

CASE NO.

80

NORTHERN DISTRICT

PART OF ENTRE NAPA GRANT

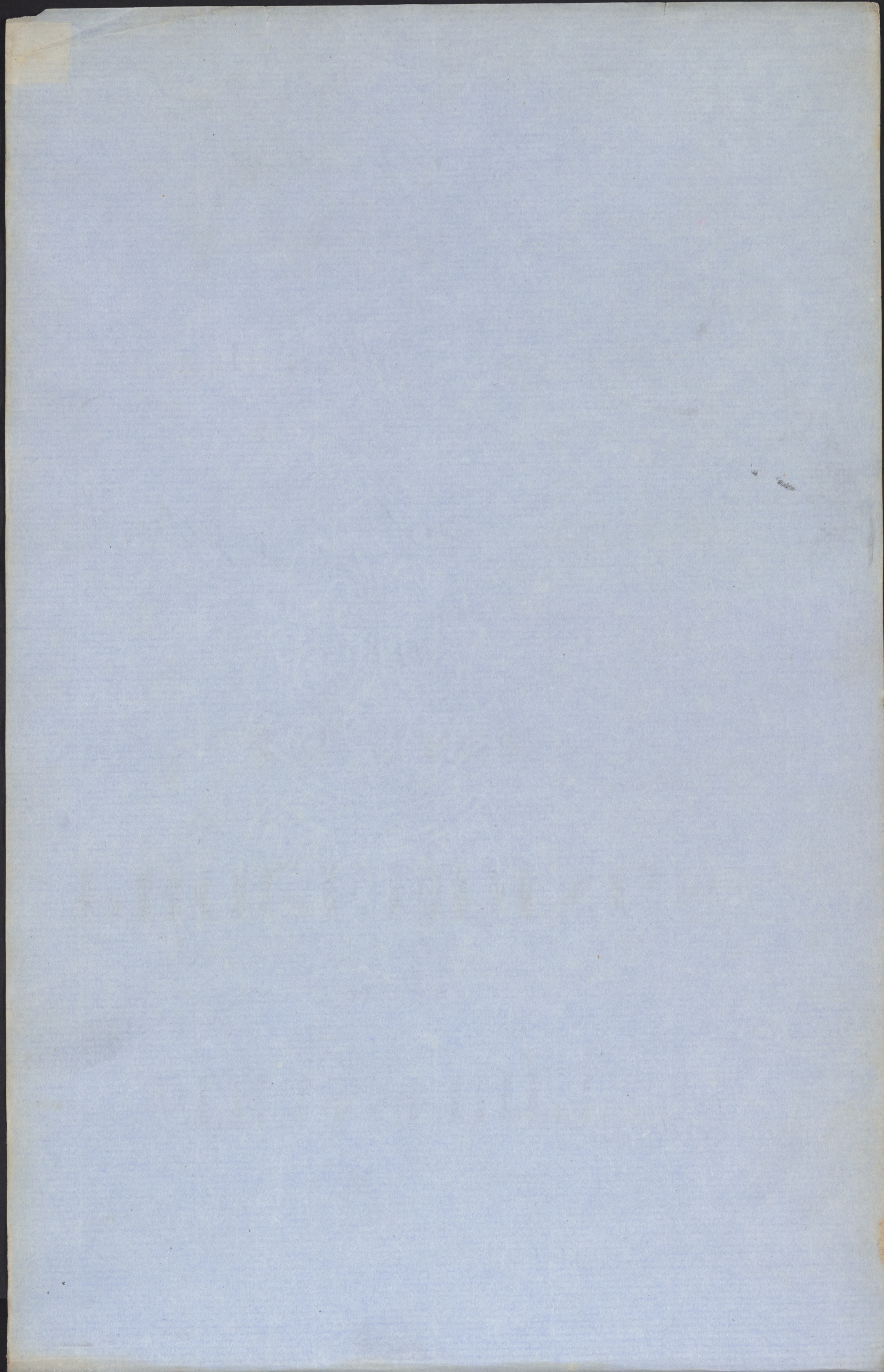
JOSEPH P. THOMPSON

CLAIMANT

U.S.A.
25% COTTON FIBER
FLOWER BOND
Commercial

334

Round Entry (writing)



TRANSCRIPT
OF THE
PROCEEDINGS

IN CASE

NO. 334

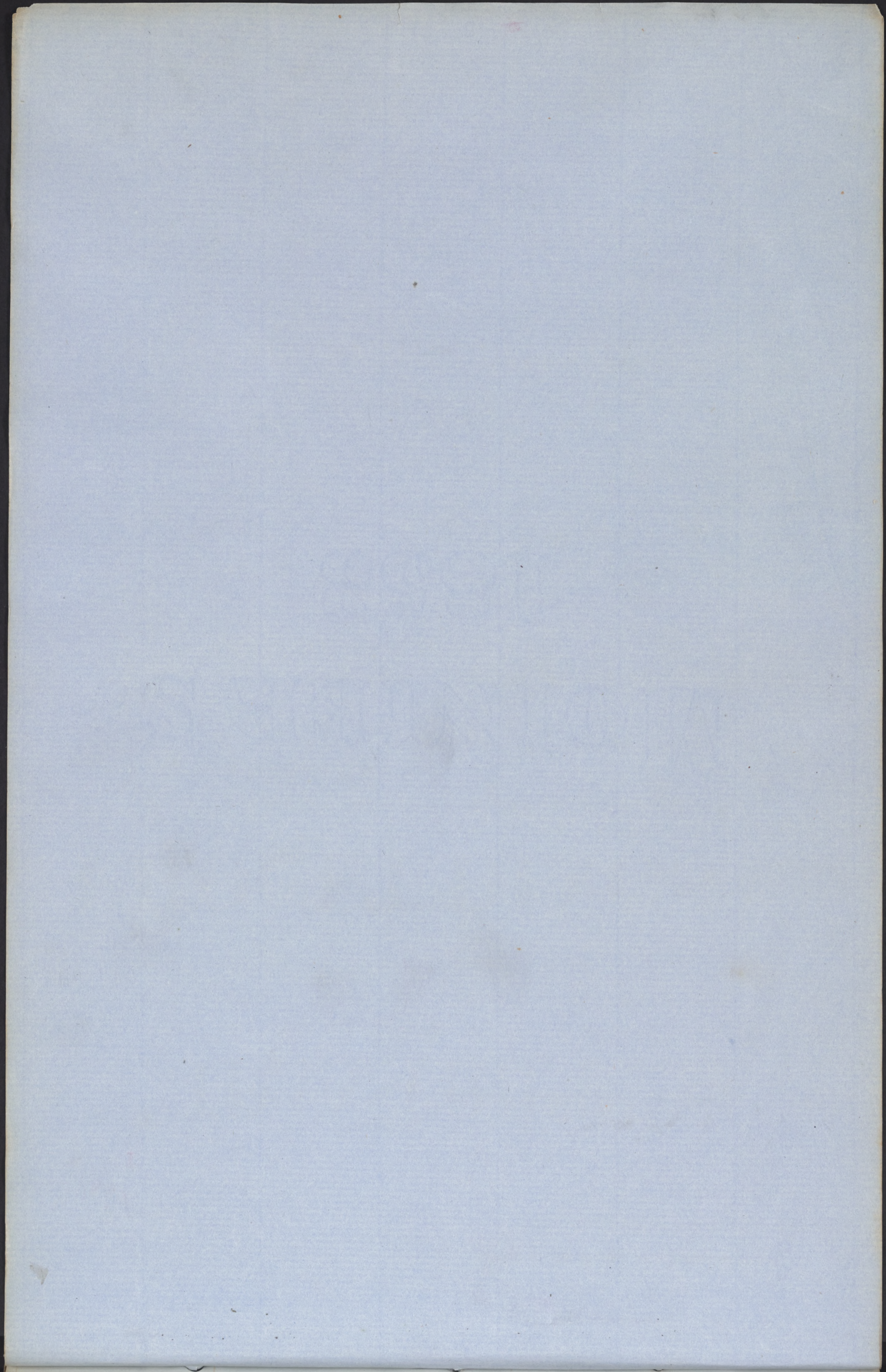
Joseph P. Thompson CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"Entre 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 eleventh day of September, Anno Domini One Thousand Eight Hundred and Fifty-Five, 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 the Place named

Entre Napa

was presented, and ordered to be filed and docketed with No. 334 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. 334 Joseph P. Thompson for the place named "Entre Napa" the deposition of José de la Rosa, a witness in behalf of the claimant, taken before Commissioner Henry J. Thomson, was filed;

(Vide page 4 of this Transcript)

San Francisco Sept. 12th 1853.

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

(Vide page 5 of this Transcript)

San Francisco September 13th 1853.
Case No. 334, Calceda; Submitted in papers on both
sides and taken under advisement.

San Francisco December 13th 1853.
In the same case Commissioner Alpha Fitch
declined the opinion of the Board confirming the
claim;
(vide page 30 of this Transcript).

To the Honorable Commissioners to settle Private Land Claims in California.

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Petition.

The petitioner Joseph P. Thompson, respectfully shows: That in December U. S. 1835 Nicolas Niquera petitioned for the tract of land in the present County of Napa, called "Entre Napa", which Manuel Chico then Governor of California, by virtue of authority in him vested, granted to said Niquera on the ninth day of May U. S. 1836. all of which is shown in the original expediente on file in the archives of the former government of California, a certified copy of which is on file in the office of the Secretary of this Board in claim No 323, & prayed to be taken as a part of this petition; - the petitioner submits herewith a translation of said expediente marked A, a copy of the original title marked B, with a translation marked C. - That the said grant was duly approved by the Territorial Deputation & the possession given in due form, a translation of which act of judicial possession is submitted herewith marked D. That on the twenty ninth day of November U. S. 1848 the said Niquera sold & conveyed to this petitioner, a certain portion of the aforesaid tract twelve hundred varas long & five hundred varas wide, as is more particularly described in the conveyance, a copy of which is submitted herewith marked E. with a translation marked F. which tract of land is more particularly defined by a new conveyance from said Niquera dated November 26th 1849, a copy of which is submitted herewith marked G. That on the 24th day of May 1849, the said Niquera sold & conveyed to the petitioner an addition to the aforesaid piece of land, more particularly described in the conveyance itself, a copy of which is submitted marked H. with a translation marked I. The petitioner submits herewith marked J. a map of survey of the land conveyed in the aforesaid conveyances more particularly showing the boundaries thereof. And the petitioner further represents that the said Niquera & the petitioner have been for more than sixteen years, & that the petitioner now is in the quiet & undisturbed possession & occupation of the said tract of land. That he knows of no conflicting claim. That he relies for confirmation of title upon the original papers, copies of which are submitted herewith;

upon the original papers now in the hands of the heirs of said Niquera, & which he expects to be able to produce on the hearing of his claim, & upon the records & minutes in the archives of the former government of California, & upon such other & further proofs as he may be advised are necessary.

Wherefore he prays the Commissioners to confirm to him the aforesaid tract or parcel of land.

By his Atty
Walleck, Paehy & Bellings.

Filed in Office Sept 20th 1852.
Geo. Fisher. Secy.

San Francisco July 15th 1853.

Deposition of
Jose de la
Rosa.

On this day before Comr Harry J. Thornton came Jose de la Rosa a witness in behalf of the claimant Joseph P. Thompson petition No 334 & was duly sworn, his evidence being interpreted by the Secretary.

My name is Jose de la Rosa, my age 61 years, I reside in Sonoma & have resided there over 21 years. I know the Rancho called Entre Napa, it is Napa Valley & was granted to Nicholas Niquera in 1836. Niquera first occupied this Rancho in 1836: he built a house on it, & corrales, had cattle & horses on it & cultivated a portion of the land; he continued to occupy it until his death: he died in 1852; before his death he sold portions of it Joseph P. Thompson & others. I know the signatures of Mariano Chico, Francisco del Castillo Negrete, Salvador Vallejo, Cayetano Guana, Apolinario Miranda, Jacob P. Leese; their signatures to the papers before me marked No 1 in 323 are genuine.

W. S. Linn Agent present. Jose de la Rosa.
Sworn to & subscribed before me this 15th of July 1853.

Harry J. Thornton
Comr

330 Filed in Office July 15th 1853. Geo. Fisher. Secy.

Office of the Board of U. S. Commissioners &c

This day before Comr Alpheus Fitch came Em A. d' Hernandez a witness in behalf of claimant Joseph P. Thompson No 334 who after being duly sworn deposed as follows.

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Questions by Mr Halleck Attorney for claimant.

Deposition of Em A. d' Hernandez

1 Question. What are your name, age & place of residence?
Answer. My name Emile A. d' Hernandez, my age is about thirty seven years, & I reside in Napa City California.

2. Question. What office (if any) do you hold in Napa County & how long have you held it.

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

3. Question. Examine the paper here presented and shew to you marked L. & also with the initials U. F. heretofore filed in this case & purporting to be a survey of part of the Entre Napa Rancho & to be signed by you, & state whether the same was made & signed by you, & if so, what the same is.

Answer. I have examined the paper. It was written & signed by me, It is the survey of two tracts of land according to the two original deeds from Nicholas Wiguera to Joseph P. Thompson & another deed of confirmation. The survey was made by me & I own the lines therein described. The plot on said paper is a correct representation of the land & the survey of it as actually made by me, with the lines & measurements correctly laid down. I did not measure the river which is one boundary of the land, but run all the other lines around the land, as represented on the plot.

4 Question. Are or not the deeds to which you refer the same which are filed in this case.

Answer. They are the same.

5 Question. Do you know whether the land represented in this plot is within the boundaries of the judicial survey made by the Mexican authorities.

Answer. It is.

6. Question. When & in what capacity did you make the survey above mentioned of this land.

Answer. I made it in the capacity of County Surveyor

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of the County of Napa on the 13th day of January A.D. 1852. The land is situated in Napa County.

Com. W. A. Homecourt

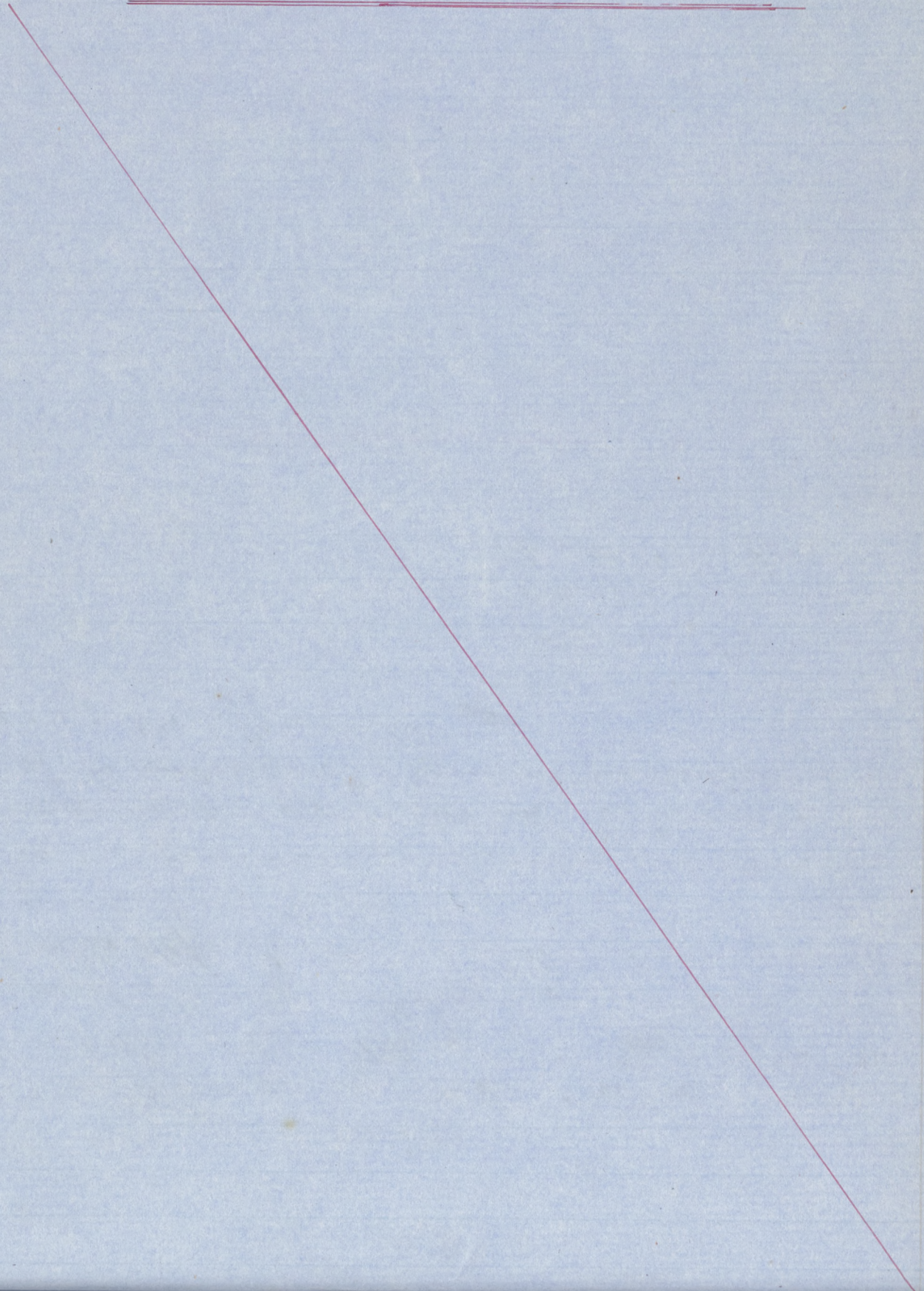
Mr. Gunther Associate San Agent was present at the taking of this deposition but declined to put any questions to the witness.

Subscribed & sworn to before me at San Francisco this 12th day of September A.D. 1853.

Alpheus Fitch
Commissioner

Filed in Office Sept 12th 1853.

Geo. Fisher Secy.



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No 334.

In the matter of the Claim of Joseph P. Thompson
to a part of Napa Rancho

It is hereby agreed by the Law Agent on the part of the
United States & the Atty for the claimant that the
original title papers filed in case No 3234 referred
to in the deposition of José de la Rosa in this case
be considered as a part of the aforesaid deposition of la
Rosa & as being read & submitted in this; & shall be re-
garded as evidence in this case to the same extent
as if the said original documents were actually on file
among the papers in this case.

Walter P. Peckham & Billings
Atty for Claimant
Re Greenhow
Asst Law Agent.

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Stipulation

200

Stamps Third, Two Reales.

Provisionally authorized by the Administration of the Maritime Custom House of Monterey of Alta California for the years 1834 & 1833.
(Signed) Castro. (Signed) Angel Ramirez.

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"A"
Translation of
Espediente.

Monterey January 22^d 1836.

Senior Superior Political Chief.

In conformity to the provision before your Excellency laws relating to the matter the Ayuntamiento represents: that some time ago of San Francisco will he has removed the stock which he possess the sequiter other side of the port to this provided in the law of August 28th 1824, establishing himself here with his family, & having need of a private land asked for belongs subsistence, & being such that which to any private person, is marked out in the map a Mission, or Pueblo: - if it is irrigable dependant on the seasons, or pasture land, & what these examinations being finished, this will be passed to the Mayor of San Francisco in order that he may report what he may deem convenient.

Nicolas Yguera settled in this in the manner provided by law that some time ago he has removed the stock which he had in San Francisco on the other side of the port to this provided in the law of Sonoma for the purpose of establishing himself here with his family, & having need of a private land for cultivation & for his future subsistence, & being such that which to any private person, is marked out in the map a Mission, or Pueblo: - which comprises one square league in the place of Napa. Your Excellency to be pleased to grant this request with your accustomed benignity, for which he will live withly grateful. Sonoma, December 30th 1835.
(Signed) Nicolas Yguera.

Senior Don Nicolas Gutierrez, Lieut Col of Cavalry in the former army, Commandant General, Inspector & Political Chief of Upper California thus ordered, decreed & signed of which I certify
(Signed) Francisco Castille Negrete.
Secretary.

Senior Superior Political Chief.

In compliance with the superior decree of the 22nd of January of the present year on this

petition of Citizen Biquera, respecting the land of Napa, the Ayuntamiento of this demarcation says the following. That the petitioner possesses the requisites necessary to be attended to: that the land asked for is not comprehended within the 20 border leagues, but is in the 10 littoral leagues; it is irrigable, dependent on the seasons and pasture land; said land was occupied by the Mission of San Solano, but this Ayuntamiento is ignorant whether it is now occupied by that Pueblo; but the Commissioner or Mayor deane of Sonoma can inform.

Pueblo de San Francisco March 11th 1836.

(Signed) José Joaquín Cerdillo.
(Signed) Francisco Sanchez
Secretary.

Administration of San Francisco.
de avis.

Under date of the 11th of March last the Alcalde of the Pueblo of San Francisco sent me two Expedientes for report in compliance with the Superior decree in the margin of these Expedientes, & as I have no knowledge of these lands inasmuch as they do not belong to my charge & as I know that they pertain to that of the Co-Mission of San Solano. You alone can report upon the matter being the administrator of said (lands) God & Liberty. Pueblo of Dolores, April 16th 1836. To the Administrator (Signed) Sam^l Flores. of San Solano. 3

The Administrator of San Francisco de Oro in an official note of the 16th of the present month sends me the two Expedientes moved by Citizen Ignacio Pacheco & Nicolas Aguerre, (to report as asked in his said official communication), & in order to facilitate their advancement I will say that the lands asked for are not occupied by the natives of this Pueblo, nor by the stock or cattle under my charge, for the former have their ranchos established in common, & the latter occupy the place of Socol to the Straits of Carquinez when they trouble no one by their location; with respect to the persons who petition, they possess the requisites to entitle them to be attended to, & the lands are not included in the twenty border

leagues, but are in the 10 littoral which are referred to in the law of August 18th 1824, according to the report of the Ilustrious Ayuntamiento of San Francisco de Oros. The three aforesaid annexed documents, I have the honor to send herewith to Your Excellency for the order which you may please. God & Liberty. Sonoma, April 24th 1836.

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(Signed) Antonio Ortega.
Senor Superior Political Chief of Upper California.

These are true copies of the documents sent to me & incorporated in the Expediente of Ignacio Pacheco. Monterey, May 5th 1836.
(Signed) Castille.

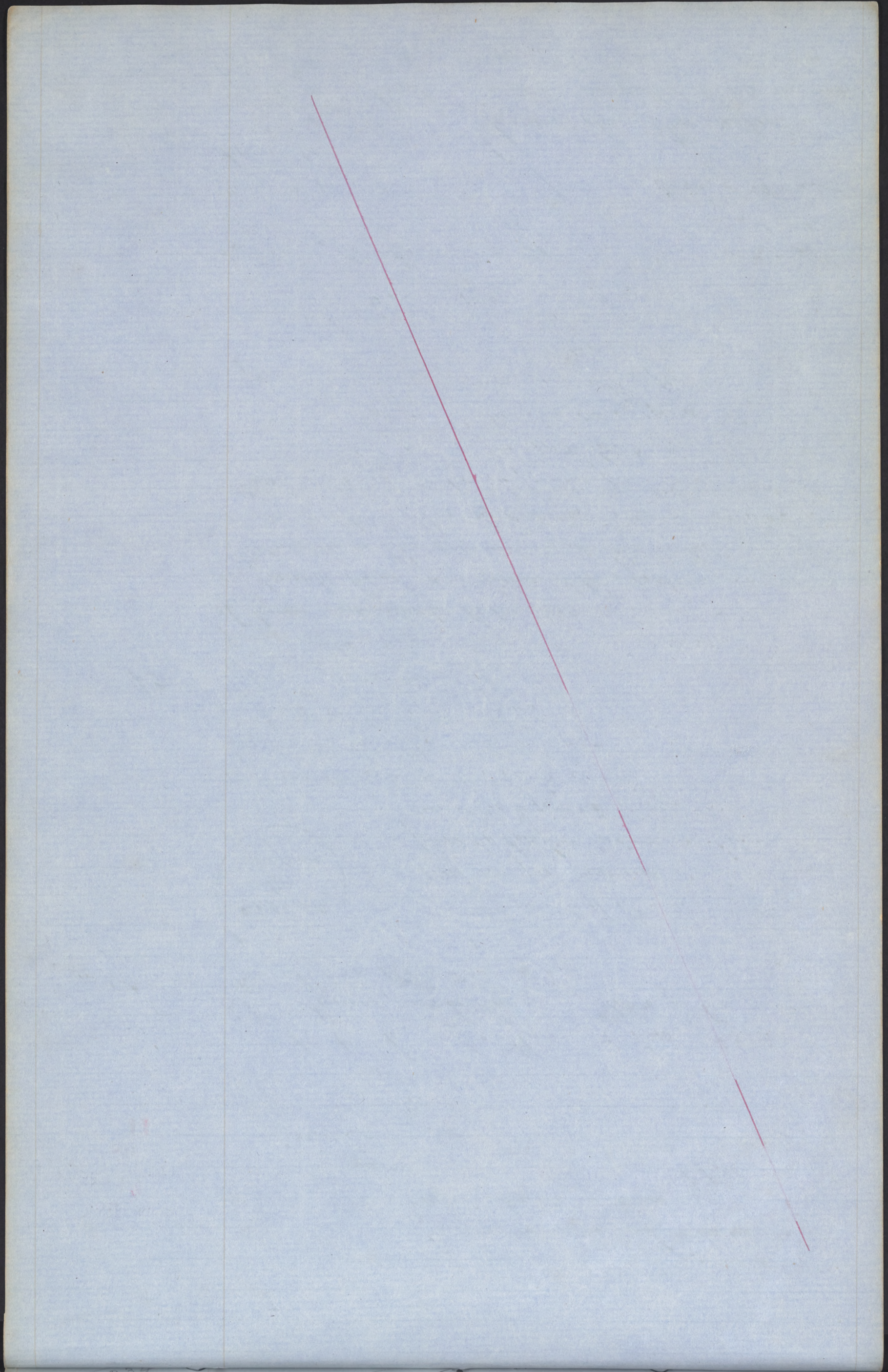
Monterey May 9th 1836.

Having seen the petition at the beginning of this expediente, the Report of the Ayuntamiento of San Francisco that of the Administrators of the Missions of San Francisco de Oros, & of San Francisco Solano, with all else presented & proper to be seen. In conformity with what is provided by the laws & regulations on the matter, Nicolas Noguera is declared owner in fee of the land known by the name of "Barro Negro" as explained by the map which goes with the expediente. Let the corresponding despatch issue, take note of it in the respective book, deliver it to the party interested & reserve this expediente in order to report to the Excellent Deputation for its approbation.

Senor Don Mariano Chico, Superior Political Chief of Upper California, thus ordered, decreed & signed, of which I certify -
(Signed) Mariano Chico.
(Signed) Francisco Castille Negrote -
Secretary

On the 30th of May passed to the Committee on Vacant Lands.
(Signed) Maldonado.
Secretary

Filed in Office Sept 11th 1832.
Gen. Fisher Secy



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Dello primero Seis pesos
Habilitado provisionalmente por la Administracion
de la Aduana Maritima de Monterrey de la Alta
California para los años de mil ocho Cientos treinta
y Cuatro y ocho Cientos treinta y cinco.

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B

Figueras A Ramirez
Revalidado para el bienio de 1836 y 1837.
Sutierrez A Ramirez

Copy of
Title

A. C. Coronel Mariano Chico, Representante
de la Nacion, Jefe Superior Politico y Comandante
General de la Alta California

Gobierno
Politico de la
Alta
California

Dos
p 20 p.

Por cuanto el Co. Nicolas Figuera,
Mexicano por nacimiento, ha pretendido
para su beneficio personal y el de su familia,
un Sitio de ganado mayor poco mas en
el parage conocido con el nombre de Napa; practicadas
previamente las diligencias y averiguaciones concernientes a lo
dispuesto por las leyes y reglamentos de la materia, usando
de las facultades que me son conferidas en decreto de este dia
y a nombre de la Nacion Mexicana he venido en concederle
el terreno mencionado declarandole la propiedad de el por
las presentes letras y a reserva de la aprobacion de la Santa
Diputacion y bajo las condiciones siguientes.

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1^a Que se sometera a las que estableciere
el reglamento que se ha de formar para la distribucion
de terrenos baldios, y que entre tanto ni el agraciado
ni sus herederos podra dividir ni enagenar el que se le
adjudica, imponer censo, vinculo, fianza, hipoteca,
ni otro gravamen, aun que sea por causa piedadosa,
ni pasarlo a manos muertas.

2^a Podra cercarlo sin perjudicar los trancios,
caminos y servidumbres; lo disfrutara libre y exclusivamente
destinandolo al uso y cultivo que mas le acomode, pero
dentro de un año a lo mas, fabricara casa y estara
habitada.

3^a Solicitara del Pux respectivo
que le de la posesion juridica en virtud de este despacho,
por el cual se demarcaran los linderos en cuyos limites

pondran, a mas de las mojoneas, algunos arboles frutales o silvestres de alguna utilidad.

1^a El terreno de que se hace donacion es de un sitio de ganado mayor poco mas segun explica el diccionario que corre en el expediente. El Sur que tiene la posesion lo hara medir con arreglo a ordenanza quedando el sobrante que resulte a la Nacion para los usos convenientes.

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

En consecuencia mando que sirviendole de titulo el presente y teniendo por firme y valdero se tome razon de el en el libro que corresponde, y se entregue al interesado para su resguardo y demas fines. Dado en Monterrey a nueve de Mayo de mil ocho cientos treinta y seis.

Man. Chico

J^{co} del Castillo
Negrete
Srio

Dros
10 p^{ts}

Cuota tomada razon a fojas 112 y señalado con el numero 108 del libro que corresponde y obra en la Secretaria de mi Cargo. Monterrey Mayo 20 de 1836

Castillo

Filed in Office Sept 11th 1852
Geo: Fisher
Secy

Stamp First, Six Dollars.

Provisionally authorized by the administration of the maritime Custom house of Monterey of Upper California for the years 1834 + 1835.

Figueras.

A. Ramirez.

Renewed for the two years of 1836 + 1837.

(Sgd) Gutierrez.

(Sgd) A. Ramirez.

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C.
Translation of
Title.

Citizen, Colonel Mariano Chico, Representative of the Nation, Governor, & Commanding General of Upper California.

Whereas Citizen Nicolas Figuera, a Mexican by birth has for his own personal benefit & that of his family, petitioned for a little more than one square league, in the place known by the name of Napoa, the proper measures & examinations being previously made as required by laws & regulations on the matter, issuing the forms which are observed on me, on decree of this day, & in the name of the Mexican Nation I have granted him the aforesaid land, declaring to him the ownership of it by these presents, subject to the approval of the Most Excellent Deputation, & under the following conditions, viz:

Feb 20.

1st He shall submit to those (conditions) which shall be established by the regulations which are to be formed for the distribution of vacant lands, & in the meantime neither the grantee nor his heirs can divide or alienate that which is granted to them, subject it to any tax, entail, pledge, mortgage, or other encumbrance on any other purpose, or convey it in mortmain.

2nd He may enclose it without prejudice to the crossings, roads & constructs, & enjoy it fully & exclusively, making such use & cultivation of it as may best suit him, but within one year at furthest, he shall build a house & it shall be inhabited.

3rd He shall request the proper Magistrate, to give him the judicial possession in virtue of this title, by whom the boundaries will be marked out, in the limits of which, besides the bounds, he shall place some fruit or forest trees of some utility.

4th The land of which donation is made is a little more or less than one square league, as shown by the map which goes in the expediente. The Magistrate who may give the possession will cause it to be measured

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aguably with the ordinance, leaving to the Nation for its
convenient use the surplus which may result.

3th If he contravene these conditions he will lose his
right to the land, & it will be denounceable by another
person.

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

Given in Monterey on the 21th of May 1836.

(Signed) Manuel Chico
(Signed) Francisco del Castillo Negrete
Secretary

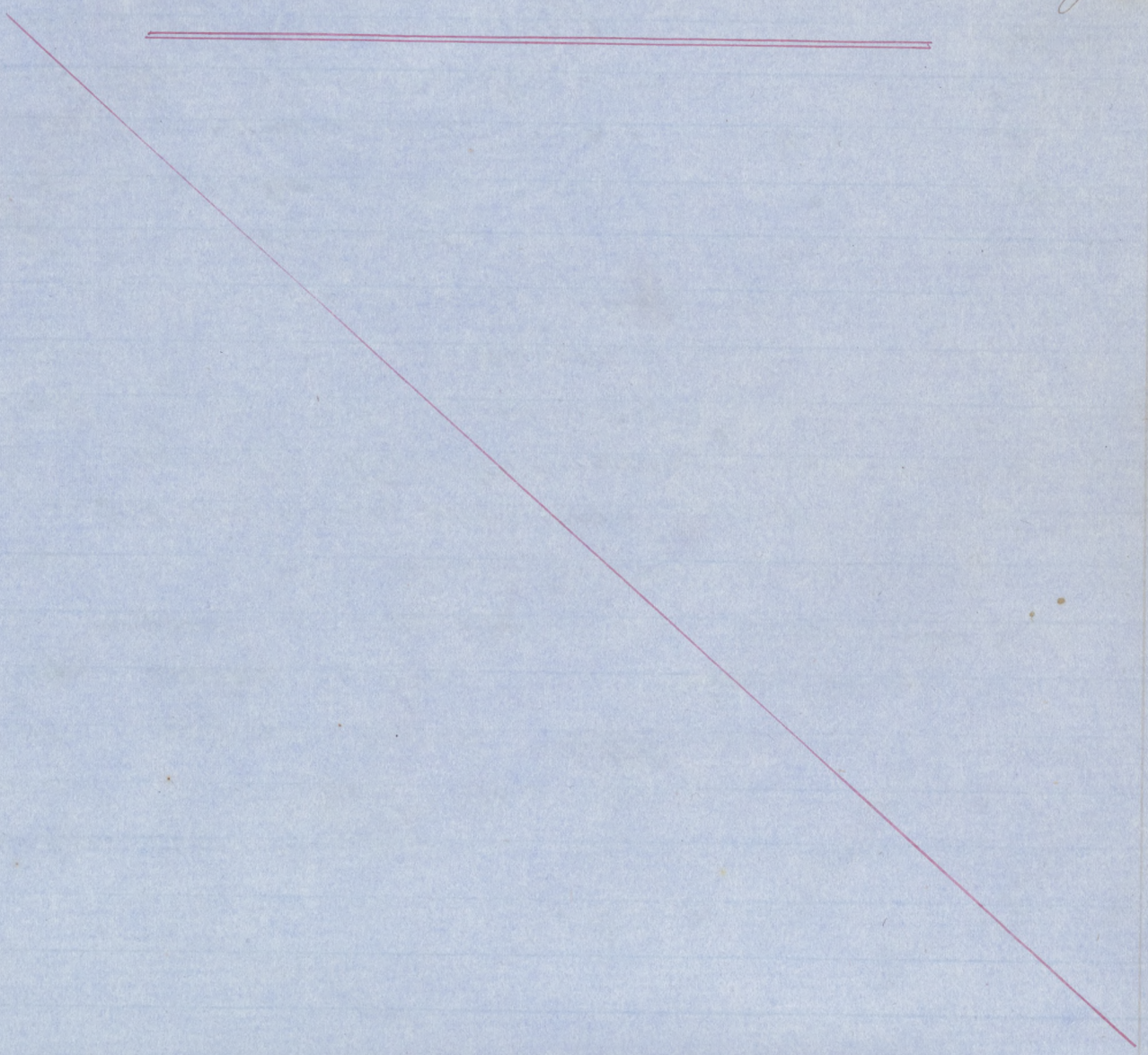
Note has been made on folio 112 & marked with the
number 108. of the corresponding book which exists
in the Secretary's office in my charge -

Febr 10.

Monterey May 20 1836.
(Signed) Castillo.

Filed in Office Sept 11th 1839.
Geo. Fisher
Secy

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To the Justice of the Peace of the Frontier.

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Translation of
Judicial
Possession

I, Citizen Nicolas Hoiquera a resident of this jurisdiction owner of the rancho of Napa Abajo, as I may best proceed in law, before you appear & say: as appears by the title which I present with the necessary solemnity & oath, I have in my said rancho a little more than one square league, within the boundaries mentioned in said title & as it is necessary for me, that it may in all times appear where they reach to, & whether they prejudice me or I prejudice any of my neighbors; you will please to order that, previously taken the necessary examinations of identity, view & examination, & the colon dantes being summoned, the measurement of my lands be proceeded to, for which purpose I appoint, for this time, & when the time may arrive, as measurer Citizen Rafael Narvaez, resident of this jurisdiction, skilful in this matter of measurements, & let any other person who may be interested appoint another measurer or his part - & having done so, let those whom they may appoint & the aforesaid Rafael Narvaez, by me appointed, appear, accept & take the oath, & in conformity with it let the said measurements be proceeded to - Wherefore I pray you that, admitting said document, you will be pleased to order that what I have asked be done: & being made, that said title be returned to me with the original records which may be made, for the security of my right, this petition & whatever else may be necessary.

At the request of my father -

In the Pueblo of Sonoma on the 10th day of the month of January 1842, before me, Citizen Salvador Vallejo, military Commandant & magistrate of this jurisdiction, this petition was read, & being seen, I admitted it, with the document mentioned, & I order that, summoning the colon dantes, information be taken of identity, view & examination of said lands, at which I am ready to assist personally - & thus provided ordered & signed with those of my assistance.

Assisting witnesses - Salvador Vallejo.
Apulmarie Miranda.
Cayetano Suarez.

In the aforesaid Pueblo of Sonoma on the tenth day of

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the same month & year, & the Magistrate aforesaid with those of my assistance, in order to proceed to the information of identity, caused to appear before me the Citizen Ramon Mesa resident of this jurisdiction, by occupation a labourer, of whom I received an oath which he made by the sign of the Holy cross in form of law, by which he promised to speak the truth, & being questioned as to the knowledge he had of the lands & places, terms & boundaries, pertaining to the rancho of Napa abajo, he said, that for eight years he has lived on the frontier & knows that the lands belonging to said place, are (the property) of Citizen Nicolas Figuera, & that their boundaries are the Arroyo de los Carreros, the Arroyo of Napa, & the main road below, a little less, that he has seen & examined said lands, several times & that since the said Figuera has owned them, he has worked & cultivated them, & his cattle have pastured on them - & for a proof of that which he has said he is ready to go to said lands with the present Magistrate & point to him the place, terms & bounds, & far they extend; which he affirmed & satisfied under the oath which he has made. He declared that he was twenty five years old, & that the legal exceptions do not effect him & he signed it with me & those of assistance.

Asistencia witness - Ramon Mesa. ^{his} mark.

Agustino Miranda. ³

Cayetano Suarez. ³ Salvador Vallejo.

In continuation I caused to appear before me & those of my assistance, citizen George Roc & having made him take the customary oath, he promised to speak the truth, & being asked for the lands, places, terms & boundaries, belonging to the rancho of Napa abajo, he said that for eight years he has been a resident of this Court & he knows that the lands belonging to said rancho are the property of Nicolas Figuera, & that its boundaries are the same which the preceding witness has just declared, that he has seen & examined them several times, & that this is all he has to say, agreeing with the foregoing declaration, & he said that he was forty seven years old, & the legal exceptions not to effect him, & he signed with me & those of my assistance, according to law -

Assisting Witnesses
Apoliciano Miranda.
Cayetano Suarez.

Jorge Noe.
Salvador Vallejo.

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In continuation I caused to appear before me & those of my assistance, citizen Angel Bojorges, & having made him take the usual oath he promised to speak the truth & being asked for the lands, place, terms & boundaries pertaining to the rancho of Napa Abajo he said that for three years he has been a resident of this jurisdiction & knows that the lands pertaining to said rancho are of the ownership of citizen Nicolas Noigueru & its boundaries are those which the preceding witness has just declared, that he has seen & examined them on various occasions & that this is all he can say - under the oath which he has made, which he affirms & ratifies, he declared that he was thirty years old - & that the legal exceptions do not affect him, & he signed it with me & those of my assistance.

Assisting Witnesses. Angel Bojorges ^{his}
Apoliciano Miranda. Salvador Vallejo. ^{mark}
Cayetano Suarez.

Being in the field in the place of Napa Abajo on the twentieth day of the month of January one thousand eight hundred & forty two - I the magistrate, acting in virtue of my office with two assisting witnesses for want of a Notary Public; the witnesses by me examined being present, citizen Nicolas Bojorges owner of said lands & citizen Cayetano Suarez & Apoliciano Miranda, the Colonos & freeholders, I proceeded to see & examine the lands of said rancho & for greater clearness, mounting on horseback in company with all the parties & witnesses referred to - I ordered the last named to point out to me the place, terms & bounds of them, according to the signs which they have declared in their depositions, & in compliance they led the way to the east, which looks from said rancho, crossing the Estero Bermejo the South until we arrived at the Arroyo de los Cameros; thence we continued examining, taking up the Arroyo which runs to the West, to the corral del paso de abajo (corral of the lower pass) thence taking a Northwesterly direction to the Arroyo of Napa on the West - where was concluded the examination

Apuliano Miranda.
Cayetano Suarez.

Rafael Narvaez.
Salvador Vallejo.

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In the town of Sonoma, on the same day, month & year, I the Magistrate acting in virtue of my office with two assisting witnesses for want of a Notary Public, read & notified the act & appointment of measurers to Citizens Rafael Narvaez & Dolores Cantua, residents of this pueblo, in their persons, which I know, & having heard & understood it they said that they accept the charge entrusted to them & they made oath by God & a sign of the holy cross, in form of law, that they would exercise their office faithfully & legally, & will satisfy said measurements with fidelity & exactness, as they are bound to do, & to the satisfaction of the parties interested, & having so replied, they signed it with me & those of my assistance.

Assisting Witnesses.
Apuliano Miranda.
Cayetano Suarez.

Rafael Narvaez.
Dolores Cantua.
Salvador Vallejo.

Immediately afterwards the foregoing act was made known to the party interested, Citizen Nicolas Figueroa & the measurers Rafael Narvaez & Dolores Cantua, & having understood it, they acknowledged notice and signed it with the present Magistrate & those of assistance.

Assisting Witnesses
Apuliano Miranda.
Cayetano Suarez.

Dolores Cantua.
Rafael Narvaez.

On the same day, month & year, written summons were issued to the colonos Cayetano Suarez, Don Luis Lis, that they should appear on the eleventh day of the month in the aforesaid rancho of Napa Abajo at eight o'clock in the morning of this day for testimony I sign it with those of my assistance.

Asstg. Witnesses -
Apuliano Miranda.
Cayetano Suarez.

Salvador Vallejo

In the rancho of Napa Abajo, on the eleventh day of the month of January, one thousand eight hundred & forty two, present the parties & the neighbors of said (lands) I caused to appear before me (and) those of

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my assistance citizen Cayetano Suarez of Apulmaric
 Miranda, those appointed measurers whom I ordered
 to take a hempen rope, & to measure off fifty varas of
 four castilian palmos each, which they did in the
 sight & presence of the persons interested & the neighbors
 & in testimony I order that it be officially recorded & said
 measurements be proceeded to, as is ordered: to which
 I certify: also signing it with those of my assistance.
 Assisting Witnesses Salvador Vallejo.
 Apulmaric Miranda.
 Cayetano Suarez.

Being in the fields on the lands belonging to the rancho
 of Napa Abajo, this day, Tuesday, of the same month &
 year, I, the Magistrate of this jurisdiction, acting in virtue
 of my office with two assisting witnesses for want of
 a Notary Public, sought the measurers, Citizen Rafael Nar-
 raez & Dolores Cantuay, appointed by the parties inte-
 rested & edmandantes, I ordered them to proceed to the mea-
 surement of one square league, a little more, which
 corresponds to the rancho of Napa Abajo, according to
 the title presented, in obedience to which they commenced
 said measurements, beginning from the house towards the
 east, coasting the estero towards the south to the Arroyo
 de los Carreros, & following up the Arroyo westerly to
 the conal of the lower part, conal del pazo de abajo
 when were counted eighteen thousand castilian varas
 thence taking a Northwesterly direction, when three bounds
 were placed, to the Arroyo of Napa, when the last
 bound was placed & there were counted twenty four
 thousand varas, by which was marked out a little more
 than one square league: finally, & in sign of true pos-
 session & accustomed ceremony, he pulled up
 stones & grass & threw them to the four winds in
 manifestation of his legal & legitimate possession
 which he personally took; & that it may in all times
 appear, & they be recognized as the terminations &
 boundaries of his lands by the others, neighbors to
 them, & that said measurements were quietly and
 peacefully made, he asked for a testimony & I the
 aforesaid Magistrate with those of my assistance,
 give it, that every thing passed as has been said; &
 that the said measurements have been executed to the

best knowledge & understanding of the measures, as they
deposed, without any fraud or deceit against any per-
-son - & for greater security & the satisfaction of the
oath which they have made - they signed with
me & those of my assistance.

Assisting Witnesses. Rafael Narvaez. ^{his} mark -
(Sgd) Apolinario Miranda. Dolores Cantua. ^{his} mark -
(Sgd) Cayetano Suarez. (Signed) Salvador Vallejo.

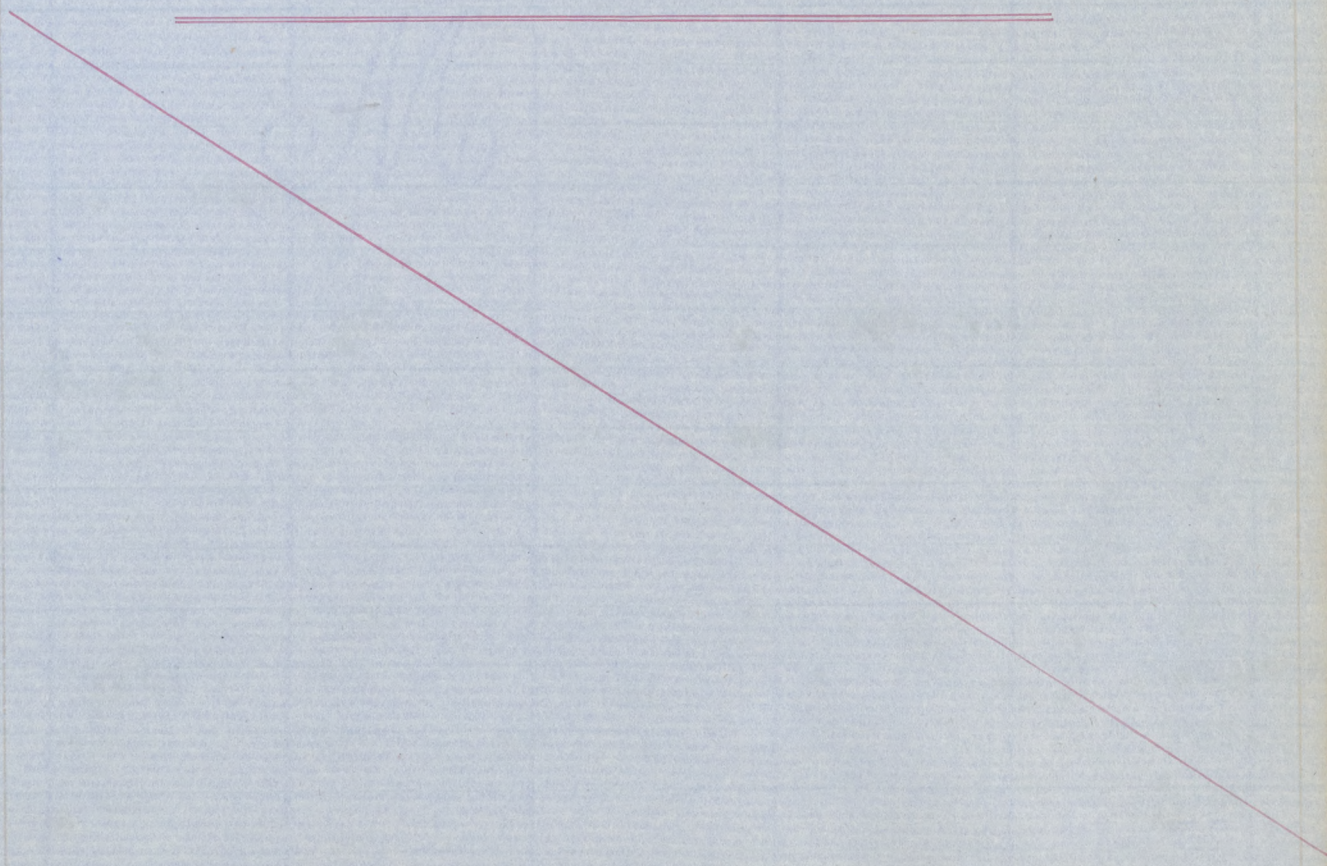
80 ND
PAGE 22

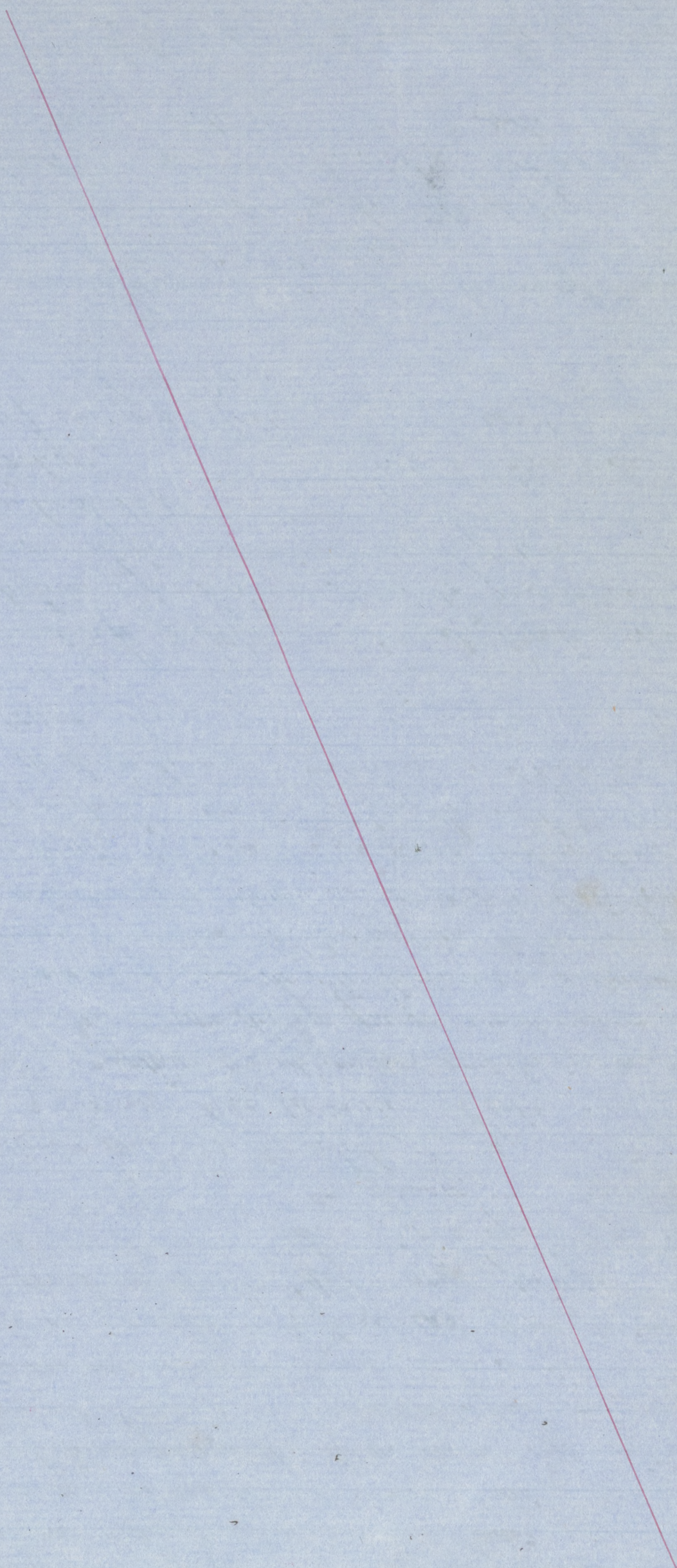
In view of this expediente being concluded, in which it
appears that judicial possession of the rancho named
Napa Abajo, five leagues distant from this Pueblo has been given
to citizen Nicolas Vergara: let the original with the docu-
-ments referred to, be delivered to the party for his convenience
use.

Citizen Salvador Vallejo, military commandant of
this frontier, & magistrate of this jurisdiction, acting in
virtue of my office with two assisting witnesses forward
of a Notary Public, thus provided, granted & signed, on the
eleventh day of the month of January eight hundred
forty two.

Assisting Witnesses. (Signed) Salvador Vallejo
(Signed) Apolinario Miranda.
(Signed) Cayetano Suarez.

200 Filed in Office Sept 11th 1852.
Geo. Fisher. Secy.





Yo, el abajo firmado, apoderado general y especial y representante de la persona de Nicolas Figueroa, por el presente declaro Solemne y formalmente que, usando del derecho que me dan los expresados poderes para disponer los intereses de mi poderante, he venido en ceder a favor de Jose P. Thompson, para siempre jamas, mil doscientas varas Mexicanas de largo Sobrequinientas de ancho en el rancho de la propiedad de mi Poderante, Conocido con el nombre de Napa abajo, por el precio y suma de mil doscientos pesos en plata efectiva que recibí a mi entera Satisfaccion; comenzando las medidas desde el lindero de los Señores John Grigsby y Nathan Combs, y siguiendo toda la milla del estero rumbo Sur hasta completar las expresadas mil doscientas varas de largo. Asi mismo declaro que yo mis herederos, administradores y quien de ellos tuviere voz y causa garantiremos a Jose P. Thompson la firmeza y Validez de la Concesion susodicha en caso de haber en cualquier tiempo reclamo de Cualquiera persona para perturbar a dicho Jose P. Thompson en la pacifica posesion de dicho terreno; saldremos a defendarlo a nuestras propias costas, hasta restituirlo en pacifico uso y posesion de el.

En fe y testimonio de lo cual hipoteco mis bienes habidos y por haber y firmo la presente en el rancho de mi poderante a los veinte y nueve dias de Noviembre de 1848

Testigos
(Firmado) Bernard Nollner, Dosto + Perroyeda
" " H.M. Purce Su Cruz

Aprobado lo arriba hecho por mi apoderado a favor de Jose P. Thompson.

Testigos
(firmado) H.M. Purce Noviembre 29 de 1848
" Bernard Nollner Nicolas X Figueroa
Su Cruz

Acknowledged before me this 9th day of January 1849 (Signed) L. W. Boggs Alcalde of Sonoma

Copy of
1st Conveyance

80 ND
PAGE 23

320

23

80 ND
PAGE 24

Filed in office Sept 11th 1859
Geo: Fisher
Secy

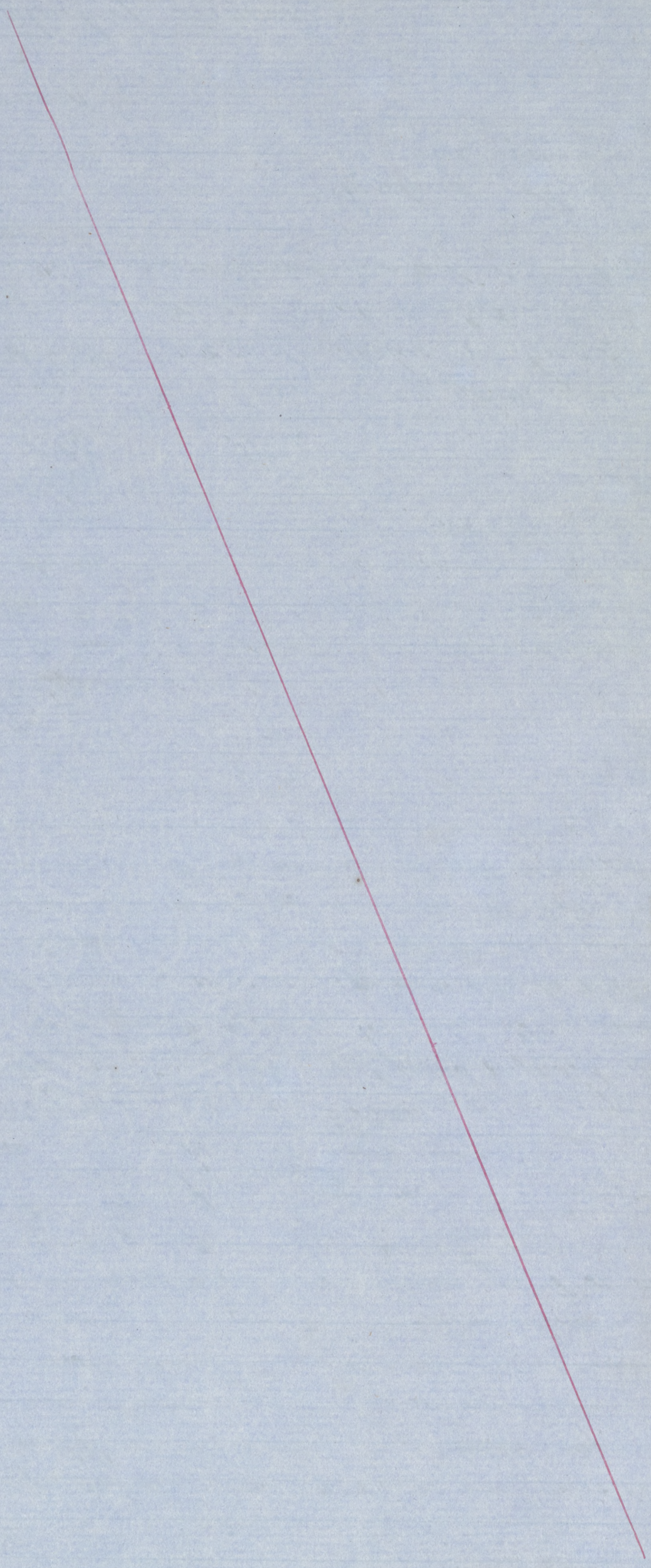
Translation 1st of Conveyance.

I, the undersigned general & special Attorney-in-fact & representative of the person of Nicolas Miguera, by this present, do solemnly & formally declare that, using the right which the aforesaid persons give me, I have come to grant in favor of Jose P. Thompson for ever one thousand two hundred Mexican varas in length by five hundred wide in the rancho of the ownership of my principal, known by the name of Napa Abajo, for the price & sum of one thousand two hundred dollars in current coin, which I have secured to my entire satisfaction: the measurements commencing from the boundaries of the Senses John Grigby & Nathan Combs, & following all the shore of the Estero, Scuttisly, until the said two hundred varas in length are completed - I also declare that I, my heirs, administrators, & whoever of them may have voice & sight, guarantee to Jose P. Thompson the firmness & validity of the above mentioned concession, in case that in any time any person should bring claim for the purpose of disturbing said Jose P. Thompson in the peaceful possession of said land: we will come forward to defend it at our own cost, until he is restored to the peaceful use & possession of it. In faith & testimony of which, I hypotheate my property, in present possession or hereafter to be obtained, & sign the present in the rancho of my principal on the 29th of November 1848.

Witness. (Sgd) Sesto ^{his} _{mark} Benyera.
 (Sgd) Bernard Nollner.
 (c) H. M. Pierce.

I approve the above, executed by my attorney-in-fact in favor of Jose P. Thompson.
 November 29th 1848.
 Witness (Signed) Nicolas ^{his} _{mark} Miguera
 (Sgd) H. M. Pierce.
 (Sgd) Bernard Nollner.

Acknowledged before me this 9th day of January 1849.
 (Signed) S. W. Boggs.
 Alcalde of Sonoma.
 Filed in Office Sept 1st 1852.
 Geo. Fisher. Secy



Yo, el abajo firmado, dueño legítimo del rancho conocido con el nombre de Napa Abajo de la estension de un Sitio de ganado mayor, por el presente declaro Solemne y formalmente que, usando de mi derecho de propiedad en el precitado Rancho, que declaro integro y libre de vinculo, hipoteca, gabela ni otro gravamen de ninguna clase, cedo a favor de Don P. Thompson, para siempre jamas, la estension de terreno a losiguiente: Comenzando las medidas desde el punto S. Oeste del terreno comprado por dicho Don P. Thompson de mi en Noviembre de 1848 / por mi apoderado Sisto Berreyosa / y Siguiendo, como a punto la aguja magnetica, S. 66° oeste ciento y noventa yards Inglesas; de alli Siguiendo por la aguja, S. 27° Este mil yards inglesas; de alli Siguiendo, por la aguja, W. 85° Este hasta el Sitio de Napa, de alli Siguiendo toda la orilla del estero hasta el punto S. Este del terreno, antes mencionada, que compro dicho Don P. Thompson de mi en Noviembre de 1848; y de alli Siguiendo todo el lindero Sur de dicho terreno hasta el punto de Comenzar — por el precio y Suma de Mil pesos en plata efectiva que recibí a mi entera Satisfaccion — Asi mismo declaro que yo, mis herederos, administradores, y quicn de ellos tubiere voz y causa, garantizamos a dicho Don P. Thompson la firmeza y validex de la Concesion susodicha y en caso de haber en cualquier tiempo reclamo de cualquier persona para perturbar a dicho Don P. Thompson en la pacifica posesion de dicho terreno, Salvamos a defenderlo a nuestras propias costas hasta reponerlo en pacifico uso y posesion de el. En fe y testimonio de lo cual hipoteco mis bienes habidos y por haber y firmo la presente en el Rancho de Napa Abajo a los veinte y cuatro dias de Mayo de 1849

350

Testigos
 J. E. Brackett
 Bernard Nollner
 Nicolas + Figueroa
 Su Cruz

District of Sonoma
 Territory of California
 Napa City November

twenty sixth A.D. 1849. Before me the undersigned
R. L. Kilburn, Alcalde of the District of Sonoma
personally appeared Nicolas Aguayo to me known
as the person described in and who signed the above
instrument, and acknowledged that he signed and
executed the same for the use and purpose therein
expressed.

R. L. Kilburn
Alcalde of Napa

Registrado en libro C pagina 135 Sonoma
June 4 de 1849
Rec. fees \$ 5.00.

Received for Record Apr. 29th 1850 at
12 M. and recorded in Book A p. 19
Archives of Napa Co.

M. H. W. Hendry
Recorder

Rec. fees of S. C. Brackitt \$ 5.00

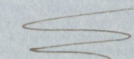
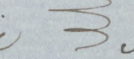
Filed in Office Sept 10. 1853
Geo: Fisher
Sec

Translation of
2^d Conveyance.

80 ND
PAGE 28

I, the undersigned, legitimate owner of the rancho known by the name of Napa Abajo, of the extent of one square league, by this present declare, solemnly & formally that, using my right of ownership in the aforesaid rancho, which I declare to be entire & free from entail, mortgage, tax, or any other kind of incumbrance, I cede in favor of Jose P. Thompson forever, the extent of land as follows, the measurements beginning from the South west point of the land purchased by said Jose P. Thompson from me in November 1848 (by my attorney in fact, Sr. Ber-
-nabe) & running as the magnetic needle points, S 66° W one hundred & ninety English yards; thence by the needle S. 85° E. to the Estero of Napa, thence following all the shore of the estero to the S. E. point of the land before mentioned which said Jose P. Thompson purchased of me in November 1848, & thence following the Southern boundary of said land to the point of beginning - for the price & sum of one thousand dollars in current coin which I have received to my entire satisfaction - I also declare that I my heirs, administrators & whoever of them may have voice & claim, guarantee to said Jose P. Thompson, the firmness & validity of the foregoing grant, & in case there should be made in any title or by any person a claim for the purpose of disturbing said Jose P. Thompson in the peaceful possession of said land, we will come forward to defend it at our own costs, until he may be replaced in the peaceable use & possession of it.

In faith & testimony of which I hereby
- declare my property in present possession or which I
may hereafter obtain - I sign this in the rancho of
Napa Abajo on the twenty fourth day of May 1849.
Witnesses. Nicolas & Higuera
his mark
(Signed) J. E. Brackett.
(Signed) Demard Nollnez.

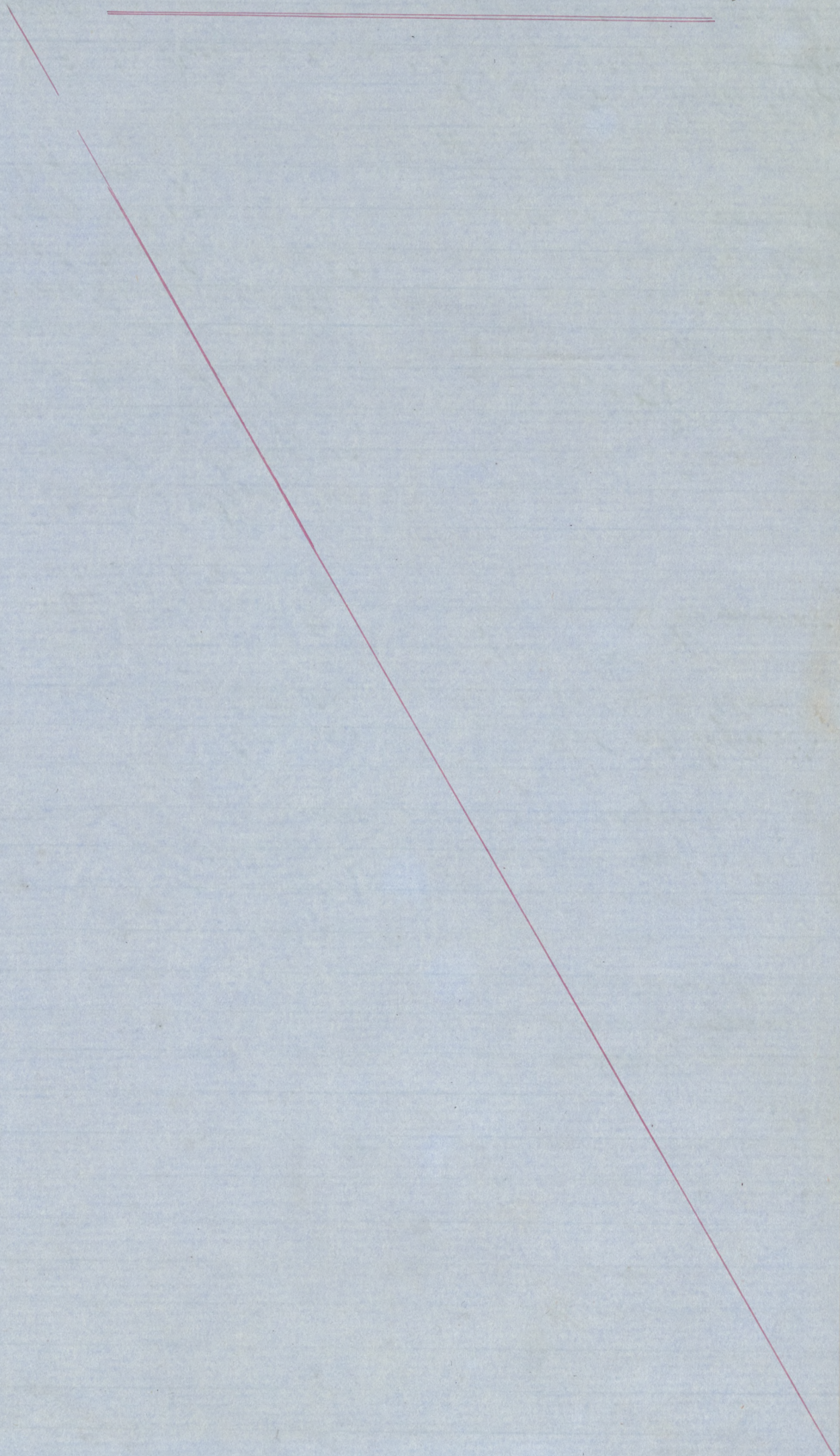
District of Sonoma 
Territory of California  Napa City. November
twenty sixth A. D. 1849. Before me the undersigned
R. S. Kilburn, Alcalde of the District of Sonoma,
personally appeared, Nicolas Higuera to me known
to be the person described in & who signed the above
instrument & acknowledged that he signed and
executed the same for the use and purposes therein

expressed.

(Signed) R. S. Wilburn.
Alcalde of Napa.

80 ND
PAGE 29

Filed in Office Sept-11th 1852.
Geo. Fisher. Secy.



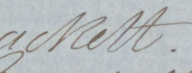
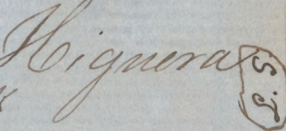
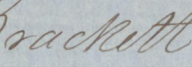
29

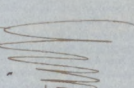
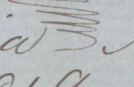
Explanatory
Deed from
Higuera to
Thompson.

80 ND
PAGE 30

Wherby agree & contract with Joseph P. Thompson of
Napa Valley in consideration of Five hundred dollars
to me in hand paid by him that the boundaries of the
land conveyed by me to the said Joseph P. Thompson
on the 29th day of November A. D. 1848. as surveyed
by J. C. Brackett in the month of May A. D. 1849.
& commencing at the South East corner of the land formerly
conveyed by me to Nathan Combs on the bank of Napa
Creek & running thence S. 70° 30' W. Five hundred
English yards thence South Eleven Hundred English
yards & thence N. 70° 30' E. to the bank of Napa,
Creek & thence up said creek to the place of beginning.
The said bearings all being taken by the compass as
the needle now points; are & shall be considered as
the fixed & certain boundaries of the land conveyed to
the said Joseph P. Thompson by the deed before
mentioned. This agreement being explanatory
of the said deed.

Witness my hand & seal at Napa Abajo
this twenty sixth day of November A. D. 1849.

Witnessed by
Joseph W. Brackett.  ^{his} Nicolas Higuera 
James W. Brackett.  ^{mark}

District of Sonoma 
County of California  Napa City November
Twenty sixth A. D. 1849. Before me the undersig-
ned W. S. Kilburn Alcalde of the District of So-
noma personally appeared Nicholas Higuera
to me known as the person described in & who sig-
ned the above Instrument & acknowledged that
he signed & executed the same for the use and
purposes therein expressed.

W. S. Kilburn
Alcalde of Napa Valley

No 334. Recd for Record Apr 29 1850 at 12 M &
recorded in book A. p. 11. Archives of Napa Co.
M. H. N. Kending.

Recd fees of J. C. Brackett \$5.00

Filed in Office Sept 30th 1853.

Geo. Fisher.
Secy

Here follows map

30

The United States

acres, part of the place
called Entre Napa in Napa
County -

Opinion by Comr
Alpheus Felch.

80 ND
PAGE 31
334-1

The premises claimed in this case are a part of the Rancho known by the name of Entre Napa alleged in the petition to have been granted to Nicolas Heigueru by Governor Manuel Chico on the 9th day of May 1836. This grant duly authenticated is given in evidence. It is made subject to the approval of the Territorial Deputation & contains the usual conditions. The claimant has also shown by the proper documentary evidence, that said grantee applied for the judicial measurement of the land granted, & that the same was made by the proper officer & possession of his lands with defined boundaries, was given to him on the eleventh day of January 1842. These boundaries designate & define the premises with sufficient certainty to segregate the land from the national domain. The deposition of Jose de la Rosa shows that the grantee went into the occupation of the land the same year in which the grant was made built a house & corral on it & cultivated a portion of the land & continued to occupy it until his death 1839, having sold however some portions of the rancho before he died. The title of said Heigueru seems by the proof in the case to have been so far perfected under the grant as to entitle him to the premises, & to enable ^{him} at the time of the alleged conveyances from him to the present claimant, to convey the right by deed to a third person. The title of the present applicant for confirmation of the portions of the land claimed in this case, rests on three deeds of conveyance made by said Heigueru to him which are made a part of the testimony in the case. The first purporting to convey a portion of the land twelve hundred varas in length by five hundred in width bears date November 29th 1848, The second, dated November 26 1849 is designed to cover the land conveyed by the deed above mentioned, & to declare & more clearly define the extension line of the premises granted by it and probably to cover some defect in its execution. The third, dated May 24th 1849 conveys another portion of said Rancho, adjoining the land conveyed by the deeds above mentioned, describing the premises granted by notes

Joseph P. Thompson.

vs.
The United States.

For a tract of land containing
acres, part of the place
called Entre Napa in Napa
County —

Opinion by Comor
Alpheus Felch.

80 ND
PAGE 31
334-1

The premises claimed in this case are a part of the Rancho known by the name of Entre Napa alleged in the petition to have been granted to Nicolas Heiguerá by Governor Manuel Chico on the 9th day of May 1836. This grant duly authenticated is given in evidence. It is made subject to the approval of the Territorial Deputation & contains the usual conditions. The claimant has also shown by the proper documentary evidence, that said grantee applied for the judicial measurement of the land granted, & that the same was made by the proper officer & possession of his lands with defined boundaries, was given to him on the eleventh day of January 1842. These boundaries designate & define the premises with sufficient certainty to segregate the land from the national domain. The deposition of José de la Rosa shows that the grantee went into the occupation of the land the same year in which the grant was made built a house & corral on it & cultivated a portion of the land & continued to occupy it until his death 1839. Having sold however some portions of the rancho before he died. The title of said Heiguerá seems by the proof in the case to have been so far perfected under the grant as to entitle him to the premises, & to enable ^{him} at the time of the alleged conveyance from him to the present claimant, to convey the right by deed to a third person. The title of the present applicant for confirmation of the portions of the land claimed in this case, rests on three deeds of conveyance made by said Heiguerá to him which are made a part of the testimony in the case. The first purporting to convey a portion of the land twelve hundred varas in length by five hundred in width bears date November 29th 1848. The second, dated November 28 1849 is designed to cover the land conveyed by the deed above mentioned, & to declare & more clearly define the extension line of the premises granted by it and probably to cover some defect in its execution. The third, dated May 24th 1849 conveys another portion of said Rancho, adjoining the land conveyed by the deeds above mentioned, describing the premises granted by meters

80 ND
PAGE 32

& bounds. It is shown by the deposition of E. A. d'None-
-court that the land described in these deeds are within
the limits of the land granted to Higuera.
The claim is confirmed.

Filed in Office Dec 13th 1853.

Geo. Fisher.
Secy.

Joseph P. Thompson
vs
The United States.

Decree of
Confirmation.

In this case on hearing the
proofs & allegations, it is adjudged by the Commis-
-sion that the said claim of the petitioner is valid,
& it is therefore decreed that the same be confirmed.
The land of which confirmation is hereby made is a
part of the place called Entre Napa, in Napa County
which was granted by Governor Chico to Nicolas Higuera
the premises hereby confirmed being bounded and
described as follows: To wit: commencing at the south
east corner of the land formerly conveyed by said Nicolas
Higuera to Nathan Combs on the bank of the Napa
Creek, & running thence South seventy degrees thirty
one minutes West five hundred English yards -
thence South eleven hundred English yards & thence
North seventy degrees & thirty minutes East to the
Bank of Napa Creek & thence up said Creek to the
place of beginning as conveyed by J. C. Brackett
in the month of May 1849; - the said bearings all
being taken by the compass as the needle then pointed.
Also the portions of said Rancho Entre Napa, adjoin-
-ing the land last above described bounded as follows
viz: Beginning at the South west point of the land
above described & confirmed & running as the mag-
-netic needle points south sixty six degrees west
one hundred & ninety English yards; - thence by
the needle South twenty seven degrees East one
thousand English yards; thence by the needle
South eighty-five (85^o) degrees East to the Eastern

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Southward - line of 85° of degrees East to the shore of
of Napa; - thence following all along the shore to
the South East point of the land before mentioned &
above described as confirmed, & thence following the
Southern boundary of said land to the point of begin-
-ning.

Alpheus Felch. }
Thompson Campbell. }
W. Aug. Thompson. } Commissioners

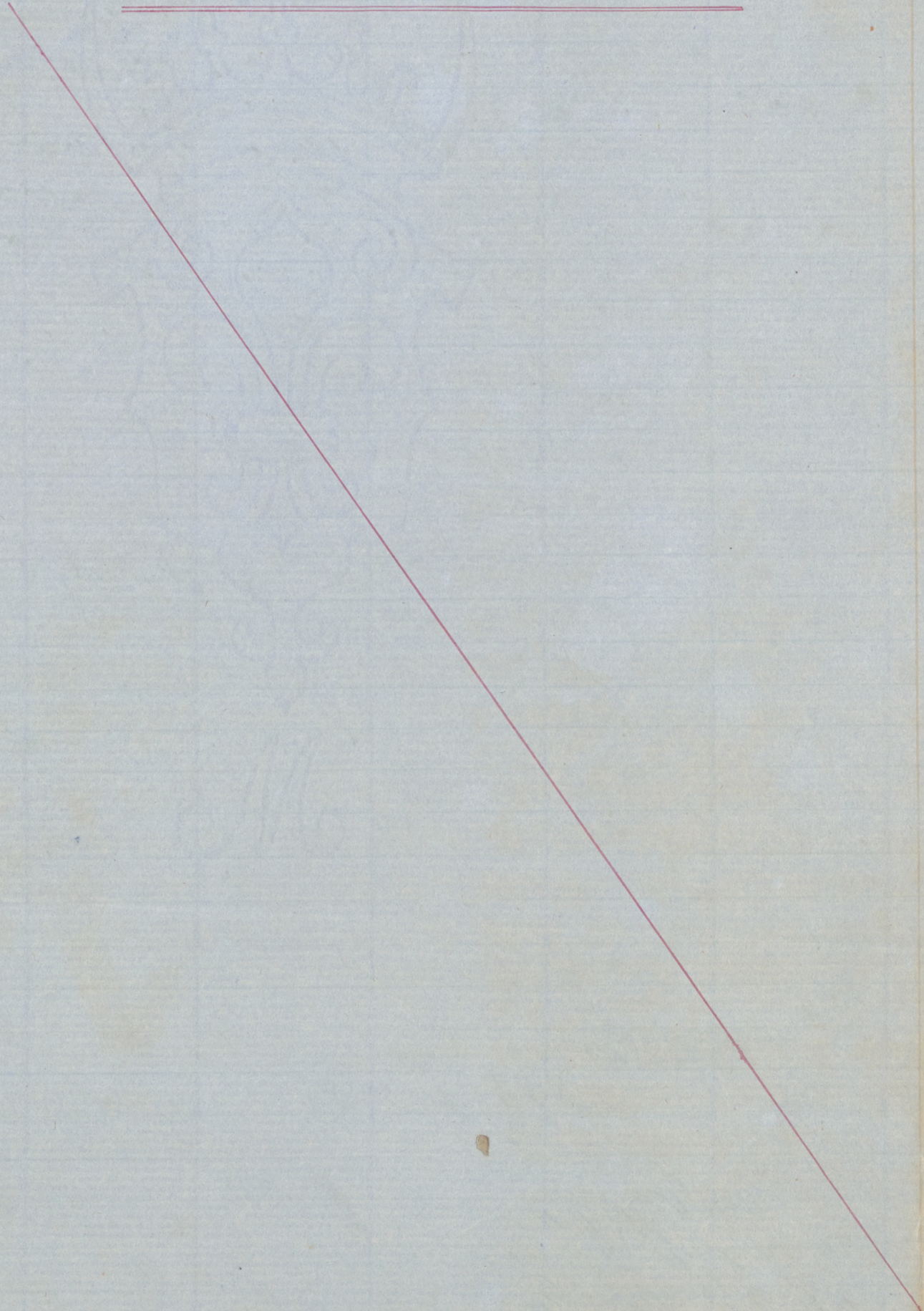
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PAGE 33

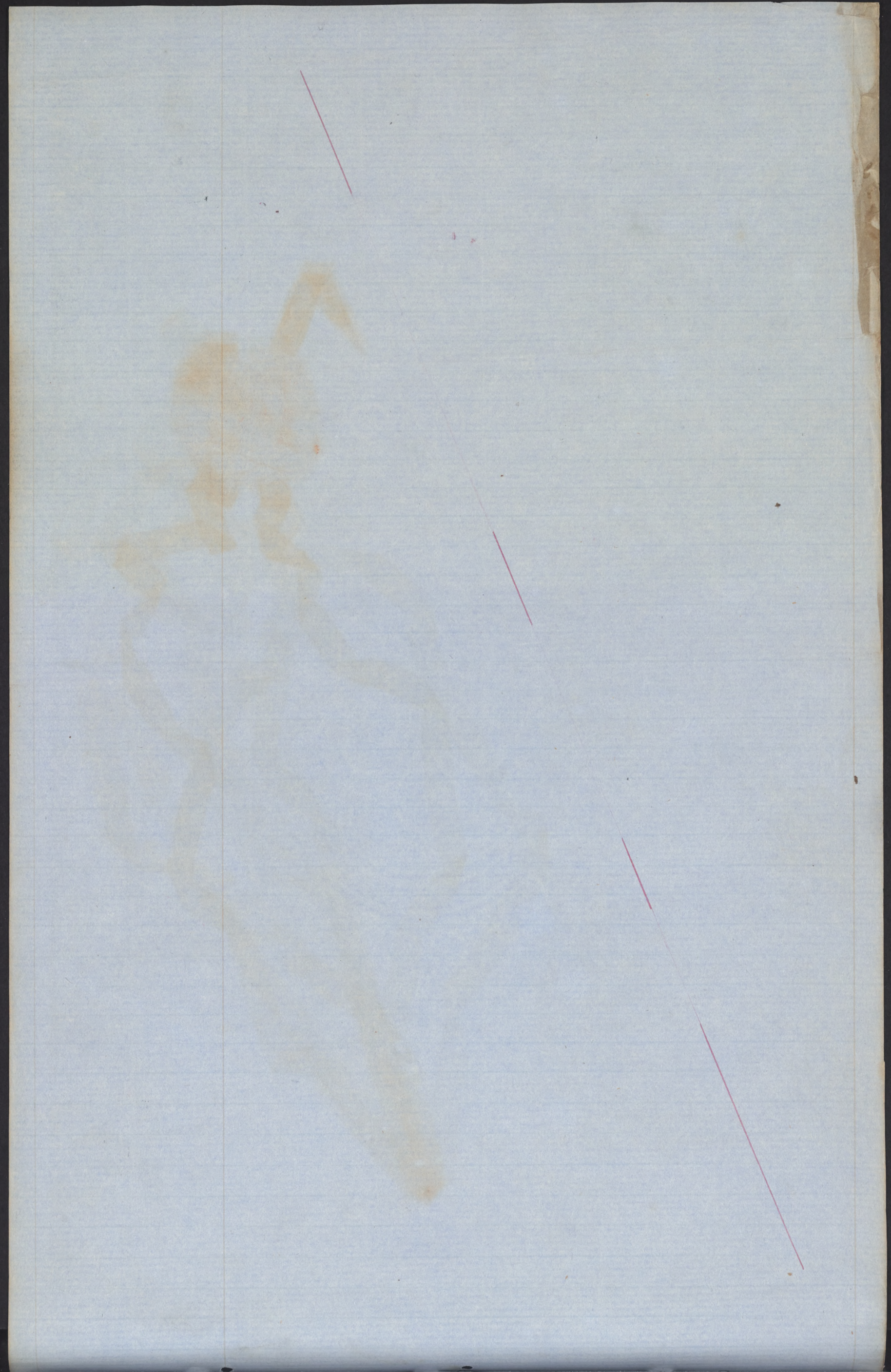
Filed in Office Decr 13th 1853.

Geo: Fisher.
Sdy.

S.V

7350 = 73 1/2 fols





Office of the Board of Commissioners,

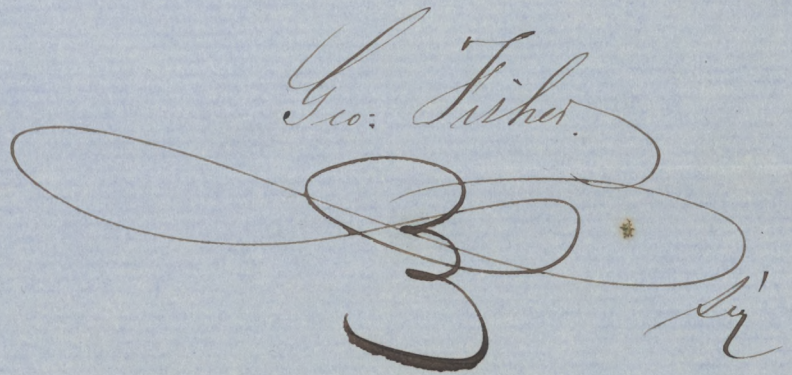
To ascertain and settle the Private Land Claims in the State of California.

I, *George Fisher*, Secretary to the Board of Commissioners to ascertain and settle the Private Land Claims in the State of California, do hereby certify the foregoing *thirty two* pages, numbered from 1 to *32*, both inclusive, to contain a true, correct and full Transcript of the Record of the Proceedings and of the Decision of the said Board, of the Documentary Evidence and of the Testimony of the Witnesses, upon which the same is founded, on file in this Office, in Case No. *334* 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 "*Entre 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*

G. Fisher



80

80

U. S. DIST

Northern

No. 80

THE UNITED STATES

vs.

Joseph P. Thompson

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. 334

Filed, August 23 1854

Proctor & Munnell clerks

Handwritten scribble

No 334



Office of the Attorney General of the United States,

Washington, 30th November 1854.

Joseph P. Thompson

vs.

The United States.

} 334.

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.

Cushing

Attorney General.

x
No 80 —

U. S. District Court

Northern District

The United States

vs —

Joseph P. Thompson

Appeal Notice —

Filed Jan'y 8th 1855,

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

Joseph P. Thompson

No 80

Jan 24 1835

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
January, 1835; that a notice of appeal
was filed on the 4th day of Jan. 1835
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,
W. H. H. H.
Asst U S Atty

No 80.
U.S. Dist Court

The U. States
vs
J. P. Thompson
Petition

Filed August 20 1855.
G. Cheever,
Deputy.

80 ND
PAGE 38

Petition

No 50

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

80 ND

PAGE 39

The United States, appellants } Transcript No 334
vs } Part of "Entee Nopai"
Joseph P. Thompson, appellee }

Stated Term, January 14th 1856.

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 ascertain and settle Private Land Claims in the State of California, under the Act of Congress Approved on the 3^d of March A.D. 1851. upon the Transcript of the proceedings and decision of the said Board of Commissioners, and the papers and evidence 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~~ likewise further ordered, adjudged and decreed that the
Claim

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 with the boundaries described in the several mesne conveyances from the original Grantee to the present Claimant, and of which the possession was proved to have been long enjoyed. Provided that the said tracts of land now confirmed to the Claimant be contained within the boundaries called for in the Grant and the Map to which the Grant refers: and, if there be less than that extent within the said boundaries of the said Grant, then we confirm to the Claimant that less extent —

Edw Hoffman
U. S. Dist Judge

I consent to the entry of
this decree,

Wm Blomding
Dist Atty

No 80
in the U.S. Dist Court
Northern Dist of Cal

The U. States, appellants

vs
J. P. Thompson, appellee

deceit

Filed February 13, 1857.
W. H. Chivers,
Deputy.

80 ND
PAGE 41

W P 813.

California Land Claims
Attorney General's Office
4 Feby 1857

Sir: In the case of the claim of
Joseph P. Thompson, confirm-
ed to the claimant by the Com-
missioners, case no. three hun-
dred and thirty-four, (334),
appeal will not be prosecuted
by the United States

I am

Respectfully

Cushing

Wm. Dandridge Eg
U. S. Attorney,
San Francisco.

80 ND
PAGE 43

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

The United States

Joseph P. Thompson

D. C. 80; L. C. 334

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
United States, and that claimant have leave
to proceed under the decree of this Court heretofore
rendered in his favor, as under Final Decree
San Francisco April 2nd 1857

Wm Blauding
Dist Atty.
Hullab Peck & Billings
Attys for claimant

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334

U. S. District Court

The United States

v
Los P. Thompson

Stipulation

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

80 ND
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At a Stated Term of the District Court of the UNITED STATES OF AMERICA, for the Northern District of California, held at the Court Room, in the City of SAN FRANCISCO, on *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. 80: L. C. 334

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 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. District Judge

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United States District Court, Northern
District of California.

The United States

vs.

Joseph P. Thompson

ORDER.

Vac appeal
Jurat Decree

Filed *April 2^o* 1857

John A Monroe

CLERK.

By *W. H. Cheever*

DEPUTY.

80 ND
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The United States
vs
Joseph P. Thompson }

80 ND
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The appeal in this case is taken by the United States from the decree of the Board of Commissioners.

The land claimed is part of the Rancho of Entre-Papas originally granted to Nicolas Figueroa by Governor Manuel Chico on the 9th May 1836.

The authenticity of the grant is duly proved and the asse-digne is produced from the archives of the former Government.

It is also shown that the grantee ~~was~~ occupied the land the same year the grant was made that he built a house & corral upon it that he cultivated a part of it and continued to live on it until his death in 1852. He before his death he had sold a portion of his land to the present claimant - the conveyance to the latter are produced & duly proven.

It is also shown that since by the proper documentary evidence that the grantee applied for judicial ~~possession~~ measurement

and that the same was in
due form given, and possession
of the lands with defined form
and date given to the grantee
on the 11th Jan^y 1842.

Under these circumstances no
reason for rejecting the claim
are perceived - nor have any
been stated on the part of
the appellants -
It must therefore be confirmed

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Joseph P. Thompson

ad

The U. S.

Prison

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80 ND

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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 31st 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. 334 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 Entre Napos

and request your receipt for the same.

I am, Respectfully,

Your O^{bt} Servant,