



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Pacific Regional Office
2800 Cottage Way
Sacramento, California 95825

IN REPLY REFER TO
FOIA 2011-00677

APR 21 2011

Cheryl A. Schmit, Director
Stand Up For California
P. O. Box 355
Penryn, CA 95663

Dear Ms. Schmit:

This is in partial response to your March 21st Freedom of Information Act request seeking documents pertaining to the Big Sandy Rancheria. A separate response is being made by our Tribal Operations staff. Enclosed are documents located within our Real Estate Services Division and found responsive to your request for a copy of the 1909 deed and any Indian Agent correspondence pertaining to the purchase of the Big Sandy Rancheria.

The staff of our Real Estate Services Division **did not** locate any correspondence or other documents responsive to (1) Indian Agent correspondence with the Mono or Paiute Indians prior to 1909; (2) record of tribal membership in 1909 to the present (see the enclosed purchase file for the partial schedule of Auberry Indians); (3) documentation of political and economic governance; (4) tribal constitution, membership role; (5) historical or anthropological documentation; or (5) documentation pertaining to why the Big Sandy Band was identified with the Paiute in a 1930 census.

The search time and copy charges in providing the enclosed documents are less than the amount specified at 43 CFR 2.20(a)(2), and we are not requesting that you pay fees at this time.

If you consider this response to be a denial of your request, you may file an appeal by writing to the Office of the Solicitor, U.S. Department of the Interior, 1849 C Street, N.W., MS-6556-MIB, Washington, D.C. 20240. Your appeal must be received no later than 30 workdays after the date of this letter. Both the envelope and the letter should be marked "Freedom of Information Appeal." A copy of your original request and this letter should accompany your appeal, along with any information you have which leads you to believe the records do exist, including where they might be found, if the location is known to you. Questions regarding this response may be directed to Carmen Facio, (916) 978-6062.

Sincerely,

Regional Director

Enclosures

cc: FOIA Coordinator

**TAKE PRIDE
IN AMERICA** 

In testimony whereof the several subscribed my name and after the seal of the said State of California on the 15 day of February 1909.



John T. Young

This instrument was made the 15 day of July 1909 between J.H. Hudson and Clara K. Hudson the wife of the said J.H. Hudson the parties of the first part and the United States of America the party of the second part.

Witnesseth that the said parties of the first part for and in consideration of the sum of two thousand eight hundred and no cents (\$2800.00) gold coin of the United States of America to them in hand paid by the said party of the second part the receipt whereof is hereby acknowledged do by these presents grant, sell, convey and confirm unto the said party of the second part and to its heirs and assigns forever all those certain lots, pieces or parcels of land, situate, lying and being in the County of Fresno State of California, and bounded and particularized as follows to wit:

The West half of the Southeast corner W 1/2 of S 8 E and the Northeast quarter of the Southwest corner N 1/4 of W 1/2 of Section four 4, and the Northeast quarter (NE 1/4) Section one 1 Township ten 10 South Range twenty three (23) East Mt Diabole Base and Meridian, containing two hundred eighty acres of land, according to the Government survey, together with the tenements, hereditaments and appurtenances thereto in any way or in any way appearing; and also all the estate, right, title and interest, at law and equity therein or therein, including heretofore issues and profits thereon.

To have and to hold the same to the said United States of America and to its heirs and assigns forever; and we do covenant with the said United States of America and its lawful representatives forever that the said real estate is free from all incumbrances, and that we will and our heirs, executors and administrators shall warrant and defend the same to the said United States of America and to its heirs and assigns forever, against the lawful claims and demands of all persons whomsoever.

In Witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

J.H. Hudson
Clara K. Hudson

Seal
Seal

State of California for
County of Fresno.

On this 15 day of July in the year 1909, before

work... the parties of the... like case... shall... the highest... for the expiration... subject to the approval... of the Act of Congress... after one year from... upon the parties

to set their hands and

notary... in California

conditions that said... the... wherever called... compensation shall... be of the State of California... itly received to be... in this contract shall

ft.

County of Fresno
of the foregoing

Right,
a day of February 1909

the Superior Court of

... of ... and ...
duly commissioned and sworn ...
his wife, known to ...
Instrument, and acknowledge that they executed the

Witness whereof, I have signed with my hand and official seal ...
at my office in the said county of Fresno, the day and year in the Certificate
first above written



J. P. ...
...
...

Certificate dated the 14 day of ...
official clerk of the Superior Court of the County of Fresno, California ...
official as ...



By S. M. ...

Filed for record at the request of ...
19 min. past 8 o'clock A.M. and recorded in Vol. 44 of ...
Fresno County Records.

R. V. ... Recorder
By A. H. Mc ... Deputy Recorder

Know all men by these things

That we, A. E. Jackson and Mabel ...
and State of Iowa, in consideration of the sum of ...
(\$375.00) ...
of Washington ...
Interior of the United States ...
County of Tama, State of Iowa ...
East quarter SE 1/4 of the North East ...
thirty 30 Township ...
principal ...
And we hereby covenant with the said grantee that
we are lawfully ...
that we have good right and lawful authority to ...
and we do hereby covenant to ...
appurtenances thereto belonging against the said ...
whom ...
And the said Mabel ...
of power unto the above described premises

Signed the 26 day of ...
A. E. Jackson
Mabel ...

Handwritten notes in the right margin, including '222', '20', '1910', and other illegible markings.



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS

PORTLAND AREA OFFICE

POST OFFICE BOX 3785

PORTLAND, OREGON 97208

March 10, 1981

Pursuant to Title 28, section 1733, United States Code, I hereby certify that each annexed paper is a true copy of a document comprising part of the official records of the Bureau of Indian Affairs, Department of the Interior, in my custody: Brief file 3264-09-310 California Special.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name, and caused the seal of the Bureau of Indian Affairs to be affixed on the day and year first above written.

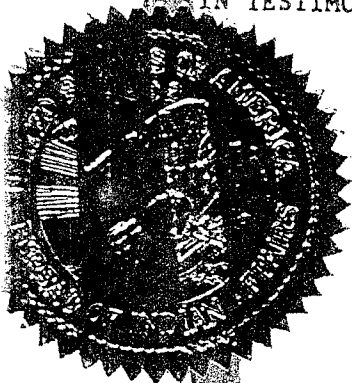
Harlow Nasewytewa
Harlow Nasewytewa

(Signature)

Chief, Titles and Records

Certifying Officer

(Title)



3264
32151

File this with
3264-09 604 5/1 310

The Honorable

The Secretary of the Interior.

NOV 13 1935

*John
F. ...
Carter*

My dear Mr. Secretary:

On April 3, 1918 (3264-09) the Department upon the recommendation of this Office and in accordance with the then existing policy regarding mission operations on Indian reservations, authorized the setting apart of 10 acres described as the E¹/₄ of N¹/₄ of S¹/₄ of Section 9, Township 10 North, Range 28 East, N.D.M., in California, to the Northern California Baptist Convention with the understanding that no right, title or interest therein should vest in the said mission society, in any of its representatives or in anyone else either against the Indians or the United States, and that such authority should be reversible by the Secretary of the Interior at any time.

The land in question lies near Aubrey in Fresno County, California, and is a part of the tract which was purchased for the use of the San Joaquin Indians under the Act of April 30, 1906 (34 Stat., 70-71).

The mission authorities above mentioned also purchased 40 acres adjoining that purchased by the United States and erected certain buildings which they thought were upon the land they had purchased. On a subsequent survey, however, it was found that the buildings were not on the land, but on the tract above described. The mission authorities therefore suggested an exchange of 10 acres of their own land for 10 acres of the Government's land. After consideration of the proposed exchange it was not deemed advisable and was not granted. The authority, however, above referred to was granted for the continuation of the mission on the 10 acres now occupied by them by the above-mentioned approval of April 3, 1918.

In an effort to consolidate its holdings the Northern California Baptist Convention now wishes to transfer all of its property used for Indian mission work to the American Baptist Home Mission Society whose home address is 13 East 26th Street, New York City, New York. This desire is in line with other mission societies, especially the Presbyterians, to consolidate their properties on Indian reservations under their respective home offices for better administrative purposes. Such action does not take any right from the Indians or give the transferee organization any greater right, title or interest in the lands thus set apart.

FOR FILE

Accordingly, it is recommended that the request of the Northern California Baptist Convention, submitted through the Superintendent of the Sacramento Agency, be granted and the temporary use and occupancy permit heretofore granted to said Baptist Convention on April 3, 1918, affecting the tax acre above described be transferred to The American Baptist Home Mission Society, with the understanding that no greater rights or interests are by this approval acquired than those embodied in the approval of April 3, 1918.

Sincerely yours,

(Signed) John Collier

ll rfp 4

Commissioner

DEPARTMENT OF THE INTERIOR
Office of the Secretary

Approved as recommended: NOV 17 1918

(Sgd.) OSCAR L. CHAPMAN

Assistant Secretary

A BILL

To authorize the sale or exchange of lands, water or water rights, purchased for Indians in California under the Acts of Congress approved June twenty-one, nineteen hundred and six (thirty-four Statutes at Large, page three hundred and thirty-three), April thirty, nineteen hundred and eight (thirty-five Statutes at Large, page seventy-six), and Acts supplemental thereto.

*20th Century
18/36*

*1/15/13
1/15/13*

BE IT ENACTED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA IN CONGRESS ASSEMBLED: That the Secretary of the Interior be, and he is hereby, authorized to sell or exchange, upon such terms and conditions as he may deem proper, all or any part of the lands, water or water rights, purchased for Indians in California under the Acts of Congress approved June twenty-one, nineteen hundred and six (thirty-four Statutes at Large, page three hundred and thirty-three), April thirty, nineteen hundred and eight (thirty-five Statutes at Large, page seventy-six), and Acts supplemental thereto, whenever in his judgment such a sale or exchange would benefit said Indians: PROVIDED, That no exchange shall be made except for other lands, water or water rights of equal value to those exchanged: PROVIDED FURTHER, That the money derived from any sale made hereunder,

or to such thereof as may be required, shall be used to purchase other lands, water or water rights, for the same land or village of Indians for which the original purchase was made. The amount remaining, if any, to be expended in the purchase of farming implements, seeds, or such other equipment as may in the judgment of the Secretary of the Interior be for the best interests of said land or village.

Sec. 2. Title to the lands, water or water rights sold or exchanged under the provisions of this Act shall be conveyed by warranty deed executed by the Secretary of the Interior subject to such terms and conditions as he may deem proper.

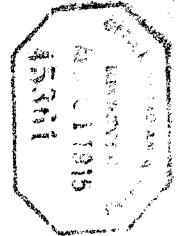
Land Sale.
2504-09
1 1

Mission Site
Auberry, California.

DEPARTMENT OF THE INTERIOR
UNITED STATES INDIAN SERVICE

RENO, NEVADA.

April 17, 1915.



The Commissioner of Indian Affairs,
Washington, D. C.

Sir:

See draft of legislation

In compliance with the above letter of April 12, 1915, I have written to the representative of the missionary society, sending him a copy of the approved letter, as directed. In reference to the proposed legislation to enable us to make the change, suggested in this correspondence, please see Office letter: Land-Contracts 114455-1914, 81311-1915, C H I, of November 10, 1914, to which I replied on November 23rd, 1914. This correspondence relates to a proposed law providing for the sale or exchange of land purchased for Indians in California and was taken up in connection with a settlement with the Yolo Water & Power Co., for flooding privilege on land in Lake County, California. If this bill becomes a law, it will cover the situation at Auberry, as it would apply generally to land purchased in California and would avoid the necessity of any special act touching the situation at Auberry.

Very respectfully,

W. H. ...
Special Indian Agent.

W. H. ...

6-1100

ADDRESS ONLY THE
COMMISSIONER OF INDIAN AFFAIRS

REPLY TO THE DIRECTOR:

Land Sales
1864-1909
1868-1915
P I P

DEPARTMENT OF THE INTERIOR

OFFICE OF INDIAN AFFAIRS

Use of tract by Baptist
Mission Society: California. WASHINGTON 5

MAR 17 1915

J W
a

The Honorable

The Secretary of the Interior.

(Through the Commissioner of the General Land Office.)

Sir:

I have the honor to submit certain correspondence in the request of Mr. C. W. Brinstad, General Secretary for the Northern California Convention, that the society he represents be permitted to use for mission purposes the NW 1/4 of NE 1/4 of NE 1/4, Sec. 9, T. 10 S., R. 23 E., M. D. M., in California.

The land in question lies near Auberry in Fresno County, California, and is a part of the tract which was purchased from J. H. Hudson for the use of the San Joaquin Indians, payment therefore having been made out of "Lands, Irrigation, etc., Indians in California, 1909," under Congressional authority of April 30, 1908 (35 Stat., 70-76). It appears that the mission authorities purchased 40 acres adjoining that purchased by the United States and erected buildings, as they thought, upon the land they had purchased. On a subsequent survey, however, it was found that the buildings were not on their own land but on the tract above

1915

described. They would willingly exchange a 10-acre tract for the 10 acres which they have improved, if such exchange were lawful. Special Agent Asbury reported on June 20, 1912, that

There is a little good land on the west side of their own tract and a spring that would make an Indian a very good home. As they (the mission) have some of the best land bought at that place for the Indians, and have use of the best spring, it seems to me that they should be willing to grant to the Government use of their land in lieu of that used by them.

Additional explanation was made by Special Agent Kelsey as follows:

Of this forty about one acre lies in the bottom. Five or six acres is the most of it that anyone could cultivate. The rest is too steep and rocky for cultivation. The forty acres which the Baptists bought under the mistake of fact as to the boundary lines is by no means without water. There are springs. But the spring from which the mission house can most easily be watered is on the tract asked for as a mission tract. The tract they bought has no site for a mission.

The Indians have no very urgent need of the tract proposed for purchase from the Baptists, except, that if the other forty is used as a mission station, that amount of wood and pasture will not be available for the Indians.

As the Indians have very little land, it is not deemed advisable to grant any part of it to the mission; but as the 10 acres described have been improved and the conduct of the mission is in the interests of the Indians,

the Special Agent and the General Secretary of the Convention have submitted an agreement for consideration wherein the Northern California Baptist Convention agree to grant out of their own 40 acres, in consideration for the temporary grant of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 9, T. 10 S., R. 23 E., to the United States

the exclusive use of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 4, T. 10 S., R. 23 E., M.D.M.; such land to be used for a home for Indians, with all the rights and privileges thereon that would be enjoyed if the land belonged in fee to the United States of America for Indian use, such land to be vacated and all claims and privilege to terminate and cease upon the Northern California Baptist Convention vacating the land now used (in Section 9).

Provided, however, that in the event the Indians should have fruit trees or other permanent improvements of value on the land used by them at the time their occupancy should terminate and that could not be moved, it is mutually agreed that the Northern California Baptist Convention, or its successors in interest, shall pay to the Indian or Indians owning such improvements a fair and equitable price for same, such payment to be a condition precedent to their vacating the land.

The contract proposed is not recommended for approval. It is respectfully recommended, however, that authority be granted for the continuation of the mission on the 10 acres now occupied pending action in Congress which may authorize an exchange of lands between the Convention and the United States or the sale of the 10 acres now occupied for mission purposes and the purchase of a like area

for Indian use, with the proceeds of sale. If such action
wants your approval, a bill will be prepared for submission
at the next session of Congress.

Respectfully,

E. P. Mearns
Assistant Commissioner.

3-NV-2

E. P. Mearns
GENERAL LAND OFFICE.

MAR 25 1915

URR

There are no reservations or withdrawals
affecting the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 9, T. 10 S.,
R. 23 E., M.D.M., in Fresno County, California;
and there are no reasons appearing in the records
of this Office why the Northern California Baptist
Convention should not be permitted to continue to
occupy the tract for mission purposes under the
conditions proposed by the Commissioner of Indian
Affairs.

C. M. Jones
Assistant Commissioner.

DEPARTMENT OF THE INTERIOR.

APR -3 1915

Approved; and authority is hereby granted the
Northern California Baptist Convention to occupy
for mission purposes only the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$,
Sec. 9, T. 10 S., R. 23 E., M.D.M., in Fresno County,
California, pending further instructions, with the
understanding that no right, title or interest
therein shall vest in the said Mission Society, in
any of its representatives, or in any one else,
either against the Indians or the United States,
and that such authority shall be revocable by the
Secretary of the Interior at any time.

Inasmuch as it appears that the conduct of the mission is in the interests of the Indians, legislation may be prepared for submission at the next session of Congress, authorizing the sale of the tract described to the Mission Society and the purchase of other suitable lands for Indian use, payment to be made from the proceeds of sale.

Enclosure 7330.

[Signature]
First Assistant Secretary.

*Recd
54151-
1936
Crossed out
15201-124-644 341.310
(3)*

DEPARTMENT OF THE INTERIOR,
UNITED STATES INDIAN SERVICE,
51-53 GAZETTE BUILDING
RENO, NEVADA.

W. C. HANCOCK



Jan. 28, 1915.

The Commissioner of Indian Affairs,
Washington, D. C.

Sir:

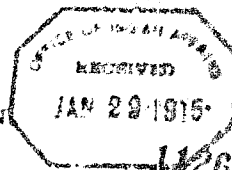
Referring to the above correspondence of July 9th, 1914, I have at last, received the agreement signed by the Baptist Missionary Society, in reference to the exchange of land at Auberry, Calif. I have but one copy of the agreement signed, but as this matter has been pending so long, I think best to submit it to the Office for consideration. I am enclosing herewith the original agreement and two copies. I recommend the approval of this agreement.

Very respectfully,

W. C. Hancock
Special Indian Agent.

W.C.

AGREEMENT BETWEEN UNITED STATES AND
NORTHERN CALIFORNIA BAPTIST CONVENTION
Mission site at Auberry, Calif.



This Agreement, made and entered into this 22nd day of Decem^r 1914. by and between, C.H. Aubury, Special Indian Agent, for and on behalf of The United States of America, and NORTHERN CALIFORNIA BAPTIST CONVENTION OF SAN FRANCISCO, CALIF.

WITNESSETH:- That The United States of America grants to NORTHERN CALIFORNIA BAPTIST CONVENTION for use for mission purposes SW¹ NE¹ NE¹ Sec. 9, T. 10 S. R. 23 E. M D M such grant to remain in full force and effect as long as such tract is used regularly for mission purposes, and in the event said NORTHERN CALIFORNIA BAPTIST CONVENTION ceases to use said site for missionary purposes then all claim to said land shall terminate and cease.

That NORTHERN CALIFORNIA BAPTIST CONVENTION grants to The United States of America the exclusive use of the following tract of land, the SW¹ SE¹ NE¹ Sec. 4, T. 10 S. R. 23 E. M D M such land to be used for a home for Indians with all the rights and privileges thereon that would be enjoyed if the land belonged in fee to The United States of America for Indian use, such land to be vacated and all claim and privilege to terminate and cease upon NORTHERN CALIFORNIA BAPTIST CONVENTION vacating the land now used and granted above as a mission site.

Provides, however, that in the event the Indians should have fruit trees or other permanent improvements of value on the land used by them at the time their occupancy should terminate and that could not be moved, it is mutually agreed that HOKKARA CALIFORNIA NAUIGIST CONVENTION, or its successors in interest, shall pay to the Indian or Indians owning such improvements a fair and equitable price for same, such payment to be a condition precedent to their vacating the land.

In witness whereof we have hereunto subscribed our names the day and date first above written.

Witness- W. L. ... W. H. ...
W. L. ... Special Indian Agent
W. L.
... ...

La J. Calce
3706-187c
11200-191c
V I P

Site for Baptist
Mission, Sycamore
Station.

Mr. C. H. Asbury,
Special Indian Agent,
Reno, Nevada.

My dear Mr. Asbury:

For your information there is inclosed a copy
of Executive Order No. 2272, issued on November 10, 1914,
reserving for the use and benefit of the Gola Springs
Band of Indians 160 acres of land in Section 15, T. 11 S.,
R. 24 E., N. D. N.

You may now confer further with Reverend Mr.
Brendel regarding a site for the Baptist mission to be
conducted under his supervision. Your report should be
full and definite, the lands to be described in terms of
the legal survey. If five acres will suffice, the tract
selected should be limited to that area.

Very truly yours,

11-EVB-CC

Assistant Commissioner.

INITIALING COPY FOR FILE.

(Copy)

Land-Allotments
P E K

EXECUTIVE ORDER.

It is hereby ordered that Executive Proclamation dated April 30, 1908, adding certain lands to the Sierra National Forest, California, be, and the same is hereby, amended so as to eliminate from the Forest Reserve the tracts of land hereinafter described, which are hereby reserved for the use and benefit of the Gold Springs Band of Indians in Fresno County, California:

The NE/4 of the SE/4 and the NW/4 of the SE/4 of Sec. 14, and the E/2 of the NE/4 of Sec. 15, T. 11 S., R. 14 E., N.D.M., containing 100 acres.

This order shall not affect any existing valid rights of any person.

HUGHSON WILSON

The White House,

November 10, 1914.

(No. 4678.)

NOV 11 1914

C. M. AGRURY,
SPECIAL INDIAN AGENT

DEPARTMENT OF THE INTERIOR,

W. C. VAN ENCK
SPECIAL AGENT

Land - Sales.
184706-14
3264-06
P I P

UNITED STATES INDIAN SERVICE,

31-33 GAZETTE BUILDING

RENO, NEVADA NOV. 7, 1914

Site for mission
and school.

The Commissioner of Indian Affairs,
Washington, D.C.

Sir;- In compliance with the above letter of Oct. 10, 1914 I
have secured information from the Land Office and from Rev. Brendel
and recommend as follows;-

If the opening of a day school there in the Sycamore Ranger station
is apt to be favorably considered there must be a site for the Indian
homes through the Winter as their allotments are too far up on the
mountains for the children to get to school.

The ranger site is on the NW 1/4 NE 1/4 Sec. 15 and the buildings are near
the SE corner of the tract. If the building was bought they would doubt-
less relinquish their administrative site on it.

The Indians would need sufficient land to pasture their horses
in addition to a camping place. I recommend the withdrawal for
the present at least of NE 1/4 SW 1/4, NW 1/4 SW 1/4, SW 1/4 NE 1/4, SE 1/4 NW 1/4 and the
NW 1/4 of Sec. 14. T. 11 S. R. 24 E. M. DM. ten acres of which,
to be selected by the missionary, to be granted for the use of the
Baptist missionary for a church and mission site.

He has not furnished me the exact location desired.

Very Respectfully,

C. M. Agrury
Special Indian Agent.

121505

121505

15201-1914
P B W

OCT 26 1914

Memorandum.

For papers in this case see file 15201-1914.
Calif. special. A letter is being prepared at present
recommending the elimination from a withdrawal of the sites
in question for Indian and School purposes. The General
Land Office having reported that their records show no reason
why such elimination could not be made and the land reserved
for the purposes desired.

O. H.
Special Agent
[Signature]

C. H. ASBURY
SPECIAL INDIAN COMMISSIONER

Land Sales.
104706-14
EN64-09
F Y P

Site for Baptist
Mission.

The Commissioner of Indian Affairs,
Washington, D. C.

DEPARTMENT OF THE INTERIOR.

UNITED STATES INDIAN SERVICE.

31-33 GAZETTE BUILDING

RENO, NEVADA

Oct. 19, 1914.

W. C. VAN HORN

Sir:

Referring to above correspondence of October 10, 1914, enclosing correspondence with Rev. J. G. Brendel, Toll House, California, will say that I am already somewhat familiar with the situation, having been on the ground once or twice in the past and having discussed the situation there with Mr. Brendel. This is an entirely different case from the Mission site at Auberry, California, which has been the subject of correspondence recently- "L. C. 3261-14, July 9th and September 28, 1914. The site on Sycamore Creek, near Borron, California, is in about Section 14 or 15, Township 11 S, Range 24 E, T. 1 N. There are a few allotments in that immediate locality and there are quite a number within four to six miles East in the mountains. I understand there is a little vacant land in the locality. I had understood that Mr. Brendel had made direct application to have a mission site set aside by the General Land Office, which evidently did not succeed and I may be mistaken as to his plans in the matter. I understood from Mr. Brendel, also from the Forestry officials, that Supervisor Sedall visited the locality a few months ago and that he advised Mr. Brendel

Site for Baptist Mission. II

10/19/14

that a day school would be opened at a very early date, in the abandoned rangers' station, belonging to the Forest Service and he made some inquiry of the Forest Service, as to the chances of getting their building. As he seemed to be handling this case, I did not consider it necessary to make any special report or recommendation at the time I was last there. This rangers' station is in the North half of the Southeast quarter of Section 15 and there is a very fair cottage with a large room that might do very well for a school room. There is also a good stable and perhaps some other out buildings. I once stayed all night at this place with the ranger. It was a very nice location, with very little agricultural land, most of it being steep hills. I gathered from the Forest Supervisor, that they would probably not use this station again and that if the Indian Office desired to get it for school purposes, he would recommend the selling of it at less than the cost of the improvements that are on the ground. I believe, he mentioned \$600 as the price that he had made to Mr. Goodall. If it is decided to open a day school at that place, the buildings are cheap and could probably be made to serve our purpose with very little expense for changes or improvements. The Office understands that I have not made any investigation looking to the use of these buildings, nor to the opening of a day school on Sycamore Creek, but I have been in this immediate locality twice and remember something of the situation and something of the buildings. Mr. Brendel, when I saw him last May, seemed to think, that a school would be opened in the buildings right away, so I did not know just what recommendation I should

Site for Baptist Mission. III 10/19/14
Goodall had made. I have not heard from Mr. Brendel, in this case, but having discussed it with him a few months ago, I know just what he wants and I am in favor of extending to him any privilege, if I can, to encourage his mission work. I once looked up the vacant land in that locality, but there may be a change before this time. I will write to the Land Office, today, for information up to date and will probably be able to recommend a specific tract to be withdrawn for Indian purposes.

Nearly all of these Indians have allotments, but most of these are way back on the high mountains, too far from this site to send the children to school, but Mr. Brendel assures me, that if the school is established, they will move down on Spensere Creek during the winter and keep their children in school, in which case they should have a tract of land for their common use as a camping place and on this land, we could grant a mission site.

It is my opinion, that if a school is opened there, the term might be modified from the regular day school term, to conform to the industrial habits of these people. I will make more specific recommendation, touching this feature of the case later.

At the present time, I am not satisfied personally, that the necessary attendance could be secured, nor would I recommend against the establishment of this school, without more careful investigation, as Supervisor Goodall may have satisfied himself, that these Indians would move down in the locality of the school and keep their children in school during the year.

Very respectfully,
[Signature]

10/19/14

15201-1914
P B H

OCT 26 1914

Memorandum.

For papers in this case see file 15201-1914,
Calif. special. A letter is being prepared at present
recommending the elimination from a withdrawal of the sites
in question for Indian and school purposes, the General
Land Office having reported that their records show no reason
why such elimination could not be made and the land reserved
for the purposes desired.

U. K.
Land Office
U. K.

-Copy

114403

DEPARTMENT OF THE INTERIOR,

Land-Sales. United States Indian Service.
104706 - 14
3264-09
P I P 31-33 Gazette Building,

Site for Baptist
Mission.

Hend, Nevada, Oct. 19, 1914.

The Commissioner of Indian Affairs.

Washington, D.C.

Sir:

Referring to above correspondence of October 10, 1914, enclosing correspondence with Rev. J. G. Brendel, Toll House, California, will say that I am already somewhat familiar with the situation, having been on the ground once or twice in the past and having discussed the situation there with Mr. Brendel. This is ^{an} entirely different case from the Mission site at Auberry California, which has been the subject of correspondence recently - L.S. 3264-14, July 9th and September 28, 1914. The site on Sycamore Creek, near Burrough, California, is in about Section 14 or 15, Township 11 S., Range 24 E., M D M. There are a few allotments in that immediate locality and there are quite a number within four to six miles East in the mountains. I understand there is a little vacant land in the locality. I had understood that Mr. Brendel had made direct applications to have a mission site set aside by the General Land Office, which evidently did not succeed and I may be mistaken as to his plans in the matter. I understood from Mr. Brendel, also from the Forestry officials, that Supervisor Goodall

visited the locality a few months ago and that he assured Mr. Brendel that a day school would be opened at a very early date, in the abandoned rangers' station, belonging to the Forest Service and he made some inquiry of the Forest Service, as to the chances of getting their building. As he seemed to be handling this case, I did not consider it necessary to make any special report or recommendation at the time I was last there. This rangers' station is in the North half of the Southeast quarter of Section 15 and there is a very fair cottage with a large room that might do very well for a school room. There is also a good stable and perhaps some other out buildings. I once stayed all night at this place with the ranger. It was a very nice location, with very little agricultural land, most of it being steep hills. I gathered from the Forest Supervisor, that they would probably not use this station again and that if the Indian Office desired to get it for school purposes, he would recommend the selling of it at less than the cost of the improvements that are on the ground. I believe, he mentioned \$600 as the price that he had made to Mr. Goodall. If it is decided to open a day school at that place, the buildings are cheap and could probably be made to serve our purpose with very little expense for changes or improvements. The Office understands that I have not made any investigation looking to the use of these buildings, nor to the opening of a day school on Sycamore Creek, but I have been in this immediate locality twice, and

remember something of the situation and something of the buildings. Mr. Brendel, when I saw him last May, seemed to think, that a school would be opened in those buildings right away so I did not know just what recommendation Supervisor Goodall had made. I have not heard from Mr. Brendel, in this case, but having discussed it with him a few months ago I know just what he wants and I am in favor of extending to him any privilege we can/ to encourage his mission work. I once looked up the vacant land in that locality, but there may be a change before this time. I will write to the Land Office, today, for information up to date and will probably be able to recommend a specific tract to be withdrawn for Indian purposes.

Nearly all of these Indians have allotments, but most of these are away back on the high mountains, too far from this site to send the children to school but Mr. Brendel assures me, that if the school is established, they will move down on Sycamore Creek during the winter and keep their children in school, in which case they should have a tract of land for their common use as a camping place and on this land, we could grant a mission site.

It is my opinion, that if a school is opened there, the term might be modified from the regular day school term to conform to the industrial habits of these people. I will make more specific recommendation touching this feature of the case later

At the present time, I am not satisfied personally, that the necessary attendance could be secured, nor would I recommend against the establishing of this school, without more careful investigation as Supervisor Goodall may have satisfied himself, that these Indians would move down in the locality of the school and keep their children in for several months in the year.

Very respectfully,

C. H. Asbury,

Special Agent.

C. H. ASBURY
SPECIAL AGENT IN CHARGE

L-2
3264-1909
3264-1914

DEPARTMENT OF THE INTERIOR.

UNITED STATES INDIAN SERVICE.

31-33 GAZETTE BUILDING

RENO, NEVADA

Oct. 8, 1914

W. C. VAN ZENON
SPECIAL AGENT IN CHARGE

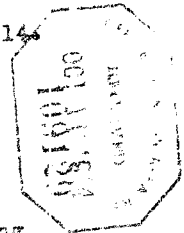
The Commissioner of Indian Affairs,

Washington, D. C.

Sir:

Referring to the above letter of September 29, calling for an immediate report concerning the request of the Baptist Mission Society for a site near Auberry in Fresno County, California, please note that the letter of July 9, 1914, was not received in this office until September 1, 1914, having been sent, by mistake of your mailing division, to Tuscarora, Nevada, which, however, was reported by me on September 1st., and the envelope, which contained this letter, was returned to show the error. I immediately prepared a contract covering the Mission site ^{and} grant of their land, for our use, along the lines, that I thought would be equitable and on September 4th, mailed this contract to the local representative of the Mission Society, Mr. J. G. Brendel. On September 16th, Mr. Brendel acknowledged the receipt of this contract and said, that he had forwarded it to their headquarters, requesting that the contract be signed. This letter, I received on September 22, since which time, I have had no word from the Society, but have no doubt, I will hear from them at an early date.

I know of nothing, that I could have done to expedite this case and the Office will note, that the only delay, that



L-S
3264-1909
3264-1914.

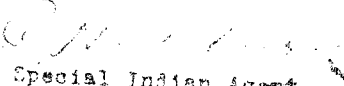
II

10/6/14

has occurred, was occasioned by the error in the mailing division, which has already been reported, as above.

I will write to Mr. Brendel again, today, suggesting that we desire to settle this matter, as soon as possible.

Very respectfully,


Special Indian Agent.

CHA/JP

Land-Office
104700-14
1204-1049
P I P
Site for Baptist
Mission.

OCT 10 1914

Rev. J. S. Brendel,
General Indian Missionary (Baptist Church),
Toll House, California.

My dear Mr. Brendel:

I have before me your letter of September 22, 1914, concerning a proposed school for "Cold Spring" Indians at Sycamore, now Burrough, California, and in connection therewith the establishment of a Baptist mission at or near that point.

There is no general law under which lands purchased or set aside for Indian purposes may be sold or exchanged. For this reason it would be impracticable to convey title to any tract, however small, to your Society. If after lands are acquired for administrative purposes there be a small area that can be spared for temporary mission use, a request therefor will receive very careful consideration in this Office.

There has been before the Office for some time the question of setting apart a site for a Baptist mission near Auberry in Fresno County. We are now awaiting answer from the Baptist representative at that point to be made through Special Indian Agent C. H. Aubrey, whose headquarters are at Reno, Nevada. Is it the intention of the Baptist Society to establish

INITIALING COPY FOR

two missions, one near Auberry and one near Sycamore or Burrough? It is suggested that you write immediately to Mr. Ashury, setting out definitely your purpose with relation to the Indians in this vicinity; what area you need at each station; the description of the tract selected; and whether you have investigated the possibility of purchasing from private owners sites nearby the Government stations, and if so, with what result.

Very truly yours,

Spencer D. ...
Assistant Commissioner.

10-KVB-8

L-104706

Land-Rules
104706-14
1264-00
P I P

S - 9787

3

Site for Baptist
mission.

Mr. C. H. Asbury,
Special Indian Agent,
Reno, Nevada.

My dear Mr. Asbury:

Referring to my letter to you of September 29,
1914, concerning the Baptist mission for Indians near Auberry,
California, there is inclosed a copy of a letter received
from Rev. J. G. Brendel, together with a copy of Office
letter to him of this date. Please take this matter up with
Mr. Brendel and make a report at an early date.

Very truly yours,

10-EVB-6

Signed: F. D. Merrill
Assistant Commissioner.

OCT 10 1914

INITIALING COPY FOR

60/2

-Copy-

2

PLEASE REPLY TO THE FOLLOWING:

Education-
Schools.
104706-14
A V B

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON

ADDRESS ONLY THE
COMMISSIONER OF INDIAN AFFAIRS

Rev. J.C. Brendel,
Gen. Indian Missionary, (Baptist Church)
Toll House, California.

My dear Mr. Brendel:

The Office has received your letter of September 22, with reference to previous correspondence with you in regard to a proposed school for the Indians at Toll House, California.

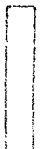
The matter of setting aside the eighty (80) acres of land near the Sycamore Ranger Station, including a tract of ten (10) acres, for the use of the Baptist Mission for the Indians, is receiving consideration. However, it may be some weeks before definite information can be furnished you.

Very truly yours,

10-1MR-5

Assistant Commissioner.

Mr. Brendel



-Copy-

Toll House, Calif.

Sept. 28, 1914.

Department of the Interior,

Office of Indian Affairs,

Washington, D.C.

Dear Sir:

On Feb. 23, 1914 you wrote me in answer of my letter of Feb. 2, 1914, regarding the proposed school for "Cold Spring" Indians, at Sycamore, now Burrough, Calif.

Mr. Otis G. Goodall, School Supervisor for the cont, came at your instructions and looked over the situation. He notified me he had recommended favorably, the segregation of 80 acres of Government land near the Sycamore Ranger Station (to wit - the NE/4, SW/4 & NW/4, SE/4 of Section 14 - T.11 S., R.24 E., M.D.M.) Be set aside for the Cold Springs Indians, and that 10 acres of the tract be reserved for the use of the Sycamore Indian Mission on which we would erect Mission Buildings.

Will you please advise me whether or not any action has been taken in the matter. If it has been taken in favorably will you please tell me what course we will have to pursue to get the 10 acres for mission purposes. We are ready to begin putting our chapel only waiting your decision in the matter. We wanted to get our buildings up before the rainy season began. There is no place to hold meetings with the Indians, only out in the open. We would be glad to buy the land if you can sell it, or lease.

Possibly you could give us a "occupation permit" for mission purposes. I do most sincerely beg you to consider the school question favorably. There is now 32 Indian children of school age in the Cold Spring Tribe, that has no school privileges at all. And most every week some of these Indian parents come to see me about a school. They are so anxious to have their children educated. These Indians are becoming industrious citizens, and if we can educate these young Indians within a few years, we will have made useful self-supporting citizens.

I am enclosing a copy of Mr. E.E. Kinnett, Special officer's report of July 8th to Chief H.A. Larson, from it you can see the rapid development among these Indians, and the needs of a mission building. Please return me Mr. Kinnett's letter.

May I hear from you regarding this matter at your earliest convenience.

Sincerely,

J.G. Brandel

General Indian Missionary

(under the Baptist Church)

104703

Copy

Operations at
Auberry, Cal.

Los Angeles, California

July 8th, 1914.

Mr. H.A. Larsen,
Chief Special Officer,
Denver, Col.

My dear Mr. Larsen:

I beg leave to report on the above entitled matter
as follows:

I have made a thorough investigation of the liquor
traffic at Auberry, California, and vicinity, the result of my
investigation has been two cases, one case John Strombeck who
plead guilty to furnishing liquor to Indians and was sentenced
sixty days in the county jail at Fresno, California, by the State
Judge. He served thirty days of this sentence and then paroled.

The other case was So Ah. He is under \$1,000 bond for
his appearance at Superior Court at Fresno California. Last
year on the 4th of July Missionary Brendel had an Indian cele-
bration at Auberry on the Indian reservation near the mission,
and the white boys had a great deal of liquor there. They were
drunk and disorderly and quite a number of the Indians were
under the influence of liquor. Missionary Brendell held a cele-
bration at Burrow Valley at the Sycamore Indian Mission on the
4th of July this year, owing to conditions last year he wrote
the Sheriff of Fresno County that he would like for him to send
one of his men to take charge of things at his celebration this
year being at Fresno the Sheriff asked me to take charge of the
situation at this celebration. I arrived at Burrow Valley on
July the third, and remained there until the morning of the 6th
and there were no indications whatever of any liquor among the
Indians or the white people that were in attendance. I have
never seen a more orderly crowd of people.

There were over three hundred Indians in attendance from
all the bands in that vicinity. I never saw such a marked
change in the condition of things among the Indians at any place
as there has been here. Out of the three hundred Indians that was
in attendance at this meeting there were two hundred and fifty
of them that are church members that Mr. Brendel with the as-
sistance of Miss Christianson has converted in the last two
years. There was sixteen Indians baptized Sunday and nine joined
the church Sunday night. This place of meeting both in winter and
summer is under a big Oak tree, not having any church building
to hold services.

There is between five and six hundred Indians that uses liquor now. Five years ago when I first visited that community I do not think there was one Indian, male or female, which was not drunk every time they could get anything to drink. With the work that our Department and Missionary Brendel has accomplished among these Indians has been wonderful. The white people of that community tell me that they told Mr. Brendel that any effective work among the Indians in that vicinity would be impossible; they say they never saw such a change in the condition of the Indians.

The Indians inform me there is one man north of the toll house that furnishes liquor to some of the Indians that still drink. I visited his place but he had gone to the mountains. Missionary Brendel informed me that he would keep a close watch of this place and if any indications showed up that he would inform us at once.

I will report cases soon.

Very truly yours,

Elmer E. Minnett

Special Officer.

L-8
3200-1000
F I P

Site for Baptist
mission.

Mr. C. H. Asbury,
Special Indian Agent,
Reno, Nevada.

My dear Mr. Asbury:

Please refer to my letter of July 9, 1914, con-
cerning the request of the Baptist Mission Society for a
site near Auberry in Fresno County, California.

It is requested that action be taken as therein
directed within four days from the receipt of this letter
and that a report on such action looking to an early settle-
ment of the matter be immediately submitted.

Very truly yours,

Wm. H. Merritt

Special Agent

Commissioner.

9-HVB-24

L-8
3354-1914
70198-1914
F I P

Site for Baptist
Mission.

Mr. C. H. Asbury,
Special Indian Agent,
Peno, Nevada.

My dear Mr. Asbury:

Referring to your letter of June 20, 1914, regarding the location of the Baptist Mission buildings on land near Auberry in Fresno County, California, recently purchased by the Government for Indian purposes, your suggestion appears to me to be a good one, namely, that the mission authorities be permitted to continue to use the lands upon which their improvements have been placed so long as they use them regularly for mission purposes, and that the Government be permitted to use in lieu of such site ten acres out of the forty owned by the Mission Society.

Please take up the matter with the Baptist missionary and forward a copy of such agreement as you may be able to reach. The tract to be temporarily granted should be described in terms of the legal survey, if practicable.

Very truly yours,

(Signed) Oub Sells

Commissioner.

RECEIVED
7-1-1914
FOR FILE

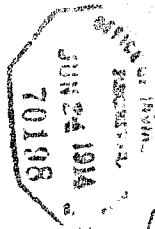
Mission site at
Auberry, Calif.

DEPARTMENT OF THE INTERIOR

UNITED STATES INDIAN SERVICE

Reno, Nevada. June 20, 1914.

The Commissioner of Indian Affairs,
Washington. D.C.



Sir:-

I am enclosing a sketch of the land situation at Auberry, Calif. The mission buildings are on land bought for the Indians and they have no permit of record. They had bought forty acres as a mission site and built the buildings with the impression that they were on the land they had bought but upon subsequent survey it was found that they were not on their land but on land bought by the Government for the Indians.

They would like to get a permit to occupy the land where the buildings are as it is not practicable to move them.

There is a little good land on the West side of their own tract and a spring that would make an Indian a very good home. As they have some of the best land bought at that place for the Indians and have use of the best spring it seems to me that they should be willing to grant to the Government use of their land in lieu of what now used by them. I recommend they be given a permit to use the land where their improvements are so long as used regularly for that purpose and that the government be given in lieu thereof an easement or title to the adjacent 10 acres in their tract.

Very Respectfully,

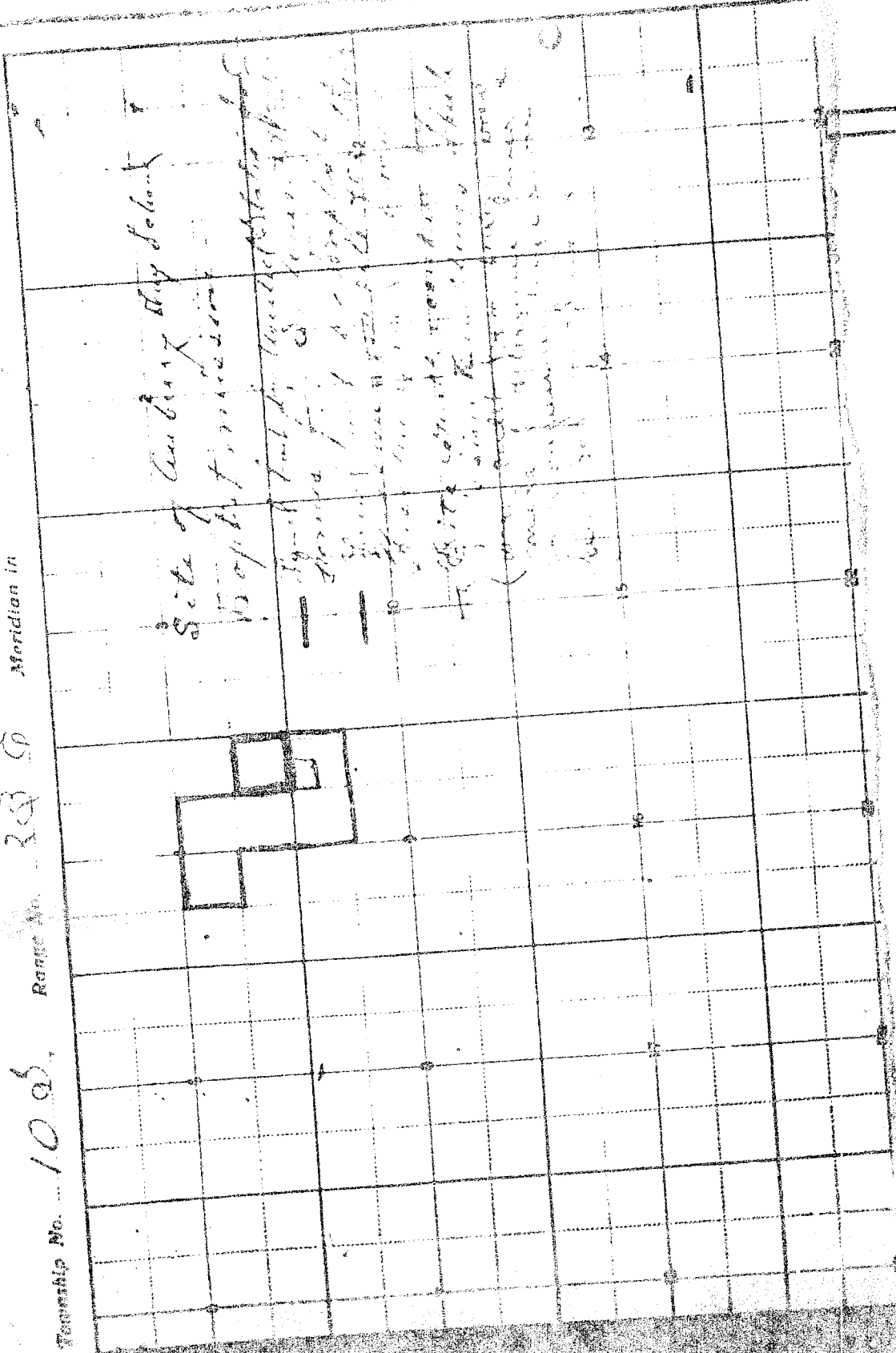
A handwritten signature in cursive script, appearing to be "L. L." or similar.

Special Indian Agent.

7117
Meridian in

3-113
Range No. 38

Township No. 10 N.



Land-
Sales.
3354-1909
99957-1011
V I P

Tract for
Baptist mission.

DEC -7 1911

Mr. C. C. Kelsey,

Special Agent for the California Indians,

145 South Whitney Street,

San Jose, California.

Sir:

The Office has received your letter of November 13, 1911, with further reference to the setting apart of 40 acres out of the land purchased for the San Joaquin, or Big Gun, band of Indians in California, for the use of the Baptist Mission.

As soon as you have obtained the written authorization of the Baptist Mission authorities for the use of such amount of land as they consider absolutely necessary for the proper conduct of their work with the Indians, forward it to this Office with your positive recommendation covering,

1- The purchase of the 40 acre tract now owned by the Mission Board.

2- The setting apart of the other 40 acres of which part there is needed can be spared for Mission use.

612

1-89937-3

3- If only a part of the 40 be requested by the
mission or be recommended by you, give
accurate description of that part.

Respectfully,

(Signed) F. H. Abbott.

12-247-4

Assistant Commissioner.

Land-
Sales.
3264-1909
49887-1911
P I P

DEC -7 1911

Tract for
Baptist Mission.

Mr. C. R. Keasey.

Special Agent for the California Indians.

145 South Whitney Street.

San Jose, California.

Sir:

The Office has received your letter of November 13, 1911, with further reference to the setting apart of 40 acres out of the land purchased for the San Joaquin, or Big Sandy band of Indians in California, for the use of the Baptist Mission.

As soon as you have obtained the written application of the Baptist Mission authorities for the use of such an amount of land as they consider absolutely necessary for the proper conduct of their work among the Indians, forward it to this Office with your positive recommendation covering:

- 1- The purchase of the 40 acre tract now owned by the Mission Board.
- 2- The setting apart of the other 40, or of such part thereof as is needed and can be spared for mission use.

L-99657-2

3- If only a part of the 40 be requested by the
omission or be recommended by you, give
accurate description of that part.

Respectfully, *(Signed) F. W. Abbott.*

12-KAV-4

Assistant Commissioner.

6-1142

Mission Tract at
Auberry, Calif.

DEPARTMENT OF THE INTERIOR
UNITED STATES INDIAN SERVICE

San Jose, Calif., Nov. 13, 1911.



Hon. Commissioner of Indian Affairs,
Washington, D. C.

Charged to Mr. Pata - 10/14/11

Sir:-

I am in receipt of your letter of the 8th of Nov., Land-Sales 3284-1909, 84711-1911, F. I. P., in regard to setting aside a mission tract on the land at Auberry, California, for use of the Baptist Mission at that point. I will obtain a statement as to the amount of land absolutely necessary. I believe the improvements at present contemplated are a mission house, school house and barn. They could not possibly cultivate any large part of the forty acre tract mentioned. Of this forty about one acre lies in the bottom. Five or six acres is the most of it that anyone could cultivate. The rest is too steep and rocky for cultivation. The forty acres which the Baptists bought under the mistake of fact as to the boundary lines is by no means without water. There are springs. But the spring from which the mission house can most easily be watered is on the tract asked for as a mission tract. The tract they bought has no site for a mission.

The Indians have no very urgent need of the tract proposed for purchase from the Baptists, except, that if the forty is used as a mission station, that amount of wood and pasture will not be available for the Indians. The proposal to purchase the Baptist forty merely means returning to the Indians forty acres of land of about the same

2. Ind. Ofs. Auberry. 4

general character. The law probably does not allow a direct exchange, that is The United States can not deed the Baptists the land they need without an Act of Congress. We can, however, buy their forty, which they can not use to advantage, and which is of about the same value to the Indians, and assign the Baptists such land as they need for mission purposes. They will undoubtedly have a garden and give such training in agriculture as they can, though practically all the arable land is on the Indian allotments. If we do not buy the Baptist forty the Baptists would have more land than they need and the Indians would have forty acres less, or whatever acreage is included in the mission tract, than they have now. The baptists need wood and pasture and I am inclined to think they had better be assigned the entire forty in which they wish to build their mission buildings. I should not consider the forty acre tract now owned by the Baptists worth more than \$400, which I believe is the price they paid, thinking they were buying the other forty, which is worth about the same. The better land, which has been subdivided for allotment to the Indians is much more valuable.

Very respectfully,

C. E. Kelsey

Special Agent for the Calif. Indians,

145 S. Whitney St., San Jose, Calif.

Land-
Sales
3284-1909
84711-1911
F I P

Mission Tract at
Auberry, California.

Mr. C. E. Keasey,
Special Agent for the California Indians,
148 South Whitney Street,
San Jose, California.

Sir:

The Office has had under consideration your letter of September 27, 1911, with reference to the setting apart of a forty acre tract of land, for the use of the Baptist Mission among the Indians, out of the two hundred eighty acres purchased for the San Joaquin, or Big Sandy, band of Indians near Auberry, California.

On your statement as to the effective efforts of this mission, it is believed that its work among these Indians should be encouraged by such co-operation on the part of this Office as the circumstances may render practicable; but there must be some very urgent and immediate need on the part of the Indians for the unwatered tract now owned by the mission to justify this Office in recommending its purchase by the Government and the setting apart of another tract which has water facilities for the mission. Please obtain from the local missionary a statement showing just what amount of land will satisfy the

L-3264-2

Mission's needs; what improvements are contemplated and whether it is the intention to cultivate the whole of the 40 acre tract should it be set apart for mission use, in such a way as to benefit the Indians directly, or to afford them any industrial training or opportunity for observing approved methods in agriculture, fruit raising, etc.

Your further recommendations as to the purchase of the tract at present owned by the mission, etc., should be supported by a full justification of the course which you suggest.

Respectfully, (Signed) F. H. Abbott

11-ASD-1

Assistant Commissioner.

5-1142

Mission site.

DEPARTMENT OF THE INTERIOR

UNITED STATES INDIAN SERVICE

San Jose, Calif., Sept. 27, 1911.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir:-

Replying to your letter of Sept. 18th, Land-Sales 3264-1909, 69876-1911 F. I. P., in regard to the proposed assignment of a site for a mission at Auberry, Calif., I would state that the assignment to the Baptist Home Mission Society, of the tract proposed, which is described as the NE¹/₄ of the NE¹/₄ of Sec. 9, T. 10 S. R. 23 E., M.D.M., would in no manner as far as I can see, injuriously affect the allotment of the remaining lands for Indian use. The forty suggested as the mission site has no bottom land, but was a good building site for the mission buildings. The bottom land has all been surveyed into tracts of about five acres each. That is, the tract has its share of the bottom land and a portion of hill land. All of the hill land, as in other places, is not allotted, being kept for a time in common for wood and pasture and for late years. If the forty is assigned to the Baptist Home Mission Society I shall recommend the purchase from the Society of the forty which they actually bought. This would be in effect, an exchange of the tract they thought they were getting for the tract they got. Both the Government and the Society would have exactly the same acreage as they now have. I can see little difference in the value of the hill land and the hill land without bottom.

2. Ind. Commr. Auberry.

This Baptist mission has now been on the ground about two years. They seem to have been very successful in getting the good will of the Indians. They also do the best kind of settlement or field patrol work among the Indians. I do not know what has been the result of the mission as to conversions, but understand it has been satisfactory and that an Indian church has been formed. It appears to me that the mission is doing good work at Auberry and that the assignment of this forty as proposed for Mission use would result in sufficient benefit to the Indians to amply justify setting it apart for the purpose.

Very respectfully,

C. S. Kelley

Special Agent for the Calif. Indians,

145 S. Whitney St., San Jose, Calif.

Land-
Sales
SEC-1909
69876-1911
P I P
Mission site.

FOR FILE

SEP 18 1911

Mr. C. E. Kelsey,
Special Agent, California Indians,
San Jose, California.

Sir:

The Office has had under consideration your letter of August 4, 1911 concerning the need for a mission site for the Baptist Home Mission Society, which is now and has been conducting a mission among the Indians near Taberry, in Fresno County, California.

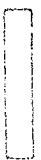
Please advise the Office what would be the effect, on Indian allotments, of the loss of this forty acre tract out of the 290 acres purchased for them; also whether the use of such tract by the Mission would result in sufficient benefit to the Indians to justify the Office in having it set apart for mission use.

Respectfully,

(SIGNED) F. H. ABRAHAM,
Assistant Commissioner.

9-WXY-15.

needed.
Why not have
another report
from Kelley as
to what effect
law of Dec 40
would have on
Indian allotments
and whether the
use made of it
by Indians would
result to benefit
of Indians.
J H C



REFER IN REPLY TO THE FOLLOWING:

8-1100

1
ALSO BY ONLY THE
COMMISSIONER OF INDIAN AFFAIRS

DEPARTMENT OF THE INTERIOR

Land-

Sales
63876-1911
5264-1909
P I P

OFFICE OF INDIAN AFFAIRS

WASHINGTON

Mission site.

Mr. C. E. Kelsey,

Special Agent, California Indians,

San Jose, California.

Sir:

The Office has had under consideration your letter of August 4, 1911, concerning the need for a mission site for the Baptist Home Missionary Society, which is now and has been conducting a mission among the Indians near Auberry, in Fresno County, California. It appears that the 280 acres purchased for the San Joaquin or Big Sardy Band of Indians must accommodate about 114 persons. Because of the small area of land available for them, the Office would not be justified in permitting any organization to use 40 acres, the amount of land which it appears from your letter the Missionary Society wishes to use. It is desirable, however, to encourage the work, and you are therefore directed to ascertain whether the Mission could not be conducted on a tract of one or two acres. If such amount would be satisfactory, you may make report accordingly, describing the site selected and forward a

L-69876-2

request from the proper representative of the Society, adding your recommendation in the premises. The matter will then have careful consideration.

Respectfully,

Commissioner.

9-WHA-2

Land-
Sales
69876-1911
0704-1909
F J P

Mission site.

Mr. D. E. Kelsey,
Special Agent, California Indians,
San Jose, California.

Sir.

The Office has had under consideration your letter of August 4, 1911, concerning the need for a mission site for the Baptist Home Missionary Society, which is now and has been conducting a mission among the Indians near Auberry, in Fresno County, California. It appears that the 280 acres purchased for the San Joaquin or Big Sandy Band of Indians must accommodate about 114 persons. Because of the small area of land available for them, the Office would not be justified in permitting any organization to use 40 acres, the amount of land which it appears from your letter the Missionary Society wishes to use. It is desirable, however, to encourage the work, and you are therefore directed to ascertain whether the mission could not be conducted on a tract of one or two acres. If such amount would be satisfactory, you may make report accordingly, describing the site selected and recommending it.

4-69876-2

request from the proper representative of the Society, adding your recommendation in the premises. The matter will then have careful consideration.

Respectfully,

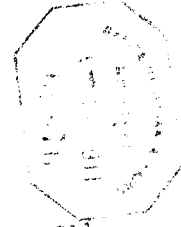
Commissioner.

3-PHA-2

Mission station
at Auberry.

DEPARTMENT OF THE INTERIOR
UNITED STATES INDIAN SERVICE

San Jose, Calif., Aug. 4, 1911.



Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir:-

Last year we purchased from J. H. Hudson certain lands near Auberry, Calif., for the use of the Indians of that neighborhood. The tract we bought was described as the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ Sec. 4 and the NE $\frac{1}{4}$ of sec. 9, T. 10 S. R. 23 E. M.D.M. in Fresno County, California, containing 380 acres of land. Hudson had 320 acres of land in this little valley, or basin, as it is locally termed. The Baptists have a progressive mission among these Indians and wished a site for their mission buildings and it was arranged, with my consent, that they buy from Hudson the other 40 acre tract, described as the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 4 above mentioned. This forty is for the most part barren and high, but was supposed to have the best site for the buildings and a fine spring, both on a slope above the valley proper. The vendor, Hudson, said this site and spring were upon the said SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 4 and the U. S. topographical map apparently confirmed his statement. The Baptists therefore bought the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 4. We have recently had the land surveyed by a competent surveyor and the bottom land indicated for allotment to the Indians is small tracts.

2. Ind. Commr. Auberry.

Under this survey, both the site and the spring are on the NE $\frac{1}{4}$ of Sec. 9. On the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 4, there is no site for building the mission, that is satisfactory to the missionary in charge. The land is rough. The Baptists therefore wish to put their mission buildings upon the site they had selected, on the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 9. Would you kindly inform me if it will be legal and proper and in accordance with the practice of the Indian Office to allot, or rather, to assign to the Baptist Association as a mission station, the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 9, T. 10 S. R. 23 E. M. D. M.? The land has no great value, there being no bottom land on it and only a moderate slope. Most of it is very steep.

If it had been known where the line was they would doubtless have purchased this forty. The error seems to be that of the former owner and not of the Baptist missionaries. As title has passed to the United States, it could not be deeded to the Baptists without an Act of Congress. If the land can be assigned to the Baptists as mission stations are assigned elsewhere, I think that will be satisfactory to all concerned. No other religious body has any work among these Indians or has ever had work among them.

Very respectfully,

C. E. Auberry
Special Agent for the Calif. Indians,
140 N. Main St., San Jose, Calif.

Land-
Allotments
41343-1910
W A M

Settlement
of claim.

Hon. George C. Perkins,
United States Senate.

Sir:

The Office has the honor to acknowledge receipt of your letter of May 17, 1911, in reference to settling at an early date the claim of J. J. Madala for land sold by him to the United States.

In response to the information that this claim was settled in this Office on May 17, 1911, and by the Treasury Department on May 17, 1911. If Mr. Madala is not by this time received a draft in payment, the Office believes that it will reach him in a short time.

Very respectfully,
Commissioner.

6-201-21
10375

Commissioner.



Mr. Williams

The papers in
this case were
recently brought
to Finance - Bureau
for payment in
advance of
the balance.

W. H. Smith
May 9, 11

312
of the
1911

1

1

REFER TO APPLY TO THE FOLLOWING:

RECEIVED
COMMUNICATIONS SECTION

Subject: DEPARTMENT OF THE INTERIOR,
Land at Auberry, OFFICE OF INDIAN AFFAIRS,
Calif. INDIAN RESERVATIONS

CO
1
1
1
1
1

San Jose, Calif., April 28, 1910.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir:-

In my letter to the Indian Office dated April 27th 1910, I returned the papers in the matter of the purchase of certain land in Fresno County, California, as directed in Indian Office letter dated March 12, 1910, Land-Allotments 3864-1869, 18930-1910, W A M.

In my said letter of April 27th I stated that everything was correct and properly settled as far as I could see, except as to the taxes which might be assessable against the land for the coming fiscal year, the deed having been recorded a few days after the first Monday in March, when the new assessment takes effect.

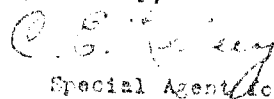
I stated further that I would advise you further as to this possible assessment. I made a statement of the facts in the case to the Assessor of Fresno County, and quoted the sections of the California laws that apply, and suggested that under the circumstances the land was not assessable, the title having gone to the Government prior to the first Monday in March. I enclose herewith his reply, in which he states that in his opinion it will be perfectly right for him not to assess the land and that he will not do so. This settles the matter of the assessment. I believe there is nothing about the matter that is now unsettled. Should you kindly advise the payment

S. Ind. Cesar. Auberry.

as much as possible, for reasons stated in my said letter of April 27.

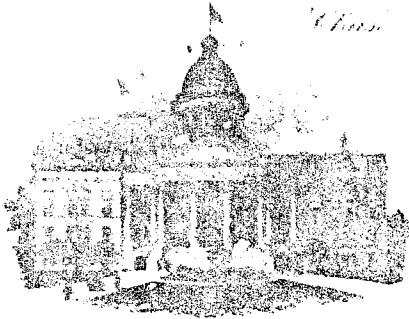
If I had known that the assessment matter could have been settled as soon I would have held the papers and sent in all information in one letter. Usually it takes several weeks to persuade the assessors to let go of the taxes upon a piece of land bought by the Government and I did not expect so prompt a response.

Very respectfully,



Special Agent for the Calif. Indians.

1127 So. First St., San Jose, Calif.



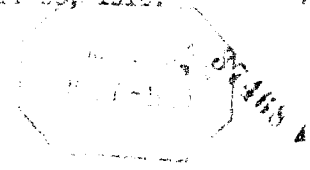
Class Change

Office of
G. P. COMPTON
COUNTY ASSESSOR
SANTA CLAY COUNTY

Transit

April 29, 1910.

374



Mr. C. E. Kelsey,
San Jose, Cal.

Dear Sir:

I have your letter of the 27th inst, in reference to certain lands in this county which were sold by J. W. Hudson, and wife ~~to~~ the U. S. government and note what you say in reference to the date of the actual sale and the recording of the deed. I think under the circumstances it would be perfectly right for me to omit said ~~land~~ from the assessment roll this year and shall do so.

Yours very truly,

[Signature]
County Assessor

GPO/BW.

San Jose, Cal.



REFER TO COPY TO THE FOLLOWING:

Subject: DEPARTMENT OF THE INTERIOR.
Deed for land. OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

San Jose, Calif., April 27, 1910.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir:-

As directed in your letter of March 12, 1910, Land-Allotments 3264-1909, 16930-1910, W A M, I have placed on record the deed J. H. Hudson and wife to the United States, covering certain lands near Auberry, Fresno County, California, bought for the use of the Big Sandy or San Joaquin band of Indians. I return the deed herewith, and certificate showing that there have been no liens or incumbrances filed against the property and that a clear title has passed to the United States. The taxes are also paid to date. The deed was sent for record as soon as received by me, and was recorded March 31. The new assessment takes effect the first Monday in March, which this year was March 6th. There is therefore a new assessment on the land, unless the Assessor can be made to see that the Government was in control and possession on the date named, which, was probably not the case. I will advise you later as to the assessment or as to what may be done to cover the taxes. In the mean time the matter should be hastened as much as possible. The examination was held up from last August to February of this year, seven or eight months, upon the report made by the Assistant U. S. Attorney at Los Angeles, Mr. Willis, that certain necessary papers were missing from the abstract. Mr.

B. Ind. Commr. Auberry.

Willie is now out of office. In February, the first time I was in Los Angeles, I went over the papers with Mr. Willie's successor and showed him that the papers called for had been in the abstract all the time and had not been missing at all. The two patents were in different places, that was all. In view of this great and unnecessary delay on the part of the Government, it would seem that we ought to hasten the payment as much as possible.

I return herewith the deed, certificate and the abstract in three parts.

The warrant should be sent to J. H. Hudson, 480 Calaveras Ave., Fresno, Calif. The amount, as shown by the deed, is \$2,800.00

Very respectfully,

C. S. Auberry

Special Agent for the California Indians,

1127 So. First St., San Jose, Calif.

3-54318

1

Land-
Allotments
1884-1900
18030-1910
W A L

100 (2 3)

Deed returned.

Charles E. Kelsey, Esq.,
Special Allotting Agent,
San Jose, California.

Sir:

By letter dated February 25, 1910, the Acting Attorney General expressed an opinion that the deed of J. H. Hudson and Clara Y. Hudson, his wife, to the United States of America, dated July 18, 1908, granting in consideration of \$2800, a tract of land said to contain 280 acres located in Fresno County, California, is sufficient to vest in the United States, a good title to the land described therein.

The deed and abstract of title are returned herewith. You are requested to have the deed recorded, the abstract of title brought down to date and see that all taxes are paid in full. When this is done the papers should be returned to this Office so that proper action may be taken to pay the claims.

Very respectfully,

Special Clerk.

JVK-7
8294

Lead-
Allotments
90091-1909
D I M

Missing papers.

C. E. Kelsey, Esq.,

Special Agent for California Indians,

1127 South First Street, San Jose, California.

Sir:

In response to your letter of November 12, 1909,
regarding the direction of the Office dated October 20,
1909, to procure a duplicate of a missing part of an ab-
stract of title in connection with the purchase of certain
California lands, you are informed that as the paper appears
to have been lost or mislaid while the deed, abstract of ti-
tle and other papers were in possession of the Government,
you are authorized to submit a formal request to incur the
expense necessary to replace the missing part of the abstract.

Very respectfully,

(Signed) C. F. Hauke.

Chief Clerk.

CHK-27
6241

Subject:

Abstract of title
Hudson purchase.

New York, N. Y., Nov. 13, 1909.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

11096

Sir:-

Referring to your letter of Oct. 30, 1909, Land Allotments,
3264-94610-1209, E A M, in which I am directed to procure a duplicate
of the missing part of the abstract, I would respectfully ask if
you wish me to ask formal authority to incur the expense necessary?

The vendor was required to furnish an abstract of title and has
done so. If the missing paper has been lost while the abstract
was in possession of the United States, I do not see that he can be
called upon for the expense necessary to replace the part which seems to
be lost. I do not know what the expense will be, not having any
estimates, but I can procure them if necessary. Will you kindly
write me, Care Mrs. G. W. Harrington, Perry, Wyoming Co., New York,
giving instructions whether I am expected to submit an estimate
of the expense of restoring that part of the abstract which seems
to be missing and a formal request for authority to incur the
expenditure.

Very respectfully,

C. J. Perry

Special Agent for the California Indians.

4-10-33

Land
Allotments.
3224-44251-1933
W A M

July 1/1 3/10

Validity of title.

The Attorney General.

FOR FILE

Sir:

I have the honor to transmit herewith a warranty deed from J. H. Hudson and wife to the United States for certain lands in California for use of the San Joaquin Indians. Accompanying this deed is an abstract of title together with tax receipts and other papers bearing upon the validity of the title to the property.

It is respectfully recommended that you cause this deed and accompanying papers to be examined and advise me of any defects or irregularities appearing therein, and if the deed is sufficient to vest in the United States a good title.

Very respectfully,

(S) First Assistant Secretary.

NAS-23
4118

AUG 31 1933

*John ...
enclosed ...
and ...
could not ...*

Exam-
Allotments
1884-1909
8418-1909
W A W

OCT 20 1909

Relative to missing
part of abstract of
title.

FOR FILE

Charles H. Kelsey, Esq.,

Special Agent for the California Indians,
San Jose, California.

Sir:

On October 18, 1909, the Acting Attorney General informed the Secretary of the Interior that part of the abstract of title in connection with the proposed purchase of certain property from J. H. Hudson and wife for use of the San Joaquin Indians is missing and inclosed a copy of a letter from you dated October 9, 1909, wherein you say that you sent to Washington a complete abstract in two parts.

The papers in this case were forwarded to the Attorney General on August 31, 1902, and there is no record that any part of the abstract was retained in the files of this Office. If the missing part of the abstract cannot be located, you are requested to procure a duplicate thereof.

Very respectfully,

(Signed) F. H. Abbott.

Acting Commissioner.

JG-27
5869

Land-
Allotments
3264 -1909
84610-1909
W A M

Missing abstract
of title, Calif-
ornia lands.

The Attorney General.

Sir:

The Department is in receipt of your letter of October 18, 1909 (R T B-103489-38) saying that a part of the abstract of title in connection with the purchase of certain lands in California, from J. H. Hudson and wife, for use of the San Jacquin Indians, appears to be missing, and inclosing a copy of a letter written by C. L. Kelsey, Special Agent for the California Indians, dated October 9, 1909, wherein he says that he sent to Washington a complete abstract in two parts.

In response, you are respectfully informed that the records of the Indian Office show that ~~the~~ papers in this case were forwarded to the Department of Justice on August 31, 1909, and the records fail to show that any part of the abstract of title was retained in the files of the Indian Office.

This matter has been taken up by the Indian Office with Mr. Kelsey and he has been instructed to procure a duplicate of the missing part of the abstract.

Very respectfully,

First Assistant Secretary.

WJ-29
OCT 30 1909

RECEIVED

RECEIVED
OCT 19 1909

R.O.V.

102499-30

Department of Justice.

Washington.

3264/159
U.S.S./CRM.

October 18, 1909.

The Secretary of the Interior.

Sir:

Referring to your letter of August 21, 1909, forwarding certain papers relating to land owned by J. E. Hudson and wife, situated in Fresno county, California, and sought to be acquired by the United States for the use of the San Joaquin Indians, I have the honor to advise you that all of said papers, which accompanied your letter, were on the 2nd of September, 1909, forwarded to the United States Attorney for the southern district of California.

I am in receipt of a letter from the United States Attorney, dated October 16, 1909, stating that there should have been an abstract of title in two parts, but that he only received one of said parts with the letter from this Department.

I inclose a copy of a letter written by C. E. Kelsey, Special Agent for the California Indians, dated October 9, 1909, stating that he sent to Washington a complete abstract in two parts. If the missing part of said abstract can be

L-ol

The Secretary of the Interior-2-

found in your Department, will you please forward it to me at your earliest convenience.

Respectfully,

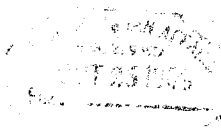


Attorney General.

Inc. 12572.

ERRY

8401



Refer in reply to the following:

RECEIVED THE
OFFICE OF THE ATTORNEY GENERAL
LOS ANGELES

DEPARTMENT OF THE INTERIOR
OFFICE OF THE ATTORNEY GENERAL

San Francisco, California, 1914

Henry M. Willis,
U. S. Attorney,
Los Angeles, Calif.

Dear Sir:

I am in receipt of your letter of the 13th of Sept. which came while I was in the field, and in fact in contact of title to certain lands owned by the State of California in Fresno Co., Calif. I read with interest that I sent in to Washington a complete abstract of the title, the first of which part was the original title, and the second of which part is the original title, which I return you herewith. The abstract is in the form of a timeline that the one enclosed. It might possibly be of some use to you inasmuch as it resembles the original title, and it is in the hands of the Attorney General in Washington, if they fail to do so, it will be of some upward delay on I and I will be glad to have you return the matter.

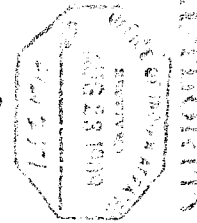
Very truly yours,
[Signature]

1914-9-22

H-31931

Education-
Purchase.
3243-1909.
4433-1909.
W A S

Aug 21 1917



Modification of
authority.

The Commissioner
of Indian Affairs.

Sir:

Department letter dated January 19, 1909, authorizing the
expenditure of \$2000 in the purchase of certain lands from
J.H. Hudson for use of the San Joaquin Indians is hereby so
far modified as to permit the expenditure of this amount in the
purchase of the following described land from Mr. J.H. Hudson:

The W/2 of the SE/4 and the NE/4 of the SW/4
of Sec. 4, and the NE/4 of Sec. 9, T.10 S.,
R. 23 E.M.D.M., containing 200 acres.

E4

No additional expense is to be incurred by reason of
this modification.

Very respectfully,

Frank Taylor

First Assistant Secretary.

HFP-16
3982

*Original in file
100-10301429*

AUG 20 1917

100-10301429

Land
Allotments.
3224-1939
44287-1939
W A H

MEMORANDUM FOR EDUCATION DIVISION.

On January 10, 1939, the Assistant Secretary of the Interior granted authority to purchase from J. H. Hudson, for \$2,500.00, for use of the San Joaquin Indians:

The NE/4 of Sec. 9, the SE/4 of the SW/4 and the W/2 of the SE/4 of Sec. 4, T. 10 S., R. 23 E. N. D. M., containing 220 acres.

Special Agent Eelsey has recommended a change in the foregoing authority so as to purchase instead from J. H. Hudson, for \$2,000.00, the lands described as follows:

The W/2 of the SE/4 and the NE/4 of the SW/4 of Sec. 4, and the NE/4 of Sec. 9, T. 10 S., R. 23 E. N. D. M., containing 220 acres.

Please procure authority from the Secretary for the change requested by Mr. Eelsey in his letter hereto attached.

When authority is procured, please return the papers to Land Division, Section 1.

VHA-S
3032

E. D. Mout
Acting Chief Land Division.

Land
Allotments.
1888-1909
44287-1909
W A H

MEMORANDUM FOR EDUCATION DIVISION.

On January 19, 1909, the Assistant Secretary of the Interior granted authority to purchase from J. H. Hudson, for \$2,800.00, for use of the San Joaquin Indians:

The NE/4 of Sec. 9, the SE/4 of the SE/4 and the W/2 of the SE/4 of Sec. 4, T. 10 S., R. 23 E. N. D. M., containing 280 acres.

Special Agent Kelsey has recommended a change in the foregoing authority so as to purchase instead from J. H. Hudson, for \$3,800.00, the lands described as follows:

The W/2 of the SE/4 and the NE/4 of the SW/4 of Sec. 4, and the NE/4 of Sec. 9, T. 10 S., R. 23 E. N. D. M., containing 280 acres.

Please procure authority from the Secretary for the change requested by Mr. Kelsey in his letter hereto attached. When authority is procured, please return the papers to Land Division, Section 1.

Acting Chief Land Division.

WEA-3
1909

REPRODUCTION OF THIS DOCUMENT IS PROHIBITED

NOT TO BE USED FOR THE PURPOSES OF THE

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Subject:
Error in
description of
land.

San Joaquin, Calif. 44351-1909, 1909.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir:-

As directed in your letter of June 16, 1909, Land-Allotments 3744-1909, 44351-1909, I have secured a correction of the description in the deed by J. H. Hudson and wife to the United States Government, certain land near Auberry, Calif. It was thought better to execute a new deed. All papers are herewith returned.

Very respectfully,
Special Agent for the California Indians.

R-1

L

L

2-17123

Land-
Allotments
3364-1900
44291-1900
W A H

error in
description of
land.

JUN 16 1900

FOR FILE

C. E. Kelsor, Esq.,
Special Agent for California Indians,
1127 E. First Street,
San Jose, California.

Sir:

The Office has received your letter of June 2, 1900, forwarding deed and abstract of title from J. H. Hudson conveying to the United States certain lands in Fresno County, California, for use of the Indians sometimes called the San Joaquin Band.

Upon examination of the papers there seems to be a discrepancy between the description of the lands given in the deed and in the abstract of title. Your original recommendation included the purchase of the SE/4 of the SE/4, Sec. 4, T. 10 S., R. 23 E., and in your letter of June 2, you recommend the purchase instead of the NE/4 of the SE/4, Sec. 4, T. 10 S., R. 23 E. The deed describes the 40 acres as the NE/4 of the SE/4 in the foregoing section, township and range. This is apparently an error as the offer of

Y-3254-2

Mr. Hudson and the abstract of title describes the land as
the NE/4 of the SE/4, Sec. 4, T. 10 N., R. 23 E.

The deed and abstract of title are returned here-
with. Please correct deed or have a new one executed to
cover the lands which the Government proposes to purchase.

Very respectfully,

[Signature]
Chief Clerk.

BND-14
2198

RECEIVED 1909 JUN 2 11 1909

DEPARTMENT OF THE INTERIOR

DEPARTMENT OF THE INTERIOR,

Subject

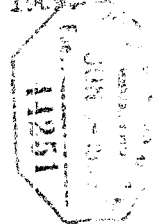
OFFICE OF INDIAN AFFAIRS,

Purchase of lands
for San Joaquin
Indians, Calif.

WASHINGTON.

JUN 2 1909

San Jose, Calif., June 2, 1909.



Hon. Commissioner of Indian Affairs,
Washington, D. C.

Sir -

As directed in your letter of April 9th, 1909, Land-Allotments, 2264-1909, 25072-1909, I have obtained from J. M. Hudson covering certain lands under purchase by the United States for the use of the band of Indians sometimes called the San Joaquin band. This deed I enclose herewith and also an abstract of title to the same property. The right of way across the lands under purchase, mentioned in the abstract is now a public highway instead of a toll road and is our means of access to the lands.

The taxes for this year are now a lien, but they will not be ascertained until October and will not be payable until November next. Should this matter be through before that time a deposit can be made by the seller to cover the amount due. In the original offer and authority the description included the SE/4 SW/4 section 4 and did not include the NE/4 SW/4 section 4, which Mr Hudson owned. It was the arrangement that this latter forty, the NE/4 SW/4 section 4, should be bought by the Baptist Missionary Board as a site for their prospective mission. I find that this forty is less desirable for mission purposes than was supposed and to sell it

L-1

Ind. Commr. Aubarry.

to anyone else would cut us off from our right of way. I have therefore made an exchange with the Baptists, giving them the SE/4 SE/4 section 6 instead. This is satisfactory all around, and if the authority should be amended to conform, I would respectfully request that the same be so amended. The draft in payment, \$2,800, should be sent to J. N. Hudson, 450 Calaveras Ave., Fresno, Calif.

Very respectfully,

A. E. Kelley

Special Agent for the California Indians.

LANDS-
Allotments.
1894-1909
1894-1909
W. A. M.

189 -9 1909

Sale of lands.

FOR FILE

C. E. Kelcey, Esq.,

Special Agent for California Indians.

1127 E. First Street, San Jose, California.

Sir:

In response to your letter of March 30, 1909, regarding the purchase of certain lands in Fresno County, California, for the use of the Indians heretofore called the San Joaquin Band, you are advised that under date of January 19, 1909, the Assistant Secretary of the Interior granted authority to purchase the NE/4 of Sec. 9 and the SE/4 of the SE/4 and the W/2 of the SE/4 of Sec. 6, T. 10 S., R. 23 E., E. D. M., containing 280 acres from J. H. Hudson for the sum of \$2500; payment to be made therefor from "Lands, Irrigation etc., Indians in California".

Please procure the necessary deed, abstract of title, tax receipts etc., from the proposed grantor, and forward them to this Office for further action hereon.

Very respectfully,

(Signed) John Francis, Jr.
Acting Chief Clerk.

REC-7

RECEIVED APR 5 1909
U.S. DEPARTMENT OF THE INTERIOR

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Purchase of land at
Auberry, Calif.

San Jose, Calif., March 30, 1909.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

RECEIVED
APR 5 1909
U.S. DEPARTMENT OF THE INTERIOR

Sir:

On Jan. 6th, 1909 I mailed you an offer of J. H. Hudson, to sell to the United States, for the use of the Indians in the vicinity of Auberry, Fresno Co., Calif., the NE/4 of section 9, the SE/4 of 18/4 and the W/2 of the SE/4 of section 4, all in T. 10 S. R. 23 E. M.D.N., for the sum of \$10 per acre, or \$2,000 for the entire tract. I have never received any response to the said letter. Will you kindly inform me if the said letter was duly received. If not I should like to submit the papers again.

Very respectfully,
C. E. Tracy

Special Agent for the California Indians.

21

4-1100

Purchase
1864-1889
W A P

January 7, 1909.

Subject:
Authority to purchase
land near Auberry,
Fresno County, California.

The Commissioner
of Indian Affairs.

Sir:

Authority is hereby granted you to pay to J.H. Hudson
\$2800. for the NE $\frac{1}{4}$ Sec. 9, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 4, T.
10 S., R. 23 E. M.D.M., 280 acres, situate near Auberry,
Fresno County, California, this land being intended for the use
of the band of Indians sometimes called the San Joaquin
Indians, as recommended by Special Agent Kelsey and in accordance
with the deed herewith returned; payment therefor to be made
from "lands, Irrigation, etc., Indians in California."

Very respectfully,

Assistant Secretary.

SD

OFFICE OF THE COMMISSIONER

DEPARTMENT OF THE INTERIOR

Subject:

OFFICE OF INDIAN AFFAIRS

Purchase of land in
Sreano Co. Calif.

COMMUNICATIONS

RECEIVED

San Jose, Calif., Jan. 6, 1909.

Hon. Commissioner of Indian Affairs,
Washington, D. C.

RECEIVED
JAN 23 1909

Sir:

I enclose you herewith offer of J. M. Hudson to sell to the United States the NE/4 Sec. 7 and SE/4 SE/4 and NW/4 SE/4 Sec. 8 T. 10 S. R. 25 E. M. 9. M., situated near Auberry, Fresno County, California, 260 acres at \$10 per acre, or \$2,600. For the tract, the same being intended for the use of the band of Indians sometimes called the San Joaquin Indians.

The tract occupies about half of a little valley known locally as "Hudson's Basin." The valley lies at an elevation of 2500 to 2700 feet. This is about 500 feet higher than Auberry, on the other side of the ridge. There is but one other ranch in the valley, belonging to one Qualls. The one offered is the upper place and is considered the better one as it has nearly all the springs, of which there are several. There is no merchantable timber, except a considerable quantity of white oak, valuable for fire wood. The owner claims to have had 100 acres of land under cultivation. I should estimate it at 25 acres. The better land is very good land. The hill land is for the most part very barren, being about third rate grazing land. The little valley is surrounded on three sides by bare granite mountains, with very little soil. Farther up the mountain a



S. Ind. Comm. Amerry.

From four to eight thousand foot elevation are splendid forests. The valley opens to the north, where it drops suddenly into the San Joaquin canyon. The little valley is level to the brink of the canyon. The San Joaquin River is some 1200 to 1400 feet below the valley, though only some half mile distant. The main highway from the San Joaquin Valley through Amerry to the lumber camps on Pine Ridge passes through the tract offered. A new road with a much better grade is under construction across the tract to some new lumber camps up the canyon. It will be a toll road. There is a small house and a larger barn on the tract, neither of which is of much value. The springs are sufficient to irrigate quite a little land. At this elevation in the Sierras, 2,000 feet nothing is irrigated except gardens and sometimes alfalfa. It is high enough for early and late frosts. Only the hardier fruits of the temperate climates are successful at this altitude. Apples of these mountain valleys are of high quality. All ordinary farm crops are successful. I enclose a map in which it is attempted to set forth the location of the tract offered and the kinds of land involved in the proposition. The Baptist Missionary Association has in contemplation a mission among these Indians. As the entire ranch of Mr. Hudson is more than we need for the purpose, I have agreed that the Baptists shall buy the NE/4 SW/4 of section 4 as a site for their mission buildings. It seems to me much preferable that they should own their site instead of asking the Indian Office for a site, as is usually necessary, especially where private lands can not be had. I did not feel like

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letting them have more of the land, for it could not be done without giving them too much of the bottom land. They pay the same price \$10 per acre.

According to the schedule the Indians number 114. In addition there are about 30 more farther up in the hills, whom I do not expect will care to come to this place, as they are Monca, of a different stock. It is also unlikely that all of the 114 will care to come, otherwise there would not be land enough. A few of the Indians named have allotments. These are of varying states of barrenness, most being worthless. Some of the Indians will prefer to keep their allotments. Others should be allowed to relinquish their allotments and take shares in the place under purchase. I have made a careful examination of the records of the Land Office and also of the ownership maps at the county seat and am unable to find any government land fit for human occupancy. This country was settled more than fifty years ago and I am unable to find anything that can be used for any purpose whatever, still in government ownership. Nearly everything has been appropriated for timber or grazing. Only the canyon cliffs and one or two other cliffs remain unappropriated.

The price asked I consider reasonable. It is about equivalent to \$25 per acre for the bottom lands estimating them at 80 acres, the owner claims there is enough wood to more than pay for the place. I would therefore respectfully recommend that the expenditure of \$2,800 be authorized for the purchase of the Hudson place as per the offer of J. W. Hudson.

Very respectfully, C. E. Kelley

Special Agent in Charge

Schedule of Indians near Auberry, Calif

Capt. Jack, wife	2
John Vossler, wife, 8 small ch.	7
Mrs Col Davis, (Torch), 3 ch.	3
Eileen Murphy, 1 ch.	1
John Anderson, 3 ch.	4
Tom Blasingame, wife	
Bill Jay, wife, 2 ch.	3
Elied Tom Solasid, wife, 3 ch.	5
Jim Tom	1
Bob Garhas, brother	2
Willie Dick, wife, 1 ch.	7
Dick Postwright	1
Bill Sherman, wife, 5 ch.	7
Sallie	1
Penner	1
George Soldado wife, 3 ch.	10
Charlie Marvin, wife, 4 ch.	6
Annie	1
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	
Charley - business wife, 1 ch.	2
John Angelo, wife, 5 ch. mother	6
Joaquin Jack, wife	2
Bill Hutchins, wife, 1 ch.	3
Joe Hutchins, wife, 2 ch.	4
Antone Brown, wife, 1 ch, 1 ch.	4
Butcher Soldado wife, 1 ch.	3
Major, 3 ch.	3
George, wife, 4 ch.	6
Susie King, 3 ch.	7
James H.	1
Crockett musician	1
Alex. Grigsby, wife, 2 ch.	4
John Grigsby, wife, 3 ch.	3
Frank Smith, wife, 1 ch.	3

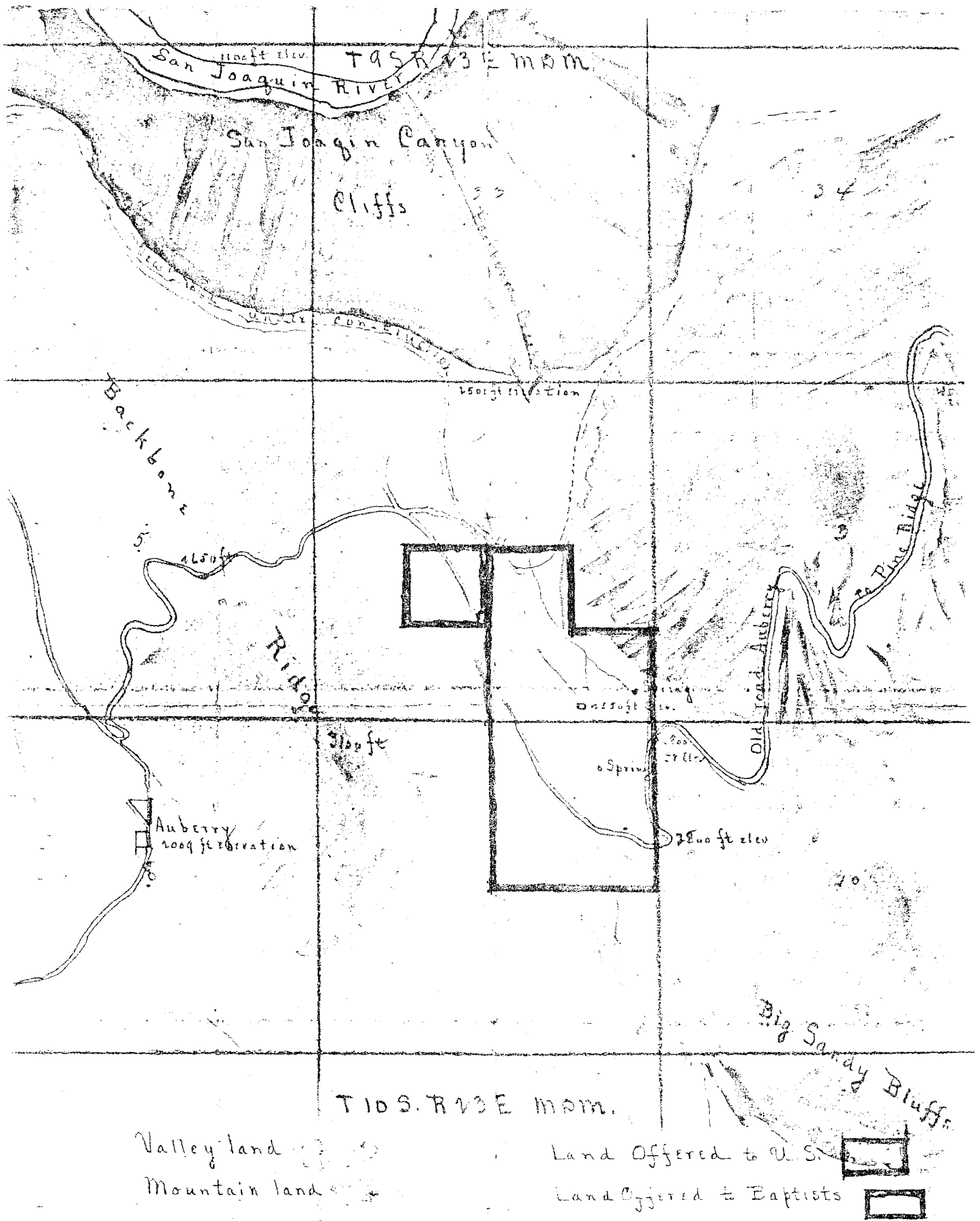
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San Jose Calif Dec 20, 1908

Dr. C. E. Kelcey
Missionary for the Holy Land

I hereby offer to sell and convey to the
United States of America, taxes paid and free from
all liens and incumbrances for the sum of ten
dollars per acre that certain tract of land in Fresno
County California described as the $71 \frac{1}{2}$ Sec 9 and
the $SE \frac{1}{4}$ of the $SE \frac{1}{4}$ and the $W \frac{1}{2}$ of the $SE \frac{1}{4}$ sec 4 of
T 20 N 20 E R 12 M 121 containing 280 acres. The
 $NE \frac{1}{4}$ $SW \frac{1}{4}$ Sec 4 to be bought by the Baptist Mission

J. H. Hudson



Valley land
 Mountain land

Land Offered to U.S.
 Land Offered to Baptists

Map showing land offered by J. H. Hudson
 Accompanying letter of
 C. E. Kelsey Special Agent for the Calif. Indians.
 Jan 6, 1904.

This case was taken out of files and returned
to the court. Do not know whether the whole case
or not.

T.S.