



## **United States Department of the Interior**

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

SEP 29 2011

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

Dear Ms. Schmit:

On August 30, 2011, you submitted a request under the Freedom of Information Act for documents pertaining to the Santa Ynez Chumash. In response to your request, copies of the following are enclosed:

- 1. Typed version of first page of Complaint filed February 12, 1897, S.C. No. 3926. We did not locate a complete copy of the 1897 Complaint.
- 2. Typed version of the Decree in the Court Case No. 3926 dated March 31, 1906.
- 3. Typed version of the July 30, 1898 Agreement between the Bishop of Monterey and the U.S. Indian Agent.

Should you seek copies of the original Decree, please note on the Complaint page, it is specified that a full copy of the Court Decree was recorded in Santa Barbara County records in Book 114, page 187, of Deeds.

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, or to Douglas Garcia, FOIA Coordinator, (916) 978-6052.

Sincerely,

Regional Director

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Enclosures

cc: Superintendent, SCA, w/o enclosures



# IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA IN AND FOR THE COUNTY OF BANTA BARBARA

The Reman Cathelie Bishop of Monterey. Plaintiff.

COMPLAINT

Filed Feb.18,1897 3.0.No.3926 Ber

YS

Salemon Cota et al Defendante.

Note:
This Complaint covers many pages of printed matter.

A full copy or abstract of same has been emmitted, and reference is hereby made to the Decree in this Action a full copy of same recorded in Book 116, page 187 of Decis.

See page 97 of this Abstract.

DECREE

IN THE SUPERIOR COURT OF THE COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA.

THE BOWAN CATROLIC BISHOP OF MOSTERM.

Superior Court Case No. 3926

Dated March 31, 1906 Rec. April 2, 1906 Book 114, page 187, Deeds.

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SALOMON COTA, Guadalupe Pina and Maria Pina, Francisco Matrada, Maria Antonio Aguirre, Desiderio Pina otherwise known as Linfan Pina, Feliciana Aguirre, Josefa Aguirre, Sura Aguirre, Cypriane Cornelio Aguirre, Fermina Aguirre, Ince Pina, Virginia Pina, Florencia Pascuala Pina and Joaquin Eliseo Pina, Juan Miranda, Clara Miranda, Sieto Miranda, Petra Francisca Miranda, Jose Delores, Musebia Tanes and Matevan Selares, Fernando Ortoga, Catarina Ortega, Victoria Ortega, Juana Ortega, E. Domingo Ortega, Francisca V. Ortega, Vicente F. Ortega, Leonardo P. Ortega, Roberto N. Ortega and Julio R. Ortega, Augustin Flores, Francisca Flores, Francisco Jose Flores, Jose Augustin Flores and Jose Solares, Adolfo Pina Francisco Yanes, Guillerse Cardona and Muriges Cardona, Francisco Vernal, Margarita Yernal, Rosa Corrales, Juan Cota, Miscles Robles and Oswaldo Carles Robles, Maria Concepcion Carrillo, Jose Ramon Carrillo, Guadalupe Carrillo, Manuela Carrillo, Jose Carrillo and Micaela Carrillo, Felix Carrillo, Juan Ripor, Alfredo Uvieda and Anita Bandina, and Lucius A. Wright as Agent of the United States for the Indians of the Mission Tule River Agency in California, Defeadants

Upon the pleadings and all the other papers heretofore filed and all the proceedings heretofore had in the above-entitled action and in particular upon the decision of this Court this day given and filed herein and on motion of Canfield & Starback, Requ., atterneys herein for the above named plaintiff The Roman Catholic Bishop of Monterey, it is hereby

ADJUDOND that the band or village of Mission Indians known as Santa Thes Indians including as members thereof the above named defendants Salomon Cota, Gusdalupe Pina, Maria Pina, Francisco Metrada, Maria Antonia Aguirre, Desiderio Pina otherwise known as Linfam Pina, Feliciana Aguirre, Josefa Aguirre, Sara Aguirre, Gypriane Cornelio Aguirre, Fermina Aguirre Incs Pina, Verginia Pina, Florencia Pascuala Pina and Joaquin Misso Pina, Juan Miranda, Clara Miranda, Sisto Miranda, Petra Francisca Miranda, Jose Dolores, Musebia Tames and Estevan Solares, Fernando Ortega, Catarina Ortega, Victoria Ortega, Juana Ortega, M. Domingo Ortega, Francisca V. Ortega, Vicente F. Ortega, Leonardo P. Ortega, Roberto M. Ortega,

and Julio R. Ortega. Augustin Flores. Prancisco Flores. Francisco Jose Flores, Jose Augustin Flores and Jose Solares, Adolfo Pina, Francisco Tenes, Guillergo Cardona, and Eduvigos Cardona, Francisco Vernal, Margarita Vernal, Rosa Corrales, Juan Cota, Oswaldo Carlos Rebles, Maria Concepcion Carrilla. Jose Remon Carrillo. Guedalupe Carrillo. Manuele Carrillo. Jose Carrillo, and Micaela Carrillo, and Pelis Carrillo and all and every of them and such and so many of their descendants and of the descendants of all and every and any of them as shall from time to time constitute and form part or the whole of said band or village, but not including the above named defendants Micolas Robles, Juan Riper, Alfredo Uvieda and Anite Bendine or any of them and also not including the above nesed defendant Lucius A. Wright as Agent of the United States for the Indians of the Missien Tule River Agency in California was and were under the Mexican law in California prior and up to the 13th day of May 1846 and etill is and are and shall be legitimately satitled jointly and severally. but only as said band or village and as member or members and in right of said band or village to occupy continuously, generally and in common but not otherwise and under and subject to the regulation and control before said 13th of May 1846, of the Hexican Republic and since said date of the United States and without any right of allegation in whole or in part or in respect of any estate or interest therein a certain parcel or tract of land and no more, situate, lying and being in the County of Santa Barbara in the State of California, in a southwesterly direction from the Village of Senta Tree near the Best Bank of the Samia de Gota or Gota Creek in said County but not bordering on said Zanja de Cota or Cota Creek or bounded thereby or riparian thereto, said parcel or tract of land being a part or portion of the Canada do los Pinos or College Rancho in said County and being bounded and described as follows, to-wit:

Commencing at a stake on line with fence on south line of Block No. 20 of the curvey of the Town Site of Santa Thes from which the centre of said Zemia de Cota or Cota Greek bears West 26 feet; themse running \$160331 \$ 156.3 feet to a 1 1/2 in sq. stake; thence running \$ 390 02' W 105.0 feet to a 1 1/2 in sq stake; thence running 8 790 25' W. 57.5 feet to a 1 1/2 in so stake; themse running 5 370 kg %. 205.1 feet to a 1 1/2 in sq stake; thence running 8 540 12' W. 91.9 feet to a 1 1/2 in eq stake; thence running 8 310 33' West 165.5 feet to a 1 1/2 in eq stake, from which a letter 'F' marked on a live oak bears N 550 W 17 feet; thence running \$ 420 15' W. 303.4 feet to a 1 1/2 in sq stake; thence running 8 490 35 W. 141.0 feet to a 1 1/2 in sq stake; thence running 8 27 43' West 85.8 feet to a 1 1/2 in sq stake; thence running 8 200 12' E. 155.8 feet to a 1 1/2 in sq stake; thence runsing \$ 590 390 W. 89.8 feet to a 1 1/2 in eq stake: thence running S 180 39' W. 77.0 feet to a 1 1/2 in sq stake; thence running

8 510 37' W. 182.6 feet to a 1 1/2 in sq stake; thence running S 110 40' W 171.7 feet to a 1 1/2 in eq. stake; thence running \$ 740 30' W. 67.5 feet to a 1 1/2 in stake; thence running 8 40 55' 3. 124.3 feet to a 1 1/2 in eq stake; thence running # 42° 20' W. 71.9 feet to a 1 1/2 in my stake; thence running 5 360 W. 109.3 feet to a 1 1/2 in eq stakes thence running 8 460 W 73.9 feet to a 1 1/2 in sq stake; from which a letter 'P' marked on a Pear Tree bears 5 61° 30' 8 4 feet; themes running S 16° T 159.3 feet to a 1 1/2 in sq stake: thence reaning \$ k16 17' W. 109.2 feet to a 1 1/2 in eq. stakes thence running 2 120 kts W. 85.4 feet to a 1 1/2 in eq stakes thence running 3 350 Ol' W. 127.2 feet to a 1 1/2 in my stake; thouse running S 180 11' W. 115.0 feet to a 1 1/2 in my stake; thence running s 40 46' W. 155.5 feet to a 1 1/2 in sq stake; thence running 8 30° Oh! I 192,4 feet to a 1 1/2 in sq stake; thence running S 160 5h W 216.6 feet to 1 1/2 in my stake; thence remains ? 210 34 W. 198.5 feet to a 1 1/2 in sq stake; thence running 5 490 21' W. 123.6 feet to a 1 1/2 in sq state from which a letter 'H' marked on a White Oak bears H 68° W 9.5 foots thence running \$  $75^{\circ}$  27' W 105.0 to a 1 1/2 in sq stake; thence running \$  $89^{\circ}$  02' W. 115.2 feet to a 1 1/2 in sq stake; thence running \$  $33^{\circ}$  07' W. 91.6 feet to a 1 1/2 in sq stake; thence running \$  $15^{\circ}$  b3' W174.8 feet to a 1 1/2 in sq stake; thence running H 76° 06° H. 116,4 feet to # 1 1/2 in sq stakes thence running 5 31° 25' E. 194,6 feet to a 1 1/2 in eq stakes thence running S 120 59 E. 152,0 feet from which a letter 174 marked on a live onk bears \$ 200 50 W. 61.4 feet; thence running \$ 10° 36° W. 150.5 feet to a 1 1/2 in sq stakes thence running 5 550 45' W 193.0 feet to a 1 1/2 in eq stake; thence running S 80° 40' W 80.6 feet to a 1 1/2 in eq stake; thence running S 360 33' W. 56.5 feet to a 1 1/2 in sq stake; thence running S 1 52 % 204.8 foot to m 1 1/2 in sq stake; thence running S 310 17 # 236.0 feet to a 1 1/2 in my staker theore running 5 22 Ti7 H 71.5 feet to a 1 1/2 in sq stake: thence running S 15° 30° W 123.7 feet to a 1 1/2 in my stakes thence running S 30° 36° T 97.4 feet to a 1 1/2 in eq etake; thence reaning 5 430 13' W 95.0 feet to a 1 1/2 in sq stake; thence running 8 20 52 B 170.0 feet to a 1 1/2 in sq stake; thence running S 100 32' X 75.9 feet to a 1 1/2 in eq etake; thence running 8 6" 20' V 66.7 feet to a 1 1/2 in eq stake; thence running ? 250 35' I hip, h foot to a 2 in og stakes thouse running 5 60 58' H 104.6 feet to a 2 in an ataket thence running \$ 170 14' W 122.0 feet to a 2" on stakes thence running # 36" 113.4 feet to a 2 in sq stake; thence running 8 100 07' W 205.2 feet to a 2 in eq stake from which a letter 'P' marked on a Willey Tree bears N 30" 30" R 9.3 feets themce running S 37 # 198,4 feet to n 2 in sq stake; thence running 8 180 49 W 102.0 to a 2 in eq stake; thence running \$ 110 40 2 220.5 feet to a 2 in my stakes thence running 8 20 54 # 93.8 feet to a 2 in sq stake; thence running 5 330 201 H

289.6 feet to a 2 in ag stake from which the letter 'f' on Willow tree bears N 120 15' N 7.9 feet and the centre of Kanja de Cota Greek bears S 590 OS' W 24 feet; thence running N 590 OS' E 491.0 feet to a 2 in stake; thence running # 140 224 # 307.5 foot to a 2 in sq stake from which a letter 'F' on a White Oak bears H 350 451 W 43.6 feet: thence running N 110 48' W 512.0 feet to a 1 1/2 in sq. stake; thence running N 80 021 H 442.5 feet to a 1 1/2 in sq stake from which a letter IF on a white oak bours N 170 15' N 73.5 feet; thence running N 10° h3' N 645.6 feet to a 2 in sq stake from which a letter 'F' marked on a telephone pole bears 8 750 W 1 foot; thence running # 0° 25' # 337.9 feet to a 1 1/2 in stake; thence running H 10 27' W 427.4 feet to a 1 1/2 in eq stake from which a small wire mail in foot of a white oak 1.5 feet above the ground on east side bears S 10 35' B 3.4 feet; thence running H 00 20 2 274.8 feet to a 3 in so stake; thence running H lo 33 E 404.3 feet to a 1 1/2 in sq stake from which a letter 'P'
marked on a white oak bears H 52 45' W 3.6 feet; thence running
H 30 36' H 155.0 feet to a 2 in eq stake; thence running H 740 260 H 131.5 to a 1 1/2 in an atake from which a letter 'F' marked on a white oak bears # 290 h5' # 4.3 feet; thence running N 120 104 N 245.0 feet to a 1 1/2 in so stake from which a letter 'P' marked on a white oak bears N 51º W S.1 foot: thence running H 220 40' H 147.6 feet to a 2 in eq stakes thence running # 250 10 1 295.0 feet to a 4 in sq stake; thence running H 140 31' S 216.9 feet to a 3 in sq stakes thence running # 350 02' # 260.2 feet to a 3 in sq stakes thence running # 630 14' B 192,8 foot to a 2 in oq stakes thence running # 57° 11' # 191.6 foot to a 2 in sq stake, from which a letter '?' marked on a live oak boars # 370 30' # Las feets thence running H 39° 30° H 269.5 feet to a 1 1/2 in se stains; thence running H 15° 22° H 355.1 feet to a 1 1/2 in se stains, from which a letter '7' marked on a telephone pole bears H 15° W & feet; themse running W 21 59° E 272.8 feet to a 2 in aq stake; themse running W 23° 35° E 55.7 feet to a 2 in aq stake, from which a letter '7' marked on a white oak bears 8 46° 45' Z 43.2 feet; themse running W 50° 29' E 553.5 feet to a 2 is sq stake, from which a letter 'F' marked on a small live oak bears N 660 W 1.5 feet; th nee running H 160 190 M 107.3 feet to a 1/2 in sq stakes thence minning # 110 10\* 2 236.3 feet to a 2 in eq etake; from which a letter 'P' marked on a Willer tree boars \$ 190 30' W 47.6 feet; thence remning West 769.9 feet to the point of beginning. Containing 75.75 acres of land and being the premises delineated and shows upon a Map thereof entitled "Map of the Land Rest of the Sanja de Cota or Cota Creek near the Village of Santa Taos, in the County of Santa Barbara, State of California Subject to the occupancy of

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the band or Village of Mission Indians known as the Santa Thes Indians, Surveyed by Frank F. Flourney Co. Sur. June 1899\* and filed in the office of the recorder of said Geomy August 10, 1899, subject however to the right, easement and servitude of said plaintiff The Roman Catholic Dishop of Montercy to cross the same with pipes, flumes ditches or other conduits as hereinafter adjudged.

And it is further adjudged that said band or village of Mission Indians known as Senta Tree Indians including as members thereof said defendants,

Salamon Cote, Guadalupe Pine and Marie Pine, Francisco

Retrodo, Maria Antonia Agairro, Deciderio Pina othervice known as Linfon Pine, Folisiane Aguirro, Josefa Aguirro, Sara Aguirro, Opprisso Cornello Aguirro, Permisa Aguirro, Inco Pine, Virginia Pine, Florencia Percuala Pine and Joaquin Misso Pias, Just Miresda, Clara Miresda, Siste Miresda, Petra Francisca Miranda, Jose Doleros, Rusebia Tames and Retores Solares, Fernando Ortega, Gaterina Ortega, Victoria Ortega, June Ortege, S. Bestuge Ortege, Francisca V. Ortege, Vicente F. Ortega, Leanardo P. Ortega, Roberto N. Ortega and Julio R. Ortogo, Augustin Flores, Francisco Flores, Francisco Jose Flores, Jose Augustine Plores and Jose Solares, Adolfo Pina, Francisco Yance, Gaillerso Cardons, Mariges Cardons, Proncisco Vernal, Mosa Corrales, Juan Cota, Osmaldo Certes Robles, Maria Concepcion Carrillo, Jose Momon Garrillo, Guadalupe Carrillo, Manuela Garrillo Jose Carrillo and Michele Carrillo and Polis Carrillo and all and every of them and such and so many of their descendants and of the descendents of all and every and any of them as shall from time to time constitute and form part or the whole of said band or village, but not including the above named defendants Missles Mobles, Juan Riper, Alfrede Uvieda and Anita Bandina er any of them and also not including the above maned defendant Lucius A. Wright as Agent of the United States for the Indians of the Mission Dake River Agency in Galifornia was end were under the Mexican law in California prior and up to the 13th day of May 1846 and still is and are and shall be logitimately entitled jointly and severally, but only as said band or village and an numbers or member and in right of said band or village, to take from said Renja de Cota or Cota Creek by ditches, fluxes or pipes at points along and in the course thereof above said percel or tract of land or opposite therete or both above the same and epposite therete and not including but in addition to the amount mentioned and secured to a part of said defendants and to their descendants in and by a certain grant in trust to the Secretary of the Interior of the United States bearing date on the 27th day of Peb., 1905, made by the Senta Ynes Land and Improvement

Company and recorded in the Office of the recorder of said County of Santa Barbara on the 9th day of June, 1903, in Book 92, page 116 of Deeds, and to have and to use on said parcel or tract of land but not elsewhere generally and in common and as appurtment thereto and to the said communes general and common occupancy thereof by said band or village but not otherwise and under and subject to the regulation and control before said 13th day of May 1846, of the Mexican Republic and since said date of the United States and without any right of alienation in whole or in part or in respect of any estate or interest therein, so much and only so much of the saters of said Zanja de Gota or Cota Greek as by the numbers of said band or village so occupying such parcel or tract of land continuously, generally and in common was from time to time, is now and may from time to time be needed for demestic use and for matering of stock and for purposes of irrigation of said parcel or tract of land, but for no other purposes.

And it is further ADJUDGED that said regulation and control by the United States of said occupancy continuously, generally and in common by said band or village of Santa Tres Indians of said parcel or tract of land and of said user generally and in common thereon of said portion of the waters of said Esmis de Cota or Cota Creek includes and extends to the alletment of portions of said parcel or tract of land and of said water as appartenant thereto to individual members of said band or village to occupy and use the same respectively for their individual benefit, profit and advantage during the pleasure and at the sufference of the United States but without vesting in said individual members or conferring upon them or any of them any additional right in or to said land or water so alletted or any part thereof or any right whatever therein or therete except as members and in the general and common right of said band or village as aforesaid.

And it is hereby further ADJUDOED that said plaintiff The Roman Catholic Bishop of Nontercy is entitled and has the right, essented and servitude in fee simple absolute and against, over and superior to said right of occupancy to cross said parcel or tract of land with a reasonable number of pipes, flumes, ditches or other conduits, not exceeding three reasonably located or with the consent of the then occupant of the land to be creased by the same relocated and to connect the same with said lanja de Cota or Cota Creek and to keep the same connected therewith by such changes in the point or points of connection of the same there with as may be rendered necessary by any change or changes in the bed or channel thereof and to maintain and use the said pipes, flumes, ditches or other conduits as so located or relocated for the purpose of conveying the remainder of the saters of said lanja de Cota or Cota Creek to other portions of said Canada de los Pines or Gollege Rancho or elsewhere and to enter freely upon said parcel or trust of land for the

purpose of laying said pipes and constructing said flumes, ditches and other conduits and of repairing and otherwise maintaining the same.

And it is hereby further ADJUDGED that subject only to said inalienable right of occupancy continuously, generally and in common by said band or village of Santa Ynes Indians of said parcel or tract of land and to said inalienable right of user generally and in common thereon by said band or village of said portion of the waters of said Sanja de Cota or Cota Greek, said plaintiff The Roman Gatholic Bishop of Montersy is entitled in fee simple absolute to two certain parcel of land situate. lying and being in the Gounty of Santa Barbara, in the State of California, and is the owner of both and each and every part of the said two certain parcels of land in fee simple absolute and against said band or village of Santa Ynes Indians and against said defendants.

Salomon Cots, Guadalupe Pine, and Maria Pine, Francisco Zetrada Maria Antonia Aguirre, Deciderio Pina otherwise known as Linfon Pina, Veliciana Aguirre, Josefa Aguirre, Sara Aguirre, Cypringo Cornelio Aguirre, Fermina Aguirre, Ince Pina, Plorencia Pasquala Pina, and Josquin Elisco Pina, Juan Mirenda, Glava Mirenda, Sisto Mirenda, Potre Francisco Mirenda, Jose Solores, Assebia Tanes and Meteron Solares, Pernando Ortoga, Gaterina Ortoga, Victoria Ortoga, Juana Ortoga, I. Beningo Ortoga, Francisca Y. Ortega, Yicanto F. Ortega, Leonardo P. Ortega, Roberto E. Ortege and Julio R. Ortege, Augustin Flores, Francisco Plores, Francisco Jose Flores, Jose Augustia Flores, Jose Selares, Adelfo Pina, Francisco Tames, Caillerno Cardona, and Marigos Cardona, Francisco Vernal, Rosa Correles, Juan Cota, Caraldo Carlos Robles, Maria Concession Carrillo. Jose Remon Carrille, Quadelupe Carrille, Manuela Carrille, Jose Carrillo, and Micaola Carrillo and Polis Carrillo. Micolas Robles. Juan Ripor, Alfredo Uvieda and Anita Bandina

and all and every of them both individually and as constituting in part or in whole said band or village or any part thereof and against all and any of their descendants constituting or forming part or the whole of said hand or village and against said defendant Lucius A. Wright as Agent of the United States for the Indians of the Mission Tale River Agency in California and against all and every passes and person claiming the same or any octate, right, title or interest therein or therete or in or to any part thereof under or by virtue of the stipulation embedied in the terms of a certain patent of the United States of America bearing date on the 25th day of Feb., 1861, and recorded in the office of the Recorder of said County of Santa Barbara in Book 'A' of Patents at pages by to 50 on the 29th day of Sept. 1869 that said patent should not affect the interests of third persons or as excepted or reserved by a certain decree of confirmation in said patent mentioned, said decree of confirmation having been and being therein stated to have been readered on

the lith day of December 1855, by the Board of Land Commissioners of the United States appointed to ascertain and settle the private land claims in the State of California, under and pursuant to the provisions of the Act of Congress approved on the 3rd day of March 1851, entitled "An Act to ascertain and settle the private land claims in the State of California," said two parcels of land being respectively bounded and described as follows, to-wit:

- A. Beginning on the northerly bank of the Santa Tnez River. at a point in the middle of the channel of the creek called Zanja de Gota or Cota Creek, where it flewed into the Santa Thes River in the winter of the years 1880-61 and running themse along the centre line of said Cots Greek up-stream according to its meanders about 3 miles to a stake 6 inches square showing about 2 feet above the ground and marked with the Roman numeral I, thence due Best 120 chains to a similar stake marked with the Roman anneral II. thence due North 40 chains to the southeasterly corner of a square section one mile square in extent designated as a proposed town site and lying near the center of a certain tract of land known as the Canada de los Pines or Gollege Rancho, thomps due West 40 chains along the southerly side of said proposed from Site to the center of said southerly side thereof thenotique north along a line drawn through the center of the said form \$1 to \$0 chains to said center of said four fite, thence due east along snother line drawn through the centre of said form Site 40 chains to emother and similar stable marked with the Roman memoral III standing in the centre of the excharir line of said term site, thence continuing in the same course due Bast & chains more to another and similar stake perked with the Roman numeral IIII. thence due Forth 80 chains to eacther and similar state marked with the Roman Numeral V, thence due Rast &) chains to smother and similar stake marked with the Remon Buseral Wi thence continuing the same occurrent due cast 50 chains further to a corner, thouse due south four miles and over to the middle of the Sente Tnes River, thence following the meanders of said river through the center line thereof down stream about five and three-quarters miles to a point directly opposite the point of beginning and thence directly to the point of beginning.
- B. And also the northwesterly quarter of said proposed town site, beginning at the corner formed by the intersection of the 5th and 6th of the above given courses of the parcel of land last above described, that is to say, at the center of said section so set apart for a proposed form Site as aforesaid and running thence due West 40 chains to the westerly line thereof; thence due east 40 chains to the north west corner thereof; thence due east 40 chains; thence due South 40 chains, to the last named point of commencement.

The first of said two parcels last above described including and containing said parcel or tract of land first above described and said two parcels last above described taken together containing in all 11,500 acres of land and being parts or portion of said Jamada de les Pines or College Rancho set off and conveyed to said plaintiff by The Roman Cathelic Arch-bishop of San Francisco both individually and as a corporation Sole by deed bearing date on the 5th day of Feb. 1852 and recorded in the office of the recorder of said County of Santa Barbara in Book 121 of Boods at pages 95 to 100. March 27, 1852.

And it is hereby further ADJUDGED that subject to said inalignable right of user generally and in common by said band or village of said portion of the water of said Emmis de Cota or Cota Creek, said plaintiff The Roman Catholic Bishop of Monterey is entitled in fee simple absolute to the waters of said Emmis de Cota or Cota Greek except the amount thereof so mentioned in said grant in trust to the Secretary of the Interior of the United States as aforesaid and is the owner of said waters and of the whole thereof except as aforesaid in fee simple absolute and against said band or village of Senta Ines Indians and against said defendants.

Salomon Cota, Guadalupe Pina, and Maria Pina, Francisco Estrada Maria Astonia Aguirre, Desederio Pina otherwise known as Linfan Pina, Veliciana Aguirre, Josefa Aguirre, Sara Aguirre, Cypriane Cornelle Aguirre, Fernina Aguirre, Ines Pina, Virginia Pina, Florencia Pascuala Pina and Josquin Misco Pina, Juan Miranda, Clara Miranda, Sisto Miranda, Petra Francisca Miranda, Jose Bolores, Resolta Tanes, and Reteven Solares, Fernance Ortoga. Catarina Ortoga, Victoria Ortoga, Juana Ortoga, E. Domingo Ortoga, Prancisca V. Ortoga, Vicente F. Ortoga, Legaardo P. Ortoga, Roberto N. Ortoga and Julie R. Ortoga, Augustia Flores Francisca Flores, Francisco Jose Flores, Jose Augustine Flores and Jose Solares, Adolfo Pina, Francisco Yanes, Guillerse Cardona and Muvices Cardona, Francisco Yernal, Margarita Yernal, Rose Correles, June Cote, Missies Robles and Oswaldo Carlos Robles, Marin Conception Carrillo, Jose Remon Carrillo, Memmela Carrillo, Jose Carrillo and Micaela Carrillo, Polis Carrillo. Juan Ripor, Alfredo Uvieda and Anita Bandina

and all and every of them both individually and as constituting in part or in whole said band or village or any part thereof, and Lucius A. Wright as Agent of the United States for the Indians of the Mission Tule River Agency in California and against all and every persons or person claiming the same or any estate, right, title or interest therein or thereto or in or to any part thereof as excepted or reserved by said decree of confirmation or under or by virtue of said stipulation embedied in the terms of said Patent.

. . .

And it is hereby further ABJUDGED that except said general and common but inslicanble right of continuous occupancy by said band or village of said parcel or trace of land first above described and said general and common but inslicanble right of user thereon by said band or village of said portion of the waters of said Eanja de Cota or Cota Creek, subject as aforesaid, and such inslicanble right or interest as may now or hereafter belong to any number or members of said band or village of Mission Indians known as Santa Taes Indians as his or their right or interest in said right of occupancy and right of user, neither said band or village of Santa Taes Indians nor any of said defendants.

Salomon Cota, Guadalupe Pina, and Maria Pina, Francisco Betrada, Maria Antonia Aguirro, Desiderio Pina othorvice known as Linfan Pina, Foliciona Aguirro, Josefa Aguirro, Sara Aguirro, Cypriano Cornelio Aguirro, Fermina Aguirro, Ince Fina, Virginia Pina, Florencia Passenia Pina and Josquin Elisso Fina, June Miranda, Ciara Miranda, Sisto Miranda, Potra Francisca Miranda, Jose Dolores, Muschia Yanes and Metevan Solares, Fernando Ortega, Catarina Ortega, Victoria Ortega, Juana Ortega, E.Demingo Ortoga, Francisca V. Ortoga, Vicente F. Ortoga, Leonardo P. Ortega, Roberto N. Ortega and Julio R. Ortega, Augustine Flores, Francisca Plores, Francisco Jose Flores, Jose Augustine Plores and Jose Squares, Adolfo Pina, Francisco Tance, Guillerno Cardone and Marriges Cardons, Francisco Vernal, Margarita Vernal, Rosa Gorrales, Juan Cota, Missias Robles and Camaldo Carlos Robles, Maria Concepcion Carrillo, Jose Remon Carrillo, Manuela Carrille, Jose Carrille and Missela Carrille, Felie Carrille. Juan Ripor, Alfredo Uvieda, Anita Bandina and Guadalupe Carrillo.

Lucius A. Wright as Agent of the United States for the Indians of the Mission Tule River Agency in California nor any present or future individual number or numbers of said band or village of Santa Tres Indians nor any other or third person or persons has or have any estate, right, title or interest whatsoever in or to said two parcels of land last above described or either of them or any part thereof or of either of them or dayspots the underse of said sample describe and reservation contained in said decree of confirmation or under or by virtue of said exception and reservation contained in said decree of confirmation or under or by virtue of said exigulation embodied in the terms of said Patent.

And it is further ADJUDOND that except such inalicamble right or interest as may now or hereafter belong to any member or newbers of said band or village of Mission Indians known as Santa Yang Indians as his or their said right or interest in said general and common but inalicamble right of continuous occupancy by said band or village of said parcel or tract of land first above described and as his or their said right of interest in said general and common but inalicamble right of user thereon by said band or village of said portion of the waters of said Sanja de Cota or

Gota Greek, subject as aforesaid said band or village of Santa Ynes Indians and said defendants,

Salomon Cota, Guadalupe Pina and Maria Pina, Francisco Satrada,

Maria Antonia Aguirre, Desederio Pina otherwise known as Linfan Pina, Feliciana Aguirro, Josefa Aguirro, Sara Aguirro, Cypriane Cornelio Aguirre, Fermina Aguirre, Inca Pina. Virginia Pina, Florencia Pascuala Pina and Joaquin Misco Pina, Juan Miranda, Clara Miranda, Sisto Miranda, Potra Francisca Mirenda, Jose Delores, Masebia Tames and Asteven Solores, Fernando Ortega, Catarina Ortega, Victoria Ortega, Juana Ortoga, E. Demingo Ortoga, Francisca V. Ortoga, Vicento F. Ortoga, Leonardo P. Ortoga, Roberto N. Ortoga and Julio R. Ortoga, Augustia Flores, Francisco Flores, Francisco Jose Flores, Jose Augustine Flores and Jose Selares, Adelfo Pina. Francisco Yames, Guillermo Cardona and Murigos Cardona, Francisco Yernal, Margarita Vernal, Ross Gerrales, Juan Gota, Micolas Robles and Oswaldo Garlos Robles, Maria Concepcion Carrillo, Jose Ramon Carrillo, Manuela Carrillo, Jose Carrillo and Micaela Carrillo, Felis Carrillo, Juan Ripor, Alfredo Uvieda, Anita Rendine and Guadalupe Carrillo, and Lucius A. Wright as Agent of the United States for the Indians of the Hissien Tale River Agency in California and all and every of them and all and every of the present and fature individual numbers of the band or village of Mission Indians known as Santa Thes Indians and all and every other person or persons be and the same hereby are perpetually enjoined, restrained and debarred from making or asserting in any way any claim whatever adverse to said plaintiff The Roman Catholic Bishop of Monterey in or to said two secondly above described parcels of land or either of them or in or to any part thereof or of either of them or to or in the waters of said Innja de Cota or Cota Great or to or in any part thereof as excepted or reserved by said decree of confirmation or by said stipulation embedded in the terms of said patent and from interfering with said plaintiff The Roman Catholic Bishop of Monterey or its agents or servents or grantees, lessess, licensess or any other person or persons claiming under said plaintiff in reasonable locating or in laying, constructing, maintaining or repairing a reasonable number of pipes, flumes, ditches or other conduits not exceeding three across said parcel or tract of land first above described or in re-locating the same with the consent of the then occupant of the land to be crossed by the same or in connecting the same with said Innja de Cota or Cota Oreck or in keeping the same connected therevith or in maintaining or using the same for conveying elsewhere the remainder of the waters of said Zanja de Cota er Cota Greek and from hindering or preventing said plaintiff from so locating, relocating, laying, constructing,

maintaining, using, repairing and connecting the same and entering freely upon said first above described parcel or tract of land for the purpose of so laying, construction, repairing and otherwise maintaining the same.

It is hereby further ADJUDGED that except as aforesaid neither said band or village of Mission Indians known as Santa Taos Indians nor any present or future member thereof nor any of said defendants.

Selemen Cota, Guadalupe Pina and Maria Pina, Francisco Matrada, Maria Antonia Aguirro, Deseterio Pina othervise known as Linfan Pina, Feliciana Aguirre, Josefa Aguirre, Sara Aguirre, Gypriano Cornelio Aguirro, Formina Aguirro, Inos Pina, Virginia Pina, Florencia Pascuala Pine and Josquin Elisco Pina, Juan Mirenda, Clara Mirenda, Sisto Mirenda, Petra Francisca Mirenda, Jose Dolores, Recebia Yanes and Materan Solores, Fernando Ortega. Saterine Ortoga, Victoria Ortoga, Juana Ortoga, S. Domingo Ortege, Francisca V. Ortege, Vicante F. Ortege, Leonardo P. Ortom. Roberto M. Ortom and Julio R. Ortom. Augustin Flores. Francisca Flores, Francisco Jose Flores, Jose Augustia Flores and Jose Selares, Adolfo Pina, Francisco Yones, Ontilerno Gardone, and Murigon Cardona, Francisco Vernal, Kargarite Vernal, Rosa Corrales, Juan Cota, Missias Robles and Osmaldo Carles Robles, Maria Concepcion Carrillo, Jose Remon Carrillo, Manuela Carrillo, Jose Carrille and Micaela Carrillo, Felia Carrillo, Juan Ripor, Alfredo Uvieda, Asita Bendina and Guadalupe Carrillo

and Lucius A. Wright as Agent of the United States for the Indians of the Mission Tale River Agency in Galifornia has or have any estate, right, title or interest whatsoever in or to said two parcels of land last above described or either of them or any part thereof or of either of them or in or to the waters of said Eanja de Cota or Gota Greek or any part thereof and that said band or village of Mission Indians known as Santa Incu Indians and all the present or future members thereof and said defendants and all and every of them be and hereby are further emissiond, restrained and debarred from making or asserting in any way any claim whatever adverse to said plaintiff in or to said two last above described parcels of land or either of them or in or to any part thereof or of either of them or to or in the waters of said Eanja de Cota or Gota Greek or to or in any part thereof.

Dated, Santa Barbara, California, March 31, 1906.

(Simed) J. W. TAGGART

Judge of Superior Court

Andorsed Filed March 31, 1906

Recorded at request of Camfield & Starbuck, April 2, 1906

Affidavit of G. A. Hunt, Gounty Clerk, A. T. Maves, April 2, 1906.

### ORMEALOGICAL

### HISTORY

Santa Ynes Indians named as defendants in the action entitled. The Roman Catholic Bishop of Monterey vs Salomon Cota et al". No. 3936 filed February 12.1897 in the Superior Court of Santa Barbara County. State of California.

of the

1. Salomon Cota

Res been in Sente Berbara General Hospital. Died

2.Juadalupe line (Wife of Salemon Cote)

Died 1914 - age 80 years Her children: Desiderio Fiña Janta Ynes Adolfo Fiña Janta Barbara

riedad lina dend Alfredo lina dead Chona lina dead

S.Maria Mina

Died 1920 - age 43 years
Her children
Mystica Piña, Jan Francisco
Hary Piña, Carpinteria
a. Sara Piña, died 1926 - 35 yrs
Her children:
Madeline Backer, Ventura
Margaret Backer, unknown

4. Prancisco Estrada

On Reservation - age 65 years
His children:
B. Blanche Remore - died 1933
Her children:
Remon Remore, on Reservation
age 23 years.
b. Adelida Romero - died 1935
age 21 years
Her children:

Her children: Baby girl. Janta Ynes.

5. \*ntonia Aguirre

Died 1922 - age 60 years
Her children:
Maria Aguirre dead
Feliciana " dead
Josefa Aguirre Janta Berbara

Ines liña, dead Virginia liña, Santa Barbara Plorencia lascuala liña, Santa Ynes Joaquin liña, Santa Barbara Cypriano Cornelio liña, Santa Ynes Juan liña, Santa Ynes

6.Desiderie Piña, also knas Linfan Piña. Husband of Antonia Aguirre. In Senta Ynes - age 65 years

7.Feliciens Aguirre Daughter of No.5 Died 1934 at Los Angeles
Herry Clivas, Los Angeles
Edward
Jennie "Santa Berbara
a.Fermina Espinesa, Los Angeles
Her children:
Has six children, names
etc. anknewn
b. Vicenta Temkins, Santa Barbara
Her children:
Lelvina Hammil
Dorethy Hammil

8.Josefa Aguirre

In Santa Barbara - age 50 years
Her children:
Johnny Shumaker, Santa Barbara
a. Isabel Lopes, Santa Barbara
Her children:
Arthur Lopes
Glady Lopes

9.Sara Fiña Daughter of No.3 Died 1926 - age 33 years Her children: See (a) under No.3

10.Cypriane Cornelie Fina Sen of Ne.5 in Jan**te Ynes -** age 38 years

11.ines Piña Daughter of No.5

Died 1934 - age 46 years

Her children:
Robert Piña, age 27 years on
Reservation

Juanita Piña, age 21 years at
Carpinteria

Margaret Piña, age 18 years at
Los Angeles
Louise Piña, age 16 years at

Emma Figueros.age 12 years at
Santa Berbara
Isabel Figueros.age 11 years at
Santa Berbara
Guadalupe Figueros.age 9 years
at Santa Barbara
a.Kosa Fiña.age 29 years.at Santa
Berbara

Her children: Madeline Pace Jimmy Pace Betty Pace Margaret Pace

12. Virginia Fiña Daughter of Fo.5 At Santa Barbara - age 46 years
Her children:
a.Fred Romero Jr..age 28 years
at Santa Barbara
Julio Romero.age 23 years.died
1932
Mary Romero.age 23 years at
Santa Barbara

b. Amenda Romero, age 21 years at Sante Berbere

Her children:
Baby Girl, age and name unknown
Cocilia Romero, age 16 years at
Santa Barbara
Toney Romero, age 13 years at
Santa Barbara

lioto.

Fred Romero Jr. (a) has two small children.

13.Florencia Pascuala Fifia Daughter of No.5 At Santa Ynes - age 45 years
Her children:
Mary Armenta, age 19 years at
Santa Ynes
Leando Armenta, age 16 years at
Santa Ynes
Catarina Armenta, age 15 years at
Banta Ynes
Esther Armenta, age 12 years at
Santa Ynes
Eve Armenta, age 12 years at
Santa Ynes

Antonia armenta, age 10 years at Janta Ines George armenta, age 7 years at Santa Inos Manuel Armenta, age 5 years at Santa Ynes a. Salalia Armonte, age 22 years at Santa Ynes Her children: A baby girl b. delestine Armenta.age 24 years at Jenta Ynes Her children: Pidelia Valdes, age 6 years, at lenta Ynes William Valdes, age 5 years at anta faos Carmelita Valdes, age 4 years at Santa Ynes

14. Jeaquin Elisco Piña Son of No.5

15. Juan Eirende

16.Clara Miranda

At Santa Barbara - age 41 years

Died 1921

On Reservation -age 65 years Hor children: Sisto Miranda, unknown letra Francisca Miranda .dead William S. Miranda, age Slyears Reservation a. Fotra Francisca Miranda, dead Wer obildren: b. Isabel Kahm.age 25 years at Santa Ynes Her shildren: Helen Consales, age 7 years at Sents Ynez age 6 years at anta Ynes Armulfo Consuelo " .age 4 years at Santa Ines hamon .ego 3 years at 3anta Ynes

o.Josie Kahn.ego 22 years on

Reservation

Her children:
Leonardo Cochita Piña,age 7 yrs.
On Feservation
Joe Miranda,age 27 years. on
Heservation
Edward Echn,age 19 years.on
Reservation
Esther Figueros. Janta Berbara, 13 yrs

17.3isto Kirenda Son of No.16 Shereabouts unknown - agee 46 years

18. Petra Francisca Miranda Daughter of Bo.16 Died 1928 Rer children: See (a) Ro.16

19.Jose Dolores

Died 1912

20.Eusebis Ynes

Dead
Her children:
Vicente Carrillo.dead
Felis Carrillo.dead

21. Esteven Solares

Dead

22.Fernando Ortega

Dead

23.Catarina Ortoga Wife of No.22 Bead
Her children:
Victoria Ortega .dead
Juana Ortega.unknown
E. Domingo Ortega. Janta Maria
Francisca V. Ortega.unknown
Vicente F. Ortega.unknown (Arroyo
Hendo)
Leonardo F. Ortega. Las Gruces
Roberte N. Ortega.unknown
Julio E. Ortega.unknown

24. Victoria Ortega

Dead

25.Juan Ortega

nknown

26. L. Domingo Ortega

Santa Maria

27.Francisca V.Ortega

Inknown

28. Vicente P. Ortega

Arroyo Hondo

29.Loonardo F.Ortoga Las Crices 30.Roberto S.Ortega Unknown Unknown 31.Julio B.Ortoge 38. Augustine Flores On Reservation, age 46 years 33. Francisco Flores at Janta Ynes. age 55 years 34.Jose Solares On Reservation.age 70 years Note. This name confused with Nos.32 and 35. because there are no mames known as Francisco Jose Flores or Jose Augustine Flores. 35. Adolfo Mas At Santa Berbara .ago 64 years His children: Adolfo Fina Jr. age 27 years Santa Barbara Daniel Fiña, age 28 years at Janta Barbara 36.Prancisco Yames Died 1938 37. Guillermo Cardona Died 1931 58.Eduviges Cardona Dend Mother of No.37 39. Prancisco Bernal Dead 40.Ross Correles Died 1915 Her children: s. Blanche Romero, dead Her children: Remon Romers, age 23 years on Reservation b. Adelide Romero, dead Her children: (see list under No.4) o.Juanita Lopes Ortega.age 37 yrs on Reservation Hor children: Demingo Ortega, age 7, Res. Rose .age 6 \*\* Charlie .age 5 Bestrice " age 3

41.Juan Cota

On Reservation.age 64 years (died

42.0swaldo Carlos Robles

On Reservation.age 37 years

43.Maria Concepcion Carrillo

Dend

Her children:

a. Imeretia Carrillo. unknown

Nor children:

Baby girl Jose Ramon Carrillo, dead Gusdalupe Carrillo, Dead Manuela Carrillo, Dead Jose Carrillo, dead Micaela Carrillo, unknown

44.Jose Remon Unrrillo Son of No.43

Dead

His children:

Carlota Carrillo, Watsonville Emoarnacion Carrillo. "

Four other, ages and whereabouts

unknown.

45. Quadelupe Carrillo

Dead

46. Esamela Carrillo

Doad

47.Jose Carrille

Dend

48. Micaela Carrille

Unknown

49. Pelis Carrille Son of Ho.20

Dond

Mote.

From hearings to ascertain the above information.it was learned that the Ortoga's and Carrillo's resent being clessed as Indians.

it has been most difficult to follow the blood lines of the various members of the Santa Ynes band, in that they have changed their names from Indian to Spanish.

#### AGREEMENT

Geo. Montgomery, Bishop of Monterey, Corp. Sole, otherwise Bishop of Monterey and L.A.

With
Lucius A. Wright - U.S.
Indian Agent.

Dated July 30, 1898

Recorded Aug. 1, 1898

Vol. 65 Page 3, dds.

Records of Santa Barbara County, Calif.

This Agreement made this 30 day of July, 1898, by and between The Roman Catholic Bishop of Monterey, a Sole Corporation radicated in the City of Los Angeles in the State of California, party of the first part and Lucius A. Wright, as Agent of the United States for the Indians of the Mission Tule River Agency in California, party of the second part.

#### Witnesseth:

That Whereas, an action numbered 3926 is now pending in the Superior Court of the County of Santa Barbara in the State of California, wherein said party of the first part is plaintiff and said party of the second part and others are defendants; and

Whereas, the object of said action is, among other things, to determine, settle and establish the rights of the parties thereto to a part of portion of the Canada de los Pinos or College Rancho in said County of Santa Barbara.

Now, therefore, this agreement witnesseth:-

That the said parties of the first and second parts hereto, each for and in consideration of the agreement of the other as hereinafter set forth, have agreed together as follows:

lst: That the said party of the first part is to convey by a good and sufficient grant to the Secretary of the Interior of the United States of America in trust for the Band or village of Mission Indians, known as the Santa Ynez Indians, all of the following described parcel of land lying, being and situate in the said County of Santa Barbara and State of California and bounded and described as follows, to-wit:

Beginning at the Southwesterly corner of a tract of land occupied by Eduardo de la Cuesta where the Southerly boundary of said tract intersects the middle line of Sanja Cota Creek, thence running Southerly along the middle line of said Creek following the meenderings thereof to the Southwesterly end of a fence constructed by said Santa Ynez Indians for the

inclosure of lands occupied or claimed by them; thence easterly and northerly along said fence to the intersection of said fence with the Southerly line of said land of Eduardo de la Cuesta at or near the Southeasterly corner thereof; thence Westerly along said Southerly line of land of de la Cuesta to the place of beginning, said boundary to be more definitely and accurately determined by a survey thereof to be hereinafter made and the description of said land according to metes and bounds established by said survey to be adopted and used as the true description thereof in the judgment determining the boundaries thereof hereinafter mentioned.

2nd; That said band or village of Mission Indians shall have the perpetual right to the use of so much of the water of said Creek, to be taken therefrom at a point or points along and on the course thereof on said land, or above said land, as may be needed by the members of said band or village of Indians so resident on said land as aforesaid, their heirs, successors and assigns, for domestic use, and for the watering of stock, and for the purposes of irrigation, and for any other legitimate purposes, provided said water is used on said land only and a further right to maintain the existing ditches, and to lay and maintain pipes in the place and stead thereof, for the purpose of diverting said water from said Creek at said point or points and distributing the same upon said land where the same may be required or needed by said Indians, their heirs, successors and assigns.

3rd: That said Village or band of Indians shall not have the right to sell, transfer or dispose of any of the waters of said Creek, nor to use the same except upon said land and with said exceptions all of the water of said creek is the property of said party of the first part.

4th: That said right and title of said Indians is subject to a right on the part of said party of the first part, and the said party of the first part has, and shall have, the right to dig and maintain ditches, pipes, flumes or other conduits not exceeding three, across said land, for the purpose of conveying the surplus waters of said Creek to other portions of said Rancho or elsewhere, provided said ditches be so located as not to interfere with any buildings or other permanent improvement on said land and, provided further, that when any ditch is once located, said location shall not be changed without the consent of the occupant of the portion of said land traversed by said ditch, except insofar as a change in the location of the head of such ditch or of the connection thereof with said creek may be necessitated by a change or changes in the bed or channel of said Creek.

5th: That judgment may be given, rendered and entered in said action determining, setting and establishing the rights of said parties to said land and the water and ditch rights as above set forth.

6th: That immediately upon and after the entry of said judgment said party of the first part shall make, execute and deliver to the Secretary of the Interior of the U.S. in trust for said Indians, a good and sufficient deed of conveyance of all the right, title and interest of said party of the first part in said land so bounded as aforesaid and of said water rights, subject to said ditch rights as aforesaid.

7th: That this agreement shall become effectual only upon the approval of the same by said Secretary of the Interior.

Geo. Montgomery, Corporation Sole otherwise Bishop of Monterey and Los Angeles

Signed and delivered in presence of Z. Montgomery C. F. Nesler W. E. Arthur

Lucius A. Wright U. S. Indian Agent

Acknowledgment of Lucius A. Wright, U. S. Indian Agent, Jno. B. Bushness, Notary Public, County of Los Angeles, July 30, 1898

Acknowledgment of Geo. Montgomery, etc.
Jno B. Bushness, Notary Public, County of Los Angeles,
July 30, 1898

No Acceptance by Secretary of Interior