

CASE No.

255

SOUTHERN DISTRICT

LAGUNA DE TACHE GRANT

MANUEL CASTRO

CLAIMANT

Contin

ed

MAR 16 1963

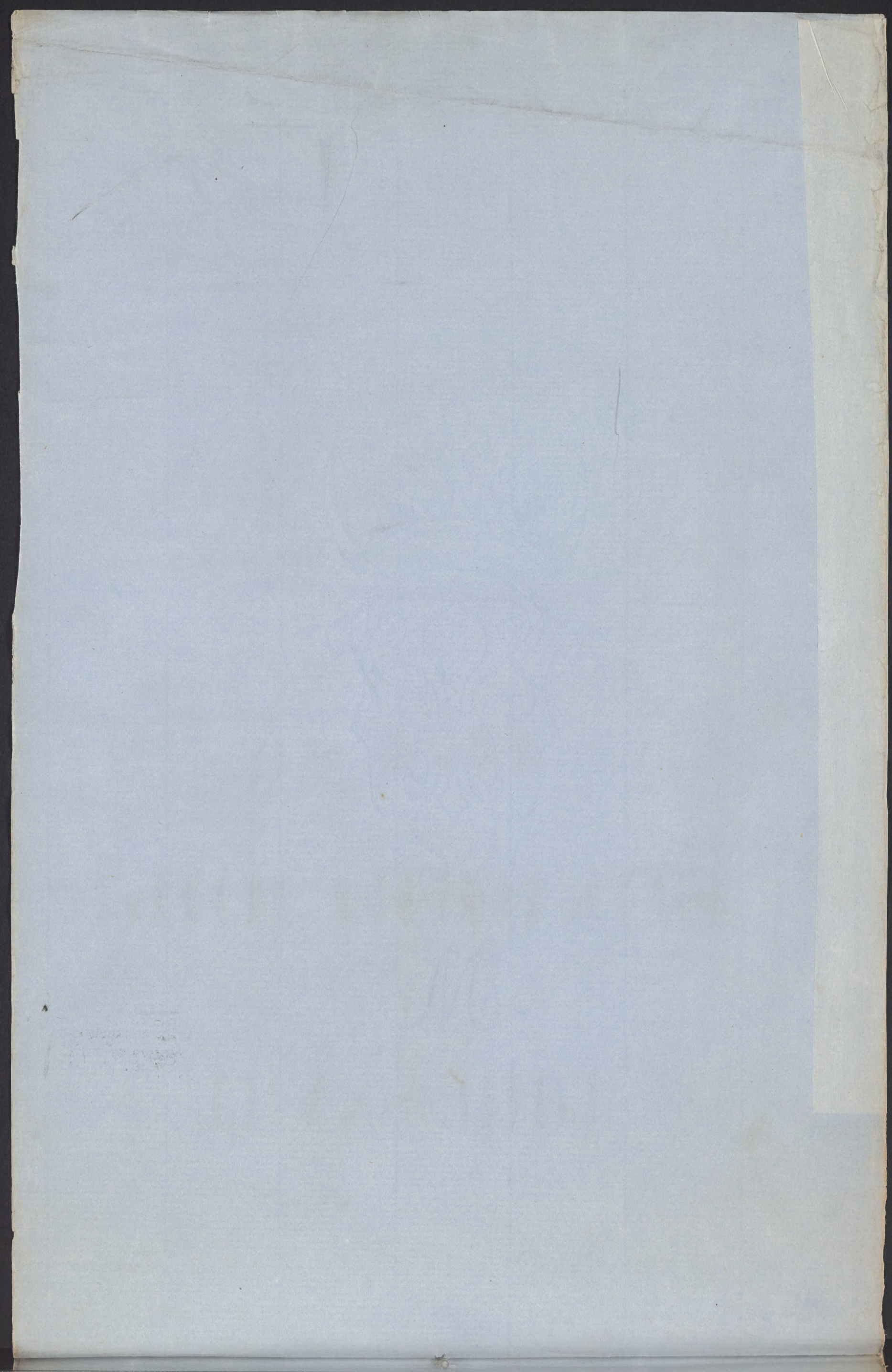
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# TRANSCRIPT

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PAGE 1

OF THE

# PROCEEDINGS

IN CASE

NO. *600.*

*Manuel Castro*

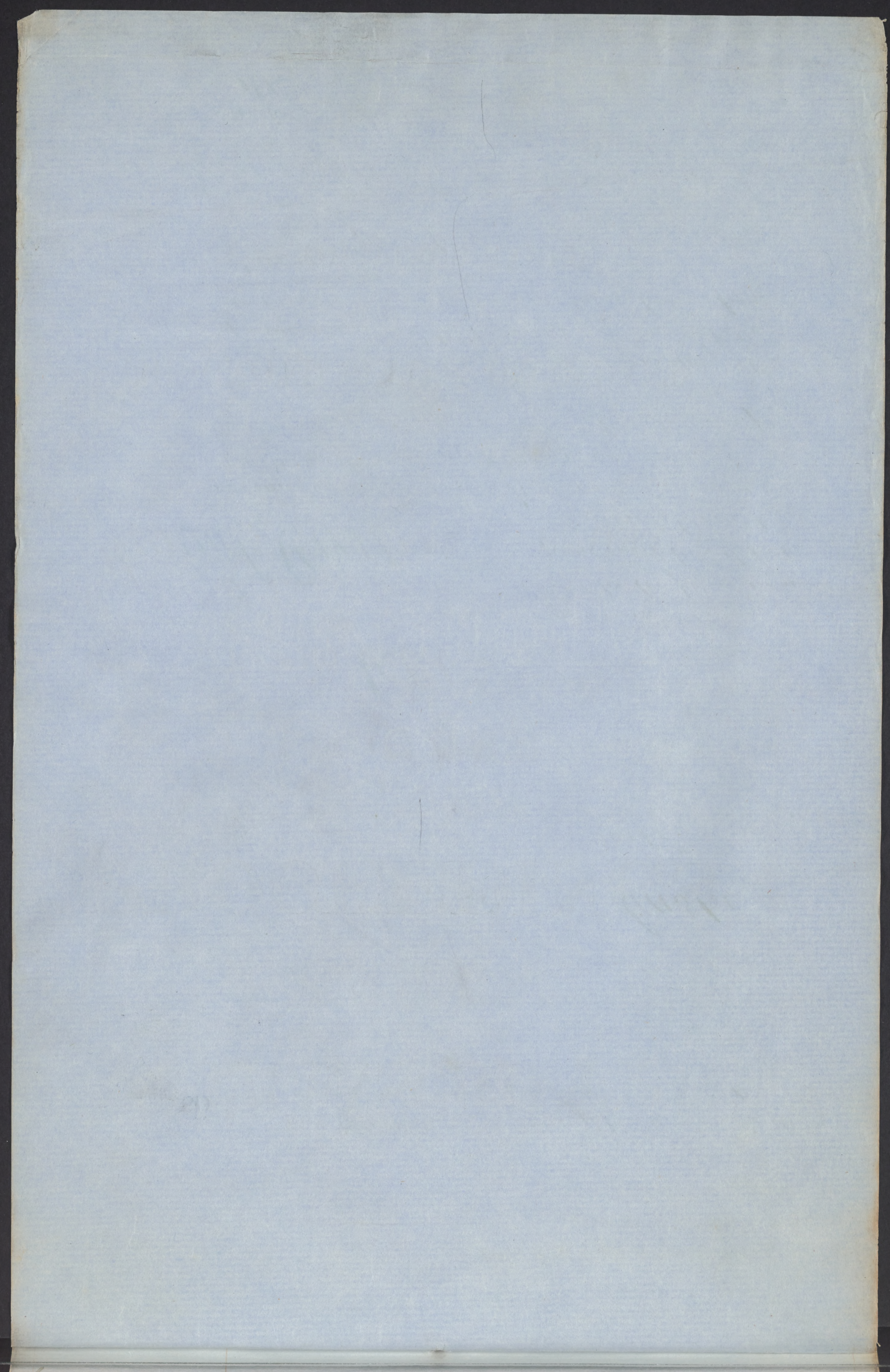
CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*"Sugama de Sachi"*



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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Be it Remembered, that on this *Eighteenth* day of *February*, Anno Domini One Thousand Eight Hundred and Fifty-*three*, before the Commissioners to ascertain and settle the Private Land Claims in the State of California, sitting as a Board in the City of San Francisco, in the State aforesaid, in the United States of America, the following Proceedings were had, to wit;

The Petition of *Manuel Castro* for the Place named "*Saguna de Tache*" was presented, and ordered to be filed and docketed with No. *600*, 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 February 19 1853.*  
In Case No. 600, Manuel Castro for the place named "*Saguna de Tache*", the deposition of *W<sup>m</sup> A. Richardson*, a witness in behalf of the claimant, taken before Commissioner *Nelanda Hall*, with documents marked *H. H. No. 142*, annexed thereto, was filed;

(Vide page *4* of this Transcript.)

*San Francisco July 25 1854.*  
In the same case the deposition of *Isidro Villa*, a witness in behalf of the claimant, taken before Commissioner *Peter Sott*, was filed;

(Vide page *8* of this Transcript.)

*San Francisco August 19 1854.*  
In the same case the deposition of *José Ramon Mesa*, a witness in behalf of the claimant, taken before Commissioner *Peter Sott*, was filed;

(Vide page *5* of this Transcript.)

San Francisco August 29' 1854.

In the same case the deposition of William A. Richardson, a witness in behalf of the claimant, taken before Commissioner Peter Sott, was filed;  
(Vide page 7 of this Transcript.)

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San Francisco, September 5' 1854.

Case no. 600 was submitted on briefs and taken under advisement,

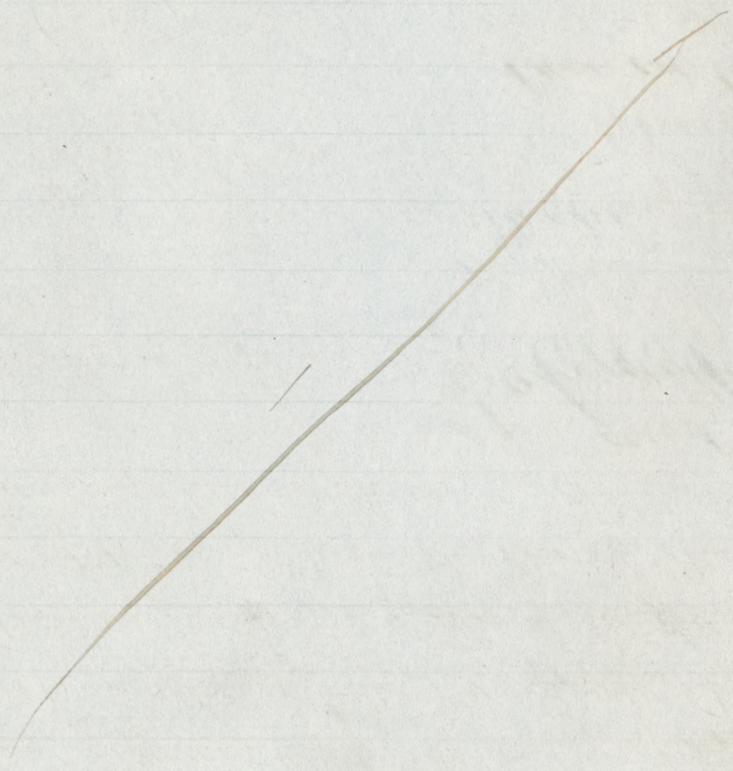
San Francisco October 14' 1854.

In the same case Commissioner Alphens Fitch delivered the opinion of the Board respecting the claim;

(Vide page 19 of this Transcript)

And the following order was made, to wit;

(Vide page 21 of this Transcript.)





To the U.S. Land Commission for those containing  
and setting of Private Land Claims in the State of Califor-  
nia

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The Petition of Manuel Castro a Mexican and resi-  
dent of California respectfully sheweth unto your  
Honorable Body that on the 7th December 1843 he  
made and published his Petition to Nicholas P. Trumbull  
Governor of the Department of California soliciting  
for himself the grant of a piece of land known as  
Rancho de la Laguna de Tache a description of which  
will be given hereafter that said Governor Trumbull  
and by virtue of the authority vested in him as Consti-  
tutional Governor of California granted your Peti-  
tion the tract of land prayed for and directed  
the Secretary of State to execute and deliver the formal  
deeds papers

That on the 10th of January 1846 your Petitioner  
appeared in person to the Commission for the execu-  
tion of the formal grant purchased to him in the  
year 1843 as aforesaid and obtained the same  
on the 10th day of January 1846 under the signa-  
ture of Nicholas P. Trumbull Governor of California and  
your Petitioner further saith that the copies of the  
original petitions and grants and maps are on  
file in the Archives of California now in possession  
of the U.S. Surveyor General for the State of Califor-  
nia and the originals of all of said petitions and  
grants and maps together with the translations of  
the same are herewith submitted to the inspection  
of your Honorable Body

And your Petitioner further alleges that said tract  
of land is situate in the present county of Monterey  
contains nine square leagues of land and is bound-  
ed as follows on the North by the Rancho de los  
Noteros and the Rio de San Joaquin, on the West  
by the Sanjon (dry creek) de San Jose, on the South  
by the lands of Jeremiah Clarke and G. W. Beckh  
by the Laguna de la Tache and by the lands of J. G.  
Lemantour, on the West by the Sierra Nevada and  
your Petitioner further states that he has been in poss-  
ession of said lands since the year 1843 and has  
exercised full and unlimited ownership in the same  
and is not aware of the existence of any title conflict-  
ing with or paramount to his own, wherefore he claims  
to be the owner of said land and prays that your

Honorable Body will confer his claim and title  
through Clarke Taylor & Beckh

Attorneys

Filed in Office February 18th 1853

Geo Fisher Secretary

Recorded in Volume 1. of Petitions on Pages 586  
and 587

Geo Fisher Secretary

Deposition of  
William A  
Richardson

San Francisco Feb 19th 1853

On this day before Commissioner Heland Hall came  
William A Richardson a witness in behalf of the  
Claimant Manuel Castro Petition No 1000 and  
was duly sworn his name being given in English

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The U S Associate Law Agent was present  
Questions by Claimant

Question 1st What is your name age and place of  
Residence

Answer My name is William A Richardson my  
age fifty eight years and I reside on my ranch of  
San Felito in Napa County

Question 2nd Look at the document now placed before  
you purporting to be a grant from Pii Pii to Manuel  
Castro of about square leagues in the vicinity of  
the Laguna de Tache marked H H No 1 and  
attached to your Deposition and before me in this  
case

State what you know concerning the genuineness  
of said document and that of the signatures attached  
thereto

Answer I am acquainted with the land holdings  
of Pii Pii and Jose Maria for many years and often  
see them unite the signatures attached to the document  
shown me are genuine

Question Look at the documents marked H H No 2 and  
3 and attached purporting to be a Petition from Manuel  
Castro to Michelina with a decree of concession written  
upon the margin of said Petition signed by Michel  
Michelina and counter signed by Manuel Jimenez  
Secretary

Also a Petition by the said Castro to Governor  
San Pii with a decree of concession written upon the  
margin thereof signed by Pii followed by a deed of  
the land petitioned for, State what you know con-  
cerning said documents and the genuineness of the  
signatures attached

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answer I am acquainted with the handwriting of the Petitioner Manuel Castro and with those of such others, Manuel Jimenez and Pio Pico having often permitted their signatures when they appear upon said documents all genuine.

William Richardson  
Sworn and Subscribed before me  
Beland Hall  
Commissioner

Filed in Office February 19th 1853

Geo Fisher

Secretary

Recorded in Quares B. Volume 2 Page 597

Geo Fisher Secretary

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Deposition of Jose Ramon Mesa  
United States of America  
State of California  
338 San Francisco Aug 17th 1854  
This day came before Peter Lott Commissioner for taking Testimony to be used before the Board of U.S. Land Commissioners in said state Jose Ramon Mesa a witness for claimant Manuel Castro in Case No 600 before said Board said witness deposed in Spanish which interpretation is as follows

The U.S. Law Agent is present

Questions by Claimants Counsel

1st Question What is your name age and residence  
answer My name is Jose Ramon Mesa my age 30 years my residence Santa Clara County California

2nd Question Are you acquainted with the Rancho of Manuel Castro called Laguna de la Tache if you have long leave you know it

answer I am acquainted with said Rancho have known it since 1845 or early in 1846

3rd Question Are you acquainted with Manuel Castro  
answer I am

4th Question State all you know of the occupation cultivation and improvement of said Rancho by whom when and how it was so occupied

answer In 1845 or early in 1846 I was on said Rancho and met Ysidro Villa there who was tending cattle there I asked him where place it was and he told me it was Manuel Castros and that he (Villa) was pasturing care of the stock for Castro on the same there was a small wooden house there in which lived said

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Nella and other men who are servants of said Don Manuel Castro there was a legal title which they are just finishing when I was there

They had a small field on the bank of the River planted with melons and vig-stalks which they were enclosing and they were preparing another field for planting of about 100 yams but I saw a considerable number of cattle and horses there but said not pay particular attention to the number and do not know how many there are I have not heard said Rancho since and have nothing of the subsequent occupation

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3<sup>rd</sup> Question State if you know the boundaries of said Rancho

Answer It is bounded on the north by the Merceditas de los Potontes, on the South by the Rio Reyes on the East (Las Lomas) or hills and the west by the Sanjon de San Jose

4<sup>th</sup> Question Do you know the Laguna de la Tache if you state whether said Sanjon de San Jose is connected therewith

Answer I am acquainted with said Laguna and said San Jose is connected with it The Sanjon is a natural gully and the water runs out of the lake through it

Cross Examination by the Law Agent

1<sup>st</sup> Question How far is this Rancho from your present residence

Answer I do not know the distance but I would think about ten days journey a little more or less

2<sup>nd</sup> Question How many times are you ever on said Rancho

Answer Never but the one time there mentioned

3<sup>rd</sup> Question How long have you known Manuel Castro the Claimant in this case

Answer From my early youth

4<sup>th</sup> Question Where did you make a visit in 1845 and 1846

Answer He resided in the City of Monterey and I was in Sonoma

5<sup>th</sup> Question How far is said Rancho from the City of Monterey

Answer I do not know the distance I never was

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from the one to the other and cannot say  
6th Question Did you go to Monterey when you  
made the expedition in which you visited said  
Rancho

Answer I did not  
7th Question Did you see Manuel Castro when you  
made said expedition

Answer I did not  
8th Question What is the size of said Rancho  
Answer it is about four leagues long and three leagues  
wide

9th Question How do you know the boundaries of  
said Rancho

Answer I was intending to ask for a piece of land  
for my property that security and I inquired of Villa  
where the boundaries one could be pointed them out  
to me we were at the time and he described the bou-  
ndaries to me

10th Question Is the information then and true re-  
ceived from said Villa all the purchase you  
have of said boundaries

Answer Yes I have no other knowledge of them  
Jose Ramon <sup>his</sup> <sup>name</sup>

Subscribed and sworn to before me this 17th day  
of August 1854

Peter Lott Commissioner &c  
in Office August 19th 1854  
Geo Fisher  
Secretary

Recorded in Exam. B. Volume Page 302  
Geo Fisher Secretary

Deposition of United States of America }  
William A. State of California } ss  
Richardson

San Francisco August 29, 1854

This day came before Peter Lott Commissioner for tak-  
ing testimony to be used before the Board of U.S.  
Land Commissioners in said State William A. Rich-  
ardson a witness on behalf of the claimant Manuel  
Castro in face of Leo on the Doct of said Board  
said witness being duly sworn deposes as follows

That the San Agent is present  
Questions by Judge Campbell attorney for claimant  
Question What is your name and residence  
Answer My name is William A. Richardson my age

60 years residence near County California  
2nd Question Do you know the Claimant in this case  
Manuel Castro if you have long have you known him  
answer I am acquainted with him have known  
him for the last 15 or 16 years

3rd Question State whether you know of any person  
and by him to the Mexican Government prior to the  
year 1846 if you do was the character  
answer I know of his being a Captain of a party  
under the employment of the Government against  
the Indians in 1844 and 1845 when Vinton was  
Governor

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He was Prefect of the Northern District of  
California residing at Monterey one year I think  
of no other Spanish person or person he might  
have resided in while at Monterey during  
those years though I know of none

William A. Richardson

Subscribed and sworn to before August 29th  
1854

Peter Lott Commissioner &c

San Francisco August 29th 1854  
Geo. Fisher Secretary  
Record in Exam. B. Vol 5, page 319  
Geo. Fisher Secretary

Deposition of United States of America  
Dedon Killa State of California ss

San Francisco July 25th 1854

This day came before Peter Lott Commissioner for  
taking testimony before the Board of U.S. Land Com-  
missioners said State Dedon Killa witness  
for Claimant Manuel Castro in case No. 60 on  
the Doctrs of said Board said witness being  
from a person in Spanish which was interpreted  
by the interpreter to said Board as follows

The U.S. Associate Law Agent present  
Questions by Claimant's Counsel  
1st Question What is your name age and residence  
answer My name is Dedon Killa my age 40 years  
about my residence in San Luis Obispo County  
California  
2nd Question Do you know the Rancho of Don Man-  
uel Castro called Laguna de la Tache in Mariposa  
County in California if you have long have you

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know it and state what you know of its occupa-  
-tion by the Claimant,

answer I do know said Rancho about February or March  
1846 I think arrived there at Manuel Castros request  
and occupied the place for him I went there and  
built a small house and commenced building a cor-  
-ral; I remained there with some men about fifteen  
or twenty days, we did not finish the corral then  
we all left the Indians were threatening and we  
were in danger and left

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The Indians about there  
whom we civilized told us that the wild Indians  
were about rising and we were afraid and left  
3rd Question Was the place afterwards occupied  
if you state what you know about it

answer I do not know what occurred there after  
that

4th Question State what you know of any preparation  
being made to place stock on said Rancho if you  
what whom and by whom

answer Manuel Castro had cattle ready to put on  
the Rancho when I went there that was the man  
- standing between me and said Castro behind the  
head of mine

5th Question State if you know the boundaries  
of said Rancho

answer I only know what Castro told me about  
the boundaries

6th Question Do you know the Rancho de los  
Portos and the Sanjon de San Jose

answer I do know these places

7th Question Look at the description in the documents  
marked Ex A and annexed to the Deposition of  
William A. Richardson and file in this case  
and state whether it is a correct representation to the  
land in question in this case

answer This is a correct description of the land in ques-  
-tion the distance from the point here delineated  
at the junction of the Sanjon de San Jose and the  
Laguna de Taclo to the place here marked Portos  
- to which is the place of the Rancho in or the Portos  
Indians is 4 1/2 leagues more or less

8th Question Do you know of any low hills lying to  
the east of the Sanjon de San Jose towards the  
Sierra Nevada, if you know far are these low hills

distance from said Sanjoir de San Jose  
answer Yes the low hills east of said Sanjoir  
towards the Sierra Nevada mountains about 2 1/2  
leagues distance from said Sanjoir

9th Question Did you know anything of Linantours  
boundary if you where was his eastern boundary

Answer I know nothing of it  
10th Question When Castro asked you to occupy the  
land did he show you any papers if you would  
you know recognize them if they were shown to  
you

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Answer He did show me a map I would never  
recognize it if shown to me

11th Question Look again at the design before shown  
you and say whether this is the same better shown  
you

Answer Yes this is the same

12th Question How far is it from the low hills  
east of the Sanjoir de San Jose to the Sierra Ne-  
vada mountains

Answer I do not know  
Cross Examined by United States Associate Law  
Agent

13th Question Do you know of any act of violence  
or any actual hostility committed by the Indi-  
ans in the vicinity of said Rancho at the time  
you went there to occupy for Castro

Answer Nothing except that the friendly Indians  
told me the wild Indians were going to raise ag-  
ainst us

14th Question Did you ever go over the boundaries of  
said Rancho and how do you know the distances  
between the points you have mentioned

Answer I have been over the boundaries and dis-  
tinguished the distances by seeing and measuring  
the land

15th Question When and where was the said Rancho  
to you

Answer It was at Compton either in February or  
March 1846 Castro showed it to me just before I went  
to the place I have not seen it since till now

Jedro <sup>his</sup> Villa

Subscribed and sworn to before me July 25th 1854  
Peter Lott Comptroller of Public Affairs July 25, 1854  
Deputy Surveyor



Sello cuarto los reales.

Habilitado provisionalmente por la Actuaria meritoria del puerto de Monterrey, en el Departamento de las Californias para el año de mil ochocientos cuarenta y tres.  
Micheltorena. Manuel Castaños.

Monterrey. Dic<sup>e</sup>  
12. de 1843.

Exmo. Sor. Gob<sup>o</sup>

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Atendiendo a los Manuel Castro Mexicano por nacimiento servicios del suply vecino de este puerto, ante la justificacion - cante conceso a de V. E. Con el debido respeto dijo: que este en propiedad estando cierto que en el parage que le el sobrante como fue concedido a D<sup>o</sup> José Simantour lo pide, advirtiendo nombrado "Laguna de Fache, resulta que la Secretaria un sobrante considerable y necesitando esperar el titulo este para poner los bienes de mi par respectivo, pidiendo enuncia que se hallan en terreno de los el interesado la Testamentaria de mi finado Padre posesion tan luego D<sup>o</sup> Simeon Castro, he de merecer de como la obtenga V. E. que en atencion de los servicios Simantour de los que tengo prestados al Departamento q. tiene concedidos me haga la gracia de conceder me que le pertenezcan el mismo sobrante en estension de en aquel parage. Once sitios de ganado Mayor.

H. H. No. 2  
Annexed to  
the deposition  
of Wm. A.  
Richardson.

Michelt<sup>o</sup> Por tanto A. V. E. Suplico se digne proveer como pide de lo cual recibire gracia.

Monterrey. Diciembre 7. de 1843.

Manuel Simeon  
Snd.

Manuel Castro.

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Exmo. Sor. Gobernador

Atyules. En<sup>o</sup> 10 de 1846.

En vista de los Manuel Castro natural de este Departamento que acompa y arceivado en el Puerto de Monterrey, ante V. E. respetuosamente libre el titulo que tengo presente: que en 14 de Dbre. haseguar la propiedad de 1843 me fueron concedidos por segun los liuvros el Sor. Gobernador y Comandante que se otomarean Gral. D<sup>o</sup> Manuel Micheltorena en el diseño que once sitios de ganado mayor en las inmediaciones de la "Laguna de Fache como consta por el Superior decreto visible en la instancia original que a V. E. deb idamente acompaño y estampo en cierto modo pendiente a la ocupacion

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Pico.

en las inmediaciones de la "Laguna de Fache como consta por el Superior decreto visible en la instancia original que a V. E. deb idamente acompaño y estampo en cierto modo pendiente a la ocupacion

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de dicho terreno incientas; D<sup>o</sup> José Y. Limantour no  
 tome posesion del que en la misma Laguna de  
 Focha le corresponde, considerando a la vez que el  
 Sr. Limantour podria demorarse en obtener la  
 referida posesion, causando me esta paralización  
 un grave perjuicio a mis intereses he desmerecer  
 de M. E. que tanto por las razones indicadas como  
 por que el terreno de la "Laguna de Focha es de  
 una gran extension, se digna expedir me el  
 titulo de propiedad de los expresados once sitios de  
 ganado Mayor para poder libremente ocupar los  
 sin perjuicio del Sr. Limantour y colindante  
 por el Sur con el terreno que le pertenece y la Laguna  
 de Focha por el Norte y con la rancharia de los  
 Motantos por el Este con el Muni hacia a la Sierra  
 Nevada y por el Oeste con el Sanjon de Sr. José como  
 explica el diseño que tambien acompaño. P. I. M. E.  
 Suplico se digno proveer como pido admitiendome  
 mi presente en papel comun por no haber del  
 sellado que corresponde de todo lo cual recibiré  
 gracia y justicia

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Ciudad de los Angeles. de 1846.

Manuel Castro.

*Bene Schmitt  
 Mayor de San Luis.*

Filed in Office Feb. 18. 1853.

17.

Geo. Fisher. Secy.

13  
Translation  
of  
Expediente

Excellent Sir Governor  
Manuel Castro a Mexican by birth and resident  
of this Port with due respect send before you justice  
that being sure that in the location which was gran-  
ted to Don Jose Lamantur called Laguna  
de Tache the results a considerable surplus  
and meaning this for placing the cattle belonging  
to me which is now remaining on the certain in the  
land of my deceased father Don Simon Castro  
I assure of you Excellency that in consideration  
of the Sines I have rendered to the Department  
you will do me the favor to grant me the same  
surplus in extent eleven square leagues

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map 35

Therefore  
I pray you to be pleased to provide as asked for  
which I shall receive favor  
Montevideo December 7th 1843  
Manuel Castro

In the margin  
Montevideo December 12th 1843  
In consideration of the Petition or Sines I  
grant him in ownership the surplus he asks  
for instructing the Secretary to issue the respu-  
tive title and the interested party asking for the  
possession so soon as it may be convenient  
as to these lands he has been granted with area  
may belong to him in that location

Manuel Juanini Secretary

Excellent Sir Governor  
Manuel Castro Native of this Department and  
residing in the Port of Montevideo respectfully re-  
port before Your Excellency that on the 12th of  
December 1843 was granted by the Governor  
and Commander General Don Manuel Vicuña  
Trujana eleven square leagues of land in the con-  
tiguity of the Laguna de Tache as is proved by the in-  
firm I enclose with the original instance which  
I send accompanied and the occupation of said land  
being in a certain measure pending while Don  
Jose Lamantur does take possession of what  
belongs to him in the same Laguna de Tache  
considering at the same time that Don Lamantur  
may be beheld in obtaining the said possession  
thus standing still causing me a serious injury

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to my interests I desire of your Excellency that  
as well for the reasons indicated as because the Law  
of the Laguna de Taché is of large extent you  
will please to issue the title deed of ownership to  
the said seven leagues of land that I may be ena-  
bled to occupy it within six months from the date  
of the said order and according to the limits on the course  
belonging to the said Laguna de Taché to the  
south of the Hacienda de los Arroyos

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To the East  
on the plain toward the Sierra Nevada and on the  
west on the Sanjin de San Jose as is exhibited in  
the sketch I enclose a company

Therefore I pray  
your Excellency to be pleased to provide us I ask ad-  
mitting the present in common paper not having the  
corresponding stamped one by all of which I shall re-  
ceive from and Justice

City of Los Angeles 1846 Manuel Castro  
in the margin

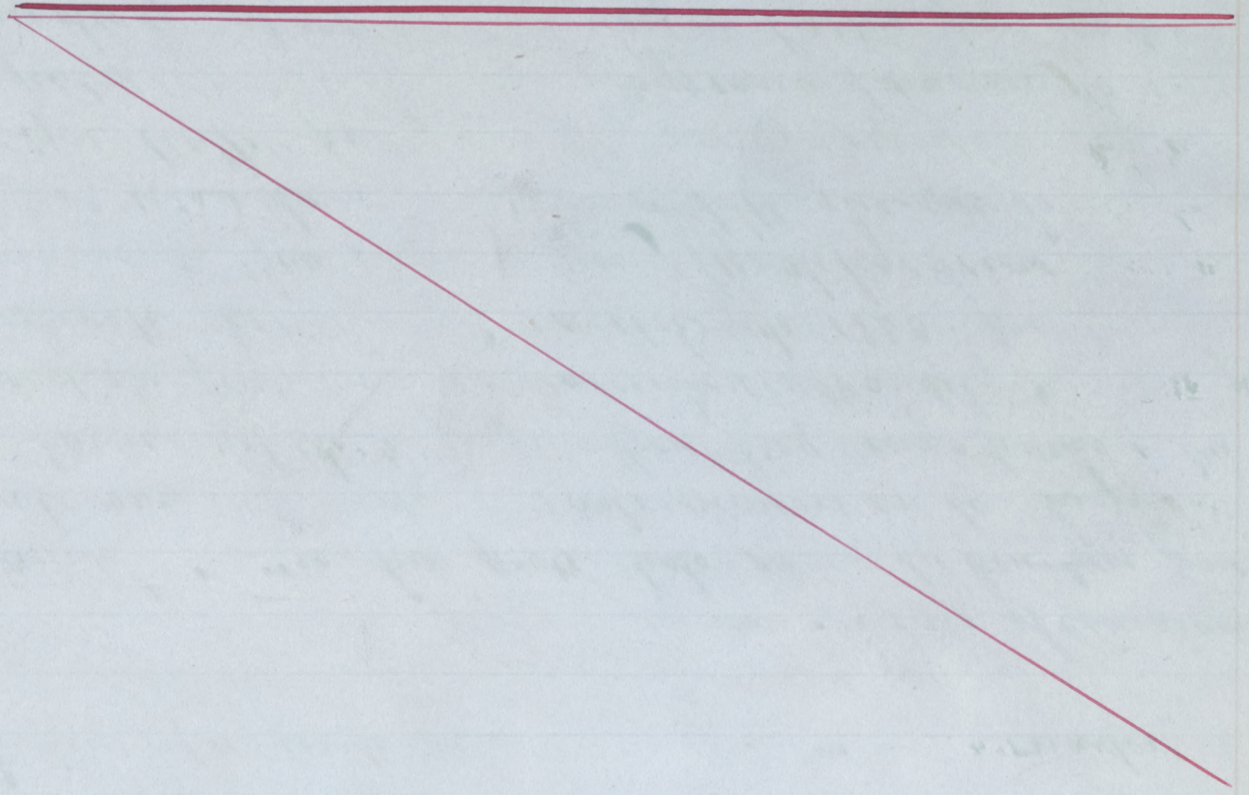
Los Angeles January 10th 1846

Review of the documents which the interested  
party a company is let the title deed to be made the  
ownership be issued according to the boundaries man-  
ifested in the sketch he a company

Pico

Filed in Office September 14th 1853

Geo. Fisher  
Secretary



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Pío. Pío vocal mas antiguo de la honorable Asamblea del Departamento de las Californias y Gobernador Interino del mismo.

Por cuanto el Ciudadano Manuel Castro ha pretendido para su beneficio personal once sitios de ganado mayor en la Laguna de Tache del distrito de Monterrey cuyo terreno le fue concedido por mi antecesor Don Manuel Micheltorena en decreto de 12 de Diciembre de 1843: practicadas previamente las averiguaciones y diligencias concernientes, usando de las facultades que me son conferidas con que hallo autorizado por el Supremo Gobierno a nombre de la nacion Mexicana, he venido en concederle al espresado Señor Castro por las pres-

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N. N. No. 1 Mayor mencionados de conformidad con la ley de Anexión de 18 de Agosto de 1844 y reglamento de 21 de Noviembre de 1848 y bajo las condiciones siguientes.

1<sup>o</sup> Podrá cercarlo sin perjudicar las haciendas camineras y servidumbres: lo disputará libre y exclusivamente destinando lo al uso o cultivo que mas le convenga.

2<sup>o</sup> Solicitara del Jefe respectivo le dé la posesion juridica en virtud de este despacho por el cual se demarcaran los linderos con las respectivas rancherías respetando todo lo que fuere de la propiedad de Don José Simantour sin cuyo perjuicio podra ocupar.

3<sup>o</sup> El terreno de que se le hace mencion es de once sitios de ganado Mayor conforme al diseño, colindante por el N. con la Laguna de Tache y Simantour; por el E. con la ranchería de los Matautos por el S. con el Sajon de San José y por el O. con el llano.

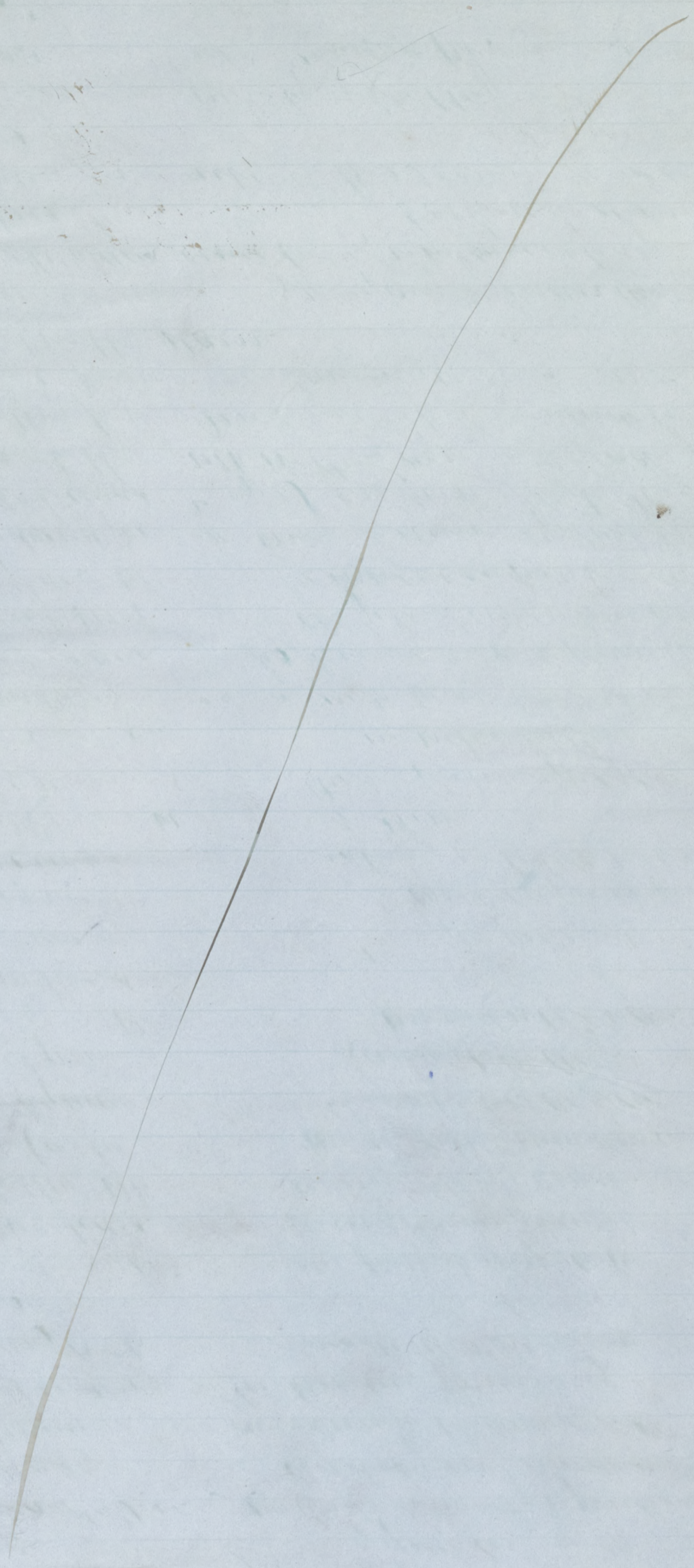
En consecuencia mandado que teniendo el presente titulo por firme y valeroso, se tome razon de él en el libro que corresponde y se entregue al interesado para su resguardo y demas fines.

Dado en la Ciudad de los Angeles en este papel comun por falta de sellado a diez de Enero de mil ochocientos cuarenta y seis.

Pío Pío.

José María Covarrubias. Seco.

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17  
Translation  
of  
Grant

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Pri Pri eldest member of the Honorable Assembly of the Department of both Californias and Governor and Intendant of the same Whereas the Citizen Mariano Castro has solicited for his personal benefit eleven square leagues in the Laguna de Tache in the District of Sonora which land was granted to him by my Predecessor Don Manuel Micheltreua in decree of 12th of December 1843 after having previously taken the necessary action and made the necessary investigations.

In exercise of the powers with which I find myself invested by the Supreme Government in the name of the Mex: can Nation I have concluded to grant the said Castro by these presents the ownership of the eleven square leagues of land (sitios de Sonora Mayor) in conformity with the Law of 18th August 1824 and Regulations of 21st of November 1828 and under the following conditions

1st He may fence it within six years to the cross-ropes and limits he will enjoy it fully and exclusively appropriating it to the use or culture that best may suit him

2nd He will solicit of the respective Judges give him judicial possession in virtue of this document by whom the boundaries are to be marked with the respective land marks leaving respect for all that shall be the property of Don Jose Leventura within any prejudice to which he may be subject

3rd The land granted him is eleven square leagues (sitios de Sonora Mayor) comprahensible to the sketch bounding to the South in the Laguna de Tache and Leventura to the North in the Rancho de las Mitas to the West in the Sazon de San Jose and to the East in the plain

Consequently I order that the presents title and being translated into Spanish be entered in the corresponding book and delivered to the interested party for his security and other purposes

Given in the City of Los Angeles on this seven<sup>th</sup> day of January 1846

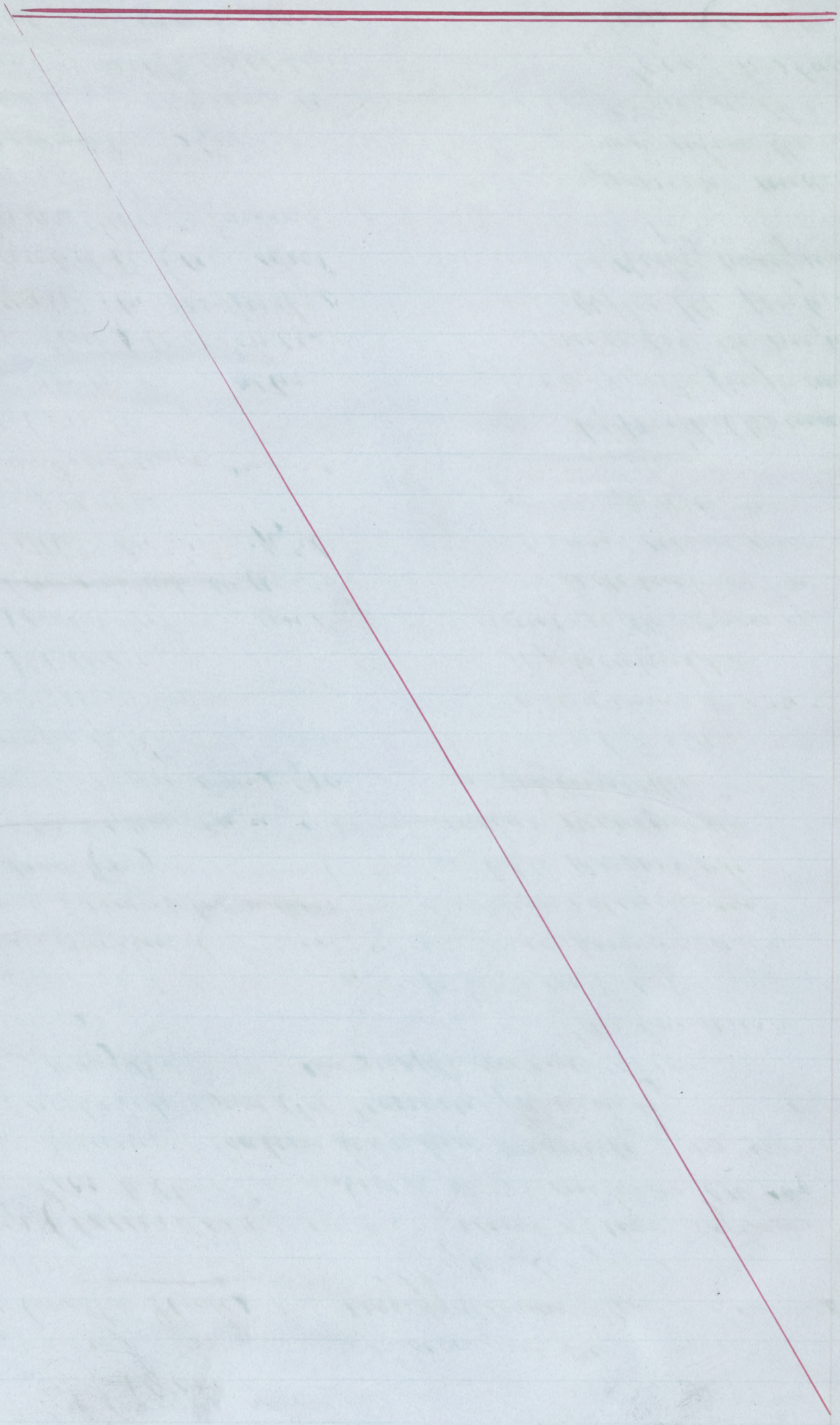
Pri Pri  
Jose Maria Cervantes Intendant

18

This title dual has been entered in the respective  
book angels date at supra  
Covambee

McLinnin Affair September 14th 1853  
George Fisher  
Secretary

255 SD  
PAGE 18





19

Opinion  
of the  
Procurador

Manuel Castro  
of  
The United States

For the place called Laguna  
de Tache in Guaymas contra  
vinge Eleven Square Leagues  
of Land

255 SD  
PAGE 19

This claim is based on a grant issued by Govern-  
or Pico to the Claimant dated January 10th 1846  
after his application had been made to Governor  
Munizuma and the Expediente with his decreed  
dated December 12th 1843 is produced

The land is there  
in described as the surplus (excedente) which ought  
result of a portion of land before that time granted  
to one Lemaitre and the Governor decreed directed  
the Secretary to issue the proper title paper when it  
should be ascertained by judicial measurement  
under Lemaitre's grant what portion of the land should  
remain to the Government

This measurement not hav-  
ing been obtained by Lemaitre's application was made  
by Castro to Governor Pico for a grant in all of  
the land which he owned and which is described in  
his petition on this application the grant above men-  
tioned was issued and in this document the rights  
of the Petitioner must rest

The decree by which the mea-  
surement was intended rather to secure to Castro the preference  
over others to a concession of the land which might  
remain the property of the nation after the portion  
granted to Lemaitre should be duly assigned  
to him than a present grant

The assignment under  
Lemaitre's grant was not obtained when the  
Petitioner again applied and obtained the  
grant which was issued by Governor Pico this latter  
grant was made under the colonization Law of  
1824 and the Regulation of 1828 and must be regar-  
ded as subject to the usual conditions of settlement  
or cultivation

In approval by the Department au-  
thority was obtained and no judicial measurement  
was made or possession given. The proof of inhabitation  
or cultivation required by the Law is not in the Opin-  
ion of the Commission sufficiently establish-  
ed to entitle the Claimant to a Conformation

There is no claim that the grantee ever claim  
up to the premises if he had any occupancy  
it was through Isidor Villane of the witnesses

He says he went into the place in February or March  
1846 at Castro's request and built a small house  
and commenced building a corral which was  
never finished He remained about fifteen or  
twenty days with some men and then all left

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PAGE 20

There are rumors that the Indians intended to rise in  
hostility but no demonstrations of the kind were  
made The witness Jose Ramon Mesa says he was  
at the place and saw an extensive orchard and saw  
Villane there he also says he saw some cattle and  
a small field on the river planted with melons  
and vegetables which they were enclosing

Villane does not speak of any cultivation made by him on the place  
nor does he state that there were any cattle there  
which belonged to the grantee on the contrary his  
testimony shows that Castro had cattle ready to put  
on land which the understanding was when he went  
to the place should be put upon it

But the witness is  
is inconsistent from his statements that they were  
never seen there In fact the fifteen or twenty days  
during which the agents of the grantee remained  
gave no time for doing any thing of importance  
towards establishing a Rancho or making any  
improvements or cultivation which could be  
construed into a performance of the conditions of  
the grant

No effort after this abandonment appears  
to have been made to occupy the place. We think  
the proof insufficient to show any actual perform-  
ance of the conditions imposed by Law or to relieve  
the party from their obligation and the Claim must  
be rejected

Rejected

Filed in Office October 17th 1854

George Fisher

Secretary

8/600 -

21

Decree

Manuel Castro

vs  
The United States

255 SD

PAGE 21

In this case on hearing the proofs and allegations it is adjudged by the Commission that the claim of the said Petitioner is not valid and it is therefore decided that his application for a confirmation thereof be denied

Alphus Felch  
N. Aug. Thompson  
G. B. Farwell  
Commissioners

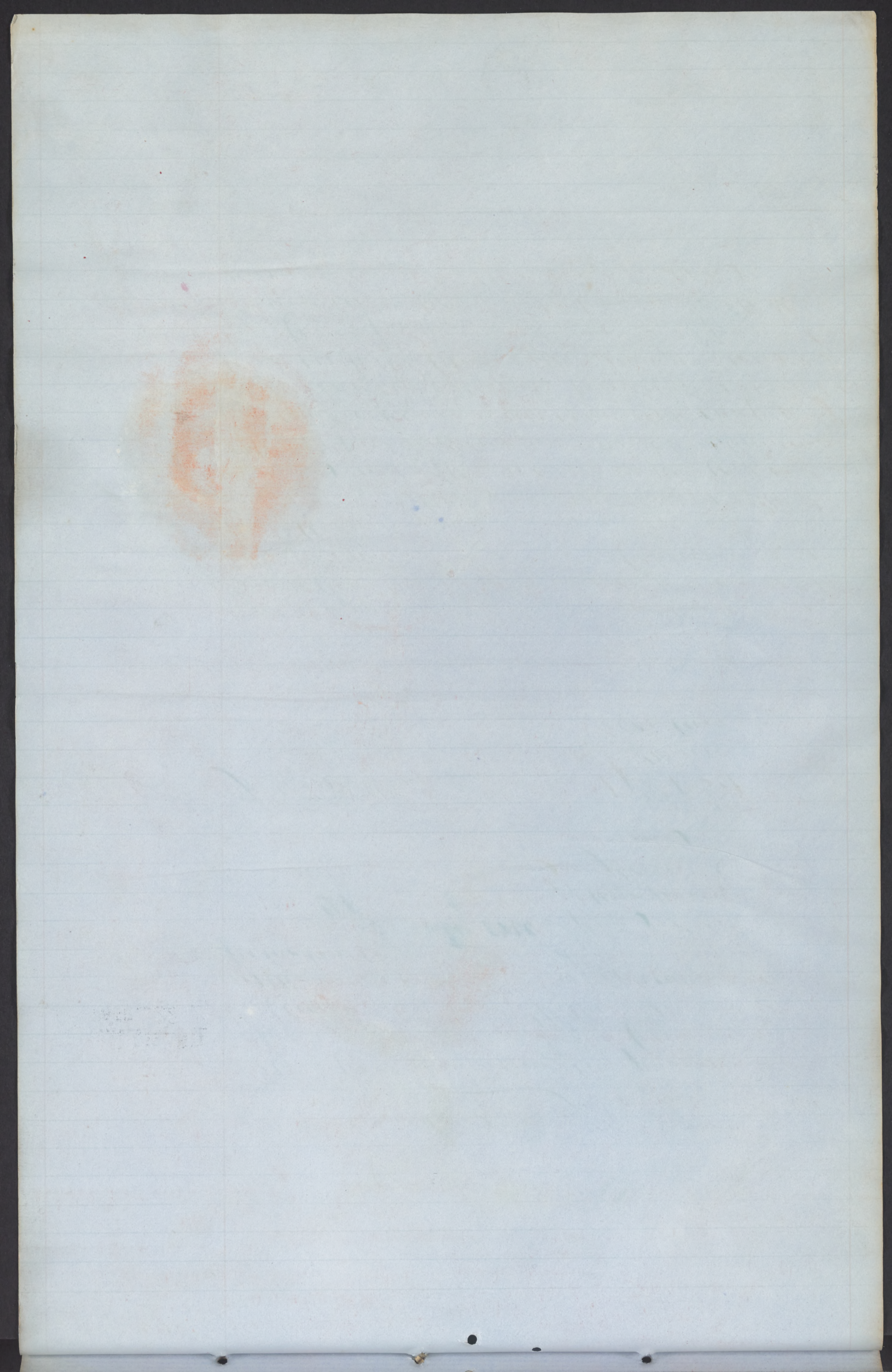
Filed in Office October 17th 1854  
George Fisher  
Secretary

---

And it appearing to the satisfaction of this Board that the land hereby adjudicated is situated in the Southern District of California it is hereby ordered

That Two Transcripts of the Proceedings and of the decision in this case and of the papers and evidence upon which the same are founded be made and one copy certified by the Secretary of which Transcripts shall be filed with the Clerk of the United States district court for the Southern District of California and the other be transmitted to the Attorney General of the United States

---



Office of the Board of Commissioners,

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

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PAGE 22

I, *George Fisher* — Secretary to  
the Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing *Twenty one* — pages, numbered from  
1 to *21*, 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. *CV* on the Docket of the said Board,  
wherein

*Mannel Castro* is —

the Claimant against the United States, for the place known by  
the name of *Seaguna de Tache* —



In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
*Twentieth* — day of *June* —  
A. D. 1855, and of the Independence of the  
United States of America the seventy-*ninth*.

*G. Fisher*  
*Geo. Fisher*

S. DISTRICT COURT,

*Eastern* District of California.

No. ~~600~~ 255.

THE UNITED STATES,

vs.

*Manuel Castro*

*'Laguna de Tuche'*

**255**  
TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *600.*

*Filed, July 2 - 1885*

*A. E. Lear*  
Clerk

*By A. H. Clark*  
Deputy

**255 SD**

*073*

Case No. 600

On appeal from the Board  
of United States Land Commissioners

Manuel Castro

255 SD

PAGE 23

vs.

The United States

app<sup>t</sup>  
"

app<sup>lee</sup>  
"

claim for "Luzana de  
Tulce" —

Sir!

Please take notice that the claim-  
-ant in the above case, will prosecute the  
appeal therein.

San Francisco,

May 9<sup>th</sup> 1855

Yours respectfully,

Charles Taylor & Beeth

Attys. for claimant.

To the Clerk of the  
U. S. District Court for the  
Southern District of California.

No 2557

U. S. District Court  
of the Southern District

Manuel Castro

app<sup>t</sup>  
vs

vs

The United States

app<sup>t</sup>  
255 SD

PAGE 24

Claim for Layman  
de Tuchi

Filed May 22<sup>d</sup> 1835. J. E. Cox  
clerk

Notice of Appeal

Charles Taylor & Geo. W. H.  
Attys for claimant.



Mmanuel Castro  
appellant } N.º 255.  
vs,  
The United States } Transcript N.º 600.  
appellee

255 SD

PAGE 25

The Motion of P. Ord Attorney of the United States, <sup>for</sup> appellee; and on suggesting to the Court, that to enable the said appellee the ~~to~~ <sup>to understand and</sup> better make out a defense against the claim of appellant, it is material and necessary that the alleged original title papers in virtue of which appellee claims the tract of land called "Laguna de Puche", of the extent of eleven square leagues, should be produced in this Court. It is ordered, that the said appellant file with the Clerk of this Court, any and all original papers in said cause, relied upon by said appellant, at least five days before the time of trial.

No 255

U. S. Dist Court.  
South Dist of Cal.

Manuel Castro, appl.

vs.

The United States.  
Appellee.

Motion of U. S. Atty.

Filed Jan'y 8<sup>th</sup> 1856.

J. E. Carr  
clerk

255SD

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Manuel Castro

No 255

The United States

Courts Docket No 600

255 SD

PAGE 27

To the Hon. the District Court of the U.S.  
for the Southern District of California

The Petition of Manuel Castro respectfully sheweth

That this case is an appeal from the decision of U.S. Board of Commissioners for the ascertainment and settlement of private land claims in California.

That the claim filed by your petitioner before said Board was for nine leagues of land located in the Southern District of California - for a description of which land and your petitioners title thereto, reference is hereby specially made to the Petition filed by your petitioner before said Board,

That after considering the claim of your petitioner and the proofs filed in support thereof, said Board on the 17<sup>th</sup> of October 1854 decided said claim to be invalid.

That a transcript of the record of said proceedings was filed in this Court on the 2<sup>d</sup> day of July 1855, and a notice of appeal filed by Claimant Sept. 18<sup>th</sup> 1855.

Your Petitioner prays that said decision of said Board might be reversed, and that this Court may confirm his title to said land

J. B. Archer Att'y  
for Claimant

No 255

Mannul Castro

vs  
The United States

Petition of  
Review

Filed Sept. 19<sup>th</sup> 1835.

255SD

PAGE 28

C. E. Fox  
clerk

J. Clarke atty,

District Court of the U. S. States  
Southern District of California

No 255 { Manuel Castro } Cori's Docket  
          {                    } No 600  
          { The United States }

255 SD

PAGE 29

Notice is hereby given that it  
is the intention of the above nam-  
ed Plaintiff to prosecute the ap-  
peal taken in the above entitled  
cause from the decision of the  
board of U. S. Land Commis-  
sion to said District Court

Sept 17th 1858

J. C. Clarke  
Att'y for Plaintiff

No 255  
Mamm Carter  
vs  
United States

Notice of Appeal  
Filed Sept. 18<sup>th</sup> 1853,  
O. C. Carr vs  
By John W. Roper

255SD

PAGE 30

J. Clarke Atty

United States of America, }  
Southern District of California. } SS.

TO

The President of the United States,

*Provisional Clerk Attorney of the  
United States for the Southern Dist of Cal.*

255 SD

PAGE 31

GREETING :

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against you, and each of you, in the District Court of the United States, in and for the Southern District of California, on the *19<sup>th</sup>* day of *September* in the year of our Lord one thousand eight hundred and fifty- *5* at the City and County of Los Angeles, in said District, by

*Manuel Castro, praying  
the said Court to review the decision of  
the Board of U. S. Land Commissioners for the  
State of California for a tract of Land in the  
County Southern Dist of Cal. which claim  
for nine leagues of land was rejected by  
said Commrs on the 17<sup>th</sup> day of October  
1854.*

and that you, and each of you, are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said petition, or that judgment by default will be taken against you, and each of you, and the prayer of the said petitioner will be granted, with costs.

*The plaintiff will apply  
to the Court for the relief demanded therein.*

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of the said Court, this ~~14<sup>th</sup>~~ *20<sup>th</sup>* day of *Sept<sup>r</sup>* in the year of our Lord one thousand eight hundred and fifty- *5* at Los Angeles aforesaid.



*C. C. Carr* Clerk.

*By John A. Robt Deputy*

Copying Summons ca. 90  
Serving same 3.00  
Serving Petition 3.00  
\$ 6.90

No 255.

United States of America,  
Southern District of California,  
U. S. DISTRICT COURT.

Mmanuel Castro

vs.

The United States

SUMMONS. P.  
Return Sept 20-1855

Edward Hunter  
U. S. Marshal.

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PAGE 32

I served this summons along with the proper copy of the petition upon P. Bd  
W. S. Dist. Atty by leaving with him  
a true copy of the same  
at the City of Los Angeles in the Southern District of California on  
the 21<sup>st</sup> day of Sept A. D. 1855.

Sworn to and subscribed before me, this  
21<sup>st</sup> day of Sept 1855 }  
E. Hunter Clerk.

E. Hunter  
U. S. Marshal.  
By R. S. Jones  
clerk.



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

Hon Isaac S. K. Ogier, Judge.

255 SD

PAGE 33

Mmanuel Castro, } N. 255.

vs. }

(Transcript N. 600)

The United States }

The answer of Pacificus Ord, Attorney of  
the United States, for the Southern District of  
California, for and in behalf of the United  
States, to the petition <sup>for review</sup> of claimant Mmanuel  
Castro, in the above entitled cause. Says:  
That he denies, generally, all and singular  
such and every allegation in the said  
petition contained. And the said  
United States, respondent denies the validity  
of the alleged claim or title of the  
said petitioner, and said respondent  
prays that this Hon<sup>ble</sup> Court will affirm  
the decision of the Board of United States  
Land Commissioners for the State of California,  
and decide the said alleged title or  
claim <sup>of said Mmanuel Castro</sup> to be invalid, and general relief.

I. Ord

Attorney of the United States  
for the Southern Dist of Cal.

I have served this Answer on a Thomas  
Atty for Manuel Castro, by delivering  
personally a true Copy of the same at  
Los Angeles Dec 27<sup>th</sup> 1855

Edward Hunter  
U S Marshal  
per Mel Goodman  
Deputy

No. 255.

Manuel Castro

vs.

The United States,

Answer of U.S. to  
petition for removal.

Filed Sept 27<sup>th</sup> 1855

P. E. Carroll

By John W. May

atty.

255 SD

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Com as directed.

Marshall Castro  
Serving summons \$2.00

In the United States District Court, for the Southern District  
of California.

On Appeal from the decision of the Board  
of U.S. Land Commissioners.

The United States  
" "  
Manuel Castro

Claim for "Ezuma de Sachi"

vs William Blending, by U.S. District  
Attorney for the Southern District of California.

Sir,

will take notice that the depositions of certain witnesses,  
living in the aforesaid Southern District, to be used on  
the trial of the Appeal in the aforesaid Southern District  
will be taken before George Pen Edmiston by a Commis-  
sioner of the United States, at his office on the 12<sup>th</sup> inst,  
between the hours of 10 A.M. and 4 P.M. of said day,  
and the taking of said depositions to be continued  
from day to day between the hours <sup>aforesaid</sup> until  
finished. Dec 9. 1886.

Blam & Hartman

Atty for Appellants

December 9, 1886. I acknowledge service of the above  
notice.

Wm Blending  
Dist Atty

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

~~~~~  
The United States

vs  
Manuel Castro

~~~~~  
Notia

Filed, Dec 12<sup>th</sup> 1856.

Geo. P. Johnston

U. S. Commissioner

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In the United States District Court, for the Southern District  
of California.

On Appeal from the decision of the Board  
of U. S. Land Commissioners,

The United States

"

Mamuel Castro

} Claim for "Sajima de Sachi"

255 SD

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It is stipulated and agreed between the  
undersigned that the claimant in the above entitled cause,  
may proceed to take the depositions of such witnesses <sup>as reside in the Northern Dist of California</sup> ~~as~~  
~~are necessary to establish his claim in said cause~~, at any  
time it may be convenient ~~for him~~, before proper author-  
ity, in the City of San Francisco, State aforesaid, provided  
claimant notifies the U. S. District Attorney for the North-  
-ern District of California <sup>names of the witnesses, & the</sup> of the time and place of the  
taking of such depositions <sup>at least two days before the taking of the same,</sup> ~~and~~ that the same may be read  
in evidence on the trial of this cause, subject however to  
all objections <sup>not waived by this stipulation</sup> ~~or to the competency of the facts therein~~  
San Francisco, November 20, 1886,

P. O. L.  
i. s. o.

Howe & Hartman

Attys for Claimant

I consent to take the deposition in the  
within case.

Nov 25 1856,

Wm Blandin  
Sick Atty.

In the U.S. District Court

for the Southern District

of Louisiana

the United States

"

vs

the "Societe de Bacta"

"

deposition for taking

testimony

"

Filed Nov 12 1856.

Geo. W. Perkins

U.S. Commissioner

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UNITED STATES DISTRICT COURT,  
<sup>Southern</sup>  
Northern District of California.

255 SD  
PAGE 39

San Francisco, Dec 12<sup>th</sup> 1856.

ON this day, before *Geo. Pen. Johnstone* a  
Commissioner of the United States for the ~~Northern~~ Districts of California, duly  
authorized to administer oaths, &c., &c., came *Juan B. Alvarado*  
a witness produced on behalf of the  
*Claimant, (Manuel Castro)*  
in Case No. *600*, being an appeal from the Board of Commissioners to ascer-  
tain and settle the Private Land Claims in the State of California, in Case  
No. \_\_\_\_\_ on the Docket of the said Board of Commissioners, and was duly  
sworn and testified as follows — ~~his evidence being interpreted by~~  
~~a sworn interpreter~~

PRESENT: *W<sup>m</sup> Blanding, U.S. Dist Atty, Northern Dist*  
*Cal<sup>a</sup> on behalf of the United States, Mess<sup>rs</sup> Sloan,*  
*& Hartman, on behalf of the Claimant.*

QUESTION BY *Mess<sup>rs</sup> Sloan & Hart-*  
*man, on behalf of the Claimant.*

Direct Examination.

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

Ans. 1. "My name is Juan B. Alvarado, I am forty  
seven years of age, and reside in Contra Costa  
County Cal<sup>a</sup>."

Ques. 2. "Are you acquainted with the Claimant  
in this case?"

Ans. 2. "I know Manuel Castro the Claimant  
in this case."

Ques. 3. "Do you know where the land claimed  
in this case, to wit; "~~Santa Rita~~" Laguna  
de Tache, is situated?"

Ans. 3. "I know the part of the country

where the lands in this case "Lagunas de Tache" is situated, but have never been on the land."

255 SD 1846  
PAGE 40  
Ques. 4.- "State what was the situation of the Country, in the neighborhood of this claim, from the year 1840 up to July and depositions?"

Ans. 4.- "The country during that period was infested on all sides, with hostile Indians - who were fighting and committing all sorts of depositions."

Ques. 5.- "State, if in your opinion, it was either safe or expedient, in the Year 1845 or 1846 to occupy the lands in this grant, or the country in its neighborhood?"

Ans. 6.- "It was not safe or possible, in consequence of Indian difficulties and depositions, to occupy land there, during the periods aforesaid."

Ques. 7.- "How long have you lived in the State of California, and during what portion of that period, were you Governor of the State under the Mexican Government?"

Ans. 7.- "All of my life, I have lived here, and was Governor of the California under the Mexican Gov<sup>t</sup> from the year 1839 to the Year 1842."

Sworn to & subscribed by Juan B. Alvarado

before me, this 12<sup>th</sup>

Day of Decr A.D. 1856.

Geo. P. Johnston  
U. S. Commissioner

Mem: \$3<sup>00</sup> paid by Claimant's Atty to Juan B. Alvarado for witness fees.



United States of America

Northern District of California

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PAGE 41

I George Ben Johnston a Commissioner of the United States for the District of California, do hereby certify that on the 12<sup>th</sup> day of December A.D. 1856 personally appeared before me the defendant Juan B. Alvarado a witness produced on behalf of the claimant in the above entitled cause and the said witness being by me first duly sworn to speak the truth the whole truth and nothing but the truth, I proceeded to reduce to writing the foregoing deposition which when completed I carefully read to the said witness, and which was corrected by him in any particulars he desired, and was then subscribed by him.

I further certify that there was present at the taking of the same, Isaac Montano Attorney of claimant, and William Blending by U.S. District Attorney for the Northern District of California. And that the same was taken in pursuance of the stipulation and notice hereto attached, and at the time and place and between the parties mentioned in said notice.

Given under my hand and seal this 12<sup>th</sup> day of December A.D. 1856.

Geo. Ben. Johnston (Seal)  
U.S. Commissioner Dist. of Cal.

Almaden

PAGE

2D

of December 1850

Since the 1st of January 1850

there has been no

business of any kind

done at the mine

since the 1st of January

1850

and the only

business done

at the mine

has been the

payment of

the wages of

the men who

worked at the

mine during

the month of

December 1850

Told this 10<sup>th</sup> February  
1851  
C. S. Clark  
J. McQuinn  
S. P.

255 SD

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W. B. ...  
J. ...  
...

U. S. Dist Court for the  
~~Northern~~ District of Cal=  
<sup>Southern</sup> <sup>ifornia</sup>

---

Case No. 255

---

The United States

vs

Manuel Castro

---

Deposition of Juan B. Alvarado  
a witness on behalf of Claimant.

---

Filed this 3<sup>d</sup> February 1857  
Cecilio A. M.  
J. McColman  
Dep

In the District Court of the United States  
For the Southern District of California

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PAGE 44

Merrill Barton

Case No 255-

vs  
The United States

"Luzerna de Sacks"

To the U.S. District Attorney Southern District Cal<sup>o</sup>

Sir:

Take notice that on the 4<sup>th</sup> day of January  
A. D. 1858 as as soon thereafter as the same can be  
heard the claimant and appellant will submit  
said case to the aforesaid Court for decision.  
Los Angeles, December 29, 1857.

Swan & Hartman

Attys for Appellant.

Case No 255

In U.S. District Court

Mmanuel Cortes

vs

The United States

Notice of Trial

Given this 30th December  
1857  
Clerk  
J. M. [Signature]  
Dep.

255 SD

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Wm. M. Keenan  
per [Signature]

*[Faint, illegible handwritten notes on the right side of the page, possibly bleed-through from the reverse side.]*

In the United States District Court  
Southern District California

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PAGE 46

Mannuel Castro  
Appellant }  
The United States }  
Appellee }  
Affiant  
of  
I. Hartman

Isaac Hartman being duly sworn upon his oath says that he is one of the partners of the firm of Mann & Hartman who are now the sole Attorneys of the said Appellant in the above entitled cause. Affiant further states that on or about the 18 day of February A.D. 1853. the appellant filed in the office of the Secretary of the United States Board of Land Commissioners for settling private land claims in the State of California, the original papers in this cause, as he was by law bound to do in order to prosecute and present his claim in this case; - that subsequently and in presence of ~~an officer of the~~ <sup>of the Department of Interior</sup> ~~of the~~ the said papers were transferred to the office of the United States Surveyor General of the United States, who is by law the custodian and keeper of the same; and where the said original papers now are; and that said Surveyor General will not permit Appellant to remove said papers from said office; wherefore he is unable to produce them in this Court as ordered by an interlocutory order of this Court made on the 11<sup>th</sup> day of February A.D. 1856. as affiant is informed and believes,

Isaac Hartman

Sum to and subscribed before me this 19<sup>th</sup> day  
of Feb<sup>r</sup> A. D. 1857

Clerk  
J. A. Coleman  
Dep<sup>y</sup>

No 255-

In the United States District

Court, Eastern District

-----

Mammal Castro

Appellant

vs

The United States

Appellee

-----

Applicant of

J. A. Coleman

-----

Filed Feb<sup>r</sup> 21<sup>st</sup> 1857

J. A. Coleman  
Clerk

255 SD

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Stuart & Hartman

Att<sup>y</sup> Appellant

In the District Court of the United States, for the Southern District of California. On appeal from the Board of U.S. Land Commissioners

United States

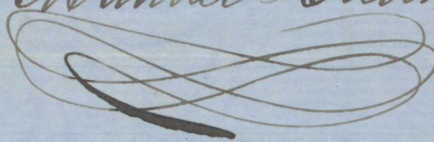
vs

Mmanuel Castro

}  
}

His claim entitled "Laguna de Tache"

Messrs Sloan & Hartman Attorneys  
and Counsellors are hereby substituted as the sole Attorneys of claimant in the above case. Jan<sup>y</sup> 2. 1858  
So the Clerk of  
said Court

Mmanuel Castro  




No. 255

In U.S. District Court

Eastern District

----- " -----

United States

"

Munuel Castro

----- " -----

claim for "Suzana de Saes"

----- " -----

Substitution of Attorneys

----- " -----

Filed this 3<sup>d</sup> February  
1857

Celino clk  
J. M. Coleman  
clk

1255 SD

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In the United States District Court  
Southern District of California

Mammal Castro  
Appellant

No 255.

255 SD

PAGE 50

vs  
The United States  
Appellee

Order to vacate order to  
produce original papers

On motion to the Court by Hoam & Martinson  
Attorneys for Appellant, it is ordered that the  
order made and entered by this Court requiring  
the Appellant to produce the original papers  
in this case be and the same is hereby  
vacated.

W. S. Foster  
Judge

No 255

In the U.S. District Court  
Southern District

Manuel Castro  
Appellant  
vs  
The United States  
Appellee

Order vacating under

~~Filed July 2nd 1857~~

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PAGE 51

Filed July 2nd 1857

Elean & Hartman  
for Appellant

Manuel Castro  
Appellant

Manuel Castro  
Appellant

Order vacating under

Faint handwritten notes and bleed-through from the reverse side of the page.

In the United States District Court  
Southern District California

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PAGE 52

Mamuel Castro

Appellant

vs

The United States

Appellee

Case No 255.

For "Ex parte de Castro"

Transcript No

Now comes the Appellant by his Attorneys Sloan & Hartman and moves the Court to vacate the order made by this Court on the 11<sup>th</sup> day of February A.D. 1886, requiring the appellant to produce the original papers in this cause.

Sloan & Hartman

Attys for App<sup>t</sup>

No 255-

In the U.S. District Court

Southern District

~~~~~"~~~~~

Mannet Weston

Appellant

vs

The United States

Appellee

~~~~~"~~~~~

Motion to vacate order

~~~~~"~~~~~

Filed July 21<sup>st</sup> 1837

Chas  
C.R.

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Wm. & Wm. Thomas

Attorneys for Appellee

In the District Court of the United States, for the Southern District of California,

Munuel Carpio  
Appellant

vs

The United States  
Appellee

No 2557

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PAGE 54

In the class of series cases and the United States District Attorney for series District of California is hereby given that the argument of the motion for new trial in series cases will be brought on for hearing before series court on the 10<sup>th</sup> inst at 11 o'clock <sup>A.M.</sup> of series day or as soon thereafter as the same can be heard, June 2, 1858

Isaac Hartman

Atty for Appellant

No. 255.

In U. S. District Court  
for Southern District California

Mamuel Castro

Appellant

vs.

The United States

Appellee

Filed this 30 June 1858  
at San Diego  
J. W. Colquhoun  
Clerk

255 SD

PAGE 55

Isaac Hartman

Atty for Appellant

Manuel Castro, Appellant }  
 vs. } N<sup>o</sup>. 255.  
 The United States, Appellee } Rem N<sup>o</sup>. 600.

255 SD  
 PAGE 56

J. Ord, Atty of the United States for the Southern Dist of Cal<sup>a</sup>, for and in behalf of the United States, being duly sworn deposes & says. That he has been informed & believes that the alleged original Conception & grant filed before the Board of Land Comm<sup>rs</sup>, in this cause, are fraudulent and antedated. That the land claimed in this cause, has for one of its pretended boundaries on the south, a tract of land, <sup>allegedly</sup> to have been granted <sup>by Genl. Wright's troops about the year 1844</sup> to one Jose Semantour. That he has been informed and believes that the said alleged grant to said Semantour, <sup>with the alleged</sup> and Southern boundary of the land claimed by said Manuel Castro, is fraudulent and antedated, ~~and~~ that as Attorney of the United States, in this cause, he has made diligent efforts to obtain evidence of the facts of the frauds in regard to this alleged grant; but from the many obstacles and difficulties in the way of ascertaining the truth, he has so far been unable to obtain any sufficient evidence to establish such alleged frauds. That he believes, ~~that~~ if further <sup>and sufficient</sup> ~~and~~ sufficient evidence may be obtained showing that the alleged Conception & grant in this case are ~~fraudulent and antedated~~ <sup>to be obtained at the next term of this Court.</sup> and that this Motion, <sup>is to be made</sup> and ~~fraydulent~~. That he believes the said evidence may <sup>be obtained</sup> ~~be~~ <sup>obtained</sup> ~~but~~ <sup>for delay</sup> ~~to~~ <sup>be</sup> ~~seen~~ <sup>the</sup> ~~ends~~ <sup>of</sup> ~~justice~~ J. Ord. U.S. Atty.



N. 255,

Manual fasts of  
(M.)

The United States.

Affidavit of U.S. States for  
Continuance.

Filed this 5<sup>th</sup> February  
1858  
C. Sims clerk  
of St. Columar  
Dep

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Manuel Castro, Appellant  
vs,  
The U.S. Appellee } N. 255.

255 SD

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P. Ord, Attorney of the United States for  
the Southern District of California, being  
duly sworn, deposes and says, That he  
has been informed and believes, that  
certainly evidence has been taken in San  
Francisco, in the case of Jose G. Lemantou  
vs The United States, claiming a large part  
of the City, <sup>suit</sup> now pending in the District Court  
of the United States for the Southern Dist  
of Cal., on appeal from the <sup>late</sup> Board of Old  
Land Commrs, establishing the facts that  
there was but one seal for the Maritime  
Custom House of Monterey Cal., which  
was invariably used in the habilitation  
of all sealed paper, especially for the  
years 1842. 1843. & 1844. And that the  
seals, purporting to be the seals of the  
said Custom House of Monterey, appearing  
upon all the alleged original <sup>grants</sup> to said  
Jose G. Lemantou, and the expedients  
of the same, including also one presented  
in the name of said Lemantou, to the Old  
Land Commrs, purporting to be a grant to  
one Antonio Chavis (Case N. 314 in the Docket  
of this Court) are essentially different from  
the seals appearing upon the genuine  
habilitated paper of said Custom House  
for the said years of 1842. 1843. & 1844.  
That the persons who will prove the  
above facts are Fleming,

Hopkins,

Davison.

Senators, Residents of San Francisco,  
and Edw. L. Williams of Monterey, Cal;  
And further that one or more of the  
said persons will prove, upon comparing  
the printed heading of said stamped  
paper, upon which the said pretended  
original grants to said Jose Y. Lemantun  
and to said Antonio Chavis are written,  
with the ~~pretended heading~~ printed  
heading of the stamped paper for the  
said years of ~~1842, 1843, & 1844~~, contained  
in the Archives of the former Government  
of Mexico, and now in the possession  
of the U.S. State Surveyor Genl. for Cal.,  
that they differ essentially, both in  
form and type.

And further  
That Auguste Jouan, now in San  
Francisco, will prove that all the  
pretended ~~one~~ grants, of land, made  
by Gov. Michel Comand to said Jose Y.  
Lemantun, during the years 1842, 1843,  
& 1844, <sup>and also the one to said Antonio Chavis</sup> were ~~made~~ made after the  
change of government, and after the  
year 1847, and that they are fraudulent.

Affiant further says that the facts  
herein stated came to his knowledge  
too late to be had, with all diligence,  
in evidence at the trial of this cause.

J. M.

As Wtys,

Subscribed before me this 10th  
day of July 1848

Columbus Jones  
Clerk of Court

Manuel Castrejo, appellant.

Nº 255.

The United States, Appellee. Dues N.º 600.

On motion of P. O. W. Mills, for and  
in behalf of the United States, and on  
reading the affidavit hereto annexed,  
it is ordered, <sup>by the Court,</sup> that a new trial be  
granted in the above <sup>entitled</sup> cause.

No 238-

Las Quez Cando  
South West of Calu

Maxim Caster  
app't

vs  
The States  
app'd

Motion & Affidavit  
for a new trial

Filed July 10<sup>th</sup> 1888

Chims  
OK

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In the District Court of the United States

For the Southern District of California.

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Manuel Castro

Case No 255.

Appellant

vs

"Suzana de Saele"

The United States

Appellee

Transcript No

This cause came on to be heard on appeal from the decision of the United States Board of Land Commissioners to ascertain and settle the private land claims in the State of California under an act of Congress, approved March 3, 1851, and a transcript of the decision and proceedings of said board, and the papers and evidence upon which said decision was founded, and the other evidence adduced by the appellant before this court, and it appearing to the court that said transcript and the notice of intention to appeal have been duly filed according to law, and counsel for the respective parties being here heard.

It is ordered, adjudged, and decreed that the decision of said Board of Land Commissioners, be and the same is hereby reversed, and that the claim of appellant is good and valid in law, and the same is hereby confirmed to him as follows, to-wit: certain tracts of land situated in the present

county of \_\_\_\_\_ State of California and bounded  
and described as follows, bounded on the south  
by the "Serguna de Sacla" <sup>of Simontun</sup> and ~~the lands heretofore granted~~  
~~to Jose Y. Simontun~~, on the north by the Ran-  
cheria de los Volantes, on the west by the Serguna  
de San Jose, and on the east by the plains, ~~and~~  
~~and excepting~~ ~~two leagues~~ ~~of land~~ ~~for~~ ~~sold~~ ~~and~~  
~~conveyed~~ ~~by~~ ~~said~~ ~~claimant~~ ~~to~~ ~~José~~ ~~Alonso~~,  
~~Colonel~~ ~~of~~ ~~Spain~~ ~~and~~ ~~Antonio~~ ~~M. Becke~~, and for  
a fuller description of which reference is here made  
to the records and files of this Court in case No.  
107. And provided that <sup>if</sup> ~~the~~ <sup>of quantity</sup> ~~land~~ <sup>within</sup> the bound-  
aries of said land as originally granted contain  
them square leagues of land and no more, that  
then confirmation is hereby made as to their quan-  
tity, but if the land contained within the bound-  
aries described contain a less quantity than eleven  
square leagues of land, that then confirmation is  
hereby made as to such less quantity, ~~including~~  
~~the~~ ~~two~~ ~~leagues~~ ~~of~~ ~~land~~ ~~so~~ ~~sold~~ ~~and~~ ~~conveyed~~  
~~as~~ ~~above~~ ~~said~~; said confirmation being according  
to the calls of the grant in this case, and for a  
fuller description of which reference is here made  
to the map contained in the transcript, and to  
the evidence on file in this case.

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Thus done in  
open Court this 10<sup>th</sup> day of February A.D. 1858  
Gualtero Ogilvie  
U.S. Dist. Judge  
for the S. Div. of Cal.

In U.S. District Court

Eastern District

Marshall District

Appellants

vs

The United States

Appellees

Deem

Filed July 10th 1858  
C. J. S. Clerk

Recorded on Page 259

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Stevens & Hutchinson

for Appellants



In the District Court of the United States,  
Eastern District of California.

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The United States

Appeller

vs

Mamuel Bertero

Appellee

No 255

Regina de Sade

J. K. Kitchin being duly sworn upon his oath says, that from the latter part of July A. D. 1858 until about the middle of the summer A. D. 1861, he was the United States Attorney for the Eastern District of California: - That shortly after entering upon the duties of his office aforesaid his attention was particularly called to several cases then pending before said Court, among which were the above entitled cause and case numbered 314 on the docket of this Court. At the term of said Court immediately following this aforesaid entering upon the duties of his office as aforesaid he was urged by counsel of Defendant to take up and dispose of what purporting to be a motion for a new trial in the above entitled cause, and which appeared to

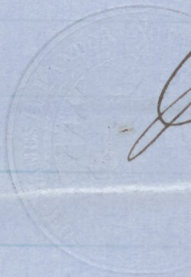
have been filed by the predecessor in office of affiant. Upon an examination made of the papers filed and entries in the cause for the purpose of preparing said motion for hearing, he could discover no notice of motion, nor any motion for new trial on file, or any paper purporting to be such excepting the affidavit of the former District Attorney filed in this cause on the 10<sup>th</sup> day of February, A. D. 1858. and enclosed motion and affidavit for new trial, nor could this affiant ascertain upon inquiry from the clerk of this court and others best informed that any such notice and motion were ever filed. On the contrary this affiant is well informed and believes from every thing he could ascertain concerning the same that the aforementioned affidavit of his predecessor was the only paper ever filed in this cause intended as a motion for new trial.

And further this affiant swears not

A. P. Mitchell

66-A

Sworn to and subscribed before me  
this 12<sup>th</sup> day of September A.D. 1863



James H. Landers  
Notary Public

No 255

The United States

vs

Manuel Garcia

-----

Applicant of I.R.

Witness by an ins-  
tution of the witnesses

-----

Filed Oct 11, 1882  
John D. Whelan  
Clerk

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In the District Court of the United States  
Southern District of California

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The United States } Appellee

vs }  
Manuel Castro } Appellant

(255)

To Billington C. Whiting W. Attorney  
for the Southern District of California  
Sir

You will please take notice on the 12<sup>th</sup>  
day of October A. D. 1863 at 11 O'clock A. M. of  
said day or as soon as thereafter as the same can be  
heard at the United States Court house in the City  
of Monterey the said Appellant will move to amend  
the record in this case made of the date of February  
10<sup>th</sup> 1858. by striking out the words "Mexico and"  
when the same occur in the record aforesaid -

September 30<sup>th</sup> 1863.

Isaac Hartman

Atty for Appellant

No 255

The United States

vs

Manuel Castro

Notice of motion to  
Amend record

Received a copy of  
the within Oct 7. 1863

B. L. Whiting, U.S. Dist. Atty.  
By A. Whiting, U.S.

Filed Oct 7th 1863

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Ch

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

On appeal from the

Board of U.S. Land Commissioners.

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U. S.

n

Manuel Castro

claim for "Laguna de Bachu"

Depositions of witnesses residing  
in the Northern District of California, will be taken  
for claimant before George Ben Edmeston U.S. Com-  
missioner, at his office in the City of San Francisco,  
on the 20<sup>th</sup> inst, between the hours of 11 o'clock A.M.  
and 4 o'clock P.M. of said day, and the taking of  
the depositions aforesaid will be continued from  
day to day between the hours aforesaid, until fin-  
ished. January 25, 1857.

Do

Ham & Hartman

Attys for claimant.

William Blanding Esq

U.S. District Attorney

for the Northern District

California

Jan'y 25, 1857. I acknowledge service of the foregoing  
notice.

Wm. Blanding  
Dist. Atty.

UNITED STATES DISTRICT COURT,

<sup>Southern</sup>  
~~Northern~~ District of California.

The United States

vs

Manuel Castro

San Francisco, Jan 30<sup>th</sup> 1857

ON this day, before me Geo. Pm. Johnstone a  
Commissioner of the United States for the ~~Northern~~ District of California, duly  
authorized to administer oaths, &c., &c., came Vincente Perfecto Gomez

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a witness produced on behalf of the

PAGE

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Claimant

in Case No. , being an appeal from the Board of Commissioners to ascer-  
tain and settle the Private Land Claims in the State of California, in Case  
No. 600 on the Docket of the said Board of Commissioners, and was duly  
sworn and testified as follows — his evidence being interpreted by

Blood

a sworn interpreter

PRESENT:

Wm Blanding Esq U.S. Dist Atty N.D.  
California, on behalf of the United States, by request of,  
P. Ord Esq U.S. Dist Atty of the Southern District of Cal<sup>a</sup>, and Sloan  
& Hartman, on behalf of the Claimant.

QUESTION BY

Sloan & Hartman  
Esq Atty on behalf of Claimant.

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

Ans. 1. "My name is Vincente Perfecto Gomez, I  
am thirty four years of age, and I re-  
side in San Francisco."

Ques. 2. "Are you acquainted with Manuel Cas-  
tro, the Claimant in this case?"

Ans. — 2. "I am acquainted with Manuel Castro."

Ques. 3. "Do you know the lands claimed, in  
this case, to wit; the Rancho "Lagunas  
de Tache"?"

J



Ans. 3. "I know the lands, in the neighborhood of it, but do not know the particular Rancho claimed, -"

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PAGE 72  
Ques. 4. "State what was the political condition of the Country, with regard to Indian disturbances, in the neighborhood of the Rancho "Laguna de Sacke" ~~between~~ during, and about the Year 1846?"

Ans. 4. "About the "Laguna de Sacke" was the headquarters of the Indians, and from there, they sallied out to commit their depredations, on the surrounding Country; these Indian difficulties continued up to the time of the emigration of Americans to this country. -"

Ques. 5. "State if, in your opinion, it was possible for the Claimant, safely to occupy, improve, and cultivate, the land granted, in this case, during or about the Year 1846?"

Ans. 5. "It was impossible for him to have done so. -"

Witness (The Witness was put upon his "voir dire", and testified that he had, no interest, in the land in controversy. -)

Oral Examination made, by U.S. Atty, on behalf of the United States. -

Sworn to & subscribed,  
before me this 30<sup>th</sup> 3  
day of Jan<sup>r</sup> 1857. 23  
Geo. P. Johnston  
U.S. Commissioner

Vicente Lopez Gomez

U. S. District Court  
Southern District of Calas

Case No.,

The United States

vs

Manuel Castro

Deposition of Vincente  
Perfecto Gomez, taken  
on behalf of Claimant.

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UNITED STATES DISTRICT COURT,

Southern District of California

UNITED STATES DISTRICT COURT,  
~~Northern~~ <sup>Southern</sup> Districts of California.

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PAGE 7A

The United States  
vs  
Manuel Castro

San Francisco, Jan 30<sup>th</sup> 1857

ON this day, before me, Geo. P. Johnston, a  
Commissioner of the United States for the ~~Northern~~ Districts of California, duly  
authorized to administer oaths, &c., &c., came J. Rafael Gonzales  
a witness produced on behalf of the  
Claimant

in Case No. , being an appeal from the Board of Commissioners to ascertain and settle the Private Land Claims in the State of California, in Case No. 600 on the Docket of the said Board of Commissioners, and was duly sworn and testified as follows — his evidence being interpreted by

J. H. Blood a sworn interpreter

PRESENT: Wm Blanding Esq U. S. Dist Atty N. D. of Cal  
on behalf of the United States, by request of P. Ord Esq  
U. S. Dist Atty of the Southern District of Cal<sup>a</sup>, and Sloan  
& Hartman, on behalf of the Claimant.

QUESTIONS BY Sloan & Hartman

Attys on behalf of Claimant.

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

Ans. 1. "My name is José Rafael Gonzales, I am sixty eight years of age, and I reside in San Francisco, having lived here for the last four years"

Ques. 2. "Are you acquainted with Manuel Castro the Claimant in this case?"

Ans. 2. "I have known him from his childhood."

Ques. 3. "Do you know the land claimed in this case, to wit: the Rancho Laguna de Tache?"

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PAGE 75

Ans. 3. - I know a grant was made to Castro of that land, but I don't know the land itself, I have never been to the "Lagunas de Sacho".

Ques. 4. - "What was the political condition of the country, with regard, to Indian disturbances, east of the San Joaquin River during, and about the Year 1846?"

Ans. 4. "From the Year 1833, until the time of the American emigration, there was a destructive war, always raging with the Indians east, west, north & south of the San Joaquin River; - the Indians always making attacks on the Settlers."

Ques. 5. - "State if, in your opinion, it was possible, for Claimants, safely to occupy, improve and cultivate, lands granted to them, east of the San Joaquin River, during or about the Year 1846?"

Ans. 5. - "Not with an escort of troops the Indians were so savage, in that region."

Obser: The witness was put upon his "voir dire", and testified that he had no interest, in the lands in controversy.

(Cross Examination raised, by U. S. Atty, on behalf of the United States.)

Sworn to & subscribed, José Rafael Gonzalez,  
before me this 30<sup>th</sup>  
day of Jan<sup>r</sup> 1857.

Geo: Pen: Johnston  
U. S. Commissioner

United States of America

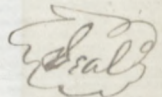
Northern District of California

I George Pen Johnston a Commissioner of the United States for the District of California, do hereby

255 SD certify that on the 30<sup>th</sup> day of January A.D. 1857  
PAGE 76 came before me the aforesaid Nicolo Pasquale  
Gunnz, and the aforesaid Rafael Gonzalez another  
witness, both of whom were produced on behalf  
of claimant, and the said witnesses each being  
by me first duly sworn to speak the truth the  
whole truth and nothing but the truth, I proceeded  
to reduce to writing the foregoing depositions, which  
when completed I carefully read to the said witnesses,  
and which were corrected by them in any particu-  
lar they desired, and were then subscribed by them.

I further certify that there was present at the ta-  
king of the same Isaac Montan Attorney for  
claimant, and William Blanding Esq U.S. District  
Attorney for the Northern District of California.  
And that the same were taken in pursuance of  
the stipulation attached to the deposition of Juan  
B. Alvarado in this case and the notice hereto  
attached, and at the time and place, and between the  
parties mentioned in said notice.

Witness under my hand and seal this 30<sup>th</sup> day of  
January A.D. 1857.

Geo. Pen. Johnston   
U.S. Commissioner District of Calif

U. S. District Court  
Southern District of Cal<sup>ca</sup>

Case No. 255

The United States

vs

Manuel Castro

Deposition of J. Rafael  
Gonzales, taken on behalf  
of the Claimant.

Filed this 10th February  
1857  
Cecilius Clark  
J. M. Coleman  
Dep

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In the District Court of the United States  
Southern District of California

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PAGE 78

The United States - Appeller }  
vs } No 255  
Manuel Castro - Appellee }

Now at this day comes the said Appel-  
-lant by his Attorney and moves the  
Court to amend the record made in  
this case of the date of February 10. 1858  
by striking out the words "motion and"  
where the same occur in the entry a quo  
-said

Isaac Hartman  
Atty for Appellee

No 25-5-

The United States

vs

Mannet Baxter

— " —

Motion to amend

return

— " —

Filed Oct 1, 1863  
J. M. Whaley  
Clerk



In the District Court of the United States  
For the Southern District of California

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PAGE 80

Mmanuel Castro

Appellant

vs

The United States

Appellee

No 255.

Laguna de Sacto

Isaac Hartman being duly sworn upon his oath says, that sometime previous to the year A.D. 1858 and whilst this affiant was a member of the former law firm of Sloan & Hartman, he was retained by the Appellant in this cause to prepare and bring the same to trial. That after the dissolution of the aforesaid firm of Sloan & Hartman, in a division of the said partnership business, this cause fell to the exclusive care and charge of affiant, and since which time and until a very recent period he has had sole charge and control of the same as counsel of Appellant, that as such counsel he prepared and brought the same to trial in this cause, - that after the confirmation of the same he drafted and submitted to the Court the same being for signature.

Applicant further states that on the 10<sup>th</sup> day  
of February A.D. 1858. Paquin's Oath by  
the U.S. Attorney for this District ~~affianced~~  
~~set in open Court and filed~~ what he ter-  
-med a motion for a new trial, the same  
being the paper now on file in this cause  
and enclosed "motion and affidavit for  
a new trial". Immediately after the filing  
of said paper and on the same day affi-  
-dant examined the same and found it  
to be an exact transcript of an affida-  
-vit which had been filed on the same  
day in case of the U.S. vs Thomas D. Larkin  
No 314, in this Court. Applicant was surpri-  
-sed at the novelty of this proceeding of the  
opponents District Attorney, and expressed  
his surprise thereof to Lyon Norton Esq  
with whom applicant had been associa-  
-ted as counsel in the aforesaid case No  
314. Applicant further says that no motion  
for new trial was filed on the aforesaid  
10<sup>th</sup> day of February or at any other  
time; - that from applicant's relation to  
said case, had any such motion been  
filed he certainly must have known it.  
Applicant further states that no notice  
of a motion for a new trial was ever

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sumed upon him, nor did he ever con-  
-sent at any time to waive the service  
of any such notice; neither did he con-  
-sent that the hearing of any such alleged  
-motion should pass over the term at which  
it had been filed.

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PAGE 82

And further appears  
suits nec.

Isaac Newton

Summ to and subscribed before me  
this 15<sup>th</sup> day of August 17. 21. 1863.

John C. DePuler  
Notary Public

20

No 255

The United States

vs

Mammie Bastin

-----

Motion to amend

record

Affidavit of

Isaac Hartman

-----

Filed Oct 24, 1863  
J. D. Wheeler  
Clerk

In the District Court of the United States for the  
Southern District of California

The United States, appellee } No 253

vs }  
Manuel Castro appellant } "Laguna de Mechi"

255 SD  
PAGE 84

John P. Wheeler being duly sworn upon his oath says that  
that he is at this time, and has so been since the month  
of December 1861. Clerk of the U.S. District Court for the  
Southern District of California. That prior to that date and during the years 1860 & 1861 he  
was employed therein much of the time as Deputy Clerk,  
that he is, and has been during the years and time aforesaid  
conversant with the records and papers appertaining to said  
office, that he has made frequent examinations of the records  
and papers therein in the case of the United States vs Manuel  
Castro No 253 on the docket of said Court and particularly  
in reference to any proceedings had in said case for a  
new trial, that he has never seen or heard of any motion  
for a new trial in said case other than a certain document  
filed therein on the 16<sup>th</sup> Feb'y 1858 and endorsed on the back  
"Motion and affidavit for new trial," which said document  
is an affidavit of P. Ordway, and that he believes no  
motion for a new trial in said case was ever filed therein

John P. Wheeler

Presented & subscribed before me  
the 13<sup>th</sup> day of Oct, AD 1882

T. M. Wright

of the County of San Diego

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N 255

U. S. Dist Court  
Sudbury Dist Court

Haul Castro

The United States

aff of John O. Wheeler

Filed Oct. 13, 1862  
John O. Wheeler

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Office of the Surveyor General of the United States, }  
FOR CALIFORNIA.

255 SD

PAGE 87

S. Wilson

I, J. W. MANDEVILLE, United States Surveyor General, for the State of California, do hereby certify that the Rancho Saguna de Saine

confirmed to Manuel Castro

has been surveyed by this office, and that the survey and plat was approved by the U. S. Surveyor General, on the 15<sup>th</sup> day of March 1864; that I have caused to be published, once a week, for four weeks successively, in two newspapers, to wit: the Visalia Delta published in the County of Tulare

being the newspaper published nearest to where the said Rancho is located, the first publication being on the 30<sup>th</sup> day of June 1864, and the last, on 21<sup>st</sup> day of July 1864; also, in the

Southern News a newspaper published in the city and county of Sos Angeles

the first publication being on the 25<sup>th</sup> day of June 1864, and the last on the 16<sup>th</sup> day of July 1864, a notice that the said land had been surveyed, and a plat made thereof, and the survey and plat approved by me. And I do further certify, that the said survey and plat were retained in my office during all of said four weeks, and until the expiration thereof, subject to inspection; and I further certify, that no order for the return thereof to the U. S. District Court, has been served upon me.

In Testimony Whereof, I have hereunto signed my name officially, and caused my Seal of office to be affixed, at the City of San Francisco, this twenty six<sup>th</sup> day of July 1864

Lupson

U. S. Surveyor General for California.



No 255

U. S. District Court  
South Dakota,

Manuel Castro  
The United States

Filed July 30 1864  
John S. Wheeler  
Clerk

Office of the Surveyor General of the United States, }  
FOR CALIFORNIA.

255 SD

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*J. W. Mandeville*  
I, ~~J. W. MANDEVILLE~~, United States Surveyor General, for the State  
of California, do hereby certify that the Rancho "*Sagunto de*  
*Sache*"

confirmed to *Mannel Castro*  
has been surveyed by this office, and that the survey and plat was approved by  
the U. S. Surveyor General, on the *15<sup>th</sup>* day of *March*  
*1864*; that I have caused to be published, once a week, for four weeks suc-  
cessively, in two newspapers, to wit: the *Monterey Gazette*,  
published in the County of *Monterey, California*,  
being the newspaper published nearest to where the said Rancho is located, the  
first publication being on the *second* day of *June* *1865*,  
and the last, on the *23<sup>d</sup>* day of *June* *1865*; also, in the  
*American Flag*  
a newspaper published in the *City and County of San*  
*Francisco, State of California*  
the first publication being on the *29<sup>th</sup>* day of *May* *1865*,  
and the last on the *19<sup>th</sup>* day of *June* *1865*, a notice  
that the said land had been surveyed, and a plat made thereof, and the survey  
and plat approved by me. And I do further certify, that the said survey  
and plat were retained in my office during all of said four weeks, and until the  
expiration thereof, subject to inspection; and I further certify, that no order  
for the return thereof to the U. S. District Court, has been served upon me.

In Testimony Whereof, I have hereunto signed my name  
officially, and caused my Seal of office to be affixed, at the City  
of San Francisco, this *eighteenth* day of  
*September*, *1865*.

*J. Mandeville*

U. S. Surveyor General for California.



No 255

of the Court  
James Dick Gula

Man. Castro

The United States

Court of San Luis

Filed Feb 29. 1865

John D. Wheeler  
clerk