

CASE NO.

72

NORTHERN DISTRICT

CATACULA GRANT

JOSEPH B. CHILES

CLAIMANT

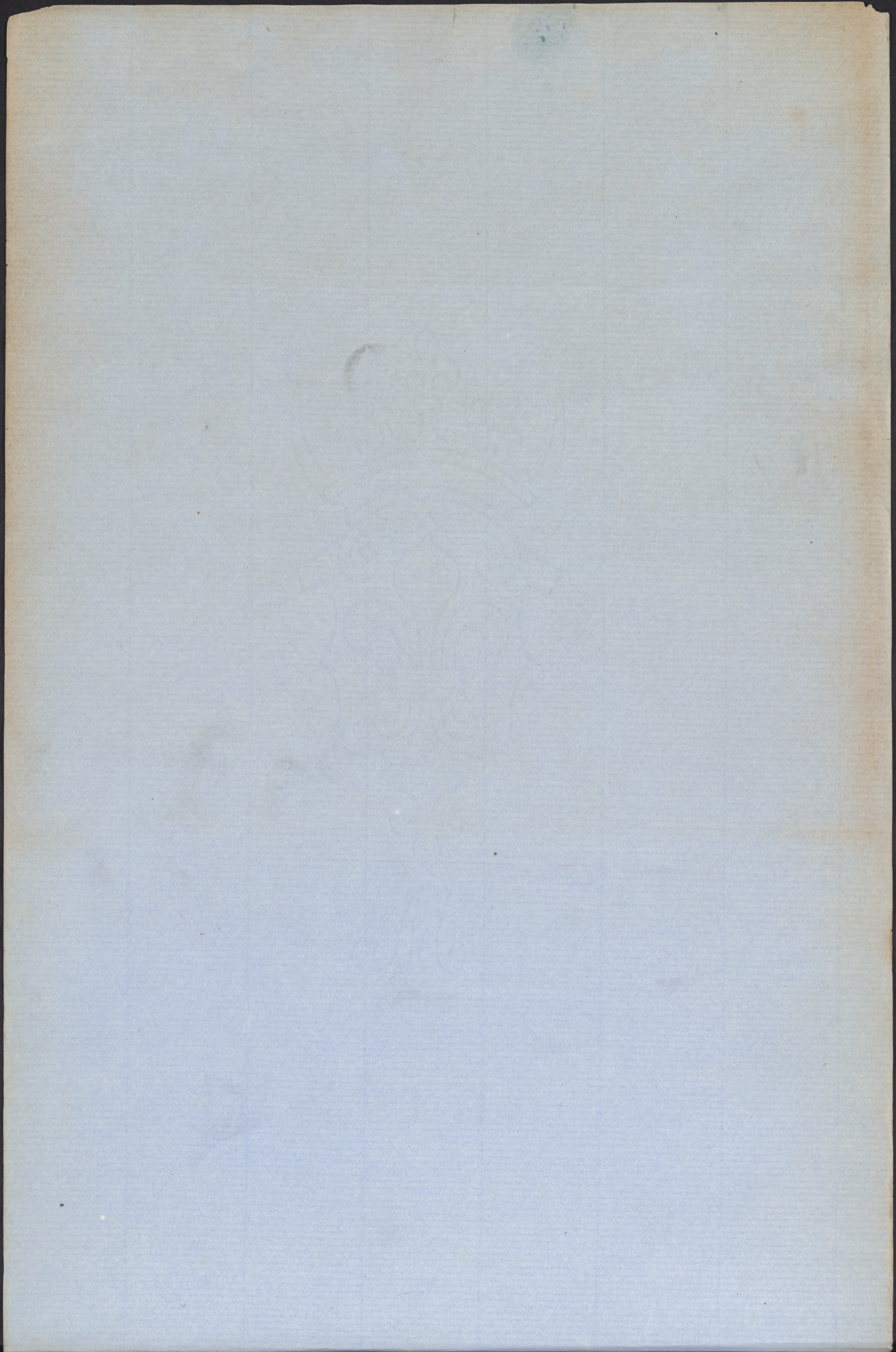
PROVER BOND

LAND CASE 72 ND pgs. 48

U.S.A.
25% COTTON FIBER



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TRANSCRIPT

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PAGE 1

OF THE

PROCEEDINGS

IN CASE

NO. 197

Joseph B. Chiles

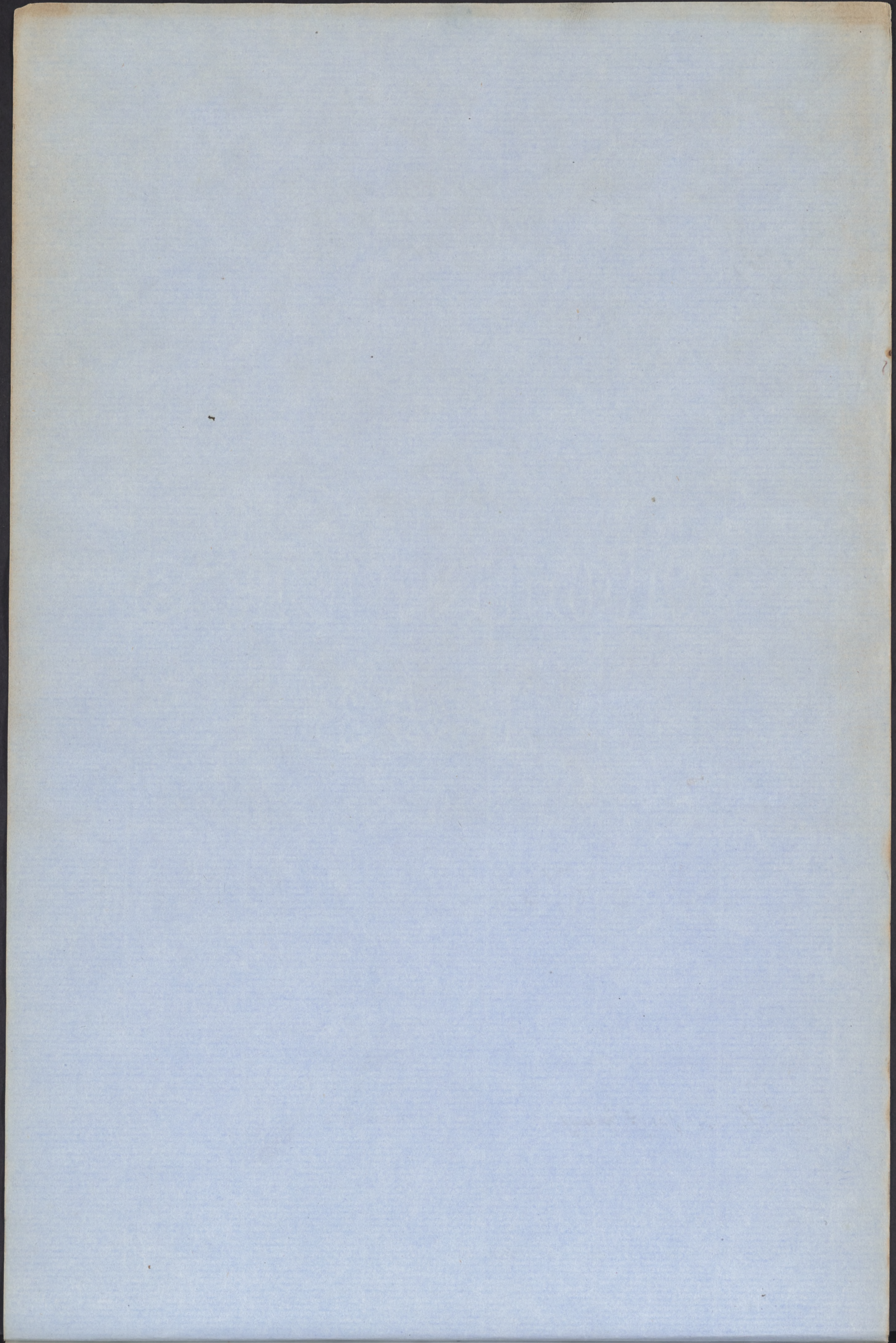
CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"Catacula"



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 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 *Joseph B. Childs* for the Place named "*Catacula*" was presented, and ordered to be filed and docketed with No. 197 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 June 21/1852,
In case No. 197 Joseph B. Childs, the deposition of William Baldridge, a witness in behalf of the claimant, taken before Commissioner Harry J. Thornton, was filed;
(vide page 4 of this Transcript.)

San Francisco Jan. 4th 1853,
In the same case the deposition of Samuel J. Newley, a witness in behalf of the claimant, taken before Commissioner Harry J. Thornton, with documents marked H. J. T. Nos. 1 & 2, annexed thereto, was filed;
(vide page 7 of this Transcript.)

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San Francisco Aug. 10th 1853.
Case No. 197 Joseph B. Leitch for the place
named "Catacuma", Calaveras; The counsel
for the claimant read the Ordinance, as previously
submitted, and taken under advisement
by the Board.

San Francisco Mar. 4th 1853.
In the same case Commissioner Robert
A. Thompson, delivered the Opinion of the
Board.
(See page 22 of this transcript)

To the Hon. the Board of Land Commissioners
to settle private land claims in California.

Petition.

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Joseph B. Chiles petitioner respectfully
sheweth that he is the original & present claimant
of two leagues of land in the County of Napa-
Kumen by the name of the Rancho de Caticulco,
That the same was granted to him by Governor
Micheltorena in 1844, who acted under the
power & authority vested in him by the various
laws & decrees of the Spanish & Mexican Govern-
-ments which ruled in cases of granting land,
& the letter of Commission to said Governor
Micheltorena from the Mexican Govern-
-ment.

There is no conflicting claim known
to your petitioner & he relies upon the documen-
-tary evidence hereto annexed marked exhib-
-its A. B. & C. - & the testimony of wit-
-nesses to be examined before your Honors.
All of which is respectfully submitted for such
action as the nature & justice of the case
may require.

April 20th 1852.

Crosby W. Bellknap.
Counsel for petitioner.

Filed in Office April 21st 1852.

Geo: Fisher.
Secy.

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Office of the Board of Land
Commissioners for California.

San Francisco June 21 1852

On this day before me Harry J. Thomson
one of the Commissioners for ascertaining
and settling private land claims in Califor-
-nia; came William Baldridge a witness
produced in behalf of the claimant Joseph
B. Chiles being No 197 on the Commission's
Depositions of
William Baldridge. docket, & after being duly sworn testified as
follows.

The U. S. Sur Agent was notified and
attended.

Questions by Claimant's Counsel.

1. What is your name, age, & place of residence.

A. My name is William Baldridge my age
40. I live in Napa valley State of California.

2. Do you know Joseph B. Chiles the clai-
-mant in this case, & if so how long have you
known him - & where -

A. I do. I know him since 1836 in Missouri.
& afterwards in Napa valley California. In
1844, he went to live on the Rancho Catuente.

3. State what you know of the grant of the
Rancho Catuente & the settlement & possession
thereof.

A. I know of Chiles taking the proceeding
to obtain a grant of land. In the summer
of 1844, he selected the piece of land Catuente
located in Napa County being then a part
of Sonoma District. I assisted him in
laying off the part selected by him, & drew
for him a plot or map of the Rancho.

Chiles soon after went to Monterey with the
map, petition, &c, & returned with a grant
for the land, & a copy of the map I had made
for him, the original as he informed me

having been kept & filed in the Government records. The document filed in this case No 197. of Joseph B. Childs claimant & marked Exhibit A being a traced copy of the Expediente & certified by J. D. King U. S. Surveyor General is here shown to witness.

Witness says "this document appears to be a true copy of the original papers of Childs, containing the grant & map I have spoken of Childs went into possession of his land Catacuta in 1844 & has occupied & possessed it ever since. What do you know of the location and boundaries of said land?"

A. It is located in Napa County about 20 miles north of Napa City & over 50 miles from the sea coast, & is the principal part of a small valley the Indians called Catacuta from which this Rancho derives its name.

The boundaries as we laid them out are as follows. Beginning at a point about fifty varas in a South easterly direction from the Soda Springs, so as to include the Springs within the Easterly corner of the tract, & running thence South West to the mountains the distance as we supposed of about one league, & crossing a branch of Potomac, & also a branch of Napa Creek - thence about at right angles & along the mountains, north West to three leagues as we supposed the distance to the boundary of Popes land, thence along the line of Popes land the distance of half a league, or thereabouts, thence South easterly two leagues, thence North easterly half a league, thence South easterly one league to the starting point.

3. What are the improvements made by the claimant on said land & at what time were they made?

A. In 1844, the same year in which he took possession, Childs built him a house, which

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he has occupied ever since. He also built a corral fenced in land, cultivated, set out trees & made other improvements, He has continued to improve it ever since - has set out fruit trees & vineyard, stocked it with a large number of cattle, & is now upon said land cultivating & improving it.

Q. What do you know of the sitting of the Departmental Assembly since the time of Chile receiving said grant?

A. I know very little of it. I resided on the Rancho with Chile from the first & continued there with him until the discovery of the gold mines. During that time, we did not hear of the Assembly being in session but once, which was sometime in 1845 I think, & in a few days after we heard it had adjourned. The news of the adjournment followed so soon after, that we supposed the Assembly had adjourned at the time we received the news of its being in session. In those days communication with Monterey were very seldom, so sometimes for months together we heard nothing from below.

June 21st 1852.

I have examined the above Interrogatories propounded to William Baldrige & his answers thereto, & in addition have had one ^{of} Interrogatory to propound to ~~propounded~~ to him, which is as follows.

1st Series - Interrogatories.

How far is the Rancho de Catorculla, the land claimed by Joseph B. Chile in this case, from the Bay of San Pablo? That is state the distance of the remotest point of said land from the nearest point of the bay of San Pablo?

Geo. W. Cooley.
U. S. Law Agent

Answer to the above - Inty -

I cannot say with any exactness what the distance is between the place named in the question, I have ^{never} ~~never~~ measured, but from my knowledge of the country I would suppose the distance to be about thirty or thirty two miles. The Law Agent, U.S. Inspector William Baldrige the cross-interrogatory about & put no other questions.

Shown to & subscribed before me this 21st of June 1852.

Henry J. Thornton
Clerk of Court

Filed in Office June 21st 1852.

Geo. Fisher.
Scrij.

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San Francisco Janry 4th 1853.

On this day before Court Henry J. Thornton came Samuel S. Kinsley, a witness in behalf of the claimant Joseph B. Childs petition No 197. I was duly sworn, his evidence being given in English.

The U.S. Associate Law Agent was present.

Questions by Claimant.

Question 1st. What is your name, age & place of residence, & how long have you resided there.

Ans. My name is Samuel S. Kinsley, my age is about 35 years, my residence in San Jose, I have resided in California, generally in the Sacramento valley since the autumn of 1843.

Question 2. Are you acquainted with the handwriting of Manuel Mitchellson & Manuel Amine, & if so, look upon the document now shown you to be attached to your deposition, marked Exhibit No 1. & say if their names are genuine as signed

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to said document.

ansr. I am acquainted with their hand writing, having seen them write & their names where signed on said document are their genuine signatures.

Question 3^d. Please look upon the map or design hereto attached marked No 2. & state whether the endorsement thereon or certificate is subscribed by Simmons & is his genuine signature.

Ans. I have looked at the said map & the certificate thereon & the signature of Manuel Amione thereto, is his genuine signature.

W. S. Law Agent present. Samuel J. Hensley.
Sworn to & subscribed before me
this 4th of July 1853.

Mary J. Thomson
Comte.

Filed in Office July 14th 1853.

Geo. Fisher.
Secy.

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S. D. 12 No. 1

1844

Note: the original paper is torn at the top

Expediente

movido por el Ciudadano por natura
cion Dⁿ Jose B. Chile en soli-
tud del terreno conocido con el
Nombre de Catuculo.

No
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Sello cuarto Dos Reales
Habilitado provisionalmente por la Aduana
Maritima del puerto de Monterey en el Depar-
tamento de las Californias para los años de
Mil ochocientos cuarenta y cuatro y mil
ochocientos cuarenta y cinco.

Micheltorena. Pablo de la Guerra
Exmo Señor

Josef B. Chiles mercader por
naturalizacion ante V. E con el debido respeto
compareco y digo. Que teniendo una can-
Monterey Nov. 9 de 1844 } tidad considerable de ganado
Infl el D. } vacuno y Caballar y mular y
Sra del des. } ningun parage proprio adonde
pacho piden V. E. para que se mande
do los q. ere a } se me de en propiedad dos si
necesitar } tros de ganado mayor en el
Micheltor } parage llamado Catucutu
que segun consta por el adjunto documento
del Juez de Sonoma se halla enteramente
Valdib; Dho parage tiene los siguientes
linderos. comienza por la parte del N. E
quientas Varas a la izquierda de los
ojos de Agua minerales de alli rumbo al
O. O una legua hasta pasar el arroyo de Stape
de alli rumbo al N. O tres leguas hasta
dar en los linderos del Tor Pope de este ul-
timo parage rumbo N. E. media legua de
rumbo al S. E dos leguas de este punto
rumbo al N. E media legua y ultimamente
de este punto hasta dar con el primer lin-
dero rumbo al Sud Este una legua segun
explica con claridad en el adjunto disen-
Por tanto. A. V. E. rendidamente suplico
se sepa decretar como llevo pedido favor a
que quedare eternamente reconocido protes-
tando no proceder de Malicia y lo neces-
rio. Monterey 9. de Noviembre de 1844
Joseph B. Chiles

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Excmo Señor

197-1

El terreno que se solicita esta situado en la jurisdiccion de Sonoma y segun el informe favorable del Juez de Paz de dha jurisdiccion parece que no hay inconveniente en que se le adjudique el interesado. Mas V. E. determinara lo que tuviere por mas conveniente.

Espidase el Título fha ut supra

Manuel Ameni

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Michelto

4. D. D. R

Dr Alcaalde 1º de Sonoma José Lujgado 1º de B. Chile natural de los E. U Sonoma. E. U. } del N. U. ante V. espone. Terreno que solicita el interesado está en el Calle nombrado Catuenu di y no pertenece en esta Jurisdiccion esta Calda a Pueblo corpora } suplico a V. E. se sirva el informe con ni Indiano } que crea de justicia pº que el ninguno y el que esponente pueda acompañarlo solicita Estran } con el memorial que le propone gois hasta aqñ no } dirigir al E. J. Gobernador en ha Mont. su bar } Solicitud del espresado tor- ta de Naturalis } reno cuyo Diseño acompaña por el Excmo Tor } y suplica se le devuelva con Gobernador re } esta peticion pº los usos qº soltera sobre el } le contengan. contenido. } P. D. M. A. Quego se sirva

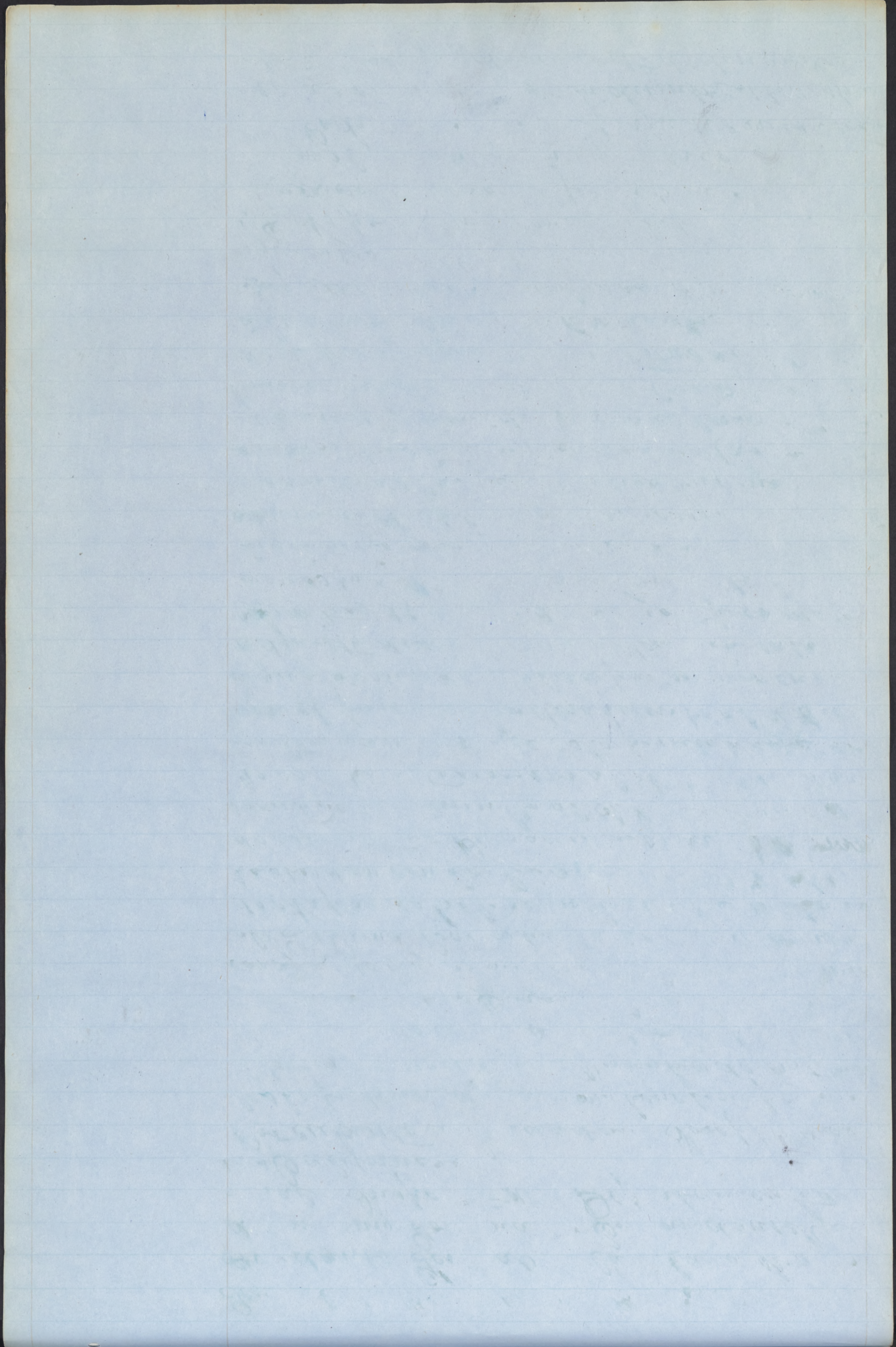
Sonoma Oct 21 1844 } mandar decretar como pide } en lo qº recibirá merced a qº.

Jacob Leero; infetra en este papel comun pº falta del Sello correspondte. Sonoma 8º de 21. de 1844

5. D. D. R

Joseph B. Chileo.

Here follows Map



P. J. D. R.

El Ciudadano Manuel Micheltoena
General de Brigada del Ejercito Mexicano
Ayudante General de la Plana Mayor
del mismo Gobernador Comandante Ge-
neral e Inspector del Departamento de
las Californias

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Por cuanto el Ciudadano Joseph B. Chi-
les ha pretendido para su beneficio personal
el terreno conocido con el nombre de Catuena
comenzando los linderos por la parte del
S. E. quinientas Varas à la izquierda de
los ojos de Agua minerales de allí rumbo
al S. O. una legua hasta pasar el Arroyo
de Tapa de allí rumbo al N. O. tres leguas
hasta dar con los linderos del Sr. Pope
de este ultimo Parage rumbo al N. E. media
legua de aqui rumbo al S. E. dos leguas
de este punto rumbo al N. E. media legua
y ultimamente de este punto hasta dar
con el primer lindero rumbo al S. E. una
legua segun se explica por menor en el
adjunto diseño cuya estension esta de
dos sitios de ganado mayor poco mas o
menos practicadas previamente las di-
ligencias y veriguaciones concernientes
segun lo dispuesto por leyes y reglamentos
usando de las facultades que me son
conferidas à nombre de la Nacion Me-
xicana he venido en concederle el terreno
mencionado. declarandole la propiedad
de el por las presentes letras sujetandolo
à la aprobacion de la Exma. Asamblea
Departamental y bajo las condiciones si-
guientes.

J. S. D. R.

1.ª No podra enagenarlo, hipotecarlo ni
poner sen su vinculo, fianza ni otro gravamen
alguno, ni podra donarlo.

2.ª Podra cercarlo sin perjudicar las tra-
versias, caminos, y servicios de el. lo dispu-
sara libre y esclusivamente destinandolo

al uso y cultivo q^d. mas le acomode, pero dentro de un año fabricara casa y estara habitada. 3^a. Quando se le confiere la propiedad solicitada del P^o que respectivo que le de la posesion juridica en virtud de este despacho por el cual se demarcaran los linderos en cuyos limites pondra a mas de las Mojoneras algunos arboles frutales o silvestres de alguna utilidad. 4^a. El terreno de q^d. se hace donacion es de la estencion ya mencionado. El P^o que diese la posesion lo hara medir conforme a Ordenanza quedando el Sobrante que resulte a la Nacion para los usos convenientes. 5^a. Si contraviniese a estas condiciones perdera su derecho al terreno y sera denunciado por otro. En consecuencia mando que sirviendo de Titulo el presente y teniendo se por firme y validero se tome razon de el en el libro respectivo. y se entregue al interesado para su resguardo y demas fines. Dado en Monterey a nueve de Diciembre de mil ochocientos cuarenta y cuatro.

Manu. Micheltorena

Manuel Jimeno Sr^o.

Queda tomada razon de esta concesion en el libro respectivo a fojas.

1844.

10. J. D. 16. Expediente promovido por D^o. José B. Chiles en solicitud de un terreno para construir un Molino de Agua en el Rio del Pueblo de Don José

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

J. Samuel D. King Surveyor General of the United States for the State of California and as such now having

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State of California and as such 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-
ment of Upper California do hereby
certify that the ten preceding and here-
unto annexed pages of tracing paper num-
bered from One to Ten 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

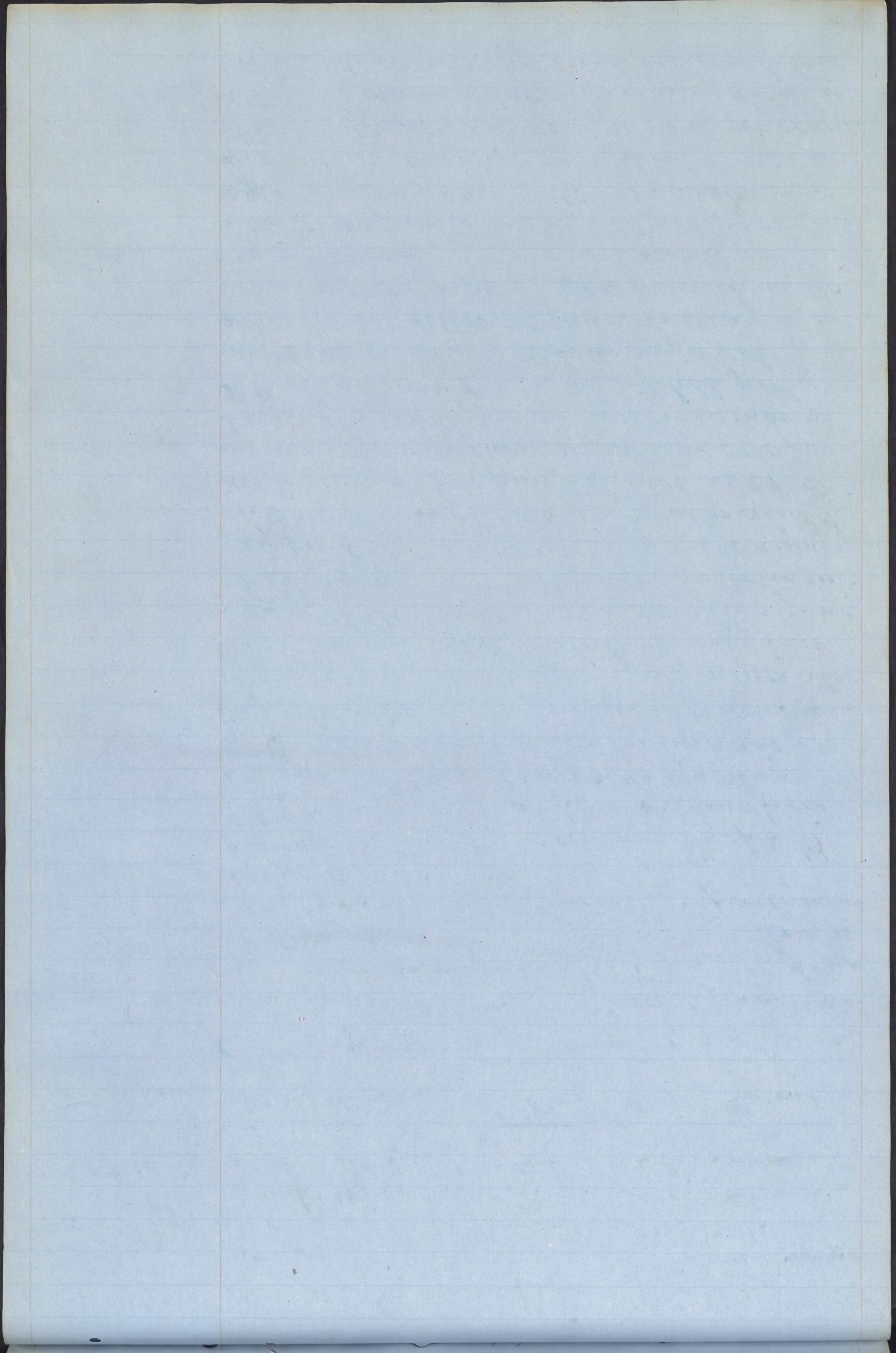
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In Testimony whereof I have
herein signed my name officially
and affixed my private Seal (not
having a Seal of Office) at the City of
San Francisco Cal. this 14th day of
April 1852

Saml. D. King
Survy. Genl. Cal.

Filed in Office April 21st 1852

Geo. Fisher Deery



Sello primero Ocho Pesos

Habilitado provisionalmente por la Aduana
maritima del puerto de Monterey en el Depar-

Doc: H. I. T. N^o 1 = tamento de las Californias para los años
ann d: to the Depo de mil ochocientos cuarenta y cuatro y mil
of San J. J. Henstey ochocientos cuarenta y cinco y ~~en el~~
taken before Com

Henry J. Thornton Micheltovena Pablo de la Guerra

El Ciudadano Micheltovena Ge-
neral de Brigada del Ejercito me-
jicano Ayudante G^{ral}: de la plaza
Mayor del mismo, Gobernador Coman-
dante G^{ral} e inspector del departamento
de las Californias.

Por cuanto el Ciudadano Joseph B
Chiles ha pretendido para su beneficio
personal el terreno conocido con el nombre
de Catuculo comenzando los linderos por
la parte del N. E. quinientas varas a la
izquierda de los ojos de agua minerales
de alli rumbo al N. O. una legua hasta
pasar el Arroyo de Napa de alli rumbo
N. O. tres leguas hasta dar con los linderos
del Sr. Pape de este ultimo parage rumbo
N. E. media legua de aqui rumbo al N. E.
dos leguas de este punto rumbo al N. E.
media legua y ultimamente de este punto
hasta dar con el primer linderio rumbo al
N. E. una legua segun se explica por me-
nor en el adpunto diseño cuya estencion
sera de dos sitios de ganado mayor pro-
mas o menos: practicados previamente
las diligencias y averiguaciones conser-
vantes 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
el terreno mencionado, declarandole la
propiedad de el por las presentes letras

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sugestandose à la aprobación de la Exma
Asamblea Departamental y bajo las con-
-diciones siguientes.

1^a No podrá venderlo enagenarlo hipotecarlo
imponer censo, vinculo, fianza ni otro gravamen
-alguno ni podrá donarlo. 2^a
Podrá cercarlo sin perjudicar las traversías
caminos y servidumbres. lo disputar a
libre y esclusivo am^{te}. destinandolo al uso
y cultivo que mas le acomode, pero dentro
de un año fabricara casa y estara havi-
-tada. 3^a Cuando se le confiere la pro-
-piedad, solicitara del Juez respectivo
que le de la posesion jurídica en virtud
de este Despacho. por el cual se demar-
-caran los linderos en cuyos limites pondrá
à mas de las mojoneras algunos arboles
frutales ò silvestres de alguna utilidad
4^a El terreno de que se hace mencion es
de la estension ya mencionada. El Juez
que diese la posesion to hara medid^{on} con-
-forme à ordenanza quedando el sobrante
que resulto à la locacion para los usos
convenientes. 5^a Si contrariase à
estas condiciones perderá su derecho
al terreno y sera denunciabile por otro.
En consecuencia mando que dirren-
-dole de titulo el presente y teniendo lo
por firme y valédero, se tome razon de el
en el libro respectivo y se entregue à el
interesado para su resguardo y demas
fines.

Dado en Monterrey à nueve

de Noviembre de mil ochocientos cuarenta

Sancti Spiritus 1853 y cuatro

El Sr. Jefe

Man^{te}. Michel^{te}

Acay

Man^{te}. Jimeno Sr^o

Queda tomada razon de esta concecion
en el libro respectivo a fojas 11

3.00
6.00

Jimeno

Translation of the Expediente of Joseph B. Childs relating to the the Rancho "Caticuliv."

(Seal)

Most Excellent Sir!

Exhibit 13.

Translation of two square leagues (sitios de ganado mayor) in Expediente.

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Joseph B. Childs, Mexican by naturalization respectfully appears before your Excy & says: That having a considerable quantity of black cattle, horses, & mules, and no proper place to put them upon, he applies to your Excy to do him the service to grant him the place called "Caticuliv" which according to the tenor of the annexed document given by the Judge of Sonoma is found to be entirely vacant. The said place has its bounds as follows - Commencing 5000 varas South East to the left hand of the mineral springs from there South westwardly, one league passing the arroyo of Napa, thence North westwardly three leagues to the boundary of Sanor Pefe, thence North eastwardly half a league, thence South eastwardly two leagues; thence North eastwardly half a league, & lastly from this point to the starting point South eastwardly by one league as is clearly explained in the annexed map.

Therefore I humbly beseech your Excy to grant my petition whereby I shall remain under eternal obligations protesting not to proceed by malice & whatever is necessary.

Montrey, Nov 9. 1844.

Joseph B. Childs.

Montrey Nov 9' 1844. Let this pass to the Senior Secretary of State to make all the necessary inquiries.

Micheltorona.

Most Excellent Señor.

The land which he solicits is situated in the jurisdiction of Sonoma, & according to the favorable information of the Justice of the Peace

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of said jurisdiction it appears that there is no
inconvenience in granting this to the petitioner
But your Excellency will determine it according
to your superior knowledge.

Date as above.
Manuel Jimeno.

Date as above. Let the title be issued.
Micheltorona.

Senior Just. Alcalde of Sonoma.
Joseph B. Chiles native of the United States of
North America before you presents. That
desiring to settle in this Department & know-
ing that the valley called Calucater in this
jurisdiction is vacant, begs of you to give him
the information which is just, so that the ap-
plicant can accompany it with the money-
real which he proposes to direct to the Most Ex-
cellent Sr Governor, petitioning for the
said land, the map of which accompanies
this, & he begs that you will return it with this
petition for the convenient uses. Wherefore
he begs that you will please to decree as he
petitioners for; by which he shall receive the
benefit he solicits, upon this common paper
having none in the jurisdiction of the cor-
responding real.

Sonoma October 21st 1844.
Joseph B. Chiles.

Justice's Court of Sonoma.
The land which the petitioner subjects is va-
cant & belongs to no Public, Corporation
nor individual & the petitioner is a foreign-
er - until now he has not shown his
letter of Naturalization. But the Most
Excellent Senior Governor will determine
upon the matter.

Jacob P. Lese.
Sonoma Oct. 21st 1844.
The citizen Manuel Micheltorona General of

Brigade of the Mexican Army, Adjutant General
of the Staff of the same, Governor, Commandant
General & Inspector of the Department of the
Californias.

Whereas the citizen Joseph B. Chiles has
petitioned for his own benefit the land known by
the name of Caticuliv. its bounds commencing
South eastwardly five hundred varas to the left
of the Mineral Spring, thence South westwardly
one league, till it joins the course of Napa, thence
to the North West three leagues to the line of
Saner Pefe, thence to the North east half a
league; thence to the South east two leagues,
thence to the North east half a league & finally
from this point South eastwardly to the first
boundary one league as the annexed map
explains in detail of two square leagues (sitio
de ganado mayor) in extent, a little more or less,
having first taken the necessary steps & investi-
gations concerning it as prescribed by laws
& regulations, & by virtue of the authority con-
ferred upon me, in the name of the Mexican
Nation have granted him the land aforesaid
declaring it to be his property by these present
letters subject to the approval of the Most Ex-
cellent Departmental Assembly & under the
following conditions.

1st. He cannot sell, alien or mortgage it nor
place ground rent, entail, bond or other in-
-cumbrance upon it, nor can he donate it.

2nd. He may enclose it without injury to the
crossings, roads & servitudes; he will enjoy it freely
& exclusively, destining it to the use & cultivation
which best suits him, but within a year he shall
build a house, which shall be inhabited.

3rd. When the property is given to him he shall
ask of the respective Magistrate the juridical
possession by virtue of this title, by whom the bound-
-aries shall be marked out, upon the limits
of which besides the land marks he shall place

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some fruit trees or forest trees of utility.

4th The land granted to him is of the extent already mentioned, the judge who gives the possession shall have it measured according to ordinance & any resulting surplus shall remain to the nation for its convenient purposes.
5th If he shall violate these conditions he shall lose his right to the land & it may be demanded by another.

Wherefore I ordain, that the present survey being as a title & being held as firm & valid, it be entered in the proper book & delivered to the petitioner for his security & other purposes.
Given in Montevideo November 9th 1844.
Manuel Amore. Secy.
Mane Micheltonna.

This grant has been entered in the proper book at folio.

Filed in Office April 21st 1852

t. b.
R. P.
Geo: Fisher.
Secy.

El Ciudadano Manuel Micheltorena, General de Brigada del Ejercito Mexicano, Ayudante Grat. de la Plana mayor del mismo, Gobernador, Comandante Grat. e Inspector del Departamento de California.

Habiendo D. José Chiles, originario de las E. U. cumplido con las condiciones y requisitos que prescribe la ley respectiva con que debe concederse la carta de naturaliza a los extranjeros y acompañando los documentos correspondientes Declaro al referido D. José Chiles, naturalizado en la Republica Mexicana en virtud de la autoridad que por aquella ley se me confiere.

Repor. folios 11.

Monterrey. 10 de Septiembre de 1844. Manuel Micheltorena

Manuel Jimeno - Secy.

Filed in Office April 21st 1852. Geo. Fisher. Secy.

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The citizen Manuel Micheltorena, General of Brigade of the Mexican Army, Adjutant General of the staff of the same, Commandant General, & Inspector of the Department of Naturalization the California. Exhibit C. Certificate of Naturalization with translation. Entered at folio 11.

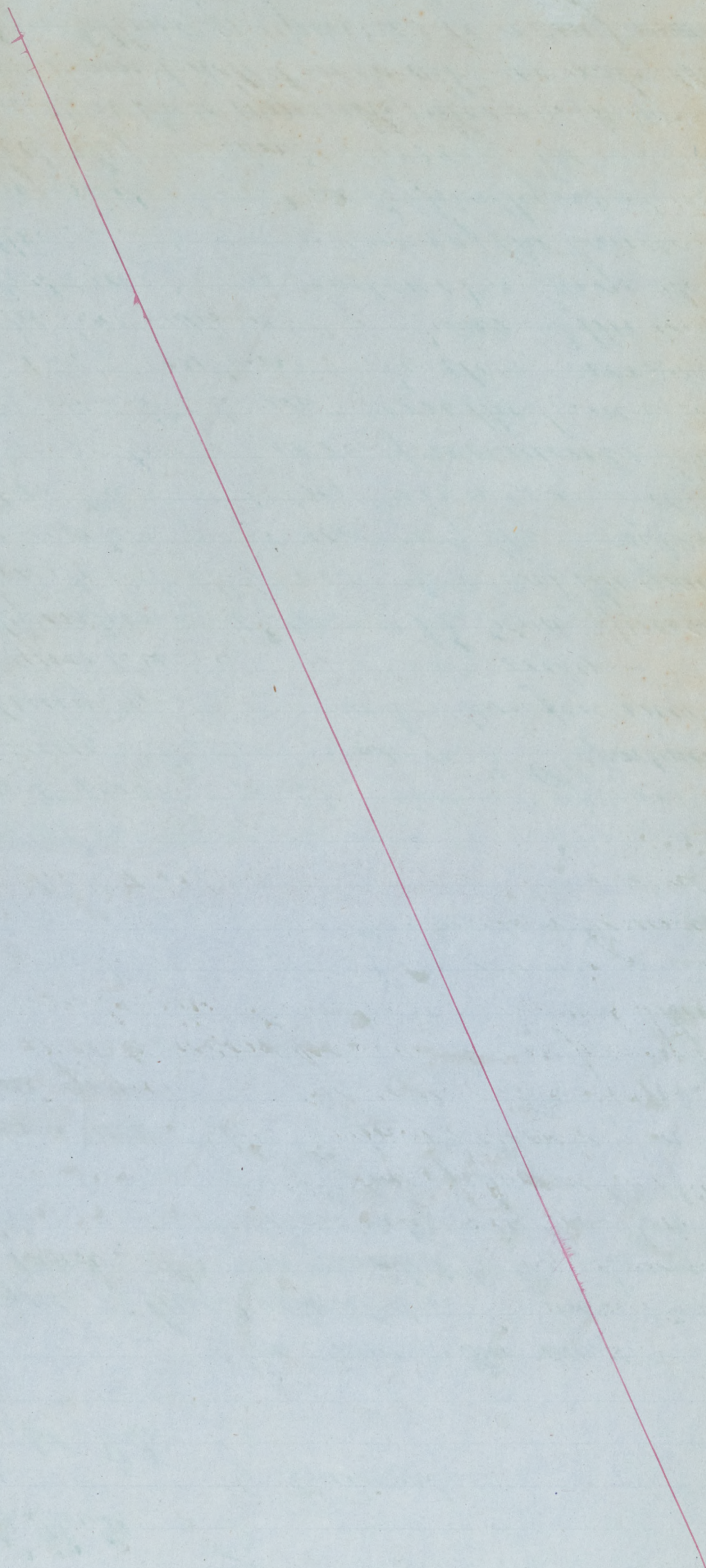
Mr Joseph Chiles native of the United States having complied with the conditions & requisites which are prescribed by the law, which grants letters of Naturalization to foreigners, & having produced the corresponding documents, I declare the said Joseph Chiles to be a naturalized citizen of the Mexican Republic in virtue of the authority with which by the said law I am invested.

Monterrey Sept 10th 1844.

Manuel Micheltorena

Manuel Jimeno. Secy.

Filed in Office April 21st 1852. Geo. Fisher. Secy. S.C.P. R.P.



Case No 197.

Joseph B. Chiles

vs

The United States.

"Calucula"

Opinion by
Comr.

R. Aug. Thompson.

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The claim in this case is for two leagues of land situated in the present County of Napa. It was granted to the claimant a Naturalized Mexican citizen by Gov. Manuel Michelena on the 9th day of November 1844. The signatures of the Governor & Secretary on the original grant, & on the copy of the map or decree which accompanies it are proven to be genuine by the deposition of Samuel Hensley. The traced copy of Expediente from the records in the office of the Surveyor General of the United States shows that the usual investigations were had & the grant issued in the usual form, though it does not appear that it was secured the approval of the Departmental Assembly. The grant is therefore inchoate & gives the party an equity only. The deposition of William Baldridge proves the boundaries of the land, & that the grantee immediately after receiving the grant entered on the land & within a year built a house & erected other improvements. That he occupied the house from the time it was built, & has continued to do so ever since, that he has cultivated portions of the land, planted trees, & has had on it a large stock of cattle. The boundaries of the land are well defined & present no difficulty whatever to its identification & survey. The case comes clearly within those equitable rules which have been laid down & acted on in other cases by this board, entitling the parties to a confirmation. The claim is therefore confirmed.

Filed in Office Nov 4' 1853. Geo. Fisher Secy.

Joseph B. Childs }
 vs } Catuaculw.
 The United States }

Decree:

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PAGE 24

In this case on hearing the proofs & allegations it is adjudged by the Commission, that the claim is valid, & it is therefore decreed that the same be confirmed. The land of which confirmation is hereby made is known by the name of Catuaculw being the same on which the said petitioner resides, and is bounded as follows. Beginning south eastwardly fifty varas to the left of the mineral Springs, thence South westwardly one league until it passes the Arroyo of Napo, thence to the North West three leagues to the line of Senior Pope, thence to the North east half a league, thence to the South east two leagues, thence to the North east half a league, finally from this point south eastwardly to the beginning one league; the same being of the extent of two square leagues; reference for a more particular description thereof being ~~xxxxxx~~^{had} to the original grant & map copies of which are on the files of this board.

Stephen Felch. }
 R. Aug. Thompson. }
 Thompson Campbell. } Commissioners

Filed in Office Nov 4th 1853.

Geo. Fisher.
 Secy.

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PAGE 25

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 *twenty three* — pages, numbered from
1 to *23*, 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. 197 on the Docket of the said Board;
wherein *Joseph B. Chiles* is

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

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



72-11D

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

No. 72-

THE UNITED STATES,

vs.

Joseph B. White

TRANSCRIPT OF THE RECORD
FROM THE
BOARD OF U. S. LAND COMMISSIONERS,
In Case No. *197*

Filed, August 23^d 1854
John A. Monroe,
Clk.

Office of the Attorney General of the United States,

Washington, 26th October 1854.

Joseph B. Chiles.

vs.

The United States.

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 26th day of July 1854, the appeal in the district court of the United States for the Northern district of California will be prosecuted by the United States.

Anthony

Attorney General.

U.S. Dist. Court
Ct. D. of California

The United States

vs
Joseph B. Childs

no 72

Appel notice

Filed Dec: 2. 1834

Proc. Munnice
Ch

UNITED STATES DISTRICT COURT,
Northern District of California.

San Francisco, February 3^d 1855-

ON this day, before *W. H. Chevers* a
Commissioner of the United States for the Northern District of California, duly
authorized to administer oaths, &c., &c., came *C. S. Richards*
Claimant a witness produced on behalf of the

in Case No. *72*, being an appeal from the Board of Commissioners to ascer-
tain and settle the Private Land Claims in the State of California, in Case
No. *197* on the Docket of the said Board of Commissioners, and was duly
sworn and testified as follows — ~~his evidence being interpreted by~~
~~a sworn interpreter~~

PRESENT: *E. O. Crosby, Claimant's Attorney*
and the U.S. Dist. Atty; by a, Glassell,

1st QUESTION BY Claimant,
What is your name, age, place of
residence, and occupation,

Answer,
*C. S. Richards, 22 years of age, San
Francisco, and am a Civil Engineer,
and Surveyor,*

Question *2^d*
Do you know Joseph, B. Chiles, The Claimant
in this case,

Answer,
I do,

Question *3^d*
Do you know the Rancho "Catacula," if
yes, state where it is situated, and what
you know of its boundaries.

Answer,

I do know said rancho, It is situated in Napa County, in this State, about 25 miles North of Napa City. I made a survey of the said rancho within the last two months.

Question 4th

(Witness is here shown a map marked Exhibit "A," and which is annexed to this deposition.) Please state what you know of this map, who made it, and what lands it represents.

Answer,

I made the said map from a survey which I had previously made of the aforesaid "Catacula," and it purports to be a correct representation of said rancho.

(Witness is here shown a paper marked Exhibit "B," and which is annexed to this deposition, being field notes)

Question 5th,

What does said paper purport to contain.

Answer,

The Field Notes of the survey made by myself of the Rancho "Catacula," they are a correct description of the survey of the said rancho.

Question 6th,

From what papers or data did you make the said survey.

Answer,

From a copy of the Expediente containing the original grant, and map, of the Rancho "Catacula," and also a copy

of the opinion of the U. S. Land Commissioners confirming this claim. From those data I found no difficulty in locating the boundaries of said rancho, as described in the field notes, and map, which form part of this deposition. The natural boundaries of said rancho, are well defined.

Cross examined by N. S. Atty.

Question 1st

By what authority did you make the said survey, and from whom are you to receive your compensation for making it—

Answer.

I made it at the request of the said claimant, and from him I am to receive my compensation for making it.

Direct resumed.

I have heretofore acted as a special Deputy of the U. S. Surveyor General of this State, and have made such surveys were approved by him, though at the time I made this survey, I was not deputized.

James Arvon L. Richards

Sworn to, and subscribed
before me, this 3rd February, 1855.

W. D. Choates
U. S. Com^r

No 72—

U. S. Dist. Court.

The United States

— vs —

Joseph B. Childs.

Deposition of
L. S. Richards.

Filed Feb 3^d 1855.

J. M. a. Munn

Clerk

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

The United States
Appellants

vs
Joseph B Childs
Appellee

No. 72.

The Petition of the United States by their
Attorney represents; that this Cause 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 and
that this Court decree the said title to
be invalid. Respectfully,

A. S. Russell
Asst. U.S. Dist. Atty

No. 72.

U.S. District Court
Southern Dist of California

The United States

Appellants

vs

Joseph B. Childs
Appellee

Petition

Filed July 16, 1855,
by Cheever
Deputy.

No. 72.

U.S. District Court for the
Northern District of California

The United States
appellants
vs
Joseph B. Childs
appellee } answer.

The respondent for answer to the petition filed in this case, answering and says. It is true that the land mentioned in said petition and in said transcript of the proceedings before the said Board of Commissioners lies within said Northern District of California and within the jurisdiction of this Court. But this respondent avers that his title to the said lands is invalid and avers that the same is valid. and prays that the decision of the said Board be affirmed and his title be decreed to be valid.

Joseph B. Childs
by his Atty E. O. Crosby

No. 72.

U.S. District Court
Northern District of California

The United States

vs

Joseph B Childs

Answer.

Filed July 20. 1855.
by Cheever
Deputy.

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E. Broderick
Attorney for Childs

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

The United States

vs
Los B. Chiles

} D. C. 72: L. C. 197

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

E. O. Crosby Atty
for Claimant

California Land Claims
Attorney General's Office
19 Feb. 1857.

Sir:
In the case of the claim of
Joseph T. B. Chiles, confirmed
to the claimant by the Commis-
sioners, Case no. One Hundred and
Ninety-seven, (197), appeal will
not be prosecuted by the United
States.

I am
Respectfully,
C. A. King

Wm. T. Ralston Esq
U. S. Attorney
San Francisco -

72
197

U. S. District Court

The United States

of
Los B. Chiles

Stipulation

Filed April 29 1854

W. St. Chevers,
Deputy.

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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 *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 B. Chiles

D. C. 72; L. C. 197

*The attorney General
of the United States having given notice
that further 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 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.*

*Ogden Hoffman
U. S. Dist. Judge*

72

United States District Court, Northern
District of California.

The United States

vs.

Jos B. Chilez

ORDER.

~~*Vacating Appeal*~~
~~*Small Deceit*~~

Filed

April 20 1857

John Amourne
CLERK.

By

W. H. Cheever
DEPUTY.

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Field Notes of a survey made by
Carmarvon Richards of a tract of land
termed the "Rancho de Catacula, claimed by
Joseph B. Childs Esq, and situate in the
county of Napa, State of California.
Containing $7216 \frac{45}{100}$ acres or 1 League $2876 \frac{32}{100}$ acres.

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Monday January 15th A. D. 1855.
Proceeded to a point as described in the
Grant "500 varas" (20ch 83^l) "south eastwardly
to the left of the mineral springs, and there
establish Station 1 of the survey -

I would here remark, that the mineral
springs as a natural corner or boundary
of a tract of land, could when found
not be mistaken, as the water partakes
of a strong mineral taste - and also that
the formation of the country surrounding
them, corresponds well with that as de-
lineated in the copy of the original map
of same, now in my possession. -

Variation of the Magnetic needle $15^{\circ} 58' E.$ -

Commenced at Station 1, establish a corner
and run with course -

S 68° W

with notes as follows.

- 15 ch to a small stream of water running
in a westerly direction.
- 40 ch to recrossing said stream - also at
this place reach "Sedw Spring valley"

51 ch.

to a creek 10 links wide: this creek is chiefly formed by the waters of the soda springs and runs south eastwardly -
at. -

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60 ch.

leave the valley and ascend a ridge of low hills dividing soda spring from Catacula Valley.
at

120 ch 60 l.

leave the hills and enter Catacula valley - at this point is a small stream running westerly and the line now being extended borders on the extreme south eastern portion of the valley.
at

183 ch 50 l.

184 ch.

reach the Arroya of Napa and at crop it and establish Station 2 of the survey. This station is situated within 40 links of the bank of the arroya and at the foot of a range of mountains separating Catacula from Napa valley - the creek runs southerly and finds an outlet immediately below the corner thro' a narrow cañon - thence continue from Station 2 with course.

N 50° W

10 ch.

parallel with general extent and course of valley - the line ascends a low hill immediately after leaving the corner and at descends again into edge of valley, thence

along the edge of valley and at

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- 30 ch ascend the point of a mountain projecting into valley — from this location the line continues on the side of the range of mountains sometimes within a few chains and at other times within a $\frac{1}{4}$ of a mile of the valley. at
- 202.50 the lower extremity of Chile's farm bears a course at right angles with the line and distant $\frac{1}{4}$ of a mile. —
- 242 ch. to a cañon and creek — a small trail traverses this cañon leading from Chile to Napa Valley, and on the creek bearing a course $N 35^{\circ} E.$ dist 15 ch is a mill belonging to Mr Chile — his house bearing $N 10^{\circ} E.$ dist 35 ch. at:
- 245.00 cross the creek and immediately ascend side of mountain.
- 305.00 opposite the northern extremity of cultivated lands — thence along the side of mountain and at
- 523.00 reach a wagon road leading to Napa Valley.
- 540.00 to a point opposite the house and improvements of a squatter Yeliped Rogues —
- 561.00 to a road leading to the Red, Woods.

624 ch 99 l. (or 3 leagues Spanish) establish
a corner as Station 3 of the
Survey - as described in the
Grant this line should reach
the line of Señor Popus lands -
I will now observe that the
natural course and position of
Popus Valley so nearly correspond
relatively with those of Catacula
Valley, that this line if extended
would reach many miles before
intersecting that of Popus. -
Station 3 is situated about
midway between the foot and
summit of a high mountain, cov-
ered with a heavy growth of Pine
Redwood, fir, oak, &c. - with this ex-
-ception the entire land on the mountain
between Sta 2 & 3, is of a barren, rocky
nature, but very sparsely timbered, & un-
-fit for cultivation being covered with
a dense and almost impenetrable growth
of Chaparral.

From Sta 3 run a line parallel
with line between Sta 1 & 2. Course
and at -

N 68° E.

- 27 ch reach a small creek running
in a northerly direction -
42 ch to the valley
43.50 to a creek 10 links wide running
northerly - all the streams in
this vicinity, run in the same
general direction emptying into
the "Rio de los Puños".

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48.85 to a road leading to Popo's valley.
51.00 leave the valley & ascend mountain
84.00 to a small stream and at
104.11 1/2 (1/2 league Spanish) establish
Station 4 of the survey - the moun-
-tains on this side of the valley are
well adapted for grazing purposes,
and are sparsely covered with timber
of the oak species. - The corner is sit-
-uate near the top of the ridge of moun-
-tains.

S 50° E

Thence from Sta 4 with course
parallel with and to the line between
Stations 2 & 3. over the sides of mountains.
along this line there is nothing
worthy of note - the line continues
very near the summit of the ridge
of mountains - whose general appearance
is similar to the description given
of the country surrounding Sta 4; and
at

4 1/2 leagues (2 leagues Spanish) establish a corner
as station 5 of Survey - this corner as
is the case with corner at Sta 4. is
near the top of mountain - Thence
with course

N 68° E.

parallel with and to line between
Stations 1 & 2 and at

21 ch. reach the summit of mountain
thence down the mountain and at

45 ch reach a small cañon, thence up the
side of mountain thro' a dense
thicket of Chaparral and at

49 ch 84 l. establish a corner as Sta 6 of the survey - this corner is situated on the northern slope of the mountain in a thicket or chaparral, 15 to 20 feet high - the land immediately south of the line, between this and the last station is covered with "greasewood" as the only growth, and the soil is unfit for any purpose whatever. - thence with course (random line)

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S 51° E.

210.35

towards Sta 1. - and at - intersect a line running S 68° W 2 ch 136. from the corner - thence return with true course.

N 50° 30' W

and at

21.75

reach a point opposite and within 45 links of the principal soda Spring.

34.00

to a small stream running towards valley.

120.35

to a creek - also enter valley

125.00

leave the valley and ascend mountain.

211.23

to the corner post - finishing survey.

Mapa County July 20th 1853. Cameron L. Richards

No 72 -
U. S. Dist. Court,

The United States,

- vs -

Joseph B. Childs,

Field Notes attached
to deposition of
C. S. Richards.

Exhibit "B" -
taken Feb^y 3^d 1855

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Office of the Board of Commissioners,

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

San Francisco, August 23 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. 197 on the Docket of the said Board, wherein

Joseph B. White is the Claimant against the United States, for the place known by the name of "Catacula"

and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

Geo. Fisher.