen the acceptance and oath made by citizens Paulino Vasques and Francisco Heigueras, appointed measurers, I said that in order to proceed to said measurements, I was designating and designated the eighth day of the present month at eight o'clock in the morning, and that it be so made known to the said measurers, also summoning for that purpose, the neighbours bounding on him; I thus provided, ordered, and signed with those of my assistance,

Asstg Witnesses (signed) Jacob P. Leese.
(sgd) Don A. Rodrigues
(") Dr. Poudon

Atification of
of the foregoing
act.

Immediately the foregoing act was made known to the party interested, Captain Don Salvador Valljo, to the measurers Paulino Vasques, and Francisco Heigueras and having understood it they said that they consider themselves summoned, and they signed with the present Magistrate, and those of assistance,

Asstg Witnesses
(sgd) Don A. Rodrigues (signed) Jacob P. Leese
(") Dr. Poudon Paulino Vasques +

Assuing of
written Summons

On the same day month and year written summons were issued to citizens George Yuth and Nicolas Heigueras, to appear on the day aforesaid, and at the designated hours, in the said Rancho of Napa, and in testimony I signed it with those of my assistance.

Asstg Witnesses, (sgd) Jacob P. Leese.

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(sgd) Lamaso A. Rodrigues
(") Vn Poudon.

Measurement
of the Cordel

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In the Rancho of Napu on the eighth day of the month of February eighteen hundred forty four; Present Captain Don Salvador Vallejo, and the neighbors to said lands; I caused to appear before me and those of my assistance, Citizens Paulino Vesques and Francisco Heigera, measurers appointed, whom I ordered to take a "cordel" of hemp and to measure off fifty varas with a vara measure of four castles, Italian palms, and in effect the said measurers, in my presence, measured off the aforesaid number of fifty varas on a cordel, twisted and well stretched, with a stamped Mexican, Castilian vara measure, which was done faithfully and legally in the sight and presence of the party interested and neighbors; and in testimony I order it be recorded officially, and said measurements to be proceeded to, as is ordered, which I certify, also signing it, with those of my assistance
Asstg Witnesses (sgd) Jacob P. Geese
(sgd) Lamaso A. Rodrigues
(") Vn Poudon

Measurement
of the Rancho

Being in the fields and lands pertaining to the Rancho of Napu of the Captain Don Salvador Vallejo this eighth day of February eighteen hundred forty four. I, the 1st Alcalde of this jurisdiction, acting in virtue of my office with two assisting witnesses for want of a Notary Public, present citizens Paulino Vesques

and Francisco Heiguera measurers appointed by the party interested and Colindantes. I ordered them to proceed to the measurement of four square leagues, which, a little more or less, belong and pertain to the Rancho aforesaid, according to the title and map presented, in obedience to which having again measured and examined the cordel, they commenced said measurements, beginning at the Arroyo of Napa, boundary of Nicolas Heiguera, from which place following a southerly direction to the lower pass of the Arroyo las Carnesas they measured one hundred one hundred and twenty cordels of fifty varas each. There the person interested raised a pile of stones, as a sign for the land mark which he would place; from this point, continuing the measurement towards the N.W., along the Arroyo, to the upper road which goes to Napa, one hundred and twenty cordels (six thousand varas) were counted, and the party interested placed the corresponding mark in order to fix there also the respective bound.

Following the same Arroyo N.N.W. to the upper road which goes to the Rancho of Gunth ninety two cordels (four thousand six hundred varas) were counted, and not being able to pass forward because it is an impassible mountain range, it was estimated by eye that there were two hundred cordels (ten thousand varas) to the boundary of Gunth where he also placed another mark in order to fix another bound; and continuing towards the N.N.E. to the rivers of Napa, sixty five cordels (three

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thousand two hundred and fifty varas) were measured, where he placed as in the former points, the corresponding bounds. Going down the same river, Course S. E. to the Arroyo of Tapa, three hundred three and a half Cordels were measured (fifteen thousand one hundred seventy five varas), he placed the mark for a bound, and following the same Arroyo W. we came to the point where the measurement was commenced and they counted fifty two cordels (two thousand six hundred varas) so that considering finished the measurement of the land included in the rancho of Tapa, there results a boundary of (forty seven thousand six hundred twenty five varas) a little less than that which corresponds to four square leagues; and the aforesaid measurers declared that Captain Don Salvador Vallejo was informed of the lands which correspond to him, according to the title and map which are found at the head of this expediente.

For all which, and in sign of true possession and accustomed ceremonial, he pulled up grass and stones and threw to the four winds, in manifestation of his legal and legitimate possession which he personally took.

In consequence I ordered that for greater clearness of the boundaries which have been described, he should form at his own cost and expense, bounds of masonry in height more than a vara, that in all time it may appear, let them be recognized and remain as limits and boundaries of his lands by.

the others, neighbours & friends, - and that said
measurements were executed quietly and peaceably,
without contradiction of any person, he prayed
for a testimony, and I the aforesaid P^{te} Alcalde
with those of my assistance give it, that
all passed as has been said, and that said
measurements have been executed to the best of
the knowledge and understanding of the measurers,
as they depose, without craft, fraud, or deceit
against any person; and for greater security and
the ratification of the oath, which they have made,
they signed with me and those of my assistance,
to which I certify,

Asst. Witnesses (Sgd) Jacob P. Seese.
(Sgd) Damaso A. Rodrigues Paulino Vesques +
(") V^o Pseudon

In view of this Expediente being concluded
in which it appears that judicial pos-
session of the Rancho named Tapa, distant
four leagues from this Pueblo, has been
given to Captain Don Salvador Vallejo, who
took it in person; let the original be delivered
to the party for the uses he may find con-
venient, together with the document which
he presented.

Act of the delin-
ency of the Espe:
diente to the
person interested

I, Citizen Jacob P. Seese, P^{te} Alcalde of
this Jurisdiction, acting in virtue of my
office with two assisting witnesses for want
of a Notary Public, thus provided ordered and
signed, on the twelfth of February eighteen hun-
dred and forty four.

Filed in Office
Dec^r 21th 1852
C^o Fisher
Sec.

Asst. Witnesses (Signed) Jacob P. Seese
(Sgd) Damaso A. Rodrigues, (Sgd) V^o Pseudon.

Span Loc "C" follows

Translation of
Conveyance from
Salvador Vallejo
to J. W. Revere.

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In the Pueblo of Sonoma of Upper California, on the Twenty eighth day of the month of October, one thousand eight-hundred and forty six, before me, John W. Nash, Justice of the Peace of this Jurisdiction, acting in virtue of my office with two assisting witnesses for want of a Notary Public, appeared Citizens Salvador Vallejo, a resident of this demarcation and Jose W. Revere, Lieutenant of the Navy of the United States of North America, and they said: The first, that he sells to the second, for himself and in the name of his wife, children, heirs and successors, and whoever of them may have title voice or claim in any manner, he sells, and gives in real sale, and perpetual alienation, with the right of inheritance forever to the Lieutenant of the Navy, Don Jose W. Revere, and to his of the land of his ownership, one square mile in the place on said Rancho known by the name of "Yeguesquite", bounded at the North and West, by the lands of the vendor, on the South by "Henrichia", and East by Don Nicolas Neigueron, which land he declares and assures he has not sold or pledged, and that it is free from all tribute and incumbrance, tacit and expressed, and as such he sells it with all its rights of entry and exit, uses, customs, rights, servitudes, &c for value received, in numerata pecunia, as he himself confesses, and renounces Land Ord. title 1st Book 10, N.R. which treats of contracts of sale, exchange, and others in which there is lesion in or or less

than half the just price, and the four years fixed by it in which to ask restitution of it, or what was wanting of its full value, which he considers as past, as if they actually were so; and from this time forth for ever he disposes himself and gives up for his heirs and successors, the dominion and ownership, title, possession, voice, recourse, and whatever other right may belong to him in the aforesaid land, together with the actions, real and personal, useful, mixed, direct, and executive, in favor of the purchaser, that he may possess, enjoy, alienate, and dispose of it at his own pleasure, as of his own property, acquired with just and legitimate title, and he confers on him irrevocable powers, with free, full and general administration; and to the observance of all the foregoing, he binds his person & property present & future and confers ample power on the Magistrates and tribunals of the Nation which ought by Law to take cognizance of this matter, that they may force him to comply with it, to which, the purchaser, being present, said; that he agreed to it, and they signed with me and those of my assistance.

Assisting Witnesses (signed) Salvador Valliño
(2^{do}) M. L. Valliño (signed) L. W. Revese
(2^{do}) Lamine R. do Berni Let. W. L. Navy
Before me
(signed) John W. Nash
J. P.

Filed in Office Dec^r 21th 1852
Geo. Fishers Sec

Span Doc. "B" follows

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"P"
Translation of
Conveyance
from Revere to
Cacho

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In the Pueblo of Sonoma of Upper California,
 on the Twenty ninth day of the month of October
 eighteen hundred forty six, before me, John,
 M. Nash, Justice of the Peace of this Jurisdic-
 tion, Citizens Jose W. Revere and Rafael Cacho
 presented themselves, and they first said, that
 he makes legal delivery in favor of the second,
 of the act of sell which Don Salvador Vallejo
 has executed to him, of one square mile
 of land in the place of "Tequesquite" of the rancho
 of Napa, which the said Don Salvador Vallejo
 possesses & occupies, and that he renounces from
 this time forth forever, for himself and his
 heirs and successors or whoever may rep-
 resent them, (all right) to the place of "Teques-
 quite", which he cedes in favor of Rafael
 Cacho, in order to complete the payment
 of the place of San Germino according to
 the title of the sale of said Rancho which,
 under date of yesterday, the aforesaid Cacho
 executed to Lieutenant Revere, and Cacho de-
 clared that he considered himself paid and
 satisfied, and Senor Revere freed from all
 responsibility with ~~the~~ respect to the mile of
 "Tequesquite" and to the corresponding title, both
 being in the possession of Cacho. And in
 testimony, they both signed, before me and the
 witnesses of my assistance, in duplicate
Assisting Witnesses (signed) J. W. Revere
 (signed) M. S. Vallejo Let W. S. Navy
 (signed) Jennie R. do Bens Rafael Cacho
 Before me

(signed) John P. Nash, J.P.

Filed in Office Decr 2nd / 1852. Ge: Fisher Sec.

"S"

Span Doc

41

"No"
Translation
of Conveyance
from Cacho
to Thompson

67 ND
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I know all men by these presents, that I the undersigned a resident of the Jurisdiction of Sonoma, for myself and in the name of my wife children heirs and successors sell and give in real sale and perpetual alienation with the right of inheritance for ever to citizen Jose P. Thompson and to his the land of Napa known by the name of "Tequesquite" and which contains one square mile bounded on the North and West by the lands of Don Salvador Vallijo, South by "Yuichica" and East by Don Ignacio Figueroa which lands I have legally acquired of the Lieutenant of the Navy, José W. Pevere and I sell it as I have said with the corresponding title of purchase and sale to the aforementioned José P. Thompson with all its rights of entry and exit used customs, rights, servitudes &c for the price and sum of four Hundred dollars which I have received in cash to my entire satisfaction, renouncing my right to said land in favor of the purchaser that he may possess enjoy alienate and dispose of it as his good pleasure, as of his own property acquired with legitimate and just title

And to the observance of all the foregoing I bind my person and property present and future for the security of the purchaser in conformity with Law

In faith and testimony of which I sign this present in Napa on the fourth day of the month of August one thousand eight

eight hundred fifty

Witnessed

Rafael ^{his} + Cacho
mark

(Signed) J. E. Brackett

(Signed) John Walker

67 ND
PAGE 43

Napa County
State of California

Personally appeared before me this 28th day of August A. D. 1850 John E. Brackett to me personally known as the person who witnessed the execution of the above conveyance, and made proof before me that Rafael Cacho personally executed the above conveyance by affixing his mark thereto in his presence and that he executed the same, and that the John E. Brackett, subscribed his name to said conveyance as a witness thereof

Given under my hand and seal at Napa City this 28th day of August A. D. 1850

(Signed) M. G. N. Ketchip
Recorder
Napa Co

Filed in Office December 21, 1852

Geo Fisher
Secy

TRACT - PART OF RANCHO DE NAPA

Survey

~ 1852

E. A. d'Herme COURT, Co. SURY.

67 N.D.

p. 44

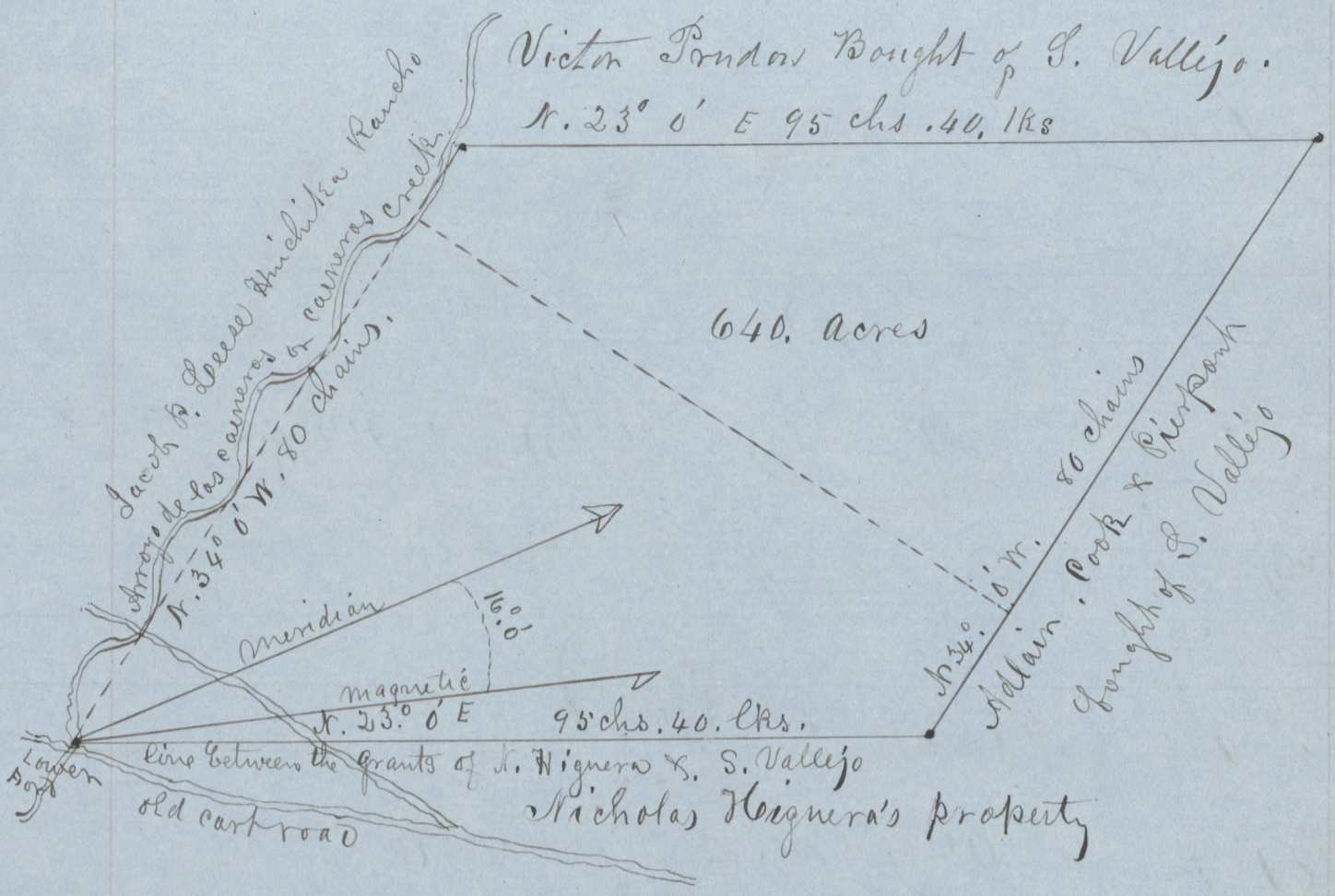
"PART OF NAPA"

JOSEPH P. THOMPSON, CLINT.

NAPA Co.

142 R.

67 ND
PAGE 44



State of California }
 County of Napa }
 }
 }

I, E. A. d' Heinecoub County Surveyor for said County, hereby certify that at the request of J. P. Thompson I have surveyed and fixed the limits of a tract of land situated in said County of Napa; being the same tract sold by Salvador Vallejo to Jose M. Revue by deed executed on the 38th day of October 1846, and duly recorded in the Archives of said County Books A, page thirty three; on the following manner to wit; commencing at a tree marked with the letters H. and V on the Cañeros creek where the lower road crosses said creek; the said point being the same where the line between the grants of Salvador Vallejo Nicolas Higuera touches said creek; and running thence on a straight line up said creek North thirty four degrees west one mile or eighty chains

of four poles, to an oak tree on the bank of
said Carreros Creek, marked with the letters P.
on the Eastern side & B on the Western side;
from thence north twenty three degrees west,
parallel with the line aforementioned between
Heigueras & Vallejo ninety five chains and forty
links, to a stone marked with the letters
N.W. forming the North Western corner
of said tract, thence south thirty four
degrees East eighty chains, to the said line
between Heigueras and S. Vallejo, to a
stone marked S.W. thence along the aforemen-
tioned line of Heigueras and Vallejo. South
twenty three degrees west, ninety five
chains and forty links, to the place of begin-
ning, the whole containing six hundred and
forty acres, the meanders of the creek being
estimated to take as much in as they
live out of said parallelogram; the whole
as it is delineated on the sketch above.

Given in my office in Napa City this
30th day of August A.D. 1852.
E. A. d'Heemeconck
County Surveyor
Napa County

Filed in Office Dec^r 21st 1852,
Geo. Fishers, Sec

45

Joseph P. Thompson }
 vs }
 The United States }
 } For a tract of land con-
 } taining 640 acres part
 } of the place called "Napa"
 } in the County of Napa.

Opinion

67 ND
PAGE 46

The land claimed in this case is a part of the place called Napa, which the claimant alleges was originally granted to Salvador Vallejo, from whom he derives title to the premises described in the petition, through mesne conveyances.

The grant to said Vallejo, duly proved, is given in evidence. It was issued by Governor Alvarado and bears date September 21st 1838, and the approbation of the Departmental Assembly is proved by an official certificate to have been given to it on the second day after its date.

The condition of the grant re- quired judicial possession to be obtained, and the boundaries of the land granted to be thus defined: The record of Judicial possession is given in ev- idence, duly authenticated, by which it appears that such official posses- sion was given to the grantee on the eighth day of February 1844, and the measure- ment made and the lines and boundaries specified with more than usual particular- ity.

The testimony of José de la Rosa shows that the grantee oc- cupied the premises granted in 1838 or 1839 and built a house and corrales on it,

had horses and cattle on it and cultivated portions of the land. The grant contains no condition requiring the building of a house, nor does it specify any time within which cultivation was to be made on the premises.

The proof is sufficient to show a compliance with the requirements of the Land, and the regulations of 1828 on this subject, and the grantee is shown to have acquired a title to the premises, which he was at liberty to retain for his own use or to convey to another.

In deducing title from said Vallejo to himself of the portion of the premises claimed by him, the present claimant has given in evidence first a deed executed by said Vallejo to Jose W. Revere dated October 28th 1846. Secondly, a deed from said Revere to Rafael Cacho dated on the 29th day of the same month, & third a deed from said Cacho to the present claimant bearing date August 28, 1850.

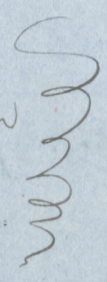
He has also introduced a plat of the survey of the portion of the land described in these several deeds of conveyance, with proof of the boundaries and the location of the premises within the Arapa grant. The deduction of

title from the original grantee to the present claimant is not controverted, and there seems to be no difficulty in locating the land granted. The claim is entitled to confirmation.

Filed in Office
Dec^r 13th 1853
Geo. Fishers Sec.

47

Joseph P. Thompson
vs
The United States



Decree

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

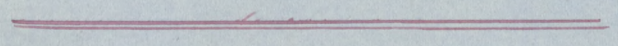
67 ND
PAGE 48

The land of which confirmation is hereby made is a part of the place known by the name of Kapa situated in Kapa County which was granted to Salvador Vallejo by Governor Alvarado; & the premises hereby confirmed being one square mile in the place on said Rancho of Kapa known by the name of "Deguesquite", bounded on the north and west by the lands of said Salvador Vallejo, on the south by "Herichica" and east by Don Ignacio Heigueras, containing six hundred and forty acres of land.

Alphens Felch
Thompson Campbell
R. Aug Thompson
Commissioners

Filed in Office Dec^r 13th 1853

Geo. Fisher Sec





Office of the Board of Commissioners,

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

67 ND
PAGE 49

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 *forty seven* pages, numbered from
1 to *47*, 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. *495* on the Docket of the said Board,
wherein *Joseph P. Thompson* is

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

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 third day of August
A. D. *1854*, and of the Independence of the
United States of America the seventy-*ninth*.



Geo. Fisher.
G. Fisher

37

U. S. DISTRICT COURT,

Northern District of California.

No. 67 - ND

THE UNITED STATES,

vs.

667

Joseph P. Thompson

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. 495

Filed, *August 23^d*, 1854

John A. Monroe.
U.K.

67

567-N

Office of the Attorney General of the United States,

Washington, 30th November 1854.

Joseph P. Thompson

vs.

The United States

} 495.

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 August 1854 the appeal in the district court of the United States for the Northern district of California will be prosecuted by the United States.

Curtis

Attorney General.

N^o 67

U. S. District Court
Northern District

The United States

vs -

Joseph P. Thompson

Appeal Notice -

Filed Jan'y 8th 1835

John A. Monroe,
Clerk.

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

The United States }
 Appellants }
vs } No 67
Joseph P. Thompson }

The Petition of the United States by their
Attorney represents: that this Court 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
1st day of Aug. 1854; that a notice of
Appeal was filed on the 15th day of
Aug. 1854. 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
S. W. Ingraham
U. S. Dist. Atty

U. S. Dist. Court
No 67

The U. States
^{vs}
J. P. Thompson
Petition

Filed August 13, 1855,
by Cheever
Deputy

No 67.

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

67 ND
PAGE 54

The United States, appellants } Transcript No 495
vs } Part of "Napa"
Joseph P. Thompson appellee } 640 acres.

Stated Term, February 13th 1857
Ogden Hoffman, Judge.

On appeal from the final decision of the Board
of Commissioners to ascertain and settle Private
Land Claims in the State of California.

Decree.

This Cause came on to be heard at a stated
Term of the Court on appeal from the final
decision of the Board of Commissioners to as-
certain and settle the Private Land Claims in
the State of California under the Act of Con-
gress, approved on the 3^d of March A.D. 1851. upon
the Transcript of the proceedings and decisions
of the said Board of Commissioners, and the pa-
pers and evidences on which the said decision
was founded; and it appearing to the Court
that the said Transcript has been duly filed
according to law, and Counsel for the respective
parties having been heard; it is by the Court
hereby ordered, adjudged and decreed that the
said decision be and the same is hereby in
all things affirmed; and it is likewise fur-
ther ordered, adjudged and decreed that the
Claim

67 ND
PAGE 55

claim of the Appellee is a good and valid claim, and that the said claim be and the same is hereby confirmed to the extent and quantity of One square mile or Six Hundred and Forty Acres, being the land described in the Grant, and in the mesne conveyances to Claimant, and of which the possession was proved to have been long enjoyed: Provided, that the said quantity of One square mile or Six Hundred and Forty acres now confirmed to the Claimant be contained within the boundaries called for by the said Grant and the Map to which the Grant refers and in the mesne conveyances to the Claimant: and, if there be less than that quantity within the said boundaries, then we confirm to the Claimant that less quantity —

Ogden Hoffman
U. S. Dist Judge

I consent to the entry of this
Decree.

Wm Blomding
Dist Atty.

No 67

In the United States Dist Court
Northern Dist. of Cal.

The United States, appellants

vs.

J. P. Thompson, appellee

Deceit

Filed Febry 13. 1857.
W. H. Chever, Deputy,

67 ND

PAGE 56

14 P 8 23

In the District Court of the U. S.
for the Northern Dist of Cal

The United States

vs
Geo P. Thompson

} D. C. 67: D. C. 495

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

San Francisco April 2nd, 1857
Wm Blanding
Dist Atty

Hale & Peckham & Billings
Atty for Claimants.

California Land Claims
Attorney General's Office
7 Feb'y, 1857.

Sir: In the case of the claim of
Joseph P. Thompson, confirmed to
the claimant by the Commission-
er, Case no. four hundred and
ninety-five, (495), appeal will
not be prosecuted by the United
States.

I am,
Respectfully,
Ours,

Wm. B. Plauding Esq
U. S. Attorney,
San Francisco.

67
495

U. S. District Court

The United States

v
Jas L. Thompson

Stipulation

Filed April 2^d 1857
W. H. Cheves,
Deputy.

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

Present:

The Honorable OGDEN HOFFMAN, *District Judge.*

The United States

v

Joseph P. Thompson

D. C. 17: L. C. 495.

The Attorney General
of the United States having given notice
that appeal will not be prosecuted in
this case, and a stipulation to that
effect having been entered into by the
U. S. Attorney:

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

Ogden Hoffman
U. S. Dist. Judge

67

United States District Court, Northern
District of California.

The United States

vs.

Jos P. Thompson

ORDER.

*Vacating Appeal
Final Decree*

Filed

April 2^o 1857

John A. Manero

CLERK.

By *W. H. Chevers*

DEPUTY.

Office of the Board of Commissioners,
To ascertain and settle the Private Land Claims in the State of California.

San Francisco, August 23rd 1854

John A. Munroe 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. 493 on the Docket of the said Board, wherein

Joseph P. Thompson is
the Claimant against the United States, for the place known
by the name of "Napa"

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

Geo. Fisher