

CASE No.

396

NORTHERN DISTRICT

---

PART OF SUISUN GRANT

J.H. FINE

CLAIMANT

LAND CASE N.D. 396

79 Pages

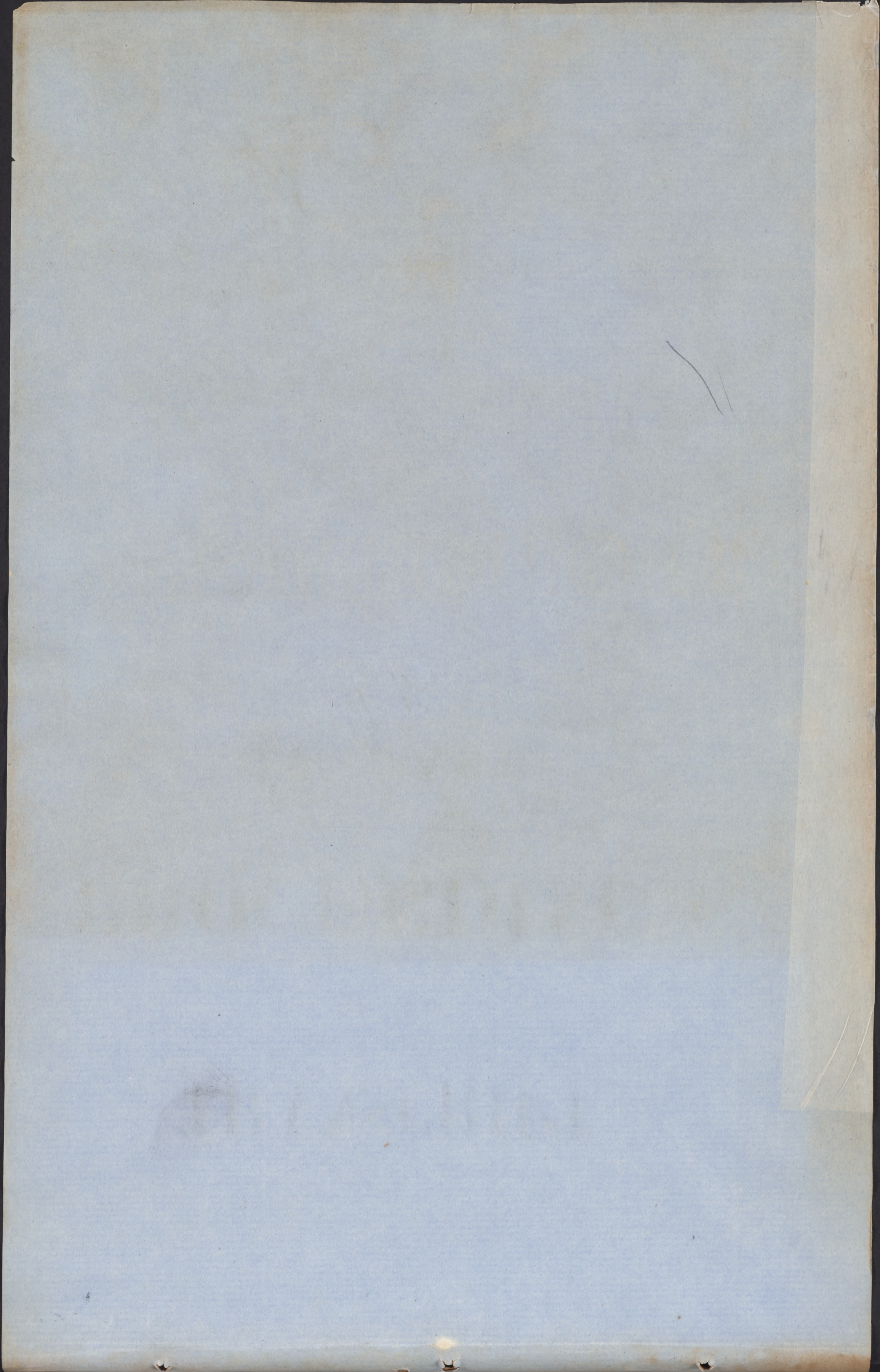
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TRANSCRIPT  
OF THE  
PROCEEDINGS

IN CASE

NO. 660.

*J. H. Fine*

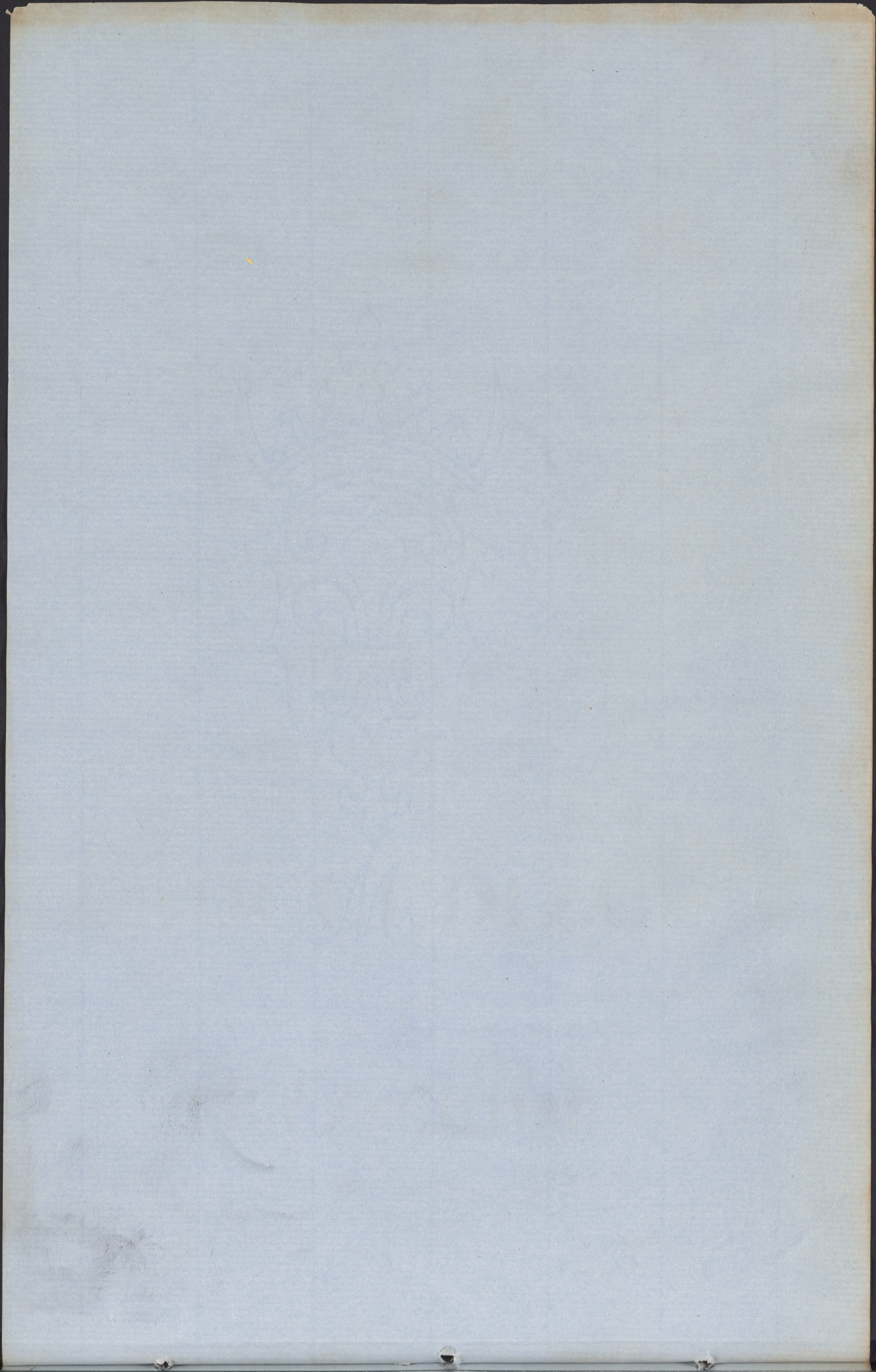
CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

*A part of*  
FOR THE PLACE NAMED

*Wisconsin*



Office of the Board of Commissioners  
to ascertain and settle the private land claims  
in the State of California.

Be it remembered, that on this twenty eighth  
day of February, Anno Domini One thousand  
Eight hundred and fifty three, before the Commis-  
sioners 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 Proceed-  
ings were had, to-wit;

The Petition of J. H. Fine,  
for a part of the place named "Suissun", was  
presented, and ordered to be filed and docketed  
with No. 660, 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 August 29<sup>th</sup> 1853.  
In Case no. 660, J. H. Fine for a part of the place  
named "Suissun", the deposition of Martin E.  
Cooke, a witness in behalf of the claimant,  
taken before Commissioner R. Aug. Thompson,  
with document marked P. I. annexed thereto,  
was filed;

(Vide page 5 of this Transcript)

San Francisco Sept. 22<sup>nd</sup> 1853.  
In the same Case the Counsel for the claimant  
filed the following Stipulation, to-wit;

(Vide page 7 of this Transcript)

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San Francisco July 2 1855.

Case no. 660 was submitted without argument and taken under advisement by the Board.

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San Francisco December 4 1855.

In the same case Commissioner N. Aug. Thompson delivered the Opinion of the Board confirming the claim;

(Vide page 73 of this Transcript)

and the following order was made, to wit;

(Vide page 76 of this Transcript)

N.



3 Petition

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

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The petition of J. S. Fine respectfully represents that he is the Owner of a tract of Land and Lot in the Sycuan Valley in the County of Solano and part of the Sycuan Rancho being Spanish Section Number Eleven, as laid down and described on the map or plat of the Sycuan Rancho made by Gaspar O. Sanchez said piece or lot containing One Spanish Section of Land.

That the said Land was conveyed to your petitioner by M. S. Vallejo by deed dated in 1848 and by deed of Explanation dated July 1st 1853, a copy of the latter being here with filed as part of this petition, and so soon as the other title papers maps and transfers be procured your petitioner prays leave to file the same as part of this petition.

The evidence upon which your petitioner relies in support of this claim, consists of the records of the Original grant of the Mexican Government of said Rancho made in the Archives in the Custody of the U. S. Surveyor General for California. Original papers transfers deeds and maps to be procured and proved before your Honorable Board.

Respectfully submitted for such action as the justice and nature of this claim may require.

E. C. Crosby  
Of Counsel

Filed in Office Feby. 28. th 1853

Geo. Fisher Secy

Recorded in Vol 3 of Petitions on pages 30. 31

Geo. Fisher Secy

H

Deposition of  
M. E. Cook

Office of Commissioners of  
Land Claims in California

This day before Comr. Robt A Thompson  
Came Martin E Cook a witness on behalf  
of Claimant J. H. Fine Case No. 668 who  
after being duly sworn deposed as follows

Present E. O Crosby Esq. Atty for Claimant

Dee sworn by Atty for Claimant

What is your name

age and place of residence

Answer. My Name is  
Martin E Cook, My age twenty nine resed  
ence Sonoma California

Dee sworn by same

Are you acquainted

with M. G Vallejo and his wife Benicia  
Vallejo? if so state what you know of  
the execution of the paper now shown you  
purporting to be a conveyance from said  
Vallejo & wife to J H Fine dated 1st July  
1852 and annexed and marked with  
the initials R. S.

Answer. I know M. G  
Vallejo and wife. I am a subscribing  
witness to said Deed. It was executed  
and delivered in my presence at the time  
it bears date.

Dee sworn by same.

State what you  
know of the location and occupation  
of the Land conveyed in said Deed?

Answer. The land is situated  
in "Geysers Valley" Solano County Califor  
nia in a Northerly direction from the  
Town of Benicia and extends from 15  
to 20 miles from said town. I have  
seen about a year ago a house and  
some other improvements on the land

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also some stock consisting of hay & cows  
and further this deponent such not  
Martin E Cook

Sworn to and subscribed before me, this  
29th day of August 1853

R. Aug. Thompson Comr.

Filed in Office Aug 29. 1853

Geo. Fisher Secy

Recorded in Vol 3 p 101

Geo. Fisher Secy

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Deposition of  
M. G. Vallejo

San Francisco March 18. 1853

On this day before I the undersigned  
Notary Public One of the Commissioners for the  
survey and settling private land claims  
in the State of California, Came Mariano  
Secundalope Vallejo a witness possessed  
in behalf of the claimant Archibald A  
Richie being No 3 On the Docket of the  
Board and was duly sworn.

The said Agent was  
Notified and attended

The testimony and all parts of it is taken  
subject to all just exceptions.

In answer to enquiries made by Mr. Halleck  
Counsel for the petitioners, the witness teste  
ficial as follows

My name is Mariano  
Secundalope Vallejo, My age is forty four.  
I reside in Sonoma, and have always  
resided in California.

In 1837 I was Comm  
andant in Chief of the Mexican troops in  
California and held a Commission for  
Colonizing the North frontiers of Sonoma  
I know Francisco Solano

He was the greatest and principal Chief  
of the whole Frontier, was a civilized &  
friendly to the Mexican Government and

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the white people. His residence, or head  
quarters has always been on the Guisun,  
in 1835 according to the rules of secular  
ignition, he acquired the right of possession  
and I put him in possession by detection  
of Juan Valverde. He continued in  
possession until 1843 when I bought the  
Rancho of him. I took possession and  
continued in possession until about the  
year 1850 when I sold it to the present  
possessor.

While the land was in my  
possession, I occupied it with a large  
number of cattle and horses and raised  
crops on it, of corn wheat, barley, beans  
peas, and other vegetables - also vines and  
fruit trees - I had five thousand cattle  
and two thousand horses - I raised large  
crops. I had a large adobe house on it  
also a store house, the house was built in 1843

Solano while he occupied  
the land, had an adobe house on it also  
cattle, and cultivated the land extensively  
I recollect that one year, he raised on it  
between four and five thousand fanegas  
of beans - a fanega I understand is over two  
an one quarter Bushels - also a very large  
quantity of other vegetables were raised  
by him. His adobe house was built in 1835  
He had other houses for the Indians - There  
were several hundred houses for the accom-  
modation of the tribe. Solano received judicial  
possession of the Rancho in 1842 from  
Don Salvador Vallejo the Alcalde

When I gave Solano pos-  
sion of the Rancho in 1835 - the line enclosing  
it began at the embarcadero on the Guisun  
thence following the foot of the nearest hills  
in a westerly direction until it reaches the  
Solano hills - Thence easterly along the foot  
of the high range of mountains till it comes

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opposite the Potom of Seisun, Thence to Sacce  
Potom of Seisun Thence to Sacce Potom  
which were there enclosed in the Rancho, and  
thence along the Edge of the Marsh in a  
Westerly direction to the place of beginning

The mode of my former  
proposing was that I went there with some  
of my soldiers and went round the Rancho  
pointing out the boundaries to Solano - a  
large number of Mexicans attending us -  
There were no Measurements or no Land  
marks set up - There were Natural bound-  
aries that were understood.

In answer to enquiries put by Mr. Cooley  
the Law Agent the witness testified;  
That Solano was  
put in possession of the Land for his own  
benefit and not for the title. I was commis-  
sioned for the Secularization of the Mission  
as well as Commanded of the Military force

The usage in building a  
house in order to comply with the conditions  
of the Mexican grants was to make it  
with poles filled in with mud, the poles  
being upright with cross poles, the house  
in Spanish is called entablado. If an  
adobe house was built it was considered  
that there could be no question but the  
requirements of the Law had been complied  
with.

On further Examination by Mr.  
Halleck for the petitioner the witness says  
I built an adobe house on the Seisun  
Rancho immediately after I was taken  
prisoner in the year 1846 by Bear party  
I was taken prisoner June 14 1846 and  
kept prisoner in Sacramento two months  
The war was commenced while I was  
thus absent - On my return at the end of

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of two months, the house had been built  
about one foot high - I cited him before  
the Alcalde and the Alcalde told him  
if he went on he would lose his labor  
The Country was in a state of revolution  
and he went on and finished the house

After this in 1847 I think  
there was an arbitration in regard to the  
Land before the Alcalde and it was  
decided that the house was on the land.  
The Alcalde was Sil Boggs

M. G. Vallejo  
Sworn and declared before me  
Sil and Hall Comr.

Filed in Office March 18th. 1853

Geo. Fisher Secy  
Recorded in Journal Vol 1. p 391-392  
and 393  
Geo. Fisher Secy

Deposition of  
Manl. Bucea

San Francisco March 17. 1853

On this day before Sil and  
Hall one of the Commissioners Jurisdiction  
ing and settling private Land claims in  
the State of California. Came Manuel  
Bucea a witness. proceeded in behalf of  
the Claimant in the case of the petition  
of Archibald A. Richie being number  
3 On the Docket of the Commissioners who  
was duly sworn as such witness

The Law Agent was duly notified & attended  
The witness gave his testimony  
in the Spanish language which was  
interpreted by the Secretary.

The testimony is  
taken subject to all just objections to the  
same and to all parts of it.

In answer to  
inquiries made by Mr. Sillocks Counsel  
of the petitioner the witness testified as  
follows -

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My name is Manuel Baca I am  
Sixty seven years of age and I reside in the  
Town of Sonoma in this State and have  
resided in California since 1841

I know the  
Rancho Geisen and have been living near  
it ever since I came to California I know  
the boundaries of the Rancho. They are as  
follows: beginning at the Embarras of  
Geisen, thence running along the Geisen  
Creek North to the foot of the range  
of hills, thence along the Edge of the range  
of the hills in an Easly direction thence  
thence to the place of Beginning  
When I first came to California, Sacerdote  
Vallejo was in possession of the Rancho

I know Francisco  
Solano. He lived in Geisen & died there about  
a year ago. He was an Indian Chief of the  
Northern Indians & commanded all the Indians  
near the Northern Frontier, or controlled them  
He was friendly to the Government & the peo-  
ple and rendered important services in main-  
taining the peace between the Indians and  
the whites -

I know Francisco Amijo. He  
lived in Rancho Geisen, and built a house  
there which is still standing. While he  
lived there he several times told me that  
he was there by permission of Sacerdote  
Vallejo - that the land belonged to Vallejo  
and that Vallejo had warned him not to  
build a house upon the land, because  
he would lose the land and the employ-  
ments if he did, but at the time of Vallejo's  
being at Sacramento a prisoner of war  
Amijo built the house - This took place  
when Col Fremont was at Sonoma with  
the American forces. I cannot give the  
date with certainty

In answer to inquiries



Made by the Law Agent the respective  
testifies

That Genl. Vallejo had stock on the  
Rancho of Armee et. They raised corn wheat  
potatoes, peas and various kinds of vegetables  
a considerable quantity of Spanish seed wheat  
but I cannot specify the quantity

Sworn as above & subscribed the 18th day of  
March 1852 Before me

Maxwell <sup>the</sup> Baca  
mark

Helene Hall Comr.

Filice in Office March 18th. 1852

Geo. Fisher Secy

Recorded in Journal Vol 1 pages 338, 390, 391

Geo. Fisher Secy

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Deposition of  
Felipe Pena

San Francisco March 18. 1852

On this day before

Helene Hall one of the Commissioners for the  
locating & settling private land claims in  
the State of California came before Felipe  
Pena a witness on behalf of the claimant in  
the case of the petition of Archibald A. Beckie  
being No 3 on the Docket of the Board  
and was duly sworn.

The Law Agent was

present. Notified & attended.

The testimony was

given in the Spanish language and interpreted  
by the Secretary.

In answer to inquiries made

by Mr. Halleck Counsel for the claimant  
the witness testifies as follows

My name is Juan

Felipe Pena, I am fifty years of age and  
I reside at my Rancho called San Jose, de  
Gracia about eighteen leagues from Sonoma  
I have where I now reside for twelve years

I have known the Rancho  
Sesun for that length of time - I know the  
boundaries they run from the Embarras  
of Sesun along the Edge of the range of

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of hills to the Tolomas in a Northwesterly direction  
thence with the same range of hills to the  
Valley of Secession and to the Potrero thence  
along the edge of the Bay to the embarca-  
doro

I knew Francisco Ameza. He built a  
house on Secession near the Tolomas. It was  
at the time Genl. Vallejo was taken prisoner  
by Col. Fremont. It lies about two leagues  
from Secession. At the time the house was  
built Guadalupe Vallejo was in possession  
of Secession

Seen Felipe <sup>his</sup> ~~son~~ <sup>mark</sup>

Selesceded and sworn

Before me Notary Public

Filed in office March 18. 1852

Geo. Fisher Secy

Recorded in Council Vol 1 page 349

Geo Fisher Secy

Deposition of  
Marcos Bacca

San Francisco March 19. 1852

On this day before Notary Public

Notary Public one of the Commissioners for ascertaining  
& settling some claims in the State of California  
came Marcos Bacca a witness produced in  
behalf of Archibald A. Ritchie being No 3 on  
the docket of the Commissioners and was  
dearly sworn.

The Law Agent was notified and  
attended.

The Testimony was taken subject to  
all just exceptions. It was given in the Span-  
ish Language & interpreted by the Secretary

In answer to questions put by Mr. Wallace  
Counsel for the petitioners the witness testified  
as follows-

My name is Marcos Bacca I am  
thirty six years of age & reside in the County  
of Salano and have resided there for eleven  
years past.

I know the Rancho Secison, and live about two leagues and a half from it. I have known the Rancho ever since 1841.

I know Francisco Amejo who died about two years ago. He built a house on Secison in 1846. I was reported to be on the Secison Rancho which was understood to belong to Gerardo Vallejo who occupied it with cattle & horses and cultivated the land from 1842 to 1846.

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In answer to enquiries made by Mr Cooley the Land Agent the witness says that Genl. Vallejo cultivated about one square mile of the Rancho.

Filed in Office March 19. 1852  
Francisco <sup>his</sup> Baca <sub>mark</sub>  
Geo. Fisher Secy  
Recorded Journal Vol 1 page 396  
Geo. Fisher Secy

Deposition of  
Julio Carrillo

San Francisco March 19. 1852

On this day before me and I call one of the Commissioners for ascertaining and settling private Land claims in the State of California came Julio Carrillo a witness produced in behalf of the claimant in the case of the petition of Archibald A Ritchie Number 3 on the Docket of the Board of Commissioners and was duly sworn.

The Land Agent was notified and attended.

The testimony was given in the Spanish language and interpreted by the Secretary.

The testimony was taken subject to all possible objections to all parts of it.

In answer to questions put by Mr. Kuech counsel for the petitioner, the witness testifies as follows.

My name is Julio Carrillo I am 26 years of age and reside in the County of Sonoma and have resided there from 1836 to the present time

I know the Rancho Secession and have known it ever since 1836. I knew Francisco Amey who is now deceased he built a house on the Secession. It was commenced at the time the Amaccufures under Fremont were there. I think in the month of August 1845 or 1846. I first saw the house building on my return from Sacramento where I had been a prisoner with Gen. Vallejo and with whom I returned to Sonoma. The Land was Gen. Vallejo's as I considered.

Julio Carrillo

The foregoing deposition was sworn to & subscribed before me

William Hall Comr.

Filed in Office March 19. 1852

Geo Fisher Secy

Recorded in Sample Vol 1 page 397.

Geo. Fisher Secy

Deposition of  
Salv. Vallejo

San Francisco March 20th. 1852

On this day before Henry J. Thorton one of the Commissioners for ascertaining and settling private Land Claims in the State of California came Salvador Vallejo a certain person in behalf of the Claimant in the case of the petition of Archibald A. Reckie being Number 3 on the Docket of the Commissioners and was duly sworn

The said Agent was notified and attended

The testimony was given in the Spanish Language and interpreted by the Secretary

The testimony was given taken subject to all just exceptions to all parts of it.

Questions by McCamant

Question 1<sup>st</sup>. What is your name age and place of residence and how long have you lived in California?

Answer. My name is Salvador Vallajo, My age is thirty eight years, My residence is Sonoma, and I have lived in this State all my life.

Question 2<sup>d</sup>. What offices have you held in California?

Answer. I held the office of Civil Magistrate, also at times the Military Commandant at Sonoma.

Question 3<sup>rd</sup>. Are you acquainted with the Rancho of Secison?

Answer. I am, and have been for the last twenty two years.

Question 4. Who occupied this Rancho previous to the year 1842 and upon what basis or in what right?

Answer. Francis Solano occupied up prior to 1842 on his own account and then sold to Gen. Vallajo for whom he acted as Mayor some afterwards.

Question 5. What do you know of the acceptance & cultivation of this Ranch?

Answer. Francisco Solano had a house upon it in which he lived and he cultivated the land. After he transferred as above stated to Vallajo, he made further improvements, and made extensive cultivation, and raised stock upon it.

Question 6<sup>th</sup>. Did you while acting as Civil Magistrate or not ever give judicial possession of this Rancho to any one. If yes to whom & when?

Answer. I gave officially papers to many persons, and among others I remember distinctly putting Francisco Solano in possession of this Rancho, but the year in which I did so, I do not now distinctly remember, but I believe it was in the year 1842.

Question 7. Were there any written Especiente or document made by you concerning this act of giving possession by you to said Solano & so can you tell what was done with it, or what has become of it?

Answer. There was such writing or document made by me in duplicate, one of which I gave the party & the other was deposited in the Archives at Sonoma. I know nothing, nothing of what has been done further with either of them. I have not seen them since.

Question 8th. Do you or not know anything about the loss or destruction of the Archives deposited at Sonoma of your State what you know on that subject.

Answer. In the Spring of 1846 there was a disturbance or insurrection in which I was made prisoner, and the Archives in my possession were seized upon & taken, also the Magistrate who succeeded me was assassinated & the public Archives plundered by those who were engaged in the outbreak, being American Soldiers, who made use of the Archives for the purpose of making cartridges - I lost my own little papers at the same time -

Question 9th. What time when did you regain your own little papers taken at the time of the outbreak of which

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you have spoken?

Answer. Two or three months after my seizure I was upon a man of war in the port of San Francisco, belonging to the United States of America, and saw in a berth of the Vessel a heap of the Archives, among which I recognized my own, being enveloped in black cloth, and in the presence of the Commanding Officer I took charge of it.

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Question 10th. Who was Secretary to you at the time of giving judicial possession of the Rancho as above stated?

Answer. A retired Officer by the name of Domingo Rodriguez who is now dead.

Question 11 In what manner did you proceed in giving the judicial possession of the Rancho to Francisco Solano?

Answer. I went upon the point with a Company, accompanied by five persons, two Messengers and three Mestizos and commenced at a point called the Embocadura on the Estero of Secison and measured with a Chain in a westerly course along the slope of the range of hills to a place called Tolenas, from thence along the same range of hills to its termination, from thence to the Estero of Pulpanes, from thence along the margin of the Estero to the place of beginning, including within said measurement the Valley of Secison.

Question 12th. Do you remember the names of the persons <sup>who</sup> you have stated accompanied you when you gave the judicial possession stated above?

Answer. I remember the names of Pascualo Basquez & Francisco Requena alone, of the number, also my Secretary Domingo Rodriguez who accompanied me as Notary Public.

Question 13. Do you or not know whether Francisco Amijo built a house on or near this Rancho viz so whom?

Answer. He did build a house on it in the year 1846.

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Question 14. Does the house which you say was built by Amijo, built or not, within the limits or bounds of the Rancho as marked out or delineated by you and put in evidence in the possession of Francisco Solano.

Answer. It was built within the limits above mentioned.

Drop interrogatories proposed by the United States Law Agent.

Drop Inty 1st. What was the length of the first line which you measured, beginning at the Embarcadero

Answer. I do not remember the length of the line.

Drop. Inty. 2d. On which side of the Susan Creek did you commence to measure that line, and did you cross the said Creek in measuring it?

Answer. I commenced on the western side of the Creek and crossed it once and recrossed it in closing the survey or measuring.

Drop Inty 3d. How near did you pass to the Portezuelo or gap where the Road from Bonicia to Sacramento crosses the range of hills. On which hand did you pass said Portezuelo and how near it did you pass?

Answer. The Portezuelo was on the left hand side of the line westward of it.

Drop Inty 4th. Were you pass within five hundred yards of said Portezuelo



Answer. I do not remember and cannot say

Q. Prop. July 5. Does there any natural or artificial object at the end of the first line you see, or can you in any manner designate the point where said line ends?

Ans. I cannot designate it here if I were on the ground, I could; there were some trees at the point above referred to.

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Q. Prop July 6th. Do you know the Canaada de Toleno?

Answer. I do know it

Q. Prop July 7th. Did you enclose it or surround it in your measurement?

Ans. I have travelled over it, but did neither enclose nor surround it in my measurement.

Q. Prop July 8th. Do you know the Creek called, Helecteto?

Ans. I do know it.

Q. Prop. July 9th. Does that creek run through or border upon the Canaada of Toleno?

Ans. It neither runs through nor does it border upon it.

Q. Prop July 10. Did you cross said Creek in running the first or the second line as above stated?

Answer. I did not cross it at all

Q. Prop July 11. About how near it did you pass?

Answer. I do not recollect

Q. Prop. July 12. How far passed it within five leagues?

Ans. I do not know

Q. Prop July 13. In making your measurement, how near did you pass to the Canaada de Toleno?

Answer. I do not recollect.

Crop July 14th. In what direction is the Steelerato Creek from the Canadawale Solones? At what distance and in what direction it runs, and what does it empty

Ans. I believe it is to the East, I do not know the distance, and the direction it runs, it empties into the Sacramento River.

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Crop July 15th. What documents of any lease presented to you by Solano when you proceeded to give judicial possession?

Answer. A petition accompanied to me as the Magistrate accompanied with his title papers.

Crop July 16th. What do you mean by title papers?

Answer. I mean to say the title from the Government (El título del Gobierno)

Crop July 17th. Will you attach the paper containing your proceedings of the judicial possession to the paper or document handed to you by Solano?

Ans. I have deposited the same in the Archives of my office and the document handed to me by Solano I have returned to him.

Crop July 18th. Will you issue any notification to any persons in the course of your proceedings, and if so to whom and for what purpose?

Answer. I do not, the Alcatrazes come with me and there are no Cotamenos neighbors (Colindantes)

Crop July 19th. Will you administer Oath to any person in the course of your proceedings, and if so to what persons?

Answer. I have to all who accompanied me as Alcatrazes and meas

measures according to the Ordinance, namely  
Damaso Romoquez, Francisco Agueda  
Pascualo Busquez and others whose names  
I do not recollect. I mean the Ordinance  
of the Spanish Government relative to the  
Surveying of Land.

Q.rop July 20th. Did you  
cause the Case to be measured as a measure  
and also, how many acres in length  
was it?

Ans. I did, but I do not recoll-  
ect its length, because the length of the  
Case in various Surveys is different.

Q.rop. July 21<sup>st</sup>. Did you  
take any information as to the identity of  
the Land referred to in the title?

Ans. I did, through the  
Alcalde of the District as required by the  
Ordinance.

Q.rop. July 22d. Did you set up any  
Land Marks on the boundaries of the  
Sociedad Land?

Ans. I have ordered the party inter-  
ested to put up the Land Marks.

Q.rop July 23<sup>d</sup>. Did the party  
interested erect the Land Marks in your  
presence at that time?

Answer. He did not.

Q.rop. July 24th. What description  
of house did Solano erect and how soon  
after the grant was obtained.

Answer. Ever since I  
knew the place which is about twenty two  
years Solano had a house on the premises  
it was built of adobe, but I cannot tell  
when it was built.

Q.rop July 25th. Do you  
know or not whether Solano obtained the  
grant of the Sociedad Land for his own benefit  
or for the benefit of any other person?

Answer. For himself and family.

Q. Prop. July 26th. State the name of the vessel and the Commanders of it on which you found a part of the Archives as stated in your Answer, in Memorandum No 9?

Ans. I cannot tell the name of the Vessel the Commanders name was Montgomery.

Q. Prop. Feb. 27. Have you now the Occurrence, under which you acted at the time above stated and how did you proceed it?

Ans. I have lost it during the war with the United States. I bore it from the late Francisco Ibarra who was the Alcalde at the time at the Mission of Dolores, who had several Copies

Examination resumed by the Counsel for the Accusant.

Q. Quest. 1. Will you examine the Map in your hand and state whether or not you recognize it as a correct Map of the Rancho of Secession?

Answer. To the best of my knowledge and belief, it is a correct Map with the exception that a part of the Land embraced within the boundaries of Secession is left out on the map. The part left out is the North Course from the Embudo Cañon.

Q. Quest. 2d. What divides the Valley of Secession from the Cañon of Tolomas Answer. The range of hills, the lower part is called Secession and the upper part the Valley of Tolomas

Q. Quest. 3d. Does the Alluvium from the Cañon of Tolomas run to the Valley of Secession?

Answer. It does

Q. Quest. 4. Are the adjacent parts of the same Creek called Tolomas & Secession

Answer. They are; the upper part of it is called Tolones, the lower part Secession  
Quest. 5. In giving judicial possession of the Rancho of Secession did you establish the point separating the Rancho of Secession from the Tolones?

Ans. I drew the line between the two places, where the hills approximate each other the reverse.

Quest. 6th. Does or not this line cross the creek at the opening of the Cañada of Tolones upon the valley of Secession

Ans. It does.

Cross Examination of H. S. Saw Agent resumed Sept. 1. Were you present at the survey upon which the map was before you was drawn and annexed to the deposition A

Answer. I was not present

Salvador Vallejo

Subscribed and sworn to before me this 20th March 1852.

H. S. Thornton Comr

Filed in Office March 20th 1852

Geo. Fisher Secy

Recorded Journal Vol 1 pages 403. to 410 inclusive

Geo. Fisher Secy

Deposition of Manuel Jimeno

Office of the Board of Commissioners of California Land Claims

San Francisco March 29th. 1852

On this day before me Harry S. Thornton one of the Commissioners for ascertaining & settling Private Land Claims in the State of California came Manuel Jimeno a duly produced in behalf of A. A. Ritchie claimant No 3 On the Docket of the Commissioners being duly sworn to testify as follows, his recollection being from in the Spanish language and interpreted by the Secretary Geo. Fisher

by consent of the licensee of claimant  
 The Saw Agent was notified and attended  
 Questions propounded by the Claimant

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

Answer. My name is  
 Manuel Jimeno, My age is forty nine years  
 My present residence Monterey. I have  
 resided in California twenty four years.

Ques. 2. What Offices have  
 you held in California?

Answer. I have held  
 various Offices in California amongst them  
 the following, Constitutional Alcalde of  
 Monterey, Collector of Customs and Commis-  
 ary General of Monterey, Secretary of State  
 Acting Governor, three different times, also  
 Member of the Departmental Assembly  
 and of the Juridical Deputation

Question 3<sup>rd</sup> Are you ac-  
 quainted with the hand writing of Juan  
 B. Alvarado Manuel Jimeno, Jose Ramon  
 Estrada, Jose Maria Castaneda, Pio Pico  
 and Jose Maria Covarrubias, if you state  
 if their signatures on, and to the documents  
 now here shown you are genuine, and if  
 they are the originals of the Copies which  
 are filed with the petition of A. A. Richie  
 in the office of the Secretary of the Board  
 of Land Commissioners of California,  
 Manuel Exelste A. and referred to in said  
 petition which is No 3 on the Docket of  
 said Board

Ans. I am acquainted with the  
 hand writing of Juan B. Alvarado, Manuel  
 Jimeno, and Jose Ramon Estrada, Jose Maria  
 Castaneda Pio Pico, and Jose Maria  
 Covarrubias and I recognize their signatures

Signatures affixed to the Documents now shown me, and which I now hold in my hand as the genuine signatures of those persons, and I know the Documents to be Originals of the Copies which are filed with the Petition of A. A. Ritchie in the Office of the Board of Land Commissioners of California, Marked Exhibit A which Copies I also hold in my hand and have compared them with the said Originals and found them correct, and that the Signature of Manuel Jimeno is my own Signature.

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Question. 4. Whether by the Laws and Customs of this Country, when it was under the Mexican Government an Emancipated Indian had the same right to acquire, sell and alienate lands and other property as any other citizen, and if any other forms were required in his case than in any other purchases or sales between white citizens.

Answer. The Emancipated Indians at the time referred to in the above interrogatory enjoyed all the rights and privileges and immunities of Mexican Citizens, and were subject to all the duties and obligations, required by such citizens and had the same right of buying and selling lands and other property.

Manuel Jimeno

Sworn to and subscribed before me this 25th day of March 1853

Harry J. Stanton

Com. &c

Filed in Office March 29th 1853

Geo. Fisher Secy

Recorded in Recordal Vol 1 pages 454-455-456

Geo. Fisher Secy

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Deposition of  
Sal. Vallejo

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Office of the Board of Commissioners of  
California Land Claims

San Francisco May 7. 1853

On this day before Helmut Hall one of  
the Commissioners for ascertaining settling  
private Land Claims in the State of California  
via came Salvador Vallejo a witness pro  
ceeded in behalf of the Claimant to wit  
and of Richie whose petition is No 3 on  
the docket of the Board and was duly  
sworn

The said Agent reads the following

In answer to questions put by the Counsel of  
the Claimant the witness testifies as follows

My name is Salvador Vallejo, my age is  
forty years & I reside in Sonoma in this  
State. I have always resided in California

A paper purporting to be  
a deed from Francisco Solano to Mariano  
Becerra Vallejo dated May 10 1842 being  
shown me I say that the signatures of  
Francisco Solano, Jose de la Rosa, Cayetano  
Secura my own signature appearing upon  
the same are genuine. That I signed the  
same myself at the date which the  
instrument bears and I saw the other  
deed persons sign the same at the same  
time. My own signature and that of  
Rosa Secura appearing upon said instru-  
ment in two places. The instrument was  
executed in the proper form to convey land  
under the Mexican Laws in force in  
California at the time, before me as a  
Civil Magistrate.

The said instrument is  
marked H. H. Salvador Vallejo  
sworn & subscribed before me

Helmut Hall Com  
missioner in Office May 7th. 1853. Geo. Fisher Secy



Deposition of  
J. P. Seese

Office of the Board of Commissioners of  
Land Claims in California

San Francisco June 15th. 1852

On this day before Harry J. Thornton one of  
the Commissioners for ascertaining & settling private  
Land Claims in California came Jacob P  
Seese a Mexican produced in behalf of the  
Claimant A. A. Rich's being No. 3 on the  
List of said Commissioners and being  
dearly sworn testified as follows.

The said Agent was  
dearly notified and attended

Deceased by Claimant

1<sup>st</sup> Question. What is your name age and  
residence.

Answer. My name is  
Jacob P. Seese my age 53 years, I have  
resided in Monterey since 1849 and previously  
to that in Sonoma

2<sup>d</sup> Question. Do you know any  
thing about the Sale of the tract of land  
called "Seesun" by Francisco Solano and  
if so, what do you know?

Answer. In the year 1840  
Francisco Solano offered to sell me the  
Rancho of Seesun for the sum of One thousand  
dollar dollars. I examined the land and  
declined the offer, considering it as land  
sold at that time as a pretty high price  
In 1841 Solano offered it at the same price  
to Capt. Henry A. Fitch. Fitch examined  
the land but declined the offer. It was  
also offered by Solano in 1841 to one  
Hammittong who came on the land but  
refused to purchase. In  
May 1842 Solano sold the land to Mr  
A. A. Rich for one thousand dollars

3<sup>d</sup> Question. Did you or  
not consider that sum as a fair price  
for the Land?

Ans. I did consider it a high

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price at the time, I could have purchased  
it for that sum and I know it was offered  
to others for that sum.

4th. Question. Will you or  
not consider at the time that, by the usage  
and custom of the Country Solano has a  
right to sell his land?

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Answer. By the usage  
and custom of the Country Solano had a  
perfect right to sell the land, no one  
to my knowledge expressed any doubt  
of his right to sell his land. I did not  
leave the land at that price, and for  
that reason did not purchase. I have  
no doubt about the title.

5th. Question. How long  
have you been in California and what  
offices have you held?

Answer. I have been  
in California 19 years. I was 1st Alameda  
and Deputy of the 1st instance of the Dis-  
trict of Sonoma in 1844 & part of 1845.

Jacob T. Seese  
The Agent of the U. S. present and declines  
to examine.

Sworn to & subscribed before  
me this 13th of June 1852.

Harry J. Thornton Com. &  
Deputy in Office June 13th 1852

Geo. Fisher Secy  
Recorded in Ex. B Vol. 1 page 557  
Geo. Fisher Secy

Deposition of  
M. G. Vallejo

Office of the Board of Commissioners of  
California Land Claims

San Francisco Aug 6th 1852  
On this day before me Harry J. Thornton one  
of the Commissioners for the examining and  
settling private Land Claims in the State  
of California came M. G. Vallejo a  
Writter of proceedings in behalf of the Claimant

A A Richie whose petition is No. 3 on the Docket of the Board and whose name has precedence being given in the Spanish Language was interpreted by the Secretary

The Saco Agente was notified and attendance Questions propounded by the Claimant

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1st Question. What is your name age and place of residence  
Answer. My name is Mariano Guadalupe Vallejo; My age is forty five, I now reside in Sonoma, and have resided in California all my life.

2d. Question. State if you know, whether Francisco Solano, the Defendant named in this case held any office or Commission under the Mexican Government and if so what Office and at what time  
Answer. When I held the Office of Commandant of the Northern Frontier I received a letter from the Minister of War in Mexico enclosing a Commission of Captain in the Mexican Army for Juan Francisco Solano which was given by me to Solano, and which he continued to hold until the taking of this Country by the United States.

I think he was Commissioned as Captain in the year 1836. He was a brave Officer and rendered very important services to the Mexican Government against the Ute Indians on the Northern Frontier

M. G. Vallejo

I decline to copy examine. Geo. W. Woodruff, S. Swanwick and Seleschick Saco Agente Refuse one. Many I Thank in Com. de Vallejo in Office Aug 6. 1855. Geo. Fisher Secy Recused in Ev. B book vol 1. p 590  
Geo. Fisher Secy

31  
Deposition of  
Pablo de la  
Garcia

Office of the Board of Land Commissioners  
in California

Los Angeles Sept. 14. 1852

On this day before me Mary J. Thornton  
one of the Commissioners for ascertaining & settling  
private Land Claims in California came  
Pablo de la Garcia a witness produced  
On behalf of the Claimant A. A. Reche  
whose petition is No 3 On the Docket of  
said Commission, and after being duly  
sworn testified as follows

The Law Agent of the U. S. was duly  
notified and attended.

1st. Question. What is  
your name age and place of residence?

Answer. My name is Pablo  
de la Garcia, my age is about thirty two  
years, I reside in Santa Barbara and  
have resided in California all my life

2d. Question. What was  
the usage and custom of the Country with  
respect to sales of lands by Indians which  
had been granted to them by the Govern-  
ment there any distinction in this respect  
between Indians and whites?

Answer. I know of no  
distinction. I have always understood  
that Indians had the same rights of  
property under the Mexican laws as  
white men. I have frequently known  
Indians to sell lands which had been  
granted to them, and such sales were  
always considered legal under the Mexican  
Government

Questions by U. S. Law Agent

Quest. 3rd. What action have you  
seen known to be taken by the Mexican  
Government which would show that  
said Government considered sales made

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in California by Mexicans legal?

Ans. I know of no action by the Government of Public Authorities either approving or disapproving such sales  
Tucson Id.

Have you ever known any action taken by the Public Authorities in California, or by people living in California, which would show that such sales by Mexicans were considered legal?

Ans. I know of no action taken either by the Public Authorities or by the People in regard to this matter. I know of an instance where the Governor of California recognized the right of an Mexican to sell land. I refer to the letter which is among the papers in Case 50. Dated San Lucas Obispo July 11. 1846. I have frequently known of sales made by Mexicans to white people, and considered by them as valid.

Tucson Id. Have many such instances have you known

Ans. I now remember distinctly four such instances.

Questions by Beaumont's Licensees

Quest 1. Whether or not sales by Mexicans of lands granted to them by the Government, were made as freely and as generally in California as such sales were made by whites in proportion to the relative number of the two kinds of grants?

Ans. They were made as freely and generally. Pablo de la Guerra acknowledged due notice of the time and place of taking the above deposition

Geo W Woolley U. S  
Luis Legue

Sworn to and subscribed before me this  
 14th day of Sept. 1852  
 Harry J Thornton Com.  
 Filed in Office Sept. 20th 1852  
 Geo. Fisher Secy  
 Recorded in Ev B p 23 Vol 2  
 Geo. Fisher Secy

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Deposition of  
 Pablo de la  
 Secura

Office of the Board of  
 Commissioners of California Land Claims  
 San Francisco Sept. 14<sup>th</sup> 1852  
 On this day before Harry J Thornton one  
 of the Commissioners for ascertaining and  
 settling private Land Claims in California  
 came Pablo de la Secura to the office pro  
 ceeded in behalf of the claimant A A  
 Richie whose petition is No 3 on the  
 Docket of the Commission whose duly  
 sworn has been done being given in English

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

Answer. My name is  
 Pablo de la Secura, My age is about thirty  
 two years I reside in Santa Barbara and  
 have resided in California all my life

Q. Question. Examine the papers  
 before you and say whether you know the  
 signatures, and whether the Copy annexed  
 hereto is a true Copy of this Original?

Answer. I am acquainted  
 with the signatures of Manuel Melchiorre  
 and Manuel Jimeno, their signatures to this  
 paper are genuine, and the document itself  
 is to the best of my knowledge belief and  
 conscience an Original, and the paper annexed  
 hereto is a true Copy of this Original.

U. S. Law Agent  
 Notified and attended  
 Pablo de la Secura

Sworn to and subscribed before me this 14th of  
 Sept. 1852. Harry J Thornton Com.

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

33<sup>u</sup> vi: N.º 660

I. G. D. R.

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# Expediente

Promovido por el Indipenco <sup>del</sup> ~~Gran~~

Solem. En Solicitud del pasaje como

está en el Nombre de,

"Guianm"

266.

II  
Espect.

2. G. D. R

Vello tercer Dos Reales:

Habilitado provisionalmt<sup>o</sup> por la Aduana  
Maritima del puerto de Monterey en el  
Departamento de las Californias, para  
los años de mil ochocientos cuarenta y  
mil ochocientos cuarenta y uno.

Alvarado

Antonio Maria Osio

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Sello Rehabilitado por la misma para  
el año de mil ochocientos cuarenta  
y dos.

Alvarado

Antonio Maria Osio

El Inprescripto.

Camo San Lobo.

Vecino de Sonoma ante V. E. con el mas  
humilde respeto se presento y suplica  
q. en virtud de los derechos que le asisten  
como constan en la adjunta solicitud  
y del decreto Municipal de la misma  
posee de echo el terreno conocido con el  
nombre de Quisim con sus dependencias  
y para asegurar y legalizar dicha propiedad  
rendidamente impetra de V. E. que at  
tendiendo al referido documento adjunto  
se sirva Otorgarle el correspondiente titulo  
legal de enajenacion perpetua y hereditaria  
del mencionado terreno para q. en nin  
gun tiempo ni el suplicante ni sus herede  
ros sean perturbados en el posesio  
gozē de su propiedad.

P. L. @ V. E. mega se digna otorgarle  
la Merced q. implora p. que no sea  
de malicia y lo necesari

Monterey Ene de 1842

Como apoderado del solicitante

Juan Ant<sup>o</sup> Vallejo.

I. S. D. R

Monterey Enero 28 de 1842

Vista la peticion con que da principio



35-3. L.D.R. Este Expediente el informe del Sr. Coman-  
dante General y los meritos y servicios que ha  
prestado en la frontera de Sonoma el Indi-  
gena llamado Francisco Solano lo declaro due-  
ño en propiedad el dueño del paraje nombrado  
Quisim en Estension de cuatro sitios de pa-  
nado mayor y bajo los limites que demuestran  
el dicho respectivo. Estienda se el despa-  
cho correspondiente con las condiciones  
estipuladas y dirijase este Expediente a  
la Exma Junta Departamental para  
su Aprobacion.

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El Sr. D<sup>o</sup> Juan B. Alvarado Gobernador  
Constitucional del Departamento de  
las Californias, asi lo mandó decretar y  
firmó de que doy fe.

4. G. D. R.

Sello Sr. Comandante General  
Francisco Solano Jefe Jiral  
Sonoma Cond. 1<sup>o</sup>. } de los Indios gentiles y Capitan  
de 1<sup>o</sup> 3<sup>o</sup>. El of. } natural del Quisim antes  
suscribe concede } V. S. como mejor convenza  
interna y propia Espone: que siendo libre  
almt. D. Francisco. y teniendo bastante número  
Solano de Estacion de familia Baerms y Cabal-  
tes Capitan del Quisim } lar se fundaron un Rancho  
sino del terreno de } solicita de la Recta Justa  
Este nombre por parte y bondad de V. S. se digné  
acercarle de derecho } concederle el terreno del  
natural y por of. } Quisim con sus tierras  
lo este poseyendo } con sus tierras que seran poses  
actualmt. Dicho } mas o menos cuatro sitios  
terreno se comprende } de panado mayor desde  
desde el portonuelo } el portonuelo hasta la  
hasta las Salinas de } Salina de Sicha. Dicho  
dicha. El interes } terreno me pertenece por  
do solicitar a un } derecho hereditario de

los títulos de Es- mis padres y actualmte  
 tulo del Gobe del } lo posea asi mismo queriendo  
 Estado p<sup>a</sup> que se } revaliden mis derechos seg<sup>n</sup>  
 hagan valederos } las leyes vijentes de nuestra  
 sus otros: seg<sup>n</sup> el } Republica y de Colima  
 F. L. D. R. nuevo Con. de los } con. ultimam<sup>te</sup> decretado  
 consacion. } por el sup<sup>l</sup> Gobe  
 Mrs G. Callejo. } Por: D. A. V. A. Suplico  
 se digno concederme el ter

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 PAGE 36

rreno que pido y saque de donde convenga  
 los títulos que sean necesarios p<sup>a</sup> mi  
 seguridad, si veniese admitir esta  
 en papel como por no haber en este lugar  
 del sello que corresponde.

Donoma Con 16 de 18 84

Gerónimo Solano

G. L. D. R. Juan B. Alvarado Gobernador Consti-  
 tucional del Departamento de las Ca-  
 lifornias.

Por cuanto el Indigena <sup>el</sup> Gerónimo  
 Solano ha pretendido para su beneficio per-  
 sonal y el de su familia el terreno conoci-  
 do con el nombre de Quisim de donde es  
 natural y jefe de los tribus de la frontera  
 de Sonora y a creolo al merecimiento. Por  
 el soeje que procura mantener a aquella  
 gentilidad practica las previam<sup>te</sup> las  
 diligencias y averiguaciones concernientes  
 usando de las facultades que me son confe-  
 ridas a nombre de la Estacion Mexicana  
 he venido en concederle el terreno mencio-  
 ado declarandole la propiedad de el por  
 las presentes letras sujetandose a la  
 poblacion de la Esma Junta Departam-  
 mental y bajo las condiciones de que  
 no podrá ser enulo sin perjudicar las  
 herencias caminos y servidumbres lo dis-

37 y. G. D. R putara libre y Exclusivamente destinandolo  
al uso o cultivo que mas le acomode pero dentro  
de un año fabricara Casa y Estera habitada  
2º Solicitara del juez respectivo que le de  
la posesion juridica en virtud de este  
despacho por el cual se demarcaran los  
linderos en sus limites pondra o malde  
las mofoneras algunos arboles o putales o  
silvestres de alguna utilidad.

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3º El teneno de que se hace mencion es de  
cuatro sitios de terreno manso con los limi-  
tes que demuestra el diceno que se acom-  
pana en el Expedite respectivo. El juez  
que creie la posesion lo hara medir con  
forme a Ordenanzas quedando el Dohom-  
te que resulte a la Estera para los  
usos convenientes.

4º Si continuare a estas condiciones  
perdiera su derecho al teneno y seria de-  
nunciabile por otro.

En consecuencia mando que te-  
nendose por firme y Valido el presente  
se tome Razon de el en el libro a que corres-  
ponde y se entregue al interesado para  
sus resguardos y demas fines.

Dado en Monterrey a veinte y Ocho de ene-  
ro de mil Ocho Cientos cuarenta y dos  
ingles Agosto 3 de 1845.

F. G. D. R

Dado Cuenta en sesion de hoy con este  
Expediente a la Exma Asamblea De-  
partamental se mando pasar a la Co-  
mision de Tenenos Validos.

pro pro presell  
Agustin Olvera Oro.

G. L. D. R.

Here follows  
} Maps }396 ND  
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10. G. L. D. R.

Exmo Sr.

La Comision de terrenos Baldios se ha impuesto del Expediente promovido por el Indigena Manuel Dolano en pretension del paraje conocido con el nombre de Quisim y satisfecha la Comision de que las diligencias practicadas en dicho Expediente fueran bastantes para que el superior Gobierno hubiese concedido el mencionado paraje pone a la deliberacion de V. E. la siguiente proposicion.

Se aprueba la concesion hecha por el superior del Departamento en titulo legalmente librado con fecha 28 de Enero de 1842 en favor del Indigena Manuel Dolano del paraje conocido con el nombre de Quisim esta en la jurisdiccion de Soncama de conformidad con la Ley de 18 de Agosto de 1824 y el Artículo 5º del Reglamento de 21 de Noviembre de 1828.

Dadas de Comisiones en la Ciudad de los Angeles Octubre 29 de 1849.

Gerente de la Guena

Narciso Botello

11. G. L. D. R. Angeles Octubre 3 de 1845.

En sesion de hoy se aprobó por la Excm<sup>a</sup>  
Asamblea Departamental la proposicion  
del precedente dictamen mandandose  
devuelva el Expediente Original al E.  
O. Gobernador para los fines combinados

Pio Pico presidente

Agustin Olvera. Omo.

En la propia pta se libio a la parte la  
copia respectiva.

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Office of the Surveyor Gene-  
ral of the United States for California

I Samuel D. King Surveyor  
General of the United States for the State  
of California and as such now having  
in my Office under my custody  
a portion of the Archives of the former Spa-  
nish and Mexican Territory or Depart-  
ment of Upper California Do hereby  
certify that the Eleven preceding and  
hereto annexed pages of tracing paper  
numbered from One to Eleven inclusive  
and each of which is verified by my in-  
itials (S. D. K.) exhibit true and accu-  
rate copies of certain documents on file  
and forming part of the said Archives  
in this Office.

In Testimony whereof  
I have hereto signed my name  
Officially and affixed my private seal  
not having a seal of Office) at the City  
of San Francisco, Cal. the 14<sup>th</sup> day  
of August 1852

Sam<sup>l</sup> D. King  
Surv. Gen. Cal.

40

Filed in Office Sept<sup>r</sup> 11<sup>th</sup> 1852

Geo. Fisher Deery

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41  
Translation of Expediente caused by the Aborigine (Indige  
Expediente. (na) Francisco Solano soliciting the place  
known by the name of Guisim.  
(266)

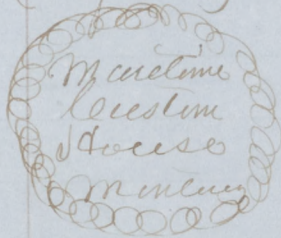
Third Stamp Two Reals

Authorized provisionally by the Maritime  
Custom House of the Port of Montevideo in  
the Department of the Reformed for the  
years one thousand eight hundred and  
forty and one thousand eight hundred and  
forty one.

(Signed) Horacio (Signed) Antonio Maria Ochoa

Reauthorized by the same for the year eight  
hundred and forty two.

(Signed) Horacio (Signed) Antonio Maria Ochoa



To His Excellency the Governor

The undersigned a resident of Sonoma respectfully  
appears before your Excellency and representation makes

That in virtue of the rights  
which belong to him as shown in the annexed  
petition and the Marginal decree he is in  
actual possession of the same known by  
the name of "Guisim" together with its appur-  
tenances, and in order to secure and legalize  
said ownership he humbly petitions that  
your Excellency in consequence of the doc-  
ument referred to may be pleased to grant  
him the corresponding title of Conception  
perpetual and Hereditary of the aforesaid  
land in order that in no time may the  
petitioner or his heirs be molested in the  
peaceful enjoyment of his property.

Therefore your petitioner prays  
that your Excellency will deign to grant him  
the favor which he asks for, he swears

that he is interested by no malice and  
whatsoever is required &c.

Monterey January 15. 1843

As Attorney of the petitioner

(Signed) Juan Antonio Vallejo

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Monterey January 28th 1843

In consideration of the  
petition at the beginning of this Expediente  
the Report of the Commandante General and  
the Maps and Surveys of the Mexican Cattle  
Francisco Solano, rendered in the Frontier of  
Sonoma, I declare him to be Owner in fee  
of the place called Secison, in extent four  
Spanish leagues and with the boundaries  
shown in the corresponding map.

The corresponding  
dispatch will be made well and this  
Expediente directed to the Most Excellent  
Departmental Justice for its approbation  
Juan B. Alvarado

Constitutional Governor of the Department  
of the Californias, thus Obedient Decree  
and Signed of which I certify.

To the Commandant General

Francisco Solano principal  
Chief of the unchristianized Indians and  
born Captain of the Secison, in due form  
before your Honra represents; that being  
a free man and owning a sufficient num-  
ber of Cattle and horses, to establish a  
Rancho, he solicits from the strict Justice  
and goodness of your Honra, that you  
be pleased to grant him the Land of Secison  
together with its known appurtenances  
which are a little more or less than four  
Spanish leagues from the "Pateruelo" to the  
"Sierra de Secia" said Land belong to him  
by hereditary right from his ancestors and  
he is actually in possession of it, but wishes



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to revitalize his rights in accordance with the existing Success of our Republic and of the Colonization recently established by the Supreme Government.

He therefore prays that your Honor be pleased to grant him the Same which he asks for and to procure for him the proper Sources the titles which may be necessary for his Security, and that you will also admit this on Common paper, there being none of the Corresponding Stamp in this place

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Sonoma January 16. 1837

Francisco Solano

Sonoma January 18. 1837

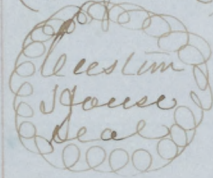
The undersigned grants temporarily and provisionally to Francisco Solano, Chief of the titles of the frontier, and Captain of the Garrison the Same of that Name as belonging to him by Natural Right and Accretion, possession, Success Same is Comprehended between the "Portezuelo" and the "Salinas de Secha". The party interested will ask from the Government of the State the usual titles in order to make valid his Rights in Conformity with the New Act of Colonization

(Signed) M. G. Vallejo

Stamp First Six Dollars

Provisionally authorized by the Maritime Customs House of Monterey for the years 1839 & 1840

(Signed) Alvarado (Signed) Antonio Ma Alde



Juan B Alvarado Constitutional Governor of the Department of the Californias.

Whereas the Aborigine of Francisco Solano for his own personal benefit and that of his family has asked for the land known by the name of the Guisun

H.H.

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of which place he is a native and Chief of the tribes of the frontiers of Sonora; and being worthy of reward for the quietness he causes to be maintained by the unchristianized people the proper proceedings and remunerations having previously been made, as required by the Success and regulations; using the powers conferred on me, in the name of the Mexican Nation I have granted to him the above mentioned land, and dedicated to him the ownership of it, by these presents, being subject to the approbation of the Most Excellent Departmental Senate and to the following conditions To wit:

1<sup>st</sup>. That he may enclose it with such privilege to the crops, roads, and Sacristias and enjoy it freely and exclusively, making such use and cultivation of it as he may see fit but within one year he shall build a house and it shall be inhabited.

2<sup>d</sup>. He shall ask the Magistrate of the place to give him possession paper in virtue of this Order by whom the boundaries shall be marked out, and he shall place in them besides the usual marks some fruit or forest trees of some utility.

3<sup>d</sup>. The land herein mentioned is to the extent of four "sitios de ganado Mayor" (four square leagues) with the limits as shown in the map accompanying the respective Expediente.

The Magistrate who gives the possession will have it measured according to Royal Ordinances binding the Except that may result to the Nation for its convenient uses.

4<sup>th</sup>. If he should contravene the conditions he shall lose his right to the Land, and it may be conveyed by another.

45-

In consequence I order that these presents being  
held firm and valid, there a register be  
taken of it in the proper book, and that  
it be given to the party interested for his  
voucher and other purposes.

Given this twenty eighth day of  
January One thousand eight hundred  
and forty two at Monterey.

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Angles August 3. 1845

An account of this Expedi-  
ente having been given this day to the  
Most Excellent Departmental Assembly  
it ordered the same to be referred to the  
Committee on Vacant Lances.

(Signed) Pio Pico President  
(Signed) Augustin Olvera  
Secretary

Most Excellent Sir

The Committee on Vacant  
Lances has considered the Expediente formed  
at the instance of the Mexican (Indigena)  
Francisco Solano, of the place known  
by the name of Seison, and being satisfied  
that the proceedings had in the said Expedi-  
ente were sufficient for the purpose  
that the Mexican Government should  
have granted the said place, of the  
the decision of your Excellency the  
following proposition.

The grant made  
by the Mexican Government of the Depar-  
tment, by a title legally issued with date  
28th January 1842 in favor of the Mexican  
(Indigena) Francisco Solano, of the place  
known by the name of Seison, situated  
in the Jurisdiction of Sonoma, in accord-  
ance with the Law of the 18th August  
1824 and Article 5th of the regulations  
of November 21<sup>st</sup> 1828 is approved

46

Staff of the Committee in the City of  
Los Angeles. September 29. 1845  
(Signed) Francisco de la Guerra  
( " ) Narciso Botello  
Angeles October 3d. 1845

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In Session of this day  
the proposition of the foregoing Report  
was approved by the Honorable Excellent  
Departmental Assembly, Ordering the Original  
Expediente to be returned to his Excellency  
for the suitable purposes  
(Signed) Pío Pico Presidente  
(Signed) Augustin Obener Secy.

On the same date the proper copy was  
issued to the interested party

I certify the foregoing to be true and  
correct translation from an authentic  
fac simile copy of the Original Spanish  
Expediente on file in the Office of the  
U. S. Surveyor General for California  
which fac simile is on file in this Office  
in Case No 3 Archdiocese of Pechie for  
the piece named Succession  
Geo. Fishu Secy

Filed in Office Dec. 27. 1852  
Geo. Fishu Secy

Recorded in Record of Exemptions Vol.  
VII page 69  
Geo. Fishu Secy

#7  
por 660

Sello V.° Deis pesos:

Habilitado provisionalmt. por la Aduana  
Maritima de Manatim para los años de  
1838 y 1840.

Original title Alvarado # Antonio M.º Osio.

& Approval

Sello

Valgo para el año de 1842

Alvarado Antonio M.º Osio

Don B. Alvarado. Gobernador con-  
stitucional del Departamento de las Ca-  
lifornias.

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Por cuanto el Indigena <sup>del</sup> Juan  
Jose Dolans ha pretendido para su beneficio  
personal y el de su familia el tener con-  
cedido con el nombre de D. Juan, de donde  
es natural y Jefe de las tribus de la fron-  
tera de Sonora y aerechos al merecimiento  
por el sosiego que procura mantener a  
aquella Gentilidad practicada pre-  
viamente las diligencias y averigua-  
ciones consiguientes segun lo dispuesto por  
leyes y Replamentos; usando de las facul-  
tades que me son conferidas a nombre  
de la Etacion Mexicana he venido en con-  
cederle el terreno mencionado de claran-  
dole la propiedad de el por las presen-  
tes suscribiendose a la Aprobacion de  
Esena Junta Departamental y bajo las  
condiciones siguientes

1.ª para ser el solo sin perjudicar las  
terrencias, caminos y servicios lo dis-  
putara libre y exclusivamente destina-  
dolo al uso o cultivo que mas le acomode  
pero dentro de un año a lo mas fabricar a  
leas y Estara abitada.

2.ª Solicitara del juez Respectivo que  
le de posesion juridica en virtud de este

despacho por el cual se demarcarán los linderos en sus límites por donde a más de las mofoneras algunos árboles frutales o silvestres de alguna utilidad.

3º El terreno de que se hace mención es de cuatro Sitios de ganado mayor con los límites que demuestran el diseño que se acompaña en el Expedite respectivo.

El juez que oiere la posesión lo hará medi conforme a Cadenanza quedando el Doble que Resulta a la Nación para los usos convenientes.

2º Si entraren a estas condiciones perdiera su derecho al terreno y será denunciado por otro.

En consecuencia mando que teniéndose por firme y Valido el presente se tome razón de él en el libro a que correspondy se entregue al interesado para su resguardo y demás fines. Dado en Monterrey a Veinte y Ocho de Enero de mil ochocientos cuarenta y dos.

Juan. V. Alvarado,  
Man. J. J. Imeno Dno.

Queda tomada Razón de este Despacho en el libro de Acientos sobre adjudicación de terrenos baldíos @ f.º 9.

Imeno.  
El Excmo. Sr. Gobernador ha dispuesto se tome Razón de esta Concesión en la prefectura del 1º Distrito.

Imeno  
Tomase Razón  
Cobada.

Queda tomada Razón de este sup.º título en el cuaderno respectivo de esta prefectura José María Bastanares  
Dno. Interino.

49  
Provisión Gobernador Interino del Departamento de las Californias.

La Honorable Asamblea Departamental en Sesion de hoy ha acordado lo siguiente.

Se aprueba la concesion hecha por el Superior Gobierno del Departamento en titulo legalmente librado con fecha 28 de Enero de 1842. en favor del Indigena <sup>el</sup> Francisco Solano del paraje conocido con el nombre de Guisum sito en la jurisdiccion de Sonoma de conformidad con la ley de 18 de Agosto de 1824. y el Reglamento de 21. de Noviembre de 1828

y para resguardo de la parte de <sup>el</sup> Francisco Solano lo hago asi saber. Dado en la Ciudad de Los Angeles en este papel comun por falta de sellado a tres de Octubre de mil Ocho cientos cuarenta y cinco.

Provisi.

José M<sup>te</sup> Covarrubias

1852. <sup>del</sup> William Office Decr 2<sup>da</sup>

Geo: Fisher Deery

4857



Translation of  
Title and  
Approval

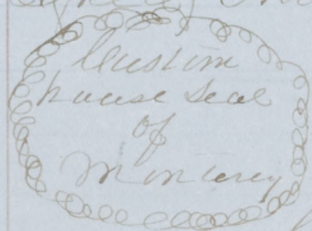
# Stamp First Six Dollars

Provisionally authorized by the Maritime  
Custom House of Monterey for the years  
1839 & 1840

(Signed) Alvarado (Sgd) Antonio Maria Osio

Goods for the year 1843

(Signed) Alvarado. (Signed) Antonio Maria Osio



John B Alvarado Constitutional  
Governor of the Department of the  
California.

Whereas the Aborigine, Francisco Solano  
of his own personal benefit and that of  
his family, has a piece of the land known  
by the name of Suisun, of which place  
he is a Native and Chief of the tribes of  
the frontiers of Sonoma, and being worthy  
of reward for the quietness which he causes  
the land maintained by that unchristianized  
people; the proper proceedings having pre-  
viously been made as required by the Laws  
and regulations; using the power confer-  
ed on me, in the name of the Mexican  
Nation, I have granted to him the above  
mentioned land according to him the  
ownership of it, by these presents it being  
subject to the approbation of the most  
Excellent Departmental Junta and to  
the following conditions: To wit,

1<sup>st</sup> That he may enclose it without pay-  
ment to the Crown, roads and duties  
and enjoy it freely and exclusively, making  
such use or cultivation of it as he may  
see fit, but within one year he shall  
build a house and it shall be inhabi-  
ted.

2<sup>d</sup> He shall ask the Magistrate of the

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place to give him precedence of  
it in virtue of this Order by whom the  
boundaries shall be marked out, and  
he shall place in them besides the Land  
marks some or false trees of some utility

3<sup>o</sup> The Land herein mentioned is the extent  
of four "Sitios de ganado Mayor" (four  
square leagues) with the limits as shown  
in the Map accompanying the Respetive  
Especcante. The Magistrate who gives  
the precedence will have it measured  
according to Ordinance, leaving the except  
that may result to the nature of its conven-  
ient uses.

4<sup>th</sup> If he should contravene these conditions  
he shall lose his right to the Land and it  
may be denounced by another.

In consequence I order  
that these presents be kept firm and valid  
that a Register be made taken of it in the  
proper Book, and that it be given to  
the party interested for his uses and  
other purposes.

Given this twenty eighth day  
of January One thousand eight hundred  
and forty two at Montevideo.

(Signed) Juan B. Alvarez

(Signed) Manuel Jimeno.

Secretary.

A Register of this Despatch has been taken  
in Book of entries of grants of Vacant  
Lands

(Signed) Jimeno

His Excellency the Governor has ordered  
that this grant be registered in the Prefec-  
tura of the First District

(Signed) Jimeno

Let it be registered (Signed) Estrada

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Register has been taken of the Superior  
title in the respective Book of this Prefecture.  
Monterey February 4, 1843  
(Signed) Jose Maria Castaneda  
(Signed)

Pio Pico Governor and intendant of the Department  
of the Californias:

The Honorable Departmental Assembly in  
Session, this day passed the following:

"The grant made by the Supreme Government  
of the Department by Title legally issued  
on a date of 28th of January 1843 in  
favor of the aboriginal Francisco Solano  
of the place known by the name of Securon  
situated in the jurisdiction of Sonoma in  
conformity with the Law of the 18th August  
1834 and Article 5th of the Regulation of  
the 21st of November 1838 is approved

And for the Security of the party Francisco  
Solano, I thus make it known.

Given in the City of Los Angeles  
On this Common paper for the value of  
Stamped paper. Aceda thus. One thousand  
and eight hundred and forty five

(Signed) Pio Pico  
(Signed) Jose Maria Castaneda

A Corrected translation

Geo. Fisher Secy

Recorded in Record of Evidence  
Vol VII p 72

Geo. Fisher Secy

574

55 for N<sup>o</sup> 6.60

En el pueblo de Sonoma de la Alta California a los diez dias del mes de mayo del año de mil Ochoientos cuarenta y dos ante mi el Capitan Don Salvador Vallejo Comendante militar de dho, punto ejercer de la jurisdiccion civil y testigos, Facemesi

Exhibi N<sup>o</sup> 1 Solano Vicens de El, dijo que por si y a nom  
 H<sup>o</sup> H<sup>o</sup> amres: p<sup>o</sup> he de sus herederos hijos y sucesores y de  
 Depo: of Valles quien de Ellos hubiere titulo voy y causa  
 de Vallejo taken en eu alquiera manera vendida en  
 Capone Com<sup>o</sup> Ante real y enajenacion perpetua p<sup>o</sup>  
 H<sup>o</sup> Hall puro de heredad para siempre fama de  
 y comend<sup>o</sup> D<sup>o</sup> Coronel D. Mariano Guadalupe Val  
 les vecino tambien del mismo pueblo  
 de Sonoma y a los suyos el terreno del  
 su sitio en cantidad de Cuatro sitios  
 de Demasdo mayor que le pertenece en  
 posesion y propiedad, colindante al  
 poniente con el Rancho de Doscol y  
 Pulcaz al Oriente con Tolena segun  
 consta por los titulos de pertenencia ofi  
 ad p<sup>o</sup> esta Escritura por los cuales  
 corresponde en posesion y propiedad al  
 Otorpante el cual declara y asegura no  
 tenerla vendida ni empeñada y que  
 esta libre de tributo, memoria Capellanía  
 Vinculo, patronato, prebenda y de otro ga  
 venier perpetuo, temporal Especial  
 general, tacito y expreso y como tal se  
 lo vende con todas sus Entradas, salidas  
 fabricas, usos, costumbres, Regalias servi  
 dumbres y demas cosas anexas que ha  
 tenido tiene y le pertenecen segun derecho  
 por mil pesos fuertes mexicanos que tiene  
 recibidos innumerata pecunia segun  
 de m<sup>o</sup> con p<sup>o</sup> y remuner<sup>o</sup> la Ley  
 q. del. tit<sup>o</sup> 1<sup>o</sup> partida 5<sup>a</sup> y asimismo

6  
 Exhibi N<sup>o</sup> 1  
 H<sup>o</sup> H<sup>o</sup> amres:  
 Depo: of Valles  
 de Vallejo taken  
 Capone Com<sup>o</sup>  
 H<sup>o</sup> Hall  
 y comend<sup>o</sup> D<sup>o</sup>

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declare que el justo precio y Verdadero  
 Valor del Referido Terreno son Ocho mil  
 Reales y que no vale mas ni halla quier-  
 tento le halla dado por el, y si mas o vale  
 o vale menos, del Exceso en poca o mucha  
 suma hace a favor del comprador y de  
 sus herederos y sucesores, gracia y dona-  
 cion pura, perfecta e irrevocable en semi-  
 dote en insinuacion y demas firmezas  
 legales y renuncia la ley de tito 10 l 10  
 C. R. que trata de los contratos de Ven-  
 tura y de Otros en que hay lecion en  
 mas o menos de la mitad del justo precio  
 y los cuatro años que prescribe para pedir  
 su rescion o suplemento a su justo valor  
 los que da por pasados como si efectivamente  
 lo estubieren. Y desde hoy en adelante  
 para siempre se desapodera, desiste  
 quita y Aparta y a sus herederos y suce-  
 sores del dominio o propiedad posecion  
 titulo Voz y Recurso y otro enalquiera  
 derecho que le compete al Enunciado  
 terreno, del Enjorin. lo cede, renuncia  
 y traslada en las Acciones Reales y  
 personales, utiles. mixtas directas  
 y Efectivas en el comprador y en quien  
 la suya represente para que la posea  
 goce, cambie enajene, use, y disponga  
 de ella a su Eleccion como de cosa  
 suya adquirida con legitimo y justo ti-  
 tulo. Y le confiere poder irrevocable con  
 libre plena, y general Administracion  
 y constituyete proemador acta en su pro-  
 pia causa, para que de en autoridad  
 entera y se apodere del nominado terreno  
 y presinda la Real tenencia y posecion  
 que por derecho le compete; y para que

no necesite tomarlo me pide que le dé copia  
 autorizada de esta Escritura con la  
 cual sin otro Acto de Aprehension ha  
 de ser visto, habiéndola tomado aprehendida  
 y temerándosele y en el interin se constituya  
 su inquilino tenedor y precario poseedor  
 en legal forma. Y se Obliga á que dicho  
 tenedor sera cierto, seguro y Efectivo al com-  
 pador y nadie le inquietara ni movera  
 pleyto sobre su propiedad, posecion poses  
 y dispute ni contra el apareciera grave-  
 ven alguno, y si le le inquietare, morriere  
 ó apareriere, luego que el Otorgante y su  
 herederos sucesores sean requeridos con-  
 forme á derecho, saldaren á sus Defensas  
 y losequin á sus Gastos en todas  
 instancias y tribunales hasta Efecto  
 uerlo y de fuo al comprador y á los suyos  
 en su libre uso y quiete y pacifica posesion  
 y no pudiendo conseguirlo lo daran otro  
 igual en Valor de fabrica sito. Renta  
 y comodidades y en su defecto le restitua-  
 ran la cantidad que ha de desembolsa-  
 do, las mejoras utiles, precias y volun-  
 tarias que á la sazón tenga, al mayor  
 valor y Estimacion que con el tiempo  
 adquirira, y todas las costas gastos, da-  
 ños, intereses, ó menoscabos que se le si-  
 gueren ó vniere por todo lo cual se le  
 ha de poder ejecutar solo en virtud de  
 esta Escritura, y pueramente del que la  
 posea ó de quien le represente en quien  
 difiere su importe y le reliva de otra pue-  
 ba: y á la Observancia de todo lo referi-  
 do obliga sus personas y bienes habidos  
 y por haber: Siempre amplio poder á  
 los señores jueces y tribunales de esta

= con que de Este negocio deben conocer  
 conforme à derecho para que le apremien  
 à su cumplimiento, como por Sentencia  
 definitiva de juez competente pasada  
 en autoridad de cosa juzgada y consen-  
 tida que por tal lo Recibe.

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Salvador Vallejo

<sup>ve</sup>  
<sup>ve</sup>  
 Testigos de Asso.      Testigos de Asso.  
 José de la Rosa.      Cayetano Joares

Lo el Inpresento doy fe con los de  
 asistencia de haberlo extendido la  
 antecedente Escritura en papel comun  
 por no haber en Este lugar el sello que  
 corresponde. Fecha ut supra

Salvador Vallejo

Asso

Asso

José de la Rosa # Cayetano Joares

Filed in Office May 11<sup>th</sup> 1859

Geo. Fisher Deery



Translation of Exhibit No. 1 to copy of Salvo an Vallejo

In the Pueblo of Sonoma of Alta California this 10th day of the Month of May One Thousand Eight hundred and forty two before me Captain Salvador Vallejo, Military Commandante exercising the civil jurisdiction of said place, and witnesses appearing Francisco Solano, resident of the place and says;

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I that for himself and in the name of his children heirs and whoso ever of them may have title or Cases in whatever manner, he sells and gives in real sale and papeteal alienation, by virtue of enbactance foreign, to Colonel and Com mandante General Don Mariano Guadalupe Vallejo also resident of the same Pueblo of Sonoma and to his heirs and Successors the land of Sesoon in quantity four "Legas de ganado Mayor" which belongs to him in possession and property, bounded on the West by the Rancho of Sesool and Tulcay and on the North West by Tolucas as appears by the Titles of Acemashop which are annexed to this Conveyance by which it belongs in possession and property to the grantee who declares and gives assurance that he has not sold nor pledged it, and that it is free from tax, donations, Church dues, and all other charges, temporal species present and expected, and as such he sells, with all its rights of way improvements, cases Customs, jurisdiction, Sewerage and other appurtenances, which it has been holdes, and which pertain to it of right for One thousand Mexican hands dollars which he has received in Cash, as he himself acknowledges and he renounces the benefit of Law 9th of Title 1st Partidas 3th. and he also declares that the just price and true value of the said land

is Eight thousand reales, and it is worth no more, no will he find one who would give so much for it, and if it is or may be worth more, whether the price be great or small he makes of it to the purchaser his heirs and assigns a pure & absolute free, perfect and irrevocable, being in sound mind and free circumstances, and and with due form, and he releases the benefit of Law 2<sup>da</sup> Title 1<sup>o</sup> Lib. 10 N. R. which treats of Contracts of sale between Veterans in which there is lesion in more or less than half of the price and the four years for asking its rescission, or a supplementary payment to its just value, which he consents as past in the same manner as if they had already expired; and he further gives he and his heirs and assigns release release and retire and withdraws from the Dominion, property, possession title, voice, recourse, and whatever other rights pertain to the same of Succession; he grants releases and makes it over with the necessary deed persons useful mixed direct and Executive to the said purchaser and his representatives, so that he may possess enjoy exchange ultimate use and dispose of it as well, as has been acquired by legitimate and justice

And he consents upon him irrevocable power, with free, full and general administration and appoints him his attorney in fact in order that when he wishes he may enter upon and take the said lands & hold the said tenure and possession which by right belongs to him

And that he may not need to ask me that I give him a certified Copy of this Conveyance, with which or without any other use of taking possession, he shall be considered as having taken possession

Seizen and Conveyance, and in the interim he  
 (Seizen) Constables himself the tenement holden  
 and temporary possession for the Rentee in  
 lease form of Land, and he binds himself  
 that the said Land shall be the certain  
 secure and free property of the Rentee  
 and that no one shall disturb, molest  
 take or sue against his ownership  
 possession enjoyment and profit nor shall  
 any person appear against him in any circumstance  
 and if anything should be done or done  
 or appear against him immediately they  
 are required by law, the Rentee and his  
 heirs shall appear in his (the Rentee's)  
 defence; and they shall at their own  
 expense pursue the matter in all the  
 proceedings and tribunals until the cause  
 is won, and until the Rentee and his heirs  
 and successors shall be left in the possession  
 and quiet and peaceable possession; and  
 not being able to succeed, they the Rentee  
 shall give to him the Rentee, another piece  
 of Land, equal in value, improvement  
 situation and accommodations; and  
 in default of this they will restore to him  
 the amount which he has expended and  
 reimburse him for the useful, necessary &  
 voluntary improvements which he may  
 have at that time, at the best value &  
 appraisement, which in time it may appear  
 and all the costs and expenses damages  
 and interest or detentions which may  
 be suffered or sustained for all of which  
 he may be liable by the mere virtue of this  
 Conveyance and the Oath of him who may  
 possess the same or of whosoever represents  
 him, for which he confers judgment without  
 other proof, and for the observance of all  
 the foregoing, he binds his person and  
 property, both present and hereafter to  
 be required, and confers full power upon

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The Magistrate and Tribunals of the Nation which may be authorized by Law to act in this Matter, to force himself to the fulfillment, as by a definitive judgment of a Competent Court passed with the Authority of res judicata, and consented to and as such received by him the Recorred.

(Signed) <sup>of</sup> Francisco <sup>del</sup> Solano  
<sub>man</sub>

( " ) Salvador Vallejo

Attest  
(Signed) Jose de la Rosa  
(Signed) Cayetano Torres

I the undersigned certify with the attending Attorneys, that the preceding Conveyance was issued, on Common paper there being in this place no paper of the corresponding Stamp.

Done as above

Signed Salvador Vallejo

Attending Attorneys  
(Signed) Jose de la Rosa  
( " ) Cayetano Torres

The above documents as Corrected in the Margin are faithful translations  
J. P. Carr

Witness in Office January 31. 1852

Geo. Fisher Secy

Recorded in Record of Evances Vol V 11  
p 74

Geo. Fisher Secy

Court Records Territory of California  
 in Case District of Sonoma

Vallejo  
 vs  
 Amigo

Before Will Boggs Alcalde July 28th 1847

Me. G. Vallejo }  
 vs } Action of Trespass  
 Francisco Amigo }

Summons i'p'eece returned

On the 3d Monday in August 1847

Subpoena i'p'eece in blank for Defts. Clemente  
 Subpoena i'p'eece for the following persons  
 named on the part of plaintiff. Cayetano Secay  
 Julio Canello, Salvador Vallejo Francisco  
 Bolano, Jose Chamico, Narciso Forlonetta  
 Theodorico Moranda, Frances Sapa Jacob P  
 Seese, Jose de la Rosa, Clemente, Manuel  
 Baca & Marcos Baca

3d. Monday in August 1847

M. G. Vallejo }  
 vs } The parties appeared in  
 Francisco Amigo } Court, and the Court  
 was informed by them that they had agreed  
 to refer the matter to arbitration; M. G. Vallejo  
 chose Cayetano Secay on his part and  
 Francisco Amigo selected Don Salvador Vallejo  
 as the arbitrator and then Secay and the  
 following is the decision of the arbitrator  
 to wit;

All the undersigned arbitrator by  
 and for Mariano G Vallejo and Francisco  
 Amigo, to decide on the question existing  
 between them for having the last trespass  
 his limits, and usurped part of the land  
 belonging to the farm of the fuse, as it is  
 expressed in the Compendio presented before  
 the Alcalde of this jurisdiction W. B.  
 Boggs, and after hearing the declaration  
 of both parties and examination of the  
 proof and documents presented to us

alle found the limits of each farm are clearly  
 determined in the respective titles, being  
 those of Tolencas farm according to the  
 Decree to the Saca the Decree of Recession  
 and running from it, which lay at N W E  
 of Decree, and beginning from thence as  
 the first limits mentioned, there are to be  
 measured three leagues running E N E  
 as the (Decree) Recession being the Saca  
 Recession, the natural limit, which lay  
 between the two farms separate them  
 leaving one at the N and the other at  
 the S. Thus neither of the both parties  
 is prejudiced, and the natural meaning  
 of the respective titles to both farms are  
 fulfilled with, and in order to do so  
 not burden one party more than another  
 the Cases of the payment and those of  
 the natural Recession to be paid Equally  
 by both parties.

And for the fulfillment  
 of the Contents of this present writing we  
 sign it by our hand and seals before  
 the Alcalde of this jurisdiction, on the 16th  
 day of August A.D. 1847

Cayetano Perez  
 Salvador Vallejo  
 M. S. Vallejo  
 Francisco Armero

I certify the foregoing to be a true and cor-  
 rect translation of the annexed Spanish  
 Document on folio 3 authenticated by  
 John Stanley Clark of the County of Sonoma  
 and State of California and Justice in  
 this Office in Case No 3 Archival of  
 Richee for the piece named "Decree"

Geo. Fisher  
 Secy

65-

State of California }  
County of Sonoma }

I John Hendley County Clerk of Sonoma  
County do hereby certify that the forego-  
ing is a true and correct copy of the proce-  
edings in a case wherein M. S. Vallejo  
is plaintiff and Francisco Armijs is  
Defendant, before Leo Boggs formerly  
Alcalde of the District of Sonoma as  
appears by the records of said Alcalde  
now of record in this office

396 ND  
PAGE 63

In testimony whereof I have  
set my hand and Seal of Office at  
Office in the City of Sonoma this 19th day  
of February A.D. 1852

John Hendley  
Clerk

Recd

Filed in Office Dec. 27. 1852

Geo. Fisher Secy

Recorded in Recd of Excellence Vol 8. p 18

Geo. Fisher Secy

66



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Deed  
M. G. Vallejo  
Wife to  
J. H. Fine.

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PAGE 64

This Indenture made the first day of July in the year one thousand eight hundred and fifty two between M. G. Vallejo and Benicea F. De his wife of Sonoma California of the first part and J. H. Fine of Sonoma County, State of California of the second part witness that the said party of the first part, for and in consideration of the sum of one thousand and no hundred money of the United States of America to them in hand paid by the said party of the second part, at or before the date along and delivery of these presents, the receipt whereof is hereby acknowledged, have granted bargained sold released remised released conveyed and confirmed by these presents do grant bargain sell alien remise release convey and confirm unto the said party of the second part and to his heirs and assigns forever upon the parts all that certain broad parcel of land situated in Geysum Valley in the County of Solano California described as follows to wit, being Spanish Section Number Eleven as laid down and described on the Map or plat of the Geysum Rancho made by Jasper O. Farrell Esq of said parcel or lot containing one Spanish Section of land.

This deed is given in explanation and correction of a deed made and delivered to said Fine by said Vallejo and wife of the above described land in the year 1848 in which said deed the above land is described as Spanish Section Number Eight in the Geysum Valley and which deed is recorded in the Archives of Sonoma.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging.

or in anywise appertaining and the revenues  
and revenues remaining and remaining  
rents issues and profits thereof - and also  
all the estate right title and interest  
property possession claim and demand  
whatssoever, as well in Law as in Equity  
of the said party of the first part or  
in and to the above described premises  
and every part and parcel thereof, with  
the appurtenances

to have and to hold  
all and singular the above mentioned  
and described premises together with  
the appurtenances unto the said party  
of the second part his heirs and assigns  
forever.

And the said parties of the first  
part their heirs, the said premises in the  
special and peculiar possession of the  
said party of the second part his heirs  
and assigns against the said party of  
the first part his heirs, and against  
all and every person or persons whomsoever  
lawfully claiming or to claim the same  
shall and well warrant and defend  
by these presents forever.

In testimony whereof the  
said parties of the first part have  
hereunto set their hands and seals  
the day and year first above written  
sealed & delivered

in presence of  
Martin E Cook  
Benice Vallejo  
Dn. G Vallejo  
Benice Vallejo

State of California  
County of Sonoma 3 AS

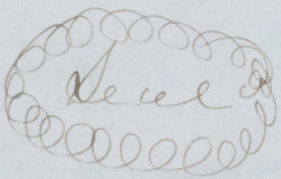
On this first day  
of July A.D. 1853. personally appeared  
before me the undersigned Notary Public  
in and for said County Mariano G Vallejo  
& Benice F De his wife to me personally

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known to be the persons described in  
and who executed the within instrument  
and acknowledged that they executed  
the same freely and voluntarily, for the  
uses and purposes therein contained.  
And the said Benecia I being by me  
examined separate and apart and  
without the hearing of her said husband  
and being made acquainted with  
the contents of the within deed acknowl-  
edges that she executed the same freely  
and voluntarily without fear or compul-  
sion of her said husband, and that  
she did not wish to retract the same.

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In testimony whereof I  
have hereunto set my hand and affixed  
my Notarial Seal the day and year  
first above written.



Matthias E. Cook  
Notary Public

Filed for Record Sept. 30 A.D. 1852  
at 8 o'clock A.M. and Recorded in  
Book E pages 593, 594, 595 of Records  
of Sonoma County.

Sussex Bayneum  
County Record

Filed in Office Aug 29. 1854

Geo. Fisher Secy

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71  
Deposition No. 660

U. S. Game Commission  
J. H. Fine Accused

It is hereby agreed by the U. S. Game  
Agent and Accused's Counsel that the  
Original papers, and depositions taken  
in Case No 3 before the Board may be  
referred in Evidence and Conserved on  
the trial of this case, the same as if  
said Original papers were now filed  
and said depositions taken in this  
Case. Also that the traced copy from  
the Archives on file in Case No 3 may  
may be referred and Conserved as on  
file and in Evidence in this case, in  
like manner, all parties claiming  
under the same Original title

W. E. Howard  
E. O. Crosby

Filed in Office Sept. 22<sup>nd</sup> 1853  
Geo. Fisher Secy

Recorded in Journal Vol 3 page 419

Geo. Fisher  
Secy

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Opinion of J. H. Fine  
Borne by vs  
Comr. Thompson The United States

}  
}

This is a claim for a tract of land situated in the locality of Solano being a portion of the tract known as Seison, the original title, which was considered and confirmed by the Commission in case No 3 entitled Archibald Ritchie vs The United States, which confirmation has been subsequently affirmed by the Supreme Court of the United States. By stipulation the original papers and depositions filed in that case are admitted in evidence in the one now under consideration with the same force and effect as if they were taken and filed in the same. The original title having been confirmed and the claimant in this case having shown by proper assignment of title a valid claim to the portion of land described in his petition, a decree of confirmation will accordingly be entered in his favor.

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PAGE 68

Filed in office December 4<sup>th</sup> 1855  
Geo. Fisher  
Secy

74



75-  
Decree

J<sup>sr</sup> H<sup>sr</sup> Fine  
vs  
The United States

In this case on hearing the proofs and Allegations it is adjudged by the Commission that the claim of the said petitioner is valid and it is therefore decreed that his application for a Confirmation thereof be granted.

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The land of which Confirmation is made is situated in the County of Solano, and is part of the Rancho known by the name of Susan heretofore Confirmed to Archibald Ritchie being Lot No. Eleven as delineated and described on the the Map of said Rancho, made by Jasper A. Furvell and filed in the Case of said Ritchie vs The United States Numbered 3 on the Docket of this Commission - Reference being had to the said Map and to the depositions of M. S. Wallace, H. H. H. and Archibald Ritchie and R. M. Mateman to the said Claimant for a more particular description.

Alpheus Felch  
R. Aug. Thompson  
S. B. Furvell

Commissioners

Filed in Office December 4, 1855

76

396 ND  
PAGE 70

And it appearing to the satisfaction of  
the Board that the same hereby referred  
Case is situated in the Northern District  
of California, It is Ordered that two trans-  
cripts of the proceedings and ~~exhibits~~  
decision in this case and of the papers  
and exhibits upon which the same are  
founded be made out and duly certi-  
fied by the Secretary One of which trans-  
cripts shall be filed with the Clerk of  
the United States District Court for the  
Northern District of California  
and the other be transmitted to the Atty  
General of the United States

Office of the Board of Commissioners,

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

396 ND  
PAGE 71

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 *Seventy six* pages, numbered from  
1 to *76*, 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. *66*, on the Docket of the said Board,  
wherein

*J. H. Fine* is  
the Claimant against the United States, for the place known by  
the name of "*Part of Suisun*"

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 sixth* day of *January*  
A. D. *1856*, and of the Independence of the  
United States of America the ~~seventy~~ *eightieth*.

*Geo. Fisher*  
*Secy.*



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U. S. DISTRICT COURT,

*Northam* District of California.

No. 396

396

THE UNITED STATES,

ND

vs.

*J. H. Fine*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *666*

Filed, *January 30,* 1856

*J. A. Monroe,*  
*Clk*

Office of the Attorney General of the United States,

Washington, 11 February, 1856.

660/ "Luisen" —

J. F. Fine, Claimant

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 1<sup>st</sup> day of February, 1856, the appeal in the district court of the United States for the *northern* district of California will be prosecuted by the United States.

*Chauncy*

Attorney General.

No 396.

United States

— all —

G. H. Fines

Appeal Notice

No. 660

Filed April 4. 1856

Cherish,  
Deputy.

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

The United States

J. H. Fine

} D.C. 396; L.C. 660

In pursuance of a notice from  
the U.S. Attorney General, herewith annexed it  
is hereby stipulated and agreed that the appeal  
taken from the decision of the U.S. Land Commission  
in this case be dismissed; that the notice of  
intention to prosecute said appeal, filed in this  
Court, be withdrawn, and that claimant have  
leave to proceed under the decree of said  
Land Commission heretofore rendered in his  
favor, as under Final Decree.

San Francisco

Aug 17<sup>th</sup>

1852

P. Della Torre

U.S. Atty

E. O. Crosby Atty for Claimant

California Land Claims  
Attorney General's Office  
9 Febr'y 1857

Sir,

In the case of the claim of  
L. H. Fine, confirmed to the  
claimant by the Commissioners,  
Case no. six hundred and sixty,  
(660), appeal will not be proce-  
cuted by the United States.

I am,

Respectfully,  
Cautious

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



396  
660

U. S. District Court

The United States

v.  
J. H. Fine

Stipulation

Filed Aug: 30. 1857.  
W. H. Chevers,  
Deputy.

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PAGE 77

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 *Twenty* day of  
*August* in the year of our Lord one thousand  
eight hundred and fifty-seven.

Present:

The Honorable OGDEN HOFFMAN, District Judge.

The United States  
v  
J. H. Fine

S. C. 396; L. C. 1110.

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

On motion of the District  
Attorney it is ordered adjudged and decreed  
that the appeal taken from the decision  
of the U. S. Land Commission be dismissed  
and that claimant have leave to proceed  
under the decision of the said Land Com-  
mission heretofore rendered in his favor, as  
under Final Decree,

Ogden Hoffman  
U. S. Dist. Judge

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United States District Court, Northern  
District of California.

*The United States*

vs.

*J. N. Fine.*

ORDER.

*vacating appeal*

Filed

*August 20, 1857*

*John. A. Monroe,*

CLERK.

By

*W. H. Cheves*

DEPUTY.

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PAGE 78

Office of the Board of Commissioners,

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

San Francisco, *Jan'y 26* 1856

Sir;

I am directed by this Board to 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 the said Board, of the Documentary Evidence and of the Testimony of the witnesses upon which the same is founded, in Case No. 660, on the Docket of this Board, wherein

*J. N. Pine* is

the Claimant, for the place known by the name of

*Siuisun*

Which Transcript I have the honor to accompany herewith, and request your receipt for the same.

I am, Respectfully,

Your Obedt Servant,

*Geo: Fisher*

*G. Fisher* sig.

To the Hon. *J. A. Monroe Esq*  
Attorney General of the United States,

Washington, D. C.

Clerk of the U. S. Dist Court for  
the Northern Dist. of Cal