

CASE No.

348

**SOUTHERN DISTRICT**

---

MISSION DE SOLEDAD GRANT

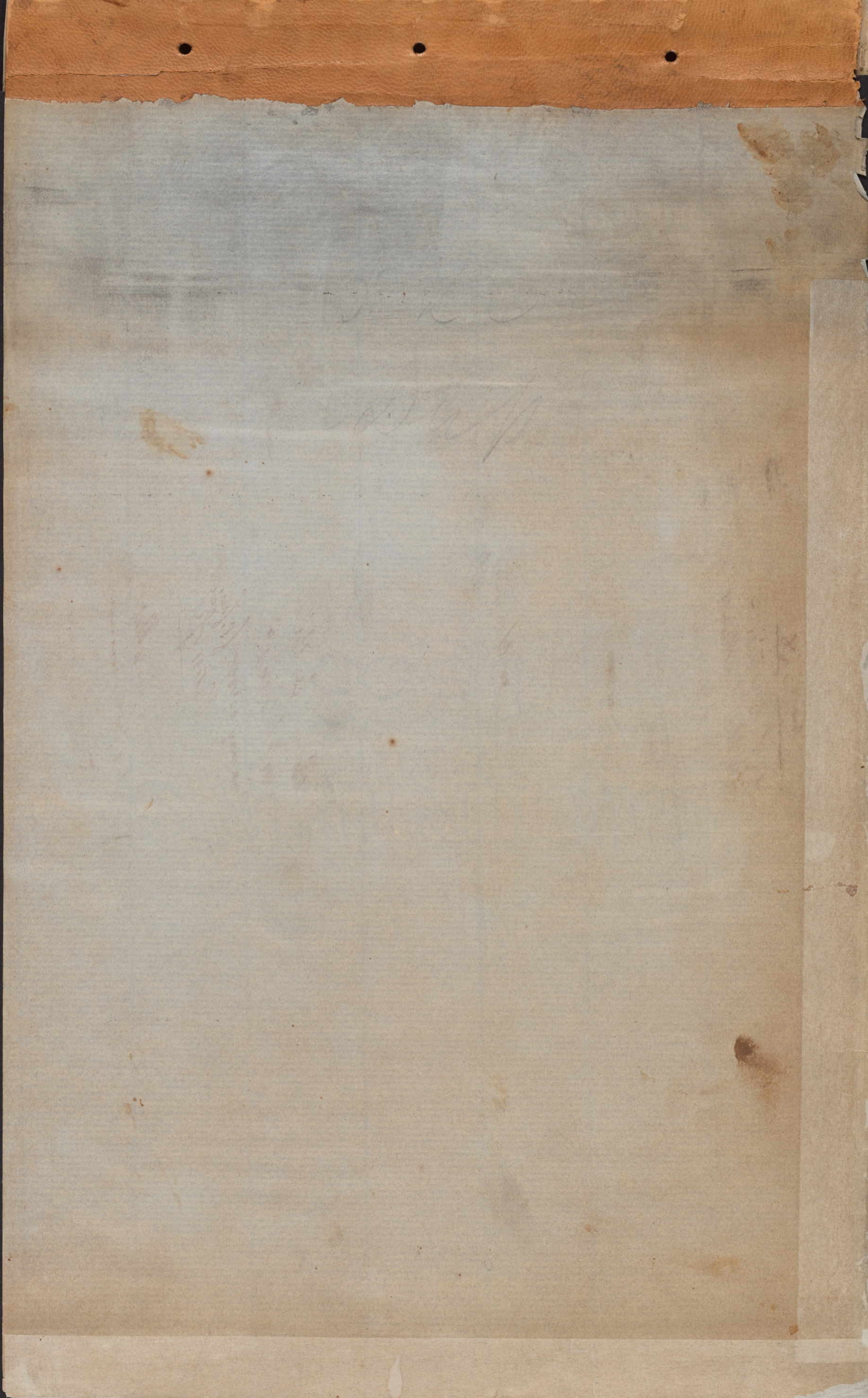
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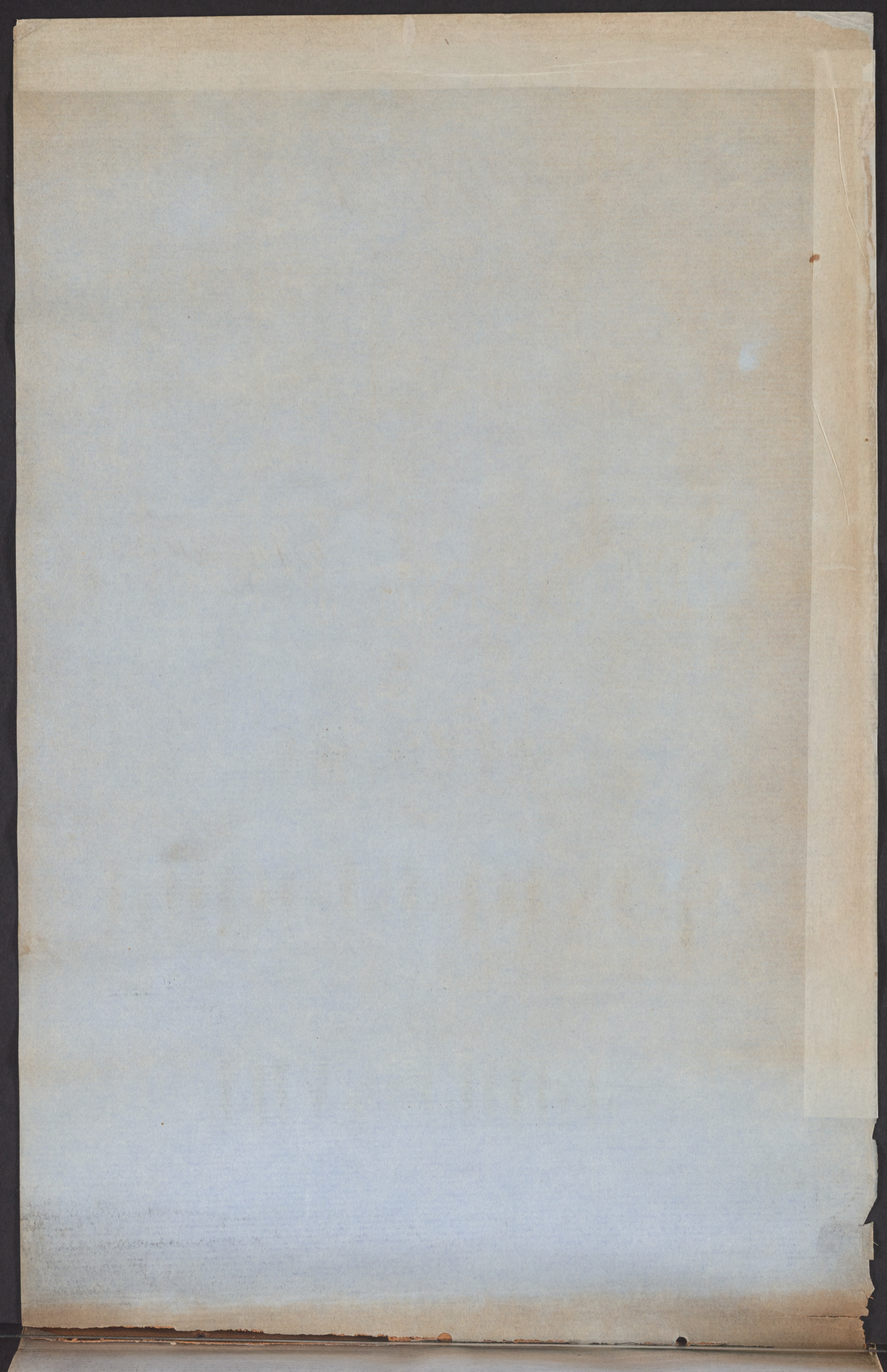
FELICIANO SOBERANES

CLAIMANT.

MAR 23 1963

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# TRANSCRIPT

348 SD  
PAGE 1

OF THE

# PROCEEDINGS

IN CASE

NO. 526

*Feliciano Sobrinos*

CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*"Mission de Soledad"*

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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 second day of June 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;

348 SD  
PAGE 2

The Petition of Feliciano Soberanes, for the Place named "Mision de Soledad" was presented, and ordered to be filed and docketed with No. 526 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 March 23<sup>rd</sup> 1853.  
In case no. 526, Feliciano Soberanes for the Mision de Soledad, the deposition of Jose Abrego, a witness in behalf of the claimant, taken before Commissioner Helena Hall, with document marked H. H. no. 1. and translation thereof, annexed thereto, was filed;

(Vide page 4 of this Transcript.)

San Francisco Nov. 8<sup>th</sup> 1853.  
In the same case the deposition of Margie Carnuston, a witness in behalf of the claimant, taken before Commissioner Alpheus Felch, was filed;

(Vide page 6 of this Transcript.)

San Francisco May 2<sup>nd</sup> 1854.  
Case no. 526 was ordered to be placed at the foot of the 1<sup>st</sup> Class Cases on the trial docket,

2

San Francisco Aug 3<sup>rd</sup> 1854.  
Case no 526 was submitted on briefs & taken  
under advisement.

San Francisco July 14<sup>th</sup> 1855.  
In the same case Commissioner S. B. Faywell  
delivered the opinion of the Board confirming  
the claim:

348 SD  
PAGE 3

(See page 21 of this Transcript.)  
and the following order was made, to wit:  
(See page 23 of this Transcript.)



To the U. S. Land Commission  
for the ascertaining and settling of Spanish  
land claims in California.

Petition

348 SD  
PAGE 4

The petition of Feliciano  
Sobranes a native of California respect-  
fully sheweth unto Your Honorable  
Body that having various claims against  
the Government of California for supplies  
furnished to the Troops under Buelto-  
rno he made and presented his petition  
in writing to Pio Pico Governor of  
the Californias soliciting for his  
benefit the grant of a tract of land  
in payment of the monies so due to  
him as aforesaid.

That said Pio Pico  
on the 4th of January 1850 by virtue  
of his authority as Constitutional Governor  
of California declared Your petitioner  
the lawful owner of the land hereafter  
described and then and there executed  
the formal title papers.

That said grant was  
recorded in the Archives of California  
now in the possession of the Director  
General of the U. S. of America for the  
State of California and that certified  
copies and translations of the same  
are herewith filed and prayed to be made  
part of this petition.

That the original grant  
is in the hands of Your petitioner and ready  
to be offered in evidence whenever required.

And Your petitioner further  
saith that the land granted to him  
is situated in the present County of  
Monterey and consists of the former

H

348 SD  
PAGE 5

property of the Mission, bounded to  
the Mission buildings the yard  
orchard and vineyard and agricultural  
land to the extent of two square miles  
bounded on the North by Luis' Rancho  
and running South to a Sycamore tree  
near the Arroyo Seco.

And your petitioner  
saith that he has been in the quiet and  
peaceable possession of the lands so granted  
to him ever since the time of obtaining such  
grant and has exercised full and undisputed  
ownership over the same.

He therefore claims to be  
the lawful owner of the same and  
prays that your Honorable Body may  
confirm and validate his claim and  
title thereto.

Charles Taylor & Dickh,  
attys for Petitioner.

Filed in Office June 22. 1853.

(signed)  
Geo Fisher Secy.

San Francisco March 23. 1853.

On this day before Comm. Heland & Hall  
came Jose Abrego, a witness in behalf  
of the Claimant Feliciano Sobremonte  
petition No 326 and was duly sworn his  
evidence being interpreted by the Secretary

The 10 Associate Law Agent was present.

Depto of  
Jose Abrego

Justins by Claimant.

Just 1.

What is your name age and place of residence?

Ans.

My name is Jose Abrego my age forty years and I reside at Monterey, Just.

348 SD  
PAGE 6

Look at the document now shown you purporting to be a grant from Pio Pico to Siliciano Sobreros dated January 4th 1845 and countersigned by Jose Maria Covarrubias. State what you know in regard to the genuineness of said document.

Ans.

I am well acquainted with the hand writing of Pio Pico and Jose Maria Covarrubias having often seen them write.

Their signatures to said document are genuine. It is hereto attached and marked H. H. No 1.

Just.

State what you know in regard to the possession and occupation of the property claimed by the Petitioner.

Ans.

I am well acquainted with the same. The land, garden, orchard and houses have been in the exclusive possession of the petitioner for the last 6 or 7 years he having lived there with his family.

I understand the land was granted to Sobreros as a compensation for horses taken for public use,  
Jose Abrego.

6  
Sworn and Subscribed  
Before Me,  
Hiland Hall  
Comm.

Filed in Office March 23. 1853.  
(Signed) Geo. Fisher  
Secy.

348 SD  
PAGE 7

Office of the Board of  
Commissioners etc.

This day came before Commr Alfred  
Fitch came Henrique Cambuston a  
Witness in behalf of Feliciano Sobreros  
No 524 who after being duly sworn deposed  
as follows.

Depts of  
Henrique  
Cambuston

Question by Mr Clark attorney  
for Claimant,  
Question.

What are your name age  
and place of residence?  
Answer.

My name is Henrique  
Cambuston My age thirty six years  
and I reside in the County of Monterey  
California.

Question.

What do you know in regard  
to the grant filed in this case and  
the circumstances which led to its being  
made?

Answer.

In the year 1845 in January the troops under the command of Genl Micheltornua marching from Monterey to the lower Country passed through Solidad of which Mission Siliciano Sobreros was the administrator at that time being with his family at the Mission and having part of his cattle and horses on the Mission lands.

The troops took forty or fifty head of his cattle, four yoke of working Oxen, thirty or forty horses and some sheep for their use.

They gave a receipt for these to said Sobreros.

The same year Sobreros appeared before Genl Micheltornua with said receipt and claimed the amount due to him by virtue of it.

The amount of was Eight hundred and odd dollars for which Micheltornua gave him an order on the Campesano Department at Monterey for payment.

It was not paid Sobreros told me that he presented it for payment at the Campesano Department.

Afterwards and in the same year at the request of said Sobreros I drew up a petition for him stating the facts directed to Gov Pico then Governor of California and soliciting a grant of the said Mission of Solidad in payment for said amount.

The petition was signed by said Sobreros. The prayer of the petition was granted and the grant was made.

to him of said Missin as requested, immediately after the said grant was made to him, said Sobrannus repaired the ruined houses of said Missin and placed them in a tenable condition and lived there with a part of his family.

348 SD  
PAGE 9

His sons lived on the Rancho called "San Lorenzo" also belonging to said Sobrannus and distant about five leagues from Soledad.

I know the Vinyard It is about two leagues distant from the Church of said Missin. It is about four or five hundred varas in width.

There was no fence around it to my knowledge.

I know also the garden It was about one hundred varas in extent on each side and was situated near said Church.

Question.

Do you know the dry creek and the Sycamore tree mentioned in the grant.

Answer.

I do the Sycamore tree stands about one and a half mile from said Church in a Southwardly direction

The arroyo Seco was runs from East to West and is about half a mile South of the Sycamore tree.

Ask Question.

How far did the two leagues of land mentioned in the grant extend Eastwardly, and Westwardly with reference to the Church?

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9  
Answer.

On the East the River Montrose  
is the boundary of the land and on the  
West the foot of the Range of hills.

It is about one hundred  
and fifty or two hundred acres from the  
Church to said River and about two miles  
from the Church to the foot of the hills.

The River runs from South  
East to North West and the Range of hills  
run the same way and parallel.

J. C. Camberton.

Mr. Greenhow Associate  
Law Agent was present  
at the taking of this deposition  
but propounded no questions  
to the Witness.

Subscribed and sworn  
to before me this 8th day of  
November 1853.

Stephens Petch  
Commissioner

Filed in Office Nov 8, 1853.

(Signed)

Geo Fisher  
Deed

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AD

1736  
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El Cuanto de Enero de 1846 se vendio a Don Feliciano Soberanes la fabrica de la Mision de la Soledad que se compone de una sala y tres cuartos, an un huerto y viña de la espresada en Mision en la cantidad de ochocientos y mas pesos que se arrenda la hacienda publica por sumistas que hizo a las divisiones de los tres Comandantes Generales Don Manuel Micheltorena y Don José Castro y en la misma fecha se le otorgo el titulo de propiedad.

Espediente.

2. S. D. H.

Pro Pico Vocal decano de la Asamblea Departamental y Gobernador provisional de las Californias.

Por Cuanto Don Feliciano Soberanes ha pretendido comprar para su beneficio personal y el de su familia la fabrica de la Mision de la Soledad que se compone de una sala y tres cuartos, an como el huerto y viña de la espresada Mision mediante la cantidad de ochocientos y mas pesos que le arrenda la hacienda publica por su ministro que hizo a las divisiones de los Señores Comandantes Generales Don Manuel Micheltorena y Don José Castro en uso de las facultades que me confiere la misma Asamblea Departamental en su acuerdo relativo de 24 de Julio de año pasado de 1845 y considerando que lo perteneciente a la Mision de la Soledad se encuentra en un estado de ruina y abandono, declaro por las presentes letras que el mencionado Don Feliciano Soberanes es dueño legalmente de las espresadas fabricas, huerto y viña de la Mision de la Soledad mediante la cantidad que hace a favor de quien corresponde de la mencionada cantidad de ochocientos y mas pesos que le arrenda la nacion proveyendo desde ahora y en virtud de este despacho tomar la posesion Judicial de dichas fabricas huerto y viña en la inteligencia que se de esta gracia la Iglesia de dicha Mision y de sus pertenencias que quedaran a disposicion del Excmo. Sor. Obispo.

2-12-54.

Por tanto mando que teniendole el presente por firme y valedero se tome en razon de el en el libro de cuentas sobre adjudicaciones de terrenos baldios y se entregue al interesado para su resguardo y demas fines.

348 SD  
PAGE 12

Dado en la Ciudad de los Angeles en este papel comun por falta absoluta del Sellado o Cuatro de Enero de mil ochocientos Cuarenta y seis.

Office of the Surveyor General 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 and under my custody a portion of the archives of the former Spanish and Mexican Territorial Department of Upper California Do hereby certify that the three preceding de hereunto annexed pages of tracing paper so numbered One, Two & Three and each of which is verified by my initials (S. D. K.) exhibit true and accurate copies of portions of a document designated as follows. 1845. No 21. Expediente sobre venta de chiciones de which is on file and forms part of the said archives in this office.

In testimony Whereof I have hereunto signed my name officially and affixed my private Seal (not having a Seal of Office) at the City of San Francisco Cal. the 21<sup>th</sup> day of December. 1852.

Samuel D. King. Surgr Genl. Cal.

Filed in Office. Jan'y. 29<sup>th</sup> 1853.

Geo. Fisher - Secy.

10  
Don Pio Pico Senior Member of the  
Departmental Assembly and Provisional  
Governor of the California -

Exhibit  
B

Seal

Translation

Whereas Don Feliciano Sobreros  
has solicited to purchase for his personal  
benefit and that of his Family the building  
of the former Mission of the Soledad Com-  
prising a hall and three rooms the land  
orchard and vineyard of said former  
Mission with the sum of Eight hundred  
and odd dollars owing to him by the  
public and National Treasury (Hacienda)  
for supplies furnished by him to the di-  
visions of Lieutenant General Don  
Manuel Michitrona and Don Jose  
Castro -

I by virtue of the powers conferred  
upon me by the Most Excellent Depart-  
mental Assembly by its decree respecting  
the matter dated July 4th of last year 1845  
and considering that the property belonging  
to the former Mission of La Soledad is in  
a state of ruin and abandonment do declare  
by these present letters that the said  
Don Feliciano Sobreros is the legal  
owner and legitimate purchaser of the  
said building land orchard and vineyard  
of the former Mission of La Soledad  
in consideration of the cession which said  
Sobreros makes in favor of the Nation  
of the said amount of Eight hundred and  
odd dollars owing to him by the public  
Treasury, he being at liberty from this date

348 SD  
PAGE 13

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348 SD  
PAGE 14

and by virtue of this title to take possession of said lands and orchard and vineyard it being understood that the church of said Mexico is excluded this being left to the disposal of the Most Illustrious Bishop.

The land which is transferred to the ownership of Senor Soborinos by virtue of these present letters is of the extent of two square leagues (Titos de ganado Mayor) and is bounded on the North by lands belonging to Lopez Ranch and on the South by a Sycamore Tree (Alizo) situated near the Arroyo Seco.

I therefore command that these presents being held as firm and valid title, a record thereof be made in the Book of Entries respecting the adjudication of vacant lands and be delivered to the party interested for his security and further ends.

Given in the City of Los Angeles on this common paper on account of the absolute want of sealed paper on the fourth of January Eighteen hundred and forty six.

(Signed)  
Vic Pico.

(Signed) Jose Ma. Covarrubias - Secy.

A Record of this Title has been made in the respective Book.  
Angels - date as above.  
(Signed) Covarrubias.

45  
Endorsed. Received for Record  
4th Nov 1851 at 9.45. AM.  
Recorded in deeds of grants  
"C" page 36.

(signed) W<sup>m</sup> S Johnson  
Recorder of Monty Co<sup>ty</sup>.

348 SD  
PAGE 15

I the undersigned do hereby certify  
the foregoing to be a true and faithful  
Translation of the original in possession  
of Don Feliciano Sobrannos.  
Montreal 4th October 1852.

A. C. J. Hartnett  
State Translator.

=====

### Mission of La Soledad.

On the fourth of January 1846 It  
was sold to Don Feliciano Sobrannos  
the building of the Mission of La Soledad  
embracing one parlor and three rooms  
as well as the vegetable garden and  
vineyard of the aforesaid Ex Mission for  
the sum of eight hundred and odd  
dollars due him by the Public Revenue  
for supplies that he made to the divisions  
of the Commanders General Don Manuel  
Nieto y Arce and Don Juan Castro and  
on the same day the Title of ownership was

granted to him.

Filed in Office Aug 22. 1853.  
(signed) Geo Fisher  
Secy.

348 SD  
PAGE 16

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185 20

... deo, ... de la Asamblea ...

1. Pío Pico, vocal de la Asamblea Departamental y Gobernador provisional de las Californias.

Por cuanto D.<sup>o</sup> Feliciano Sobreros ha pretendido comprar para su beneficio personal y el de su familia la fabrica de la Ex-Mision de la Soledad Doc. L. N. N.º 1. an.º que se compone de una sala y tres cuartos, el terreno to the Depo. of José, la huerta y la viña de la expresada ex-Mision Abrego tambien por medio de la cantidad de ochocientos y mas pesos Com.º. Hiland. Hall. que le acredita la hacienda publica y nacional por sumientos que hizo a las divisiones de los Señores Comandantes Generales Don Manuel Michelmorena y Don José Castro: en uso de las facultades que me conferio la Exma. Asamblea Departamental en su acuerdo relativo a 4. de Julio del año pasado de 1845 y considerando que lo perteneciente a la Ex-Mision de la Soledad se encuentra en un estado de ruina y abandono, declaro por las presentes letras que el mencionado Don Feliciano Sobreros es dueño legalmente y legitimo comprador de las expresadas fabrica, tierra, huerta y viña de la Ex-Mision de la Soledad, mediante cesion que el referido Sobreros hace a favor de la Nacion de la mencionada cantidad de ochocientos y mas pesos que le acredita la hacienda publica: produciendo de ahora y en virtud de este despacho tomar la posesion de dichas fabricas, tierra huerta y viña en la inteligencia que se incluye la Iglesia de dicha ex-Mision lo que quedará a disposicion del Excmo. Señor Obispo. El terreno que en virtud de las presentes letras pasó a la propiedad al Señor Sobreros es de la extension de Ocho Sitios de ganado Mayor y colinda por la parte del norte con tierras del rancho de Lugo y por el Sur con un alio que está inmediato al arroyo seco.

Por tanto en virtud que tiene el presente título, se tome razon de él en el libro de asientos sobre adjudicaciones

348 SD

PAGE 17

178

de terrenos baldios y se entregue al interesado para  
su resguardo y demás fines. Dado en la ciudad  
de los Angeles en este papel comun por falta absoluta  
del Sello de a cuatro de Enero de mil ochocientos  
cuarenta y seis. Pio Pio.

348 SD  
PAGE 18

Jose M<sup>o</sup> Corarrubias.

Queda tomada razon de este titulo en el libro  
respectivo.

Angeles. fecha ut Supra.  
Corarrubias.

Filed in Office. March 23. 1853.

Geo. Fisher.  
Secy.

1788  
26

Geo. Fisher Senior, Member of the



19  
Pio Pico Senior Member of the  
Departmental Assembly and Provisional  
Governor of the California -

Translation  
of  
Grant.

H. H. N° 1  
annexed to  
Dep<sup>o</sup> of Jose  
Abrigo.

348 SD  
PAGE 19

Whereas Don Feliciano Sobremonte  
has solicited for the purchase for his  
personal benefit and that of his Family  
of the building of the C<sup>o</sup>. Mission de la  
Solidad which is composed of a hall  
and three Rooms the land the garden and  
the vineyard of the said C<sup>o</sup>. Mission  
the sum of eight hundred and more  
dollars which the public and National  
Treasury owes him for the services which  
he rendered in the divisions of the Com-  
mandos General Don Manuel Pucheltor-  
re and Don Jose Castro by virtue of the  
power conferred upon me by the Most  
Excellent Departmental Assembly in its  
decision relating to this of the 4<sup>th</sup> of  
July of the past year of 1845 and consid-  
ering that what is belonging to the C<sup>o</sup>. Mis-  
sion de la Solidad is in a state of ruin  
and abandonment.

I declare by these  
presents that the mentioned Don Feliciano  
Sobremonte is the legal owner and legitimate  
purchaser of the said building land gar-  
den and vineyard of the C<sup>o</sup>. Mission  
de la Solidad. I consider that  
the aforesaid Sobremonte has from the  
favor of the Nation of the aforesaid  
quantity of eight hundred and more dollars  
which the public treasury owes him. He  
may from this time and by virtue of this  
Despatch take possession of said houses

land garden and vineyard with the understanding that the Church of said Esmeralda be excluded which will be kept at the disposal of the Most Reverend Senior Bishop.

348 SD  
PAGE 20

The land which by virtue of these Presents to the ownership of the Senior Soboranos is of the Extension of two Sitios de ganada Mayor and bounded on the Northern part by the lands of the Rancho de Lago and on the South by a Sycamore tree which is close to the dry creek.

Therefore I order that holding these presents for a firm and valid title it be registered in the book of Mattias containing the adjudication of vacant lands and that it be delivered to the interested party for his safety and further ends.

Given in the City of Los Angeles on this common paper for want of stamped one, on the fourth of January of Eighteen Hundred and forty six -  
(signed) Pio Pico -

(signed) José María Covarrubias Secy.

Registry of this Title has been taken in the respective book.

Angels - Date as above -  
(signed) Covarrubias,

Filed in Office March 20, 1853,  
(signed) Geo Fisher Secy

21

526

Yohiann Sabanto

The United States

for the Ex mission of  
"Sahdad" situate  
in the County of  
containing  
two leagues.

Opinion of the Board  
delivered by Commissioner  
S. B. Farnell

The claimant in this case has  
offered in evidence a traced copy of an  
expediente from the archives of State  
in the office of the United States Surveyor  
General, duly authenticated and also a  
grant issued in pursuance thereof dated  
the 4<sup>th</sup> day of January 1846, by Pio Pie-  
horno, which is also proven to be  
genuine

The grant purports to have been  
issued in consideration of money due  
from the Mexican Government for supplies  
furnished by the grantee during the  
administration of Governor Micheltuna  
and the testimony establishes the fact that  
such a debt existed at the time of the  
issue of the grant, and the sale appears  
to have been made in good faith  
and we think the claim a valid one  
and a decree of confirmation will  
be entered

Filed in office July 17, 1855

(Signed)

Geo. Fisher Gray

348 SD  
PAGE 21

6702

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6702

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526

Pedro Antonio Salazar )  
vs  
The United States )

Order of  
Confirmation

348 SD  
PAGE 22

In this case after 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 be allowed

The land of which confirmation is hereby given is called the Comision of Salceda situate in the county of San Diego and containing two square leagues, excepting therefrom the church, buildings, and such other rights as may hereafter be made to appear to belong to the Catholic church to be hereafter treated according to the calls of the grant, between the lands of the Rancho de Los on the north and a Sycamore tree standing near a Dry Creek on the south

Reference being had to the grant

A. Aug Thompson

S. B. Farnell

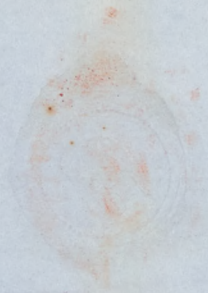
Commissioners

Filed in office July 17, 1855  
(Signed) Geo Fisher Secy

Order

348 SD  
PAGE 23

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 decisions in this case and of the papers and evidence upon which the same are founded, be made out and duly certified by the Secretary, one 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.

348 SD  
PAGE 24

I, *George Fisher* Secretary to  
the Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing *Twenty Three* pages, numbered from  
1 to *23*, both inclusive, to contain a true, correct and full Tran-  
script of the Record of the Proceedings and of the Decision of the  
said Board, of the Documentary Evidence and of the Testimony  
of the Witnesses, upon which the same is founded, on file in this  
Office, in Case No. *526* on the Docket of the said Board,  
wherein *Feliciano Soberanes* is

the Claimant against the United States, for the place known by  
the name of "*Mission de Soledad*"



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 first* day of *November*  
A. D. *1855*, and of the Independence of the  
United States of America the *seventy-eighth*

*G. Fisher*  
*Geo. Fisher*  
Secy

348

U. S. DISTRICT COURT,

*Southern* District of California.

No. 348

THE UNITED STATES,

vs.

348

*Feliciana Sobranes.*

*Mission de Soledad*

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *526*

Filed,

*Dec 6*

1855

*H. C. Carr Clk.*

*By Genl. S. Sumner*

*D. P. H.*

348



Case No 526

On appeal from the Board of  
U. S. Land Commissioners

Feliciano Sobranes

app<sup>lt</sup>

vs

The United States

app<sup>lee</sup>

claim for "Mission  
de Soledad."

No. 1 of 1855  
27  
31  
Please take notice that the claimant  
in the above case, will prosecute the appeal  
therein.

San Francisco  
May 9<sup>th</sup> 1855

Yours respectfully  
Charles Taylor & Keith  
Atys for claimant.

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

No 348

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

Feliciano Sobanes  
app<sup>lt</sup>

No

The United States  
vs. 348 SD  
vs. 26

PAGE 26

claim for the "Mansion  
de Soledad"

Filed May 22 1855. S. Jan. 1855  
Notice of Appeal

Clark, Taylor & Beecher  
Attys for claimant.

Office of the Attorney General of the United States,

Washington, 11 Feby, 1856.

526.) "Mission de Soledad"

Felicians Sobranes 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 1st day of January 1856, the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

*Anthony*

Attorney General.

No. 348.

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

Silviano Johnson

vs.

The United States

Notice of appeal

Filed June 3<sup>rd</sup> 1856.

C. E. Can  
clk

By *Belmont*  
deputy

348. SD  
PAGE 28

S



*Feliciano Sobresanos, appellee*  
*ad*

Docket No. 348.

*The United States, Appellant.*

Transcript No. 526.

**TO THE HON. ISAAC S. K. OGIER, JUDGE :**

The Petition of **Pacificus Ord**, a resident of said City, County, and State, Attorney of the United States for the Southern District of California, who petitions in this behalf for the United States, and being present here in Court, in the name and behalf of the United States, represents as follows: That heretofore, to wit: on or about the 22<sup>d</sup> day of January A. D. 1853, *Feliciano Sobresanos*

presented a petition to the Commissioners to ascertain and settle the private land claims in the State of California, when sitting as a Board, claiming a tract of land called *Mission of Salada*

in the County of Monterey, State of California, which said petition is referred to for a description of the land claimed, a copy of which appears in the transcript hereafter referred to. That thereafter, to wit: on or about the 17<sup>th</sup> day of July A. D. 1855, the said Commissioners confirmed, by final decision, the said claim of said petitioner. That thereafter, to wit: on or about the 6<sup>th</sup>

day of December A. D. 1855, a duly certified transcript of the proceedings and decision of the said Commissioners in said cause, and the papers and evidence on which the said decision was founded, was filed in the Office of the Clerk of the District Court of the United States for the Southern District of California, and marked No. 526; reference to which it is prayed may be had and made part of this petition.

That on or about the 1<sup>st</sup> day of January A. D. 1856, the Honorable Caleb Cushing, Attorney-General of the United States, received a duly certified duplicate of said transcript of the proceedings and decision of said Commissioners in said cause, and the papers and

evidence on which said decision was founded. That thereafter, to wit: <sup>on the</sup> 3<sup>d</sup> - day of June A. D. 1856, the said Attorney-General of the United States filed, or caused to be filed, in behalf of the United States, a notice with the Clerk of said District Court of the United States, that the appeal in said cause from the said decision of the said Commissioners, in the District Court of the United States for the Southern District of California, would be prosecuted by the United States. Your petitioner further represents, that the land claimed, as aforesaid, is situate in the Southern District of California, and within the jurisdiction of this Honorable Court. Your petitioner further represents and insists, that the said claim is invalid; and the said decision of said Commissioners is erroneous, and ought to be reviewed, reversed and set aside, for many errors and imperfections of law and evidence, apparent in said certified transcript of the proceedings and decisions of said Commissioners in said cause, filed and appealed from as aforesaid. And your petitioner denies all and singular, each and every allegation in the said petition of said claimant, presented as aforesaid to said Commissioners. And your petitioner further denies that the said claimant has any valid right or title to said land claimed as aforesaid, or any part thereof.

348 SD  
PAGE 30

And no sufficient proof having been made of the allegations in said petition to said Commissioners, or in support of the said claim, no decision confirming the same should have been made by said Commissioners; but the

said claim should have been rejected by them. And the said claimant, having no valid right or title derived from the Spanish or Mexican Governments, to the land claimed as aforesaid, the lawful right and title in and to the said land was acquired by, and it now belongs to the United States, by virtue of conquest, and the Treaty of peace, friendship, limits and settlement, between the United States and the Republic of Mexico, made at the City of Guadalupe Hidalgo, February 2d, A. D. 1848.

Wherefore, the said Pacificus Ord, Attorney of the United States for the Southern District of California, for and in behalf of the United States, by reason of the premises, and in pursuance of the Act of Congress, entitled "An Act to ascertain and settle the Private Land Claims in the State of California," approved March 3d, A. D. 1851, and the laws and statutes in such case made and provided, prays that the said claimant, or his attorney may be served with a copy of this petition; and that this Honorable Court will review the said decision of said Commissioners, and reverse the same; and decide on the validity of <sup>said claims,</sup> the ~~same,~~ and decree the alleged title to be invalid: with costs and general relief.

348 SD

PAGE 31

*J. Ord*

Attorney of the United States for  
the Southern District of California.

N. 348.

Filed this 5th January  
A.D. 1857 C. Sims ctk  
J. M. G. Leman  
det

348 SD  
PAGE 32



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

TO

The President of the United States,

*Feliciano Soliman*

348

SD

PAGE

33

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 *5th* day of *January* in the year of our Lord one thousand eight hundred and fifty *seven* at the City and County of Los Angeles, in said District, by

*P. Ora W. S. My praying  
Said Court to review the decision of the Board  
of Land Commissioners of the 19th July  
1855 confirming your claim to the land  
called Mission of Solera in the  
County of Monterey*

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.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed  
the Seal of the said Court, this *31st* day  
*January* in the year of our Lord one thousand  
eight hundred and fifty *seven* at Los Angeles aforesaid.



*C. Lewis*  
*J. M. Coleman*  
Clerk.

No. 348

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

Estimable John and  
apprecy

arts  
The United States  
Jan 20th July 1858  
Adm's Clerk  
J. A. Holman Esq

SUMMONS.

Received Febry 3d 1857  
Edward Hunter  
U.S. Marshal  
J. M. Goodman  
348 SD Deputy

return

I ~~serve~~ this summons along with the proper copy of the petition ~~upon~~ by order of P. Ord  
W. S. Dist Attorney as the case has been dismissed

at  
the

18<sup>th</sup> day of January

in the Southern District of California on  
A. D. 1858.

Sworn to and subscribed before me,

Clerk.

}

U. S. Marshal.

James C. Peunie  
U. S. Marshal  
for the S. D. of California

In the District Court of the United States for  
the Southern District of California  
Monterey June term 1857.

Feliciano Sobreros

vs. Appellee

The United States

Appellant

N<sup>o</sup> 348

Term N<sup>o</sup> 526.

In pursuance of notice received from the Attorney General  
of the United States, as appears by letter hereto annexed,  
that it is not the intention of the United States to prosecute  
further the appeal in this cause; and it having  
been stipulated between the parties that an order  
may be made dismissing the appeal in this cause  
now pending in this court from the decision of the  
United States Board of Land Commissioners to ascertain  
and settle the private land claims in the State of  
California heretofore pending, and allowing the  
claimant to proceed under said decision, as a  
final decree; It is ordered, that the appeal  
now pending in this court in said cause be, and  
the same is hereby dismissed, and that the  
claimant have leave to proceed under said ~~decree~~  
decision of said Commissioners, as under a final  
decree.

James H. Ogden  
U S Jus Judge

Filed 6 June 57  
W. S. Taylor  
Sty. Clk.

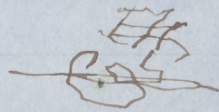
In the District Court of the United States for the  
Southern District of California. Monterey, Summer Term 1857.

Feliciano Soberanes,  
vs. appellee } N. 348.  
The United States,  
appellant. } Term N. 526.

Notice having been received from the Attorney  
General of the United States, that it is not the  
intention of the United States to prosecute further  
the appeal in this cause, as appears by the letter  
hereto annexed. It is hereby stipulated that  
an order of this Court may be made dismissing  
the appeal now pending in this Court in this  
cause, and allowing the claimant to proceed  
under the decision of the Board of Land  
Commissioners heretofore rendered, as under  
a final decree.

P. Ord,  
Atty. of the U.S.

Feliciano Soberanes



Filed 6 June 57  
At Taylor  
Sept. 5. clk

N<sup>o</sup>. 348,

Feliciana Ibrames,

appeller

vs,

The United States,

appellee.

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Stipulation -  
and

Order to dismiss Appeal

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Filed 6 June 57

R. A. Taylor

Off. Clk

348 SD

PAGE 37

California Land Claim.  
Attorney General's Office  
19 Feb, 1857.

Sir:

In the case of the claim of  
Feliciano Sobranes, confirmed  
to the claimant by the Commission-  
ers, Case no. five hundred and thir-  
ty-six, (526), appeal will not  
be prosecuted by the United States—

I am,

Respectfully,

Cushing

Pacific M Esq  
U. S. Attorney  
Los Angeles—

N<sup>o</sup> 348

Filed the 5th March 1858  
A. Sims clerk  
J. H. Colman  
clerk

348 SD  
PAGE 39