

CASE No.

98

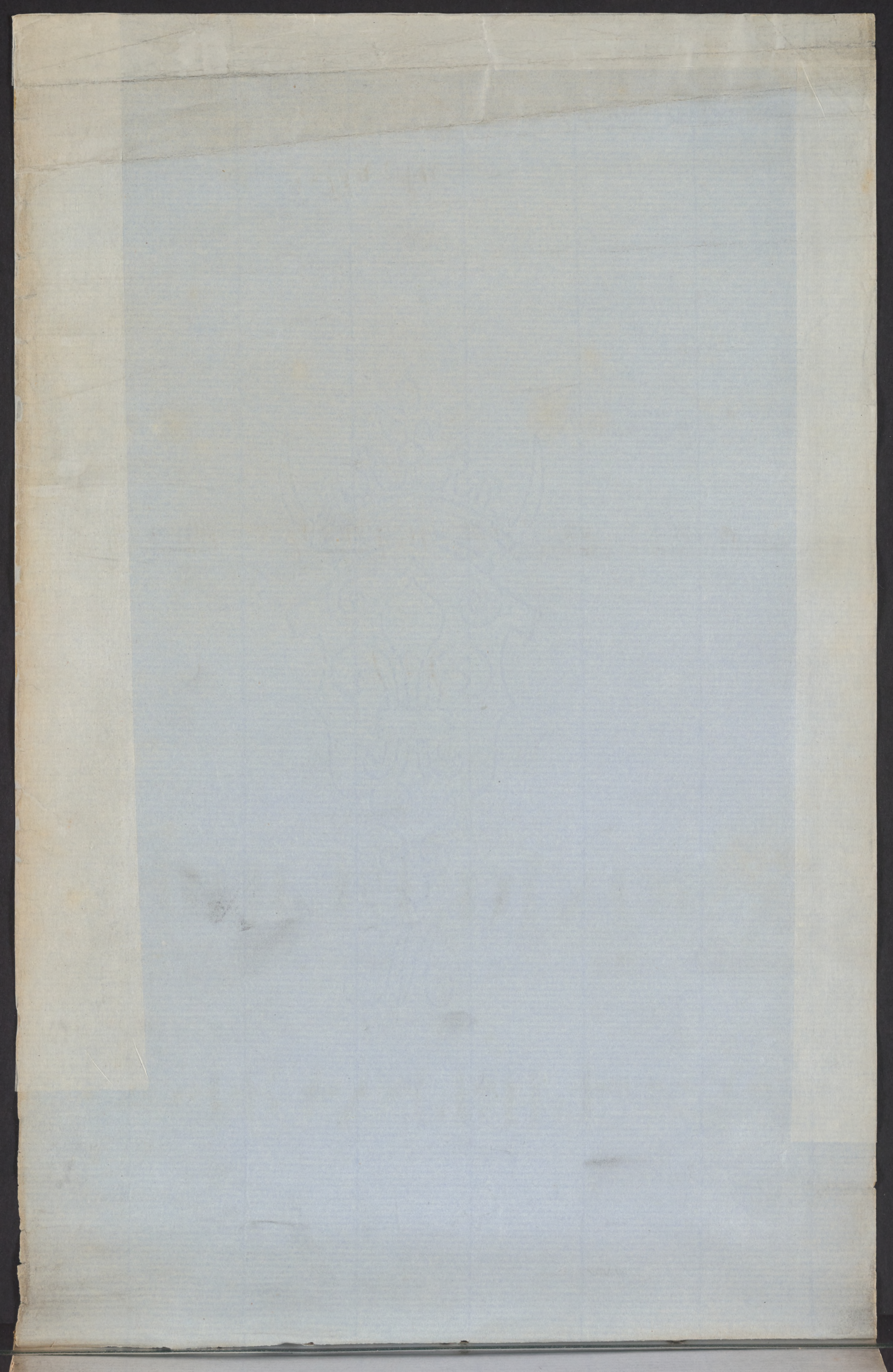
SOUTHERN DISTRICT

BOLSA NUEVA GRANT

MARIA ANTONIA PICO DE CASTRO, ET AL

CLAIMANT

606



# TRANSCRIPT

OF THE

98 SD  
PAGE 1

# PROCEEDINGS

IN CASE

NO. 606

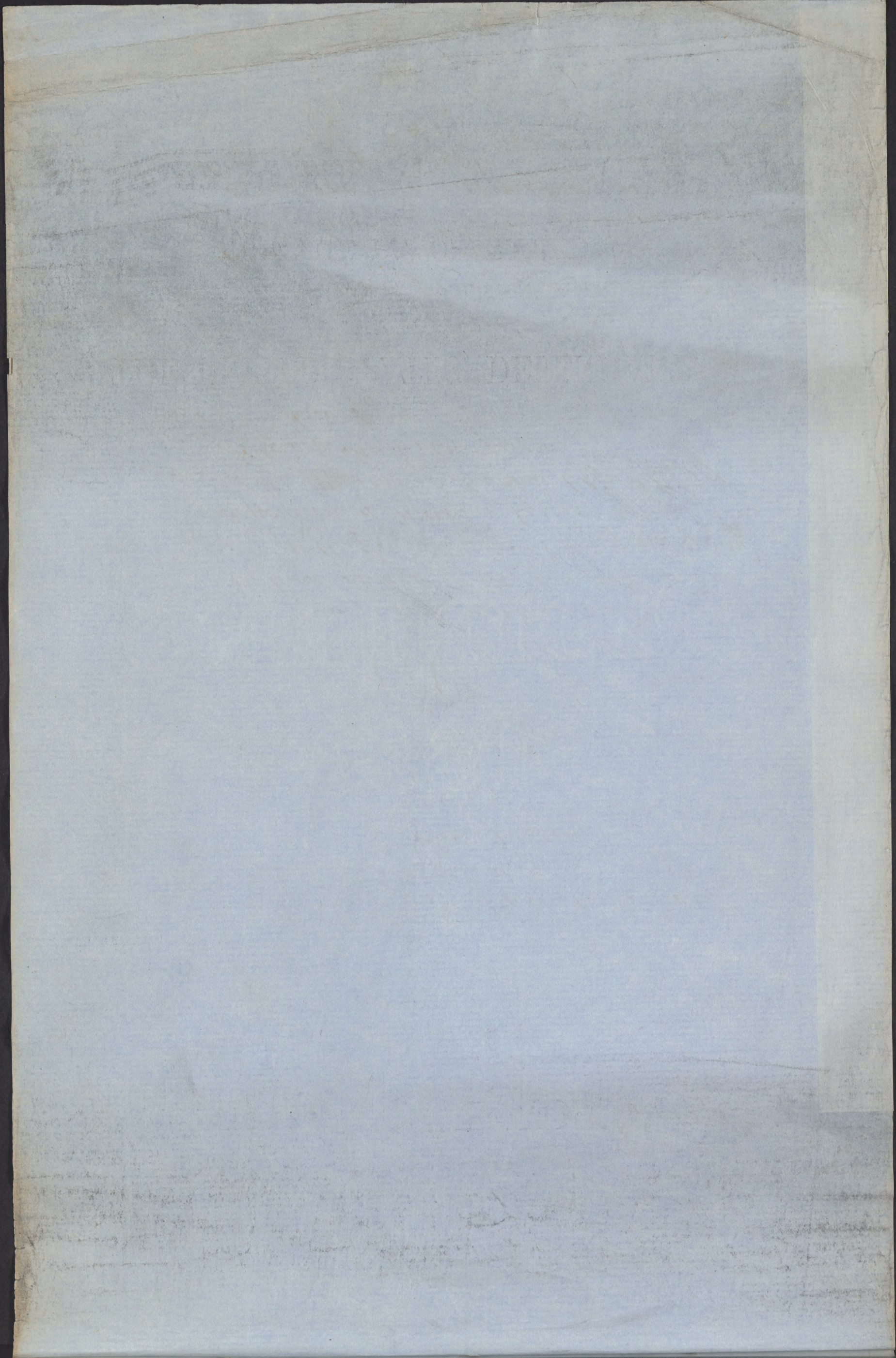
*Maria Antonia Pico de Castro, et al,* CLAIMANT S

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*"Bolsa Nuova"*



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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

.98 SD  
PAGE 2

The Petition of *Maria Antonia Pico de Castro et al:* for the Place named "*Bolsa Nueva*"

was presented, and ordered to be filed and docketed with No. *606* and is as follows, to wit;

(Vide page *3* of this Transcript.)

Upon which Petition the following subsequent Proceedings were had in their chronological order, to wit;

*San Francisco February 25 1853.*

In case no. *606*, *Maria Antonia Pico de Castro et al:* for the place named "*Bolsa Nueva*", the deposition of *Manuel Scurio*, a witness in behalf of the claimants, taken before Commissioner *William Hall*, was filed;

(Vide page *4* of this Transcript)

*San Francisco March 1 1853.*

In the same case the deposition of *Fran B. Alvarado*, a witness in behalf of the claimants taken before Commissioner *Henry J. Thomson* with documents marked *H. J. T. No. 1000* thereto was filed;

(Vide page *5* of this Transcript)

San Francisco October 11. 1853.

Case no. 606, called; submitted on briefs and taken under advisement by the Board,



San Francisco December 22. 1854.

In the same case the depositions of Miguel Leatis and Ambrosio Gomez, witnesses in behalf of the claimants, taken before Commissioner R. Aug. Thompson were filed; (Vide pages 749 of this Transcript)

98 SD  
PAGE 3



San Francisco February 7. 1854

In the same case Commissioner Alpheus Fitch declined the opinion of the Board confirming the claim.

(Vide page 77 of this Transcript)



Report the Commission on Private  
Land Claims in California -

Petition.

Doña Maria Antonio  
Pico de Castro widow of the late Don Simon  
Castro. Manuel Castro first, Manuel Castro second  
Maria Antonio Castro, Jose Antonio Castro, Fran-  
cisco Castro, Leandro Castro and Juan B Castro  
and Juana Castro, children & heirs of the said  
late Don Simon Castro, give notice that they  
claim a tract of land in said State, by virtue of  
a title and title derived from the Spanish &  
Mexican Governments. The said tract of land is  
of eight square leagues or sitos de ganaderia may  
be in extent & known under the several names  
of the Bolsa, the Bolsa and the Moro Cajo. A  
portion of said tract was granted in the year 1825  
to said Don Simon Castro by Don Luis Aguayo  
then Governor of the Territory of Upper California  
and judicial possession thereof given. A por-  
tion was granted to said Don Simon  
Castro on the 24th May 1836, by Don Mariano  
Chico, Political Chief of said California, a further  
portion on the 20th December 1836, by Don  
Juan B Alvarado Political Chief ad interim  
and the whole confirmed & the quantity & extent  
thereof designated by a cedula dated 24th Sep-  
tember 1844, issued by Don Manuel Michelena  
then Governor of the Department of the California

The original documents attesting these  
several concessions and confirmations, with  
translations of the same are herewith presented  
& prayed to be taken as a part of this petition  
said Don Simon Castro did on the  
day of \_\_\_\_\_ when by all his heirs  
in the premises became vested in these claims.

By their Attorney,

Wm Cary Jones.



4

Filed in Office July 19, 1853

(Signed) Geo. Fisher Secy.

San Francisco July 25<sup>th</sup> 1853

On this day before Comr. Nelson Hall came Manuel Larios a witness in behalf of the Claimants, Marcio Antonio Geo. de Castro et al petition Nobis, and was duly sworn his evidence being interpreted by the Secy.

The U. S. Associate Law Agent was present.

Interrogated to the questions by Counsel for the Claimant, the witness testified as follows.

My name is Manuel Larios, my age is fifty four years & I was born at San Juan Bautista in the County of Monterey.

I was acquainted with the late Simon Castro who is dead. I knew him all my life time. He died many years ago. He left at his decease, a widow named Maria who has his five or six children, all of whose names I do not recollect. I remember that among them were two named Manuel, one Juana & another Marcio Antonio.

I am acquainted with the Rancho called Bolsa del Moro Cajo. & Bolsa Nueva & Canada de San Inigo. Simon Castro put cattle on the rancho in his lifetime & since his death his children have occupied it with cattle & the children have lived a home in the Canada.

The three places before named are separate portions of one rancho. The Moro Cajo has been occupied from the year 1825

98 SD

PAGE 5

Deposition of Manuel Larios

In 1826 Simon Castro caught Bolsa  
Aruco & occupied it & during the time of  
Gouss Micheltorena the Canada was occupied  
by the father from the time of his decease the  
whole has been in the occupation of the children  
to the present time.

Manuel <sup>his</sup> Larrea.  
Sworn & Subscribed <sup>made</sup>

By me

Alaud Nett Coms.

98 SD

PAGE 6

Filed in Office July 23. 1853.

(signed)

Geo Fisher Secy.

San Francisco March 4. 1853.

On this day before Com Harry J. Thornton  
came Juan B. Alvarado, a witness in behalf of  
the Claimants Maria Antonio Pico de Castro &  
also petition No 100 and was duly sworn his  
oath being interpreted by the Secretary.

Questions by Claimants

Quest 1. What is your name age & place of residence

Ans. My name is Juan B. Alvarado, my age is  
forty three years, and my residence is Contra  
Costa County California -

Quest 2. Are you acquainted with the Ranches  
Bolsa all more Cajo, Bolsa Nuevo and Canada

de San Miguel and if you state what you  
know about the occupation of these places.

Ans. - I am acquainted with the said places  
Simon Cajo was the property of Simon Castro  
and has been occupied by him for twenty five  
years and upwards. Bolsa Nuevo was afterwards  
granted to Simon Castro it adjoins more  
Cajo & has been occupied by the said Castro since

Deposition  
of  
Juan B. Alvarado

his life for about fourteen years and after  
his death by his family to this time. The place  
Canada de San Miguel, and some other places.  
This place was granted by the King as  
Governor of California in 1837 to the said Castro  
who has occupied it ever since or his family.  
This property was cultivated, and built upon &  
resided on by the said Castro during his life  
and by his family since.

98 SD  
PAGE 7

Quest. Are the heirs of Simon Castro the  
persons who are named as claimants in this petition.  
Ans. The petitioners in this case, are the only  
heirs of said Castro.

Quest. Please examine the document now  
shown to you and marked Exhibit No. 1, to  
this deposition, and if you are acquainted with  
the hand writing of the parties, whose names are  
written thereon, please say if they are genuine.

Ans. I have examined the said document Exhibit  
No. 1. I am acquainted with the hand writing  
of all the persons whose names are signed to it, or  
appended except Miguel Gomez de Alamo and  
Jose Maria Arista, and with that exception  
I know their signatures to be genuine.

Juan B. Alvarado.

Sworn to & Subscribed before me  
this 11<sup>th</sup> of March 1853.

Mary J. Thornton Com. &c.

Filed in Office March 11, 1853.

(Signed) Geo. Fisher Secy, &c.

7

Case No 404.

Office of the Board of U. S.  
Land Commissioners &c. &c.

San Francisco, Dec 22. 1853.

Deposition  
of Miguel Castro.

This day before Commissioner R. Hug  
Tompson called Miguel Castro, a witness in  
behalf of Claimants M<sup>rs</sup> A. Pico de Castro  
et al. John H. Smith and being sworn his testi-  
mony being in Spanish was interpreted by the  
Secretary as follows.

98 SD  
PAGE 8

Present Claimants Atty. & U. S. Atty. Law Agent.

Witness says his name is Miguel Castro  
aged thirty seven years, Resided San Juan  
Bautista, Monterey Co. Cal<sup>a</sup>

Question by Claimants Atty.

Do you know the Rancho called Bolsa  
Nueva and Moro Cajo. If so state how long  
you have known it, where it is situated and in  
whose possession it has been during the time you  
have known it.

Answer

I knew said Rancho and have  
known it since my boy hood. say June 1827. it  
is situated about 8 leagues in a northerly di-  
rection, from Monterey and on the Sea Coast. when  
I first knew it Simon Castro was living  
on it with his family and continued to live  
there until his death since which time his  
family have continued to occupy and live on  
it. Simon Castro died some years before  
the American occupation of the Country. He  
had two small houses on it. I cannot remem-  
ber when the first knew was built. He had  
also cattle horses and mules on it and  
some land in cultivation.

Question by Same.

Described particularly the boundaries of said

Rancho, mentioning the natural objects and the adjoining Ranchos, which form such legends.

Answer..

On the South it is bounded <sup>by</sup> the Cepinosa and Coajus Ranches, on the East on the Ranchos of Saaguin Gomez, and the Moises, on the North the Rancho of Saaguin Soto, called Carnaras, and the Rancho of Don Naid known as Colorado and the Rancho of the Vallias, and on the West the Sea beach and the Estuaries.

Justified by Some.

State of you know the ~~boundaries~~ boundaries of any particular points or places contained within the limits of said Rancho.

Answer.

Boya de Moro Cajo, Boya Nueva and the Canalla de San Miguel are all places contained within said limits.

Miguel Castro.

Sworn to & Subscribed

before me Dec 21, 1853.

H. Mag. Thompson Comr.

Filed in Office Dec 22, 1853.

(Signed)

Geo. Fisher Secy. 3

9

Case No 606.

Office of the Board of U. S.  
Land Commissioners &  
San Francisco Dec 22, 1853.

Deposition  
of  
Am<sup>o</sup> Gomez

This day before Commissioner R. Aug  
Thompson came Ambrasio Gomez, a witness  
in behalf of Claimant M<sup>o</sup> Pico de Castro Esq  
Petitioner to this, and being sworn his evidence  
being given in Spanish, was interpreted by the  
Secretary as follows.

Present - Claimants Atty & U. S. Asst. Lawy<sup>r</sup>.

98 SD  
PAGE 10

Witness states his name is Ambrasio Go-  
mez his age 28 years and resided Monterey  
Cal<sup>a</sup>.

Questions by Claimants Atty.

Do you know the Rancho called Bola  
huera and Moro Cajo. If so state how long  
you have known it, where it is situated, who  
has occupied it and the nature & extent of the  
improvements and cultivation of the land?

Answer -

I know said Rancho and have known  
it ever since I came to California in the  
year 1836. It is situated on the Sea Coast  
and forms a peninsula between the Estuary  
and the Sea and lies between Monterey, Santa  
Cruz and San Juan. Bautista on the left  
of the road coming from Monterey. Simon  
Castro occupied it when I first knew it, and  
continued to do until his death since which  
time it has been occupied by his heirs and  
children. Simon Castro died prior to the  
month of October in the year 1842. They had  
a house on it built of poles when I first knew  
it, in which the family lived, they afterwards  
built another house of adobe, they had also

small houses on the land. inhabited by the Indians laboring in their employment. They had also Cattle and Stocks of Cattle and horses. They also had some of the land in Cultivation I do not know the precise extent but sufficient for the support of the Establishment.

98 SD  
PAGE 11

Question - Look at the traced Copy of the map filed in the Expediente in this case and state whether you recognize the boundaries described therein and the points designated and if so describe said boundaries & points.

Answer. I recognize said map as a correct delineation of said Rancho and also the places and points therein designated. It is bounded by on the North by an Estero (Estuary) which separates it from the Rancho of the Valleys. On the West by the Ocean and the South by another Estero which separates it from the land of Don Cevasar and by the Ranch of Esquina. On the East by the Rancho of my father Joaquin Gomez and that of Nicholas Aloia. On the North East it adjoins the Ranchos of Soto and David Luis John, known in the Country as "Colorado". Among the well known points contained in said Rancho are "La Balza de Moro Cofe" "La Balza de la Nueva" "La tembladera" "La Cañada de San Iniquid". Chamuset &c.

Question by Some. Are you well acquainted with the lands contained in said boundaries, if so state how much land in Don Esquina is contained in them.

Answer. I am perfectly acquainted with said lands have been over them many times. The whole quantity contained within its limits including all the Puntos (points) is about Eight square leagues.

Ambrosio Gomez.

11

Sworn to and subscribed

before me Dec. 22. 1853.

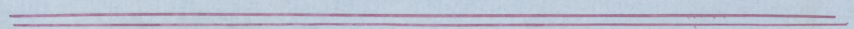
R. Aug. Stimpson Com.

Filed in Office Dec. 22. 1853.

(signed)

Geo. Wash. Secy. 3

98 SD  
PAGE 12





10000

Expediente Promovido por  
el C. Simeon Casto Pretendiendo  
cumplacion del Terreno Nombrado

98 SD  
PAGE 13

Balsa Nueva

1836

104

Sello Tercero Dos Reales.

L. O. D. N

Habilitado provisionalmente por la Administracion de la Aduana Maritima de Monterey de la Alta California, para los años de mil ochocientos treinta y seis y mil ochocientos treinta y siete

98 SD  
PAGE 14

In tiercy  
Monterey mayo 7 de 1836  
Ameon Castro residente en esta Agreuese a la jurisdiccion, ante U. O. como renuncia de q. mas haya lugar en derecho; se hace referencia presente y dice que no siendo ipasese al Sr. eficiente para los bienes que Alcaide pri- actualmente posee el terreno mero de este llamado Bolsa del Mozo como puerto ante que que tiene concedido en el año de 1829 por el Sr. Gobernador de Ameon Cas. D. Luis Arguello pretende presentar a le conceda U. O. con ampliacion una informacion el conocido con el nombre de testigos de Bolsa Nueva pues sabe haber doneos que se renunciado de el el Ciudad. Gran ran interrogar e. Maria Soto a quien pertenecio dos sobre los y lindasens de otro con cuya espre puntos si quien: cada ampliacion tendra el tes. Sr. D. D. el suplicante las comodidades terren que pre necesarias para su ganados. tendre p. dere Por. Tanto. A. U. O. Duplico se gadio temporal digno acceder a esta su solicitud o abrevadero o en que recibira gracia jurando q. estension tiene to necesario T. e.

2.ª Si tiene bienes  
de Campo con  
que poblarlo. o posibilidad de adquirirlos. 3.ª  
Monterey Abril 27 de 1836.  
Ameon Castro

4 J. D. D. H  
map 11

Si su conducta ha desmerecido, desde que se le hizo la donacion del terreno q. ya posee es hombre laborioso. Evacuada esta diligencia vuelva el expediente para su resolucion. El S. D. Mariano Olivos Jefe Politico de la Alta California asi lo mandó decreto i firmo de lo que certifico.

Olivos

J. D. D. H

98 SD  
PAGE 15

Monterey Dto 20 St. Jefe Sup. P. y M.  
de 1824. El Sr. Terane: Maria Doto Cabo de  
placante pobra } la comp. de Cab. de este  
poner los bienes } Presidio de Montf. ante V. C.  
en orientes que con la mayor subordinacion  
dice poseer en el Dto. Que siendo poseedor de  
citas que pretende mas Doscientos reses y no tener  
llamada la m. de lugar mas a proposito q. la  
bolsa nueva } Bolsa nueva Imploro con  
Arguello — } alta consideracion p. q. me  
lo conceda pues esta Paraje unca ant. sirve  
p. cria de Ganados, Tanto este como el tener  
una Presida familia a quienes sostener  
me hace importunar V. C. Que do persuadido  
q. esta Solicitud tendra exito en la muy be-  
nigno corazon. Amas de que esto citio no le  
perjudica a nadie, y de consigl. p. Queda  
en prove mas de p. el objeto indicado.

P. S. A. V. C. rendidamente imploro se  
digne resolver a mi favor congratulandome  
Obediente p. la Patria a las ordenes.

Monterey Dto 20 de 1824.

Terane. Ma: Doto

Here follows

Map

*[Faint, illegible handwriting, likely bleed-through from the reverse side of the page.]*

1101

1101  
1101

C. D. D. 16.

Habilitado provisionalmente por la administración de la Aduana Marítima de Monterey de la Alta California, para los años de mil ochocientos treinta y seis y mil ochocientos treinta y siete.

Gutiérrez

A. Ramirez.

Monterey Mayo

Don Jefe Superior Político

6 de 1836

Francisco María Doto vecino

Notifíquese al interesado que se apersona en cada Secretaría a efecto de que se apersona en cada oficina conforme a lo que se presenta apartándose como se aparta del derecho de. a ambos les pueda asistir P. J. C. D. Duplica lo tenga por presentado jurando lo necesario &c.

de esta comprensión ante U. S. como mas haya lugar en derecho. hace presente: que no presentándole las condiciones que desea, el terreno llamado La Bolsa Nueva concedido por el C. D. Luis Arguella en el año de 1824 renunció y lo pone a disposición del Gobierno para lo que tuviese a bien, siendo ésta renuncia por sus herederos, y sucesores y del of. se presenta apartándose como se aparta del derecho of. a ambos les pueda asistir P. J. C. D. Duplica lo tenga por presentado jurando lo necesario &c.

Monterey Abril 29 de 1836.

Franc. M. Doto.

y. D. D. 12

Quelta. A. Virtud de la notificación anterior se apersona en esta Secretaría el C. Franc. M. Doto a quien conosco, i habiéndole presentado la renuncia de la quelta que tiene hecha del terreno conocido con el nombre de la bolsa nueva digo: que esta misma que el ha hecho de en libre i espontanea voluntad i of. la firma i rubrica of. en ella esta estampada, es de un mismo puño i letra i la misma que acostumbra hacer en

cuantos documentos se requiere; por lo que lo reconozco por suya sin q. de ello la quede la menor duda. En fe de lo q. cual lo firmo conmigo el Secretario de Gobierno en Monterey a seis de Mayo del año de mil ochocientos treinta y seis de lo q. certifico.

Fr. del Castillo Negrete Secretario

Francisco Soto

Monterey 7 de Mayo de 1836.

Se gase por disistido a su perjuicio con todo los Secretaria del Gobierno Político. Notificación R. En la renuncia q. ha presentado del terreno llamado la Bolsa Nueva se ha puesto el Decreto siguiente.

Notifiquese al interesado que se persone en la Secretaria a identificar su firma. Lo que hago a Q. saber a fin de que esta tarde a las cuato se presente en la Secretaria de mi cargo para dthos objetos. Dios y Libertad. Monterey Mayo 6. de 1836.

Fr. del Castillo Negrete

D. Franc. Ma. Soto. (Copia) Sello tercero Dos Reales. Habilitado por la Administracion de la Aduana Maritima de Monterey de la Alta California para los años de mil ochocientos treinta y seis y mil ochocientos treinta y siete. (Gutierrez) efectos q. segun la pue dan resultar de esto, es a tñea renuncia.

Chico.

Monterey Mayo 14 de 1836.

Notifiquese al interesado presente los testigo que se han de examinar bajo los puntos a que se Contrae el superior decreto de 7 del

98 SD  
PAGE 17

8. S. D. R.

9. S. D. R.

10. S. D. R.

presente, que antecede, recibase la informacion y fha devuélvase el expediente al S. Jefe Superior Politico en cumplimiento de lo emanado en el citado superior decreto. Asi yo el Alcalde 1º de este puerto lo proveo, mande y firmè con los de asistencia.

Jose R. Estrada.

De as<sup>a</sup>

De As<sup>a</sup>

Jose Mant. Maldonado } Jose Nuñez.

En la fecha se le notifico al C. Simon Bas-  
tro el auto antecede dente y entendido dijo lo  
Oye y q<sup>º</sup> presenta por testigos a los C. D. D. Jose  
de Jesus Vallejo, D. Teodoro Gonzalez y D.  
Francisco Pacheco, y lo firmo con mis o y los  
de asistencia en la forma establecida.

Estrada

De as<sup>a</sup>

Jesus Nuñez

Jose Maria Maldonado. De as<sup>a</sup>

En la misma fecha presente el C. Teodoro  
Gonzalez se le recivio juramento que hizo en  
forma de derecho: bajo el cual ofrecio decir  
Verdad con lo que supiese y fuere preguntado  
y siendo por su nombre, estado edad y patria  
Dijo: llamase como queda dicho: que es casado  
de treinta años Nativo de Puebla y vecindado  
en este Puerto. (Pregunta) Por el interrogatorio  
q<sup>º</sup> comprende el Superior decreto del Sr.  
Jefe Superior Politico. Dijo. A lo 1º Que  
el terreno q<sup>º</sup> se le pregunta es de abrevadero  
y que su estension sera de medio sitio de ga-  
nado mayor y contesta. A lo 2º Que sita  
los terrenos de Campo suficientes para po-  
blarlo y contesta. A lo 3º Que no ha des-  
merecido la buena conducta que ha obser-  
vado desde que lo conoce y que es laborioso

98 SD  
PAGE 18

11. O. D. N.



D. O. D. 16

y tesoro en el habáys; y que lo dicho es la verdad, à cargo del juramento que tiene hecho: en el  
Belloterceros Dos Reales: Habilitado por racion abnt.<sup>s</sup>  
por la administracion de la Aduana Maritima  
de Monterey de la Alta California, para los  
años de mil ochocientos treinta y seis y mil  
ochocientos treinta y siete.

98 SD  
PAGE 19

Lutierrez O. Ramirez  
q. de afirmo y verifico leida q. le fue en decla-  
-racion y lo firmo con migo y los de ass.<sup>o</sup>  
Jose R. Estada Teodoro Fomales.  
De as.<sup>o</sup> De as.<sup>o</sup>

Jose Maria Maldonado // Jesus Kunez  
En el mismo dia, mes y año presente el B. Jose  
de Jesus Vallejo se le recivio el juramento que  
hizo en forma de derecho el cual ofrecio deca  
verdad con lo q. supiese y fuese preguntado  
y oendiolo por su nombre, estado, edad y patria  
y vecindad. Dijo se llama como queda dicho  
referido: que es soltero de edad de treinta y  
cinco años nativo de este Puerto y vecindado  
en el (Preguntado) Por el mismo interrogatorio  
que le fue el antecedente testigo: Dijo: Que  
el terreno q. se le pregunta es de temporal y  
abrevadero y su estension de una y media ca-  
-guay resp. de A. lo 2.<sup>o</sup> Que ambos circunstan-  
cias del contenido de la pregunta tiene el  
Solicitante, y contesta. A. la 3.<sup>o</sup> Que su  
conducta no ha variado que es buena; y que  
es laborioso; que lo dicho es la Verdad à car-  
-go del juramento que tiene hecho en el que se  
afirmo y ratifico leida que le fue esta o decla-  
-racion y espresando no tocarle las generales de  
la ley y lo firmo con migo y los de Ass.<sup>o</sup>

D. O. D. 16

José R. Estrada.      José de Jesus Vallejo  
De aca      Do aca

José Maria Maldonado.      Jesus Nuñez  
En el referido día presente el Sr. Francisco Pacheco le recibió juramento en forma de derecho bajo el cual ofreció decir verdad en cuanto supiere y fuere preguntado, y oyéndolo por su nombre, estado, edad, patria y vecindad dijo: se llama como dicho es casado de cuarenta y cinco años nativo de Guadalupe y vecino de este Puerto. Preguntado. Por el fin no tengo en q. lo fueron los dos anteriores testigos Dijo: A lo 1.º Que el terreno q. se lo preguntó es de abrevadero, y que su estension era por mas de una legua y responde: A lo 2.º Que si tiene bienes de campo con q. poblarlo y contesta A lo 3.º Que no ha desmercido en buena conducta y q. es laborioso q. lo oíto es la verdad en la q. se afirma y ratifica y firmo con mis y los de aca

José R. Estrada      Franc.º P. Pacheco  
De aca      De aca

José Maria Maldonado # Jesus Nuñez  
Dellos terceros Dos Reales. Habilitado provisionalmt.º por la administracion de la Aduana Maritima de Monterrey, de la Alta California, para los años de mil ochocientos treinta y seis y mil ochocientos treinta y siete.

Lutierrez      A. Ramirez  
En la misma concluida la informacion q. se manda, se devuelve el expediente al Sr. Jefe Politico en q. útiles conforme lo mandado en auto de 14 del presente, y para constancia

30  
lo anoto y rubrico

R.

Monterey 14 de Mayo de 1836.  
Visto la peticion con que da principio este expediente, la renuncia voluntaria i ratificacion de ella q.ª. ha se el Sr. Franc. M.ª. Loto del terreno llamado Bolsa Nueva, en forma de lo cual acompaño el documento q.ª. acredita su legitima posesion la exposicion de testigos con todo lo demas q.ª. se tubo presente i verconvino, de conformidad con lo dispuesto por las leyes y reglamentos de la Materia se declaró al Sr. Simeon Castro dueño en propiedad del terreno conocido con el nombre de Bolsa Nueva en aumento del que ya pose llamado Bolsa del Mor. Cojo: inmediato a q.ª. tos quedando sujeto a las condiciones que se estipularen. Libre se le el correspondiente despacho tomese razon de el en el libro respectivo, unase este expediente al de la Bolsa del Mor. Cojo y reservase para dar cuenta a la Junta Departamental p.ª. su aprobacion. El Sr. D. Marciano Chico Jefe Politico de este Departamento de la Alta California asi lo mando, decreto y firmo de lo que certifico  
Mar.ª. Chico

J.ª. del Castillo Negrete Jefe

En 31. de Mayo paso a la comision de terrenos Caldiños.

Maldonado

Monterey Mayo 22 de 1840.

Dada cuenta a la Cañia Junta Departamental en sesion de este dia acordó que paso a comision de Agricultura: Jose Fernandez Sr.ª.

21

16. D. D. 14

En V. C. del mismo lo devolvio la comision con el dictamen q<sup>o</sup> acompaña. Fernandez Monterey Junio 11 de 1840.

En Vista de la aprobacion otorgada en V. C. del mes p<sup>o</sup> p<sup>a</sup> por la Ex<sup>ta</sup> Junta Departamental, librese testimonio de ella a la parte de D<sup>o</sup> Simeon Castro en confirmacion del terreno de Bolsa Nueva que obtuvo en 14 de Mayo de 1836. El Sr D<sup>o</sup> Juan B. Alvarado Gobernador del departamento de las Californias asi lo proveyo y firmo.

Alvarado.

98 SD  
PAGE 22

17. D. D. 16.

Ex<sup>ta</sup> Junta: La comision de agricultura encargada de dictaminar en el expediente que promovio el C. Simeon Castro en el que solisito la ampliacion de tierra agregando la Bolsa nueva a la del Moro Capo abriendo esaminado detenidamente los informes y diligencias practicadas y la Concesion del mencionado terreno por el Sr Coronel y Jefe Superior Político D<sup>o</sup> Mariano Chico en la que declara a D<sup>o</sup> Simeon Castro dueño de dicha bolsa la Comision pone a la deliberacion de V. C. los articulos siguientes:  
Art<sup>o</sup> 1<sup>o</sup> Se aprueba la concesion hecha por el Sr D<sup>o</sup> Mariano Chico de la Bolsa nueva declarandole dueño de ella a D<sup>o</sup> Simeon Castro. Articulo 2<sup>o</sup> El presente expediente bolbera al Gobierno Superior de este departamento. Monterey Mayo 22 de 1840.

José Rafael Gonzalez      J. Arriello.

Monterey 26 de Mayo de 1840

En Sesion de este dia aprobó la Ex<sup>ta</sup> Junta

Departamental los dos Articulos con q<sup>e</sup>.  
concluye el dictamen anterior.

Manuel Jimeno Presid<sup>te</sup>.

Jose L. Fernandez Sec<sup>o</sup>.

18. O. D. 16

Monterey 10 de Enero de 1840. Los Ciudadanos Franc<sup>o</sup>.  
Soto y Simeon Castro han  
Agreguese al convenio el Dia en la fha  
eficiente de la en que una bolsa q<sup>e</sup>. esta  
materia para la en medio en los Ranchos  
deuda constancia en ambos para q<sup>e</sup>. no hayga  
y archive de un question en adelante par.  
Tequieroa }- tor desde la puerta de la  
Bolsa hasta el primer Costero q<sup>e</sup>. esta  
en la misma bolsa en los terminos q<sup>e</sup>. se  
pinta a continuacion.

98 SD  
PAGE 23



Con la advertencia en q<sup>e</sup>. Simeon Castro  
tiene d<sup>ta</sup> Bolsa en su diseño y ademas  
la posesion y Franc<sup>o</sup>. Soto aunque no tiene  
posesion tambien tiene en su diseño d<sup>ta</sup>  
bolsa. El N. 4 queda p<sup>a</sup> Franc<sup>o</sup>. Soto y  
el N. 2 p<sup>a</sup> Simeon Castro y p<sup>a</sup> la deuda  
constancia lo firmaron ambos en el Re-  
sidio de Monterey a 31 de D<sup>to</sup> de 1833.

Franc<sup>o</sup>. Soto

Simeon Castro

19. O. D. 16

Sello Tercero Dos Reales. Habilitado pro-  
visional<sup>te</sup> por la administracion de  
la Aduana Maritima de Monterey para  
los años de mil ochocientos treinta y tres y  
mil ochocientos treinta y cuatro.

Figuerosa José Rafael González  
 Monterey Nov. 20 de 1833.   
 Don Comandante General y Jefe Superior Político.   
 No habiéndose { Jimenon Castro Cabo licenciado  
 verificado la { de la Compañía de Caballeros de  
 conciliación { este Puerto, en este Territorio  
 por q. fueron { ante V. S. con el mas debido res-  
 citados el mes { peto se presenta y dice, q. en la  
 de Junio p. p. { tud del Reclamo q. hizo a los  
 los ciudadanos Señores Generales D. José Alario  
 Jimenon Castro Beheandía y D. Manuel Victoria  
 y Trame Soto. sobre, q. no Colindante; Trame  
 no si que se les { Soto habiendolo reconocido  
 de nuevo p. q. { por dos veces p. q. Salera del  
 concurrían el { sitio donde queria sembrar por  
 día 2 de Diciembre los Alcaldes Ciudad. Mariano  
 Cumbre mine { Soberanes; y José Castillo y no  
 diato.   
 Queriendo obedecer a otho Cas-  
 tillo por allarse militar pasó  
 al Señor General, Beheandía, quien le or-  
 dens a otho Soto presentase los documentos  
 de su posesion, y en virtud de q. no los pudo  
 presentar y acreditar su legitima, se me or-  
 densa mi, sacase una certificacion, la q.  
 saque, por orden del Sr. Victoria, por el  
 Alcalde Antonio Buelna quien en vir-  
 tud de lo acaecido en ese tiempo no llego  
 a las manos de otho Sr. General cuyo Alcal-  
 de q. fue en ese tiempo esta pronto a certi-  
 ficar lo mismo q. ago presente.   
 P. S. A. V. S. rendidamente duplica  
 se digna q. en virtud de mis Justifican-  
 tes q. acreditan la posesion de mi dicho  
 sitio y de que otho Soto queria poseser aquel

98 SD

PAGE 24

20. S. D. 18 pedazo de tierra de mi pertenencia; segun la Sabia penetracion de V. S. y amplias facultades suplicas se digne, si ante allars de Just<sup>o</sup> decretar, conforme con benigna Gracia q<sup>d</sup> creyera merecer sin andon ser de malicia y lo necesario &c.

Puerto de Mont<sup>o</sup> 18. de Junio de 1833.

Ameon Castro.

98 SD  
PAGE 25

21. S. D. 18 Sello Quinto Medio Real. Habilitado provincialmt<sup>o</sup> por la Aduana Maritima del Puerto de Monterey, en el Departamento de las Californias, para los años de mil ochocientos cuarenta y cuatro y mil ochocientos cuarenta y cinco.

Micheltorena

Pablo de la Guerra

El S. Gobernador y Comend<sup>o</sup> Gr<sup>o</sup> Maria A. Pico viuda del finado D<sup>o</sup> Ameon Castro en este Puerto por si ya nombre de mis hijos, herederos ante la acreditada justificacion de V. S. con el debido respeto y como mas haya lugar en derecho paresco y digo: Que desde el año de 1825 adquiri mi finado Esposo, el parage nombrado la Bolsa del Cajo y por via la posesion judicial lo ocupi desde luego con sus bienes: en 1835 habiendo estos aumentado tuvo necesidad de un terreno mas estenso y por via de compra y del titulo expedido por el Gobierno de entonces adquiri la propiedad de la Bolsa llamada Nueva contigua y al Norte de la primera ultimamente esto es en 1837 hacia al Este de ambos terrenos y colindando con los ranchos de D<sup>o</sup> Palmar

Espinoza D.<sup>n</sup> Nicolas Alvaro, D.<sup>n</sup> Joaquin  
 Gomez, D.<sup>n</sup> Joaquin Loto y D.<sup>n</sup> David Litigan  
 se le concedio por el superior gobierno Departam.  
 para aboveaderos de sus ganados el parage  
 nombrado Cañada de San Miguel metido  
 el Chamisal de ambos lados que tambien  
 se halla contiguo; mas formando estas  
 tres consecuciones un Cuerpo unido de terreno  
 y en embargo de los documentos y D.<sup>n</sup> seños  
 respectivos espresan claramente los linderos  
 demarcados, por otra parte no se esplican  
 todo el numero de sitios de ganado mayor  
 puedan contener y deseando una posesion  
 juridica y bien arreglada y de merecer  
 de V. E. que en vista de los titulos que a-  
 -compañan y pido se me duembanse ser de  
 -clarar por propiedad legal de los here-  
 -deros de mi finado Esposo ocho sitios de  
 ganado Mayor que veridicamente com-  
 -prehen den los parages Bolsa del Copo la  
 Nueva y la Cañada de San Miguel  
 con el Chamisal mencionado que les  
 pertenecen y emporen en quieto y pacifico  
 posesion. Por tanto a V. E. suplico se  
 -sirva prever como pido de todo lo cual re-  
 -cibiré gracia y justicia por cuando no ser  
 de maldicia y lo necesario. Monterrey Sept.  
 14 de 1844. Por mi madre D.<sup>a</sup> Maria  
 Antonia Pico. Manuel Castos. Month  
 Sept.<sup>o</sup> 20 de 1844. Como la pide, vistos  
 los documentos que acompañan y los in-  
 -formes practicados se declaran por dueños  
 legitimos a los herederos del finado D.<sup>n</sup>  
 Arneon Casto de ocho sitios de ganado



mayor que comprehenden los tres terrenos  
 que le pertenecen y de los que tomaran pose-  
 sion juridica, respetando los linderos que  
 ya tienen demarcados por los titulos respecti-  
 vos. Devuelvase esta instancia a los intere-  
 sados. Sacandose copia por la Seria de  
 mi Despacho. Micheltoena # Manuel  
 Jimeno Serio. Se devuelva este titulo a la  
 interesada quedando en la Seria una copia  
 como se manda en el precedente Superior  
 decreto. Monterey Septbr 26 de 1844  
 Manuel Jimeno. Es copia legal del Ori-  
 ginal que se entrego a la interesada con-  
 forme lo dispuesto por el E. O. Gobernador  
 Jha W. Supra

Francisco Arce Oficial 1<sup>o</sup>

Here follows

map

98 SD  
 PAGE 27

27m ap 1

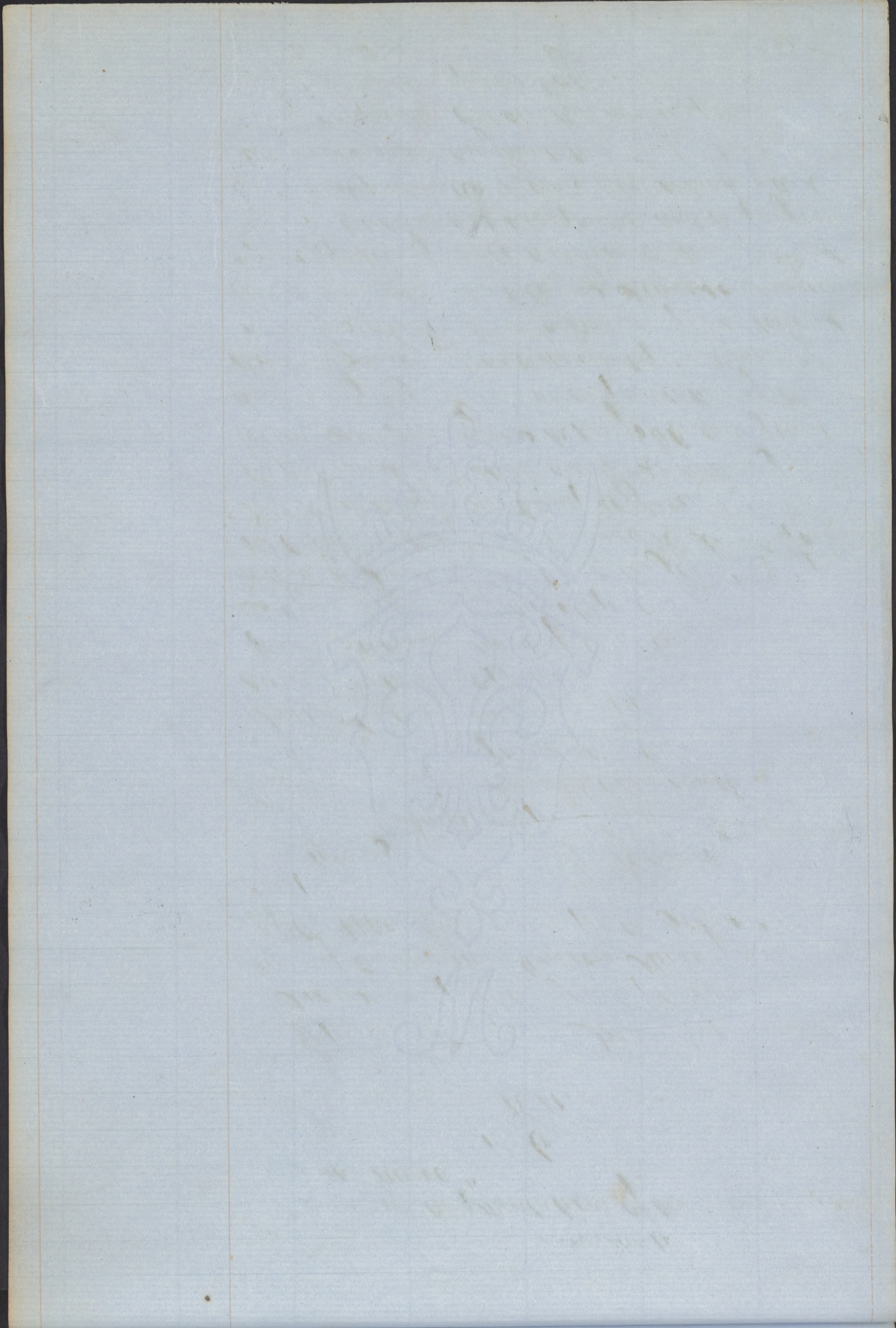
Office of the Surveyor General of the Uni-  
-ted States for California  
I, Samuel D. King Surveyor General of  
the United States for the State of Califor-  
-nia and as such now having in my Office  
and under my charge and Custody  
a portion of the Archives of the former Spa-  
-nish and Mexican Territory or Depart-  
-ment of Upper California do hereby cer-  
-tify that the twenty preceding and here-  
-unto annexed pages of tracing paper  
and numbered from one to twenty three  
inclusive and each of which is verified  
by my initials (S. D. K) exhibit true and  
accurate copies of certain Documents  
now on file and forming part of the said  
Archives in my Office.

In Testimony whereof I have  
hereunto signed my name officially  
and affixed my private seal (not having  
a seal of Office at the City of San Fran-  
-cisco Cal. This 15<sup>th</sup> day of December  
1851

Saml. D. King  
Surv. Gen. Cal.

Filed in Office Octbr 8<sup>th</sup> 1853

Geo. Fisher Secy.



Expediente instituted at the instance of C<sup>ty</sup> m. Simon Castro, making application for an augmentation of the tract of land "Balsa Nueva"

1836,  
1641.

Fraudation  
of  
Expediente

Spind Stamp, Two Reals.  
Provisionally authorized by the administration of the Maritime Custom House of Monterey of the Upper California for the years 1836 & 1837.

98 SD  
PAGE 29

Atuniz. A. Ramsing.  
Simon Supt Political Chief.

Monteury May 7  
1836.

Let this be an-  
nulled to the win  
quishmund to which  
to refuse the trans  
mitted to Simon  
set Alcaide of this  
Port Ayacu whom  
the petitioner Simon  
Castro shall pro  
duce proof by  
three competent  
witnesses who  
shall be interrogated  
upon the following  
points - 1<sup>st</sup> what  
is the tract petition  
ed for is suscep-  
tible of irrigation  
depending upon  
the seasons or  
pasture land

Simon Castro residing in this  
jurisdiction before J.C., as  
the law may favor him, does  
appear and state that the  
tract of land called "Balsa  
del Moro-Capo" which he has had  
granted in the year 1829 by  
Sor Guacomo D. Luis Arguello  
not being sufficient for the  
stock which he actually pos-  
sesses he prays J.C. will grant  
him an augmentation of the  
tract known by the name of  
"Balsa Nueva" for he knows  
that C<sup>ty</sup> m. Francisco Maria  
Soto, to whom the same pertained  
has languished, and they agree  
each other, with which said  
augmentation the petitioner will  
obtain the necessary Communica-  
cion for his cattle.

Therefore he solicits and  
prays J.C. will be pleased to grant

2<sup>nd</sup> Whether he has cattle to stock it, or any means to acquire them

3<sup>rd</sup> Whether his demeanor and conduct since

this his petition, whereby he will receive favor & he seems as required &c.

Montevideo April 27th 1836,  
Simon Castro.

98 SD  
PAGE 30

the donation of the tract which he now possesses was made to him, and whether he is an industrious man. Upon these proceedings being finished let the Expediente be returned for determination. Sr. Don Mariano Chico Political Chief of the Upper California, thus ordered and signed & which I attest -

Chico -

Montevideo  
December 20<sup>th</sup> 1824

The petitioner may place the estate that he states he possesses in the place he petitions called the "Bolsa Nueva"

Arguello.

Sr. Don Juan Political & Military Chief, I Francisco Maria Soto a Corporal of the Cavalry Company of the Port of Montevideo B. C., with the utmost subordination state that being possessor of a piece of two hundred quad of cattle and thus being no place more suitable than the "Bolsa Nueva" I may with high regard & C., will grant me the same for said place with any pasture for breeding cattle -

The above, as well as that of having a numerous family, compel me to a fortunate & C.

I am persuaded that this application will succeed from your very kind heart more so no body can be said by (granting of) said place, and it is not suitable for today but for the purposes above stated.

Therefore I humbly pray & C. will be pleased to decree in my favor -  
Montevideo December 4th 1824.

Montevideo May 6  
1836.

Let the party  
concerned be  
notified to  
appear at the  
Secretary's office  
to acknowledge  
his signature  
Chico -

98 SD  
PAGE 31

Sr. Supt. Political Chief -  
Francisco Maria Soto a widower under  
this jurisdiction before G.C. as the law may  
favor him but should that as the track of land  
called "La Bolsa Nueva" granted by Sr. Don  
Luis Aguado in the year 1824 was not affixed  
him the said commences in blingues  
the same and places it at the disposal of the Govern-  
ment for the purpose that it may deem proper  
said blinguesment being on behalf of him the  
Memorialist and of his heirs and Successors. dis-  
ting. as he hereby does from the right that he and  
they may have thereto -

Therefore he prays G.C. will  
have the same admitted. he swears  
as required R.

Montevideo April 29th, 1836.

Francisco Maria Soto.

By virtue of the foregoing notification Citizen  
Francisco Maria Soto, appeared at this Office,  
whom I know, and I having produced to him  
the blinguesment on the advice of this which  
I had made of the track of land known by the name  
of "La Bolsa Nueva" he stated that it is the  
same one that he has made freely and of his own  
accord and that the signature and name at-  
tached thereto are of his own hand writing and  
the same as he usually makes in all documents  
whereupon he acknowledges the said blingues-  
ment as his own without the slightest doubt  
In testimony whereof he signed this  
with me the Government Secretary at Montevideo  
on the 6th day of May in the year 1836. which I

attest  
 Franco de Castillo Negroto Secretary  
 Franco Soto.

Office of the Secretary  
 of the Political Government }  
 1st notification. } 3

98 SD  
 PAGE 32

Upon the relinquishment  
 which you had tendered of the tract of land  
 called "La Bolsa Nueva" the following decree  
 was given - "Let the party concerned be notified  
 to appear at the Secretary's Office and identify  
 his signature -

Which I notify you to the end  
 that you appear at 11 O'clock this afternoon  
 at the Office of the Secretary under my charge for  
 the said purpose.

God & Liberty. Montevideo May 6th  
 1836.

Franco de Castillo Negroto.  
 Senor Don Franco de Soto.

Montevideo May 7th 1836.

Let him be considered to have consented to his  
 prejudice with all the consequences that according  
 to law may arise from this voluntary relinquish-  
 ment.

Chico.

Montevideo May 14th 1836.

Let the party concerned be notified to produce  
 the witnesses to be obtained upon the points which  
 the foregoing Superior decree of the 7th instant  
 refers to, for the required information to be  
 taken & when concluded at this Expediente  
 be returned to Suo Sapr. Political Chief in  
 pursuance of the direction of said decree. Thus  
 I the 1st Alcalde of this Port have directed

ordered and signed it with the attending witnesses -

José R Estrada

Witness

José María Maldonado

Witness

José R. Roney.

On the same day the foregoing order was notified to Citizen Simón Castro and being apprized of it he states that he heard it and that he swears as witnesses Simón Roldán and José Vallyo, Don Pedro González and Don Francisco Pacheco and he signed this with me and the attending witnesses according to law.

Estrada.

Witness.

José María Maldonado

Witness

José R. Roney.

On the same day Citizen Pedro González being present, his oath was taken which he made according to law. whereupon he promised to tell the truth about what he may know and he questioned on the subject, and being questioned about his name, state age and country, he states his name, as a boy mentioned that he is married, thirty years old, native of the Pueblo, and residing in this Port -

Being asked according to the interrogatories contained in the Supreme Decree of Señor Superior Political Chief he replied -

To the 1<sup>st</sup> - That the tract of land, which he is asked about, is of pasture land, and the extent of it may be of half a sitio de ganadería mayor and

To the 2<sup>nd</sup>. That he has sufficient means of cattle to stock it and

To the 3<sup>rd</sup>. That he is not undersworn of the



good deportment which he has observed in  
him since he knew him and that he is an industrious  
and steady working man, and that his  
statement is true upon the oath he made, which  
he affirmed and ratified, after his deposition  
having been read to him, which he signed  
together with me, and the attending witnesses.

Jose B Estrada

Witness

Jose Ma Maldonado

Federo Gonzales

Witness

Jesus Reyes

98. SD  
PAGE 34

On the same day, month and year Citizen Jose  
de Jesus Dallyo being present his oath was  
taken, which he made according to law, where  
upon he promised to tell the truth of what  
he may know and be questioned about the  
subject, and being asked about his name  
state age, Country and residence, he stated that  
his name is as above mentioned, that he is  
a single man, 35 years of age a native of this  
Isthmus and resident thereof.

Being asked according to the same interrog-  
atories as put to the former witness, he replied  
that the tract of land which he is questioned about  
is tillable land adjacent upon the Salsms and  
pasture land, and the extent of it is one and a  
half leagues and

To the 2<sup>nd</sup> question he replied that the petitioner  
possesses both qualifications mentioned in that  
interrogatory and,

To the 3<sup>rd</sup>, That his conduct has been always  
good, and that he is an industrious man, that  
this statement is true upon the oath, which he  
the Dependent made, whereupon he affirmed  
and ratified, after this his deposition having  
been read to him, and proving that the statements of

the law are not applicable to him he signed  
this with me and the attending witnesses.

José B. Estrada  
Witness

José de Jesús Salgado  
Witness

José María Maldonado

José Ariz.

On the said day Citizen Francisco Pacheco  
being present his oath was taken according to  
law whereupon he promised to tell the truth as  
far as he knows and is questioned, and being  
questioned about his name, state and country  
and residence he stated that his name is as above  
mentioned that he is married, forty five years  
old, a native of Guadalupe and residing  
in this Port.

Being questioned about the same time as  
the two former witnesses he replied

For the 1st. That the fact in question is a  
true fact, and that the extent may be a little  
more than one bayon and to the 2<sup>nd</sup> That he has  
cautiously stock it.

To the 3<sup>rd</sup> question he replied, that he is of good  
conduct and that he is an industrious man  
that this statement is true, which he the Depoant  
affirmed and ratified and signed with me  
and the attending witnesses.

José B. Estrada

Francisco Pacheco.

Witness

Witness

José María Maldonado

José Ariz.

On the said day the required information has  
being been concluded this Depoant is returned  
to the Political Chief in written leaves of  
papers as ordered by the Order of the 14<sup>th</sup>  
instant - In proof I note to and mark it with  
my scrawl

Montreux May 14th. 1836.

In view of the petition wherein the said Expediente being the voluntary relinquishment and ratification of the said which Citizen Francisco Maria Soto makes of the tract of land called "Bolsa Nueva" in proof whereof he the said Francisco Maria Soto presents the document which declares his legal possession the dispositions of the witnesses, and all the other proceedings which have been in law and were proper to be considered, in accordance with the provisions of the law and regulations on the subject, Citizen Simon Castro is hereby declared owner in fee of the tract of land known by the name of "Bolsa Nueva" in addition to the tract which he now possesses called "Bolsa del Moro Cajo" joining to the same to be subject to the conditions that may be put. Let a paper be given, registry thereof be made in the respective Court this Expediente be attached to that of the "Bolsa del Moro Cajo" yet be kept also reported to the Departamento Santa for its approval. Inor Don Mariano Chico Political Chief of this Department of the Upper California thus ordered to be read and signed which I attend.

Moro Chico.

Francisco del Castillo Secy.

On the 31st of May it was transmitted to the Comisario on vacant lands.

Maldonado.

Montreux May 27<sup>th</sup> 1840

Account having been given to the Int. Excelent. Departamento Santa at the Session of this day the same resolved that it be transmitted to

the Committee on agriculture

Jose G. Fernandez Secy.

On the 20th Instant the Committee returned  
with the annexed opinion -

Fernandez.

Montevideo July 11th 1841.

In view of the approval declared on the 26th  
of the last month by the most Excellent Depart-  
ment at Santa Fe in testimony thereof as made  
to Don Simon Castro in confirmation of  
the tract of "Bolsa Nueva" which he obtained  
on the 14th day of May 1836.

Senor Don Juan Alvarado Governor  
of the Department of the Californias, thus  
ordered and signed the -

Alvarado.

Mr. Excellt Sir.

The Committee on agriculture charged to report  
regarding the Expediente caused by Citizen Simon  
Castro wherein he petitioned for the augmentation  
of the tract to annul the "Bolsa Nueva" to  
"Mon Cajo" having carefully examined the  
reports and other proceedings that thereon  
and the grant of the said place by Don  
Mariano Chico Colon and Superior Justice  
Chief wherein he declared Don Simon Castro  
owner of said "Bolsa". Offers for the arbitra-  
tion of G. C. the following articles:

1st. That the grant made by Don  
Mariano Chico of the Bolsa Nueva whereby he  
declared Don Simon Castro owner of the  
same. be approved,

2nd. That this Expediente be returned to the  
Super Government of this Department

Montevideo May 22<sup>nd</sup> 1841.

Jose Rafael Gonzalez

Montrey May 26, 1840

In session of this day the Int Excellent Re-  
partament of Santa approved the two articles  
wherein the four angles port cauchas.

Mano Simion } Jose G. Fernandez }  
President } Secy. }

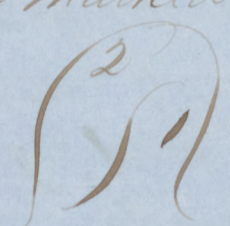
98 SD

PAGE 38

Montrey  
January 11th  
1834.

Let this Co  
attached to  
the Capitants  
relating to the  
subject for  
due proof &  
be placed in  
the archives.  
Figueroa

Citizens Francisco Soto and Simion  
Castro have on this days date agreed in  
order to avoid any question hereafter to divide  
a little peninsula lying between their Ran-  
chas from the entrance of the peninsula to  
the little Estero, which is on the same Balsa  
in the manner marked as follows



with the understanding that Simion Castro  
the said peninsula marked in his map as  
having possession thereof and Francisco  
Soto altho' he has not possession has also marked  
in his map the said peninsula. The part marked  
& No. 1 is to remain to Francisco Soto & No 2  
to Simion Castro, and in proof thereof both  
of them signed this at the Fort of Montrey the  
31st day of December 1833.

Francisco Soto, Simion Castro.

Montrey Nov  
28th 1833.

The Certificate  
for which cites  
Zeno Simion  
Castro and  
Francisco Soto  
were summoned  
on the month of

Senor Commandant General  
and Superior Political Chief.

Simion Castro a discharged Corporal of the  
Cavalry Company of this Fort in this Term  
before S.C. with the utmost respect ap-  
pears and states that in consequence of the  
circumstances which I made to Senors Generals  
Don Jose Maria Echandia and Don Manuel  
Victoria regarding my adjoining land holder

June last past  
not having  
taken place  
at the time  
jud again to  
appear on the  
2<sup>d</sup> day of the  
next month.  
Aguenoa

98 SD  
PAGE 39

Francisco Soto having been ordered twice by  
the Alcalde Citizens, Mariano Sobremonte, and  
Juso Castillo to quit the place where he wished  
to sow, and not obeying said Castillo, as he was  
a military, he brought the subject before Sr General  
Echandia who ordered said Soto to produce the  
documents relative to the possession, and in con-  
sequence of his not being able to produce them legal  
to prove the legal possession, I was ordered to  
get a Certificate, which I got by order of Sr  
Victoria of the Alcalde, Antonino Balboa, which  
owing to the accident at that time did not  
arrive, at the hands of said Sr General, the  
party who was the Alcalde at that time is ready  
to certify just as I have represented.

Therefore I humbly pray V. G.,  
with in view of the Exhibits which prove the  
possession of my said tract, and that said Soto  
wished to possess that piece of land, pertain-  
ing to me, and according to the good sense of  
Justice of V. G.; please if you should deem  
it right to decree therein a favor which I  
hope to receive, meaning it not to be of malice &  
as required R.

Port of Monterey Jan 12<sup>th</sup> 1833.

Simon Castro.

Most Excellent Sr General, and  
Commandant General.

J. Maria A. Pico, widow of  
the late Don Simon Castro of this Port  
on my behalf and in the name of my children  
my heirs, before the distinguished Justification  
of V. G., with due respect, and as the law may  
best favor, appear and state that, I am since  
the year 1825, my last husband obtained  
the place called "Bolsas del Cofe" and mi-

immediately after the judicial possession having  
 been given he occupied it with his Cattle in 1835  
 thus having increased the necessity of a tract of  
 land more extensive was felt and by way of  
 purchase and of the title issued by the then Govern-  
 ment he obtained the ownership of the fincas  
 (Bolsa) called "la Nueva" adjacent and at the  
 head of the former, lastly that in 1837 to  
 the Eastward of both the tract being bounded  
 by the Ranchos of Don Salvador Espinosa  
 Don Nicolas Alarcon, Don Joaquin Gomez, Don  
 Joaquin Soto and Don David Lugo John  
 the place called Cañada de San Miguel inclu-  
 sive of the "Chamisa" on both sides which was  
 also adjacent thereto was granted by the Super-  
 ior Departmental Government as pasture  
 land for his Cattle, but these three grants forming  
 a joint piece of land and as the documents  
 and the respective maps show clearly the bound-  
 aries as marked out, yet there is not displayed  
 the whole number of Titulos de Ganaderia Mayor  
 which the same may comprise and being desirous  
 to have a judicial and legal possession  
 I pray B. C. will in view of the title I am  
 entitled to ask they may be returned please to declare  
 as the lawful property of the heirs of my late  
 land to the Titulos de Ganaderia Mayor which  
 actually comprise the places "Bolsa de Cuy"  
 "la Nueva" and la Cañada de San Miguel to-  
 gether with the said Chamisa which pertain to  
 them and they are occupying them in quiet  
 and peaceable possession.

Therefore I solicit B. C. will  
 accord as prayed for whereby I shall re-  
 ceive favor and justice, swearing it not to  
 proceed of malice and as required &c

Monterey Sept 11th, 1841.

For my Mother Doña Maria

Antonio Feo.

Manuel Castro.

Monterey Sept 20. 1841.

Granted as prayed for, In view of the original documents and the reports had, the heirs of the late Don Simón Castro are hereby declared legal owners of Eight 'Setios de ganada mayor' which the three tracts of land Campesino and putain to them, and of which they shall take judicial possession, respecting the boundaries which they have had already marked out as by the respective titles. Let this petition be returned to the parties concerned taking first a copy for the Office of the Secretary of my Deputado.

Michtormá. Manuel Jimeno Secretary.

This title is returned to the petitioner a copy of the same remaining in the Office of the Secretary as ordered in the foregoing Superior decree.

Monterey Sept 26th 1841.

Manuel Jimeno

This is a legal copy from the original which was delivered to the petitioner according to the direction of H. C. Snor Governor Date as Supra.

Francisco Arco. Clk.

I George Fisher Secretary to the United States Land Commission to ascertain and settle the private land claims in the State of California do hereby certify that the foregoing is true and correct.



41

translation of a Spanish document in  
Case No 1111 now on file in this Office.  
San Francisco, State of California  
this 6th day of January 1854  
Geo Fisher Secy.

Filed in Office January 4. 1854  
E signed /  
Geo Fisher Secy.

98 SD  
PAGE 42

5705  
20

42

Monterey 14 de Mayo Gobernador de la Nueva  
Febro de 1822. California Coronel D. Pablo Vi-  
cente de Gota.

A.

Original Grant parte contenida Dimeon de Castro soldado de la  
en esta instancia Comp<sup>a</sup> de Monterey natural de  
solicitó con mi esta Provincia è hijo legitimo  
chamamanti del Sargento retirado Macario  
expacion que de Castro hace presente à V. S.  
Junidad Co- que lleva el tiempo de Servicio de  
pinosa el paraje diez y ochte años cumplidos en  
ò sitio nombrado la comp<sup>a</sup> en cuya epoca he teni  
Escarpin se ad- do varios Expedic<sup>o</sup> Campañas  
viente que dho y acciones de Guerra contra la  
instancia nos India da traba sin nota algu  
taba decretada- na contra su conducta y hallan-  
por mi anteces- dose casado con familia y en  
el Sr D. Pablo en la obligacion de solicitar su  
Vicente de Gota subsistencia para lo verdadero  
à quien se pre y poseer algun ganado mayor  
sentay quando si los servicios que expone los  
llego à mis manos considera V. S. a acredores espera  
yase habia con de oiba darle espocecion, dos  
cedido al dho citios de ganado mayor en la  
Espinosa; por Bolsa llamada el Escarpin  
tanto le concedo y si esta no alcansare p<sup>o</sup> ser  
la otra bolsa pequena me sean completa  
que llamam- dos con la contigua del Copopara  
el Morro copopa poblarla con mis dthos bienes  
ra que pueda y asegurar mi futura subsisten  
poner sus gana- cia la de mi familia y sucesion  
dos.

Por tanto V. S. suplica  
avrocutto. sea atendido en lo que recibire  
merced. juro no ser de malicia. Resido de  
Monterey 20 de Julio de 1822. Amion Castro

98 SD

PAGE 43

Don Jefe Sup<sup>o</sup> de la Provincia  
 Ameon Castro Soldado de la Comp<sup>a</sup> de  
 Caball<sup>a</sup> del Presidio de Monterey: ante Ud  
 con el debido respeto se presenta y dice; que  
 ha benido sido concedida por decreto de  
 U. D de 14 de Febrero actual el parage o  
 terreno que contiene la Bolsa nombrada del  
 Moro Coxo, que tenia solicitada desde  
 del Sr Gov: su anterior D. Pablo Solá con  
 fin de asegurar la existencia de mis bienes  
 de campo que aun poseo; para este efecto y po-  
 derlo verificar, recurro à las rectas considera-  
 ciones de U. D. à fin de que en uso de sus  
 facultades se sirva mandar de me de la  
 posesion de otro terreno en toda forma, Co-  
 misionando al efecto la Persona o personas  
 aptas, que han de verificarlo y otorguen los  
 fehacientes de haberme puesto en posesion  
 legitima del expresado terreno Bolsa de  
 Moro Coxo. Por tanto à U. D. pido se dig-  
 ne disponerlo necesario de q<sup>d</sup>. prohibiendo  
 en Quoticia lo que juzgue conveniente  
 y de su sup<sup>o</sup> agrado. Monterey 26 de  
 Febrero de 1825.

Ameon Castro.

Monter<sup>e</sup> 5 de Marzo de 1825.

Por presentado y admitido el Escrito q<sup>d</sup>.  
 antecede y en Vista de lo que esta parte  
 pide pongase en posesion del Terreno que  
 solicita nombrado La Bolsa del Moro Co-  
 xo, al Soldado Ameon Castro y para el  
 efecto, nombro y Autorizo à D. Jacinto de  
 Haro Subteniente de la Comp<sup>a</sup> Auxiliar  
 de D. Blas. para q<sup>d</sup>. personalmente pase

al expresado terreno y ponga en verdadera posesion, de el al Soldado Simeon Castro Asi lo proveyè mandè y firmè yo D<sup>n</sup>. Luis Antonio Arguello Jefe Superior Politico y Militar de esta Provincia de Alta California con los testigos de asistencia con quienes actuo por receptoria à falta de todo Escribano. Doy fee.

Luis Antonio Arguello.

De assa.

De assa.

Miguel Gonz<sup>o</sup>. de Alaba # Rayon<sup>o</sup> Estada En el parage nombrado la Bolsa del Moro Cojo jurisdiccion de Monterey à Nueve de Marzo del año de mil ochos veinte y cinco. Yo Don Francisco de Haro Subtente de la Comp<sup>a</sup> de Inf<sup>a</sup> de San Blas Auxiliar en esta Provincia, Jefe Comisionado por el Sr. Capitan D<sup>n</sup>. Luis Antonio Arguello Jefe Superior Politico y Militar de esta Provincia havendo visto el antecedente Decreto presentado p<sup>r</sup>. el Soldado Simeon Castro, y en el lo mandado por el expresado Sr. Jefe Superior: Dize se guarde y cumpla lo resuelto por O. J. y en un puntual devido cumplimiento, devra de mandar y mande se ponga en posesion y goce del expresado Parage nombrado la Bolsa del Moro Cojo al Soldado Simeon Castro: Asi por este auto de obediencia lo previne, mandè y firmè con los testigos de asistencia con quienes actuo por receptoria à falta de todo Escribano Doy fee.

Francisco de Haro

De ass<sup>a</sup>

José María Arrida.

De ass<sup>a</sup>

Nicolas Albisa

En dicho sitio, día mes y año yo el comisionado acompañado de los testigos de ass<sup>a</sup> pasé al referido Parage nombrado la Bolsa del Moro Cozo, a efecto de darle la posesion q<sup>d</sup> manda el Sr. Jefe Superior Politico y Militar de esta provincia Capitan D. Luis Antonio Arguello en un Decreto de Once de Mayo del presente año y estando en dho parage de la Bolsa del Moro Cozo lo tomé de la mano y lo pose por ella hice que tomara posesion p. y personal, la que tomò quieta y pacificamente; y en señal de verdadera Posesion tiro piedras p. los quatro ventos arranco. Verbazè hizo otros actos de Verdadera Posesion; yo el expresado Juez comisionado mandè à nombre de N. Nacion y D. Q que ninguna persona inquiete en manera alguna en la citada Posesion del Parage nombrado la Bolsa del Moro Cozo que el solo dho Amion Castro tiene tomada y de ella no sea despojada sin ser primero Oido, por fuera de dho vencido bajo la pena de doscientos pesos aunq<sup>d</sup> desde luego. condens al que así lo hiciere, aplicados a pena de Camara y gastos de justicia de cuyo acto fueron testigos los de mi ass<sup>a</sup> actualmt<sup>e</sup> por receptoria en la forma ordinaria. Doy feè.

Fernando de Haro

De ass<sup>a</sup>

José María Arrida

De ass<sup>a</sup>

Nicolas Albisa

Inocente Garcia

Dello primero Seis Pesos. Habilitado provisionalmente por la administracion de la Aduana Maritima del puerto de Monterey, de la Alta California para los años de mil ochocientos treinta y cuatro y ochocientos treinta y cinco.

98 SD  
PAGE 47

Revalidado para el bieno de 1836 y 1837.  
Sigueroa # Gutierrez # A. Ramirez # La Ramirez  
El Ciudadano Coronel Mariano Chico,  
Representante de la Nacion, Jefe Superior  
Politico y Comandante General de la Alta  
California

Por cuanto el Sr. Simeon Castro Mexicano por nacimiento, ha pretendido para su beneficio personal y el de su familia el terreno conocido con el nombre de Bolsa Nueva, por desistimiento en forma que hizo (Dros 20 p<sup>o</sup>) de el el Ciudadano Francisco Maria Soto que lo obtenia; practicadas previamente las diligencias y averiguaciones concernientes segun lo dispuesto por las leyes y reglamento de la materia, usando de las facultades que me son conferidas a nombre de la Nacion Mexicana, he venido en concederle el mencionado terreno declarandole la propiedad de el por las presentes letras a reserva de la aprobacion de la Exma. Diputacion y bajo las condiciones siguientes.  
1<sup>a</sup> Que se sometera a las que estableciere el reglamento que se ha de formar para la distribucion de terrenos baldios y que entretanto si el agraciado ni sus herederos podrian dividir ni enagenar el que se les

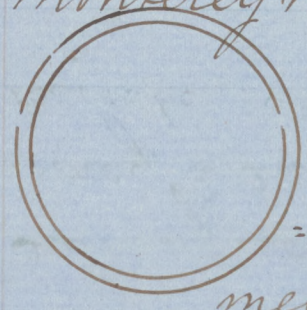
adjudica, imponer censo, vinculo fianza  
 hipoteca ni otro gravamen aunque sea por  
 causa piedadosa, ni pasarlo à manos muertas.  
 2ª Podrà ser carlo sin perjudicar las  
 travesias, caminos y servidumbres; lo dis-  
 putaria libre y esclusivamente destinando  
 lo al uso ò cultivo que mas le acomode.  
 3ª Solicitara del juez respectivo que le de  
 la posesion juridica en virtud de este des-  
 pacho por el cual se demarcaran los limite-  
 ras en cuyos limites se pondrà, à mas de  
 las mojoneras algunos arboles frutales ò sit-  
 vestes de alguna utilidad. 4ª El terreno  
 de que se hace donacion es de un sitio pro-  
 mas de ganado mayor segun aparece en  
 las declaraciones de los testigos que para  
 el efecto se han tomado. El juez que diere  
 la posesion lo harà medi conforme à la  
 denuncia y si resulte algun sobrante que-  
 darà à la Nacion para los usos conuinien-  
 tes. 5ª Si contraviniese à estas condiciones  
 perderà su derecho al terreno y podrà ser  
 denunciado por otro. En consecuencia  
 mandò que sirviendole de Titulo  
 el presente y teniendose por firme y vale-  
 dero se tomara razon de el en el libro que cor-  
 responde, haciendole saber al interesado  
 que ocurra por el à fin de que lo àcoja para  
 su resguardo y de mas fines. Dado en Nov-  
 beray à catorce de Mayo de mil ocho cientos  
 treinta y seis.

Man. Chico

Leran<sup>co</sup> del Castillo Negro de Cerro  
 Queda tomada razon à folios 110. señalado

48

con el numero 106 del libro que corresponde  
y obra en la Secretaria de mi Cargo (Dios 10P.)  
Monterey Mayo 14 de 1836. Castillo.



El Ciudad. Juan B. Alvarado  
Jefe Polit<sup>co</sup> int<sup>o</sup> de la Alta Cali-  
-fornia. Por cuanto D<sup>no</sup> Si-  
meon Castro en Solicitud de 13 de

98 SD  
PAGE 49

Nov<sup>o</sup> del presente año ha pretendido se  
le conceda interinamente para abrevader  
de sus ganados la parte de terreno baldio  
que hay desde el rancho de su propiedad  
hasta los linderos de los Ciudadanos  
Joaquin Soto, Joaquin Gomez, Nicolas Al-  
-viro y Salvador Espinosa; previos los  
informes respectivos segun obra en el ef-  
-pediente he venido en decreto de este dia  
en acceder a dicha pretencion expediendo  
el presente titulo para su resguardo en  
Monterey del Departamento de las Cali-  
-fornias a Veinte de Noviembre de mil  
ochocientos treinta y siete.

Juan B. Alvarado.

José Ramon Estrada Prefecto del  
Primer Distrito de Ambas Californias  
Certifico en la forma que mas haya lugar en  
Dios que en el Archivo de esta de mi Cargo  
existe un Expediente que acredita ha-  
-berle concedido al finado Simeon Castro  
el Gobierno del Departam<sup>to</sup> previo informe  
del Jefe respectivo una parte de terreno de  
que se hallaba baldio desde el Rancho  
de su propiedad hasta los linderos de  
Joaquin Soto, Nicolas Alviro, Joaquin Gomez  
Salvador Espinoza y David Littlejohn.



y para los que convengian al interesado firmo el presente en Monterey à dos de Junio de 1843.

Jose R. Estrada.

Dello Cuarto Dos Reales. Habilitado provisionalmente por la Aduana Maritima del Puerto de Monterey, en el Departamento de las Californias, para los años de mil ochocientos cuarenta y cuatro y mil ochocientos cuarenta y cinco.

98 SD  
PAGE 50

Michel Treña

Pablo de la Guerra

Como Sr. Gobernador y Comandante en Jefe Maria Ant<sup>a</sup> Pico viuda del finado D<sup>o</sup> Simon Castro en este Puerto: por Monterey Depto de Calif. y a nombre de mis hijos, here 26 de 1844 como lo pide la certificacion de Q. E. con el debido Doye los documentos respeto y como mas haye lugar en todo q<sup>e</sup> a compania otro parezco y digo; que desde el año de 1825 adquiri mi finado titulado se declara Esposo el parage nombrado la p<sup>a</sup> dueños legitimos Bolsa del Cofre y previa la p<sup>a</sup> a los herederos del seccion judicial lo ocupo des finado D. Simon de luego con sus bienes: en Castro de ocho años 1835 habiendo estas aumentados de ganado ma tubo necesidad de un terreno yoo q<sup>e</sup> comprenden mas estenso y por via de com: los tres terrenos q<sup>e</sup> les p<sup>a</sup> y del titulo expedido p<sup>a</sup> pertenecen y de los q<sup>e</sup> el Gob<sup>o</sup> de entonces adquirio tomaron posesion la propiedad de la Bolsa la juridica respectivamente hacia la Nueva contigua do los linderos q<sup>e</sup> ya y al Norte de la primera: ut tienen demarcados timamente esto es en 1834 p<sup>a</sup> los titulos respectivos hacia el Este de ambos.

50

98 SD  
PAGE 51

Devuelvase estas terrenos y colindando con los  
instancias à los Ranchos de D<sup>n</sup>. Salvador  
interesados & co. Espinoza D<sup>n</sup>. Nicolas Abrio  
candolescopia D<sup>n</sup>. Joaquin Gomez D<sup>n</sup>. Joaquin  
p. la Seria de Soto y D<sup>n</sup>. David Littlejohn se  
despacho. le concedio por el sup<sup>to</sup>. Gob<sup>o</sup>.  
Micheltorena } Departam<sup>to</sup>. p<sup>o</sup>. abrevadero  
Man<sup>o</sup>. Jimeno <sup>su</sup> de sus ganados el parage nom-  
brado Cañada de San Miguel inclusive el  
Chamisal de ambos lados que tambien  
se halla contiguo; mas tomando estas tres  
consecuciones un cuerpo unido de terreno y  
sin embargo de que los docum<sup>tos</sup> y diseno  
respectivos expresan claram<sup>te</sup>. los linderos  
demarcados por otra parte no se explica  
todo el numero de sitios de ganado mayor  
que deben contener y deseando una pose-  
cion juridica bien arreglada he de mere-  
cer de V. E. que en Visto de los Titulos que  
acompañoy pido se me devuelvan, se sirva  
declarar por propiedad legal de los herede-  
ros de mi finado esposo ocho sitios de ga-  
nado mayor que veridicim<sup>te</sup>. comprehenden  
los parages Bolsa del Capo, la cueva y  
la Cañada de San Miguel con el Chamisal  
mencionado que les pertenecen y ocupan en  
queta y pacifica posecion. Por tanto à V. E.  
suplico se sirva proveer como pido de todo lo  
cual recibire gracia y justicia para no  
ser de malicia y lo necesario.

Monterey Aho 14 de 1844  
Por mi madre Maria Ant<sup>a</sup> Pico  
Manuel Castro

Se devuelve este titulo à la interesada

51

quedando en la Secretaria una copia  
como se manda en el precedente superior  
decreto. Monterey Septiembre 26. de 1844  
Man: Jimeno.

Filed in Office Secy 19<sup>th</sup> 1853  
Geo. Fisher Secy

28.00

98 SD  
PAGE 52

1853  
20

To The Governour of New California  
Colonies, Don Pablo Viento de Sola,

Montney 14th of  
February 1828.

Transation

"B"

98 SD  
PAGE 53

Although the party signatory in the title of this petition solicited at a much earlier period than Simón Espinosa with a fact of fraud called "El Escapín" it is to be remarked that no determination had been made therein by my predecessor Don Pablo Viento de Sola to whom the petition was presented and that when it came into my hands it had already been granted to said Espinosa wherefore I hereby grant to him the other cul-de-sac (Bolsa) which is called "El Moro Cofe" that he may place his cattle thereon.

Anguello.

Simón de Castro a soldier in the "Company of Montney" a native of this province and the legitimate son of the titular Sergeant Macario de Castro. It is known to Your Excellency that he has served for just seventeen years in said Company during which period he has been engaged in several Expeditions Campaigns and battles against the warlike tribes of Indians without incurring the slightest censure to his credit. Himself a married man with a family and feeling the necessity of seeking his livelihood for the future and of possessing some kind of estate. Wherefore of the services which he sets forth should by Your Excellency be considered meritorious and hopes you will be pleased to grant the possession to him of two square leagues of land (dos sitios de ganada mayor) situated at the Cul-de-sac (Bolsa) called "El Escapín" and should this not be of sufficient extent, since it is but small, that the said Contract be made up to him from the adjacent and known as that of "El Cofe" upon which he may place his said property and thus secure his future subsistence that of

His family and children. Wherefore He  
 prays your Excellency to give ~~him~~ <sup>him</sup> ~~him~~ <sup>him</sup> his pe-  
 tition in which he will receive favor, and in the  
 making of which he makes oath, there is no  
 malice, as yet thought.

Presidio of Montuys, 20th of July 1822.  
 (signed). Simon Castro.

98 SD  
 PAGE 54

To The Superior Chief of the Province  
 Sir -

Simon Castro a Soldier of the Cavalry  
 Company of the Presidio of Montuys, presents  
 himself before your Excellency with due respect  
 and says that the piece or piece of land which  
 is embraced in the Cula Sa "Balsa" called  
 the "Moro Cajo" having been granted him, by  
 decree of your Excellency, dated February 14, instant  
 which he had solicited as long ago as during  
 the incumbency of His Excellency, your Predecessor  
 Don Pablo Solá, with the view of securing my  
 country property, which I still possess, to that  
 effect and for the purpose of attaining the  
 same, I request the most favorable consid-  
 eration of your Excellency, that in virtue of the au-  
 thority vested in you you will be pleased  
 to direct that possession of the said land be  
 given to me in due form of law, appointing for  
 the purpose the person or persons competent to  
 carry the same into effect, and who shall testify  
 to the fact of their having placed me in lawful  
 possession of the aforesaid land the "Balsa de  
 Moro Cajo". Wherefore I request your Excellency  
 to be pleased to order, that which you may  
 think fit, in the premises and to be done in  
 justice, that which you may deem proper  
 and most agreeable to yourself.

Montrey 26th of February 1825.  
(Signed) Simon Castro.

Montrey 5th of March 1825.

The foregoing document having been presented, and admitted, and in view of that which this party asks at the said said Simon Castro left in possession of the land which he solicits, called the "Bolsa del Moro Cajo", and for the purpose I appoint and authorize, Don Francisco de Haro, sub Lieutenant of the "Infantry Company of San Blas" to personally go upon the aforementioned Land and put in lawful possession thereof the Soldier Simon Castro thus I provide, command and sign I Don Luis Antonio Arguello the Superior, Civil and Military Chief of this Province of Upper California, in presence of the assisting witnesses, with whom I act as Secretary in default of any Public Notary.

In testimonium Veritatis.

Luis Antonio Arguello,

Assisting Witness

Miguel Gonz. de Alcala

Assisting Witness

Raym<sup>do</sup> Estrada.

At the place called the "Bolsa del Moro Cajo", within the jurisdiction of Montrey, on this fifth day of March, in the year one thousand eight hundred and twenty five, I, Don Francisco de Haro, sub Lieutenant of the "Infantry Company of San Blas" acting as Auxiliary in the Province, a Judge duly commissioned by Captain Don Luis Antonio Arguello the Civil and Military Chief of said Province, having read the foregoing Decree presented to me by the soldier, Simon Castro, I said at this be attended to and complied with as directed by

His Excellency and as in the one and same  
 was Exceptio thereof. I was Empowered to order  
 I do now order that the Soldier Simon Castro  
 be put in possession of and Enjoy the aforesaid  
 bounded land. Thus acting in obedience to said  
 decree, I provided, ordered and signed in  
 presence of the assisting witnesses, with whom I  
 act herein as Secretary in default of any Notary  
 Public whatever —

In testimonium Veritatis —

Francisco De Haro.

Assisting Witness

assist g Witness

José Maria Amata

Nicolás Atarés

At the said place on the day, month and year  
 aforesaid, I the Commissioner accompanied  
 by the assisting witnesses, went out to the aforesaid  
 bounded place called the Bolsa del Moro Cano for  
 the purpose of giving him the possession thereof  
 as ordered by the Superior Civil and Military  
 Chief of this Province Captain Don Luis An-  
 tonio Arguells in his decree of the fifth of March  
 of the present year, and being at the said place  
 the Bolsa del Moro Cano, I took him by the  
 hand and led him over the ground. I caused  
 him to take actual and personal possession  
 thereof, the which he did without let or hindrance  
 and without him of his having the true possession  
 thereof, he threw stones to the four winds, pulled  
 up the grass thereon, and performing other acts  
 demonstrating of true possession. I the aforesaid  
 Judge duly Commissioner, Commanded in the  
 in the name of our Country (which God Preserve)  
 that he should disturb him in any manner  
 in the aforesaid possession of the land called  
 the Bolsa del Moro Cano, which the above

Mentioned Simon Castro has duly taken and that he shall not be dispossessed thereof with out first having been heard and condemned there in according to law under the penalty of Ten Thousand Dollars to which I hereby condemn any and offending therein which sum shall be forfeit ed to the Royal Treasury and as fees for the pros ecution - of which act the persons acting with me were witnesses myself serving them as the attorney as in such cases provided for.

Francisco De Haro.

Assisting Witness  
Jose Maria Amata

Assisting Witness  
Nicolas Albino

Encanto Garcia.

Seal The Park, Six Dollars.

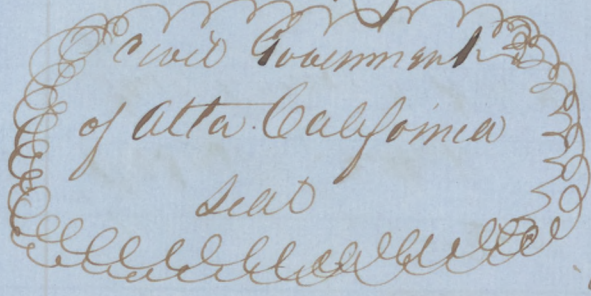
Established provisionally by the administration of the Maritime Customs House of Monterey in Upper California for the years one thousand eight hundred and thirty four and one thousand eight hundred and thirty five.

Argued

A. Ramirez.

Getting

A. Ramirez.



The Citizen Colonel Mariano Chico Representative of the Nation, the Superior Civil Chief and Commandant-General of Upper California.

Whereas, Col Simon Castro a Mexican by birth has claimed for his own personal benefit and that of his family the land known by the name of "Bolsa Nueva" owing to the former abandonment thereof by Col Francisco Maria Soto, whose name had been put in, at the few common judicial formalities and investigations having been made as provided by the laws



and ordinances in such cases by virtue of the authority in me vested and by license of this day and in the name of the Mexican Nation I do hereby grant to him the aforesaid lands, declaring the ownership thereof to him by these presents subject to the approbation of the Most Excellent Assembly, and under the following conditions.

98 SD  
PAGE 58

1st. That he shall comply with the regulations which may be established by the ordinances to be provided for the distribution of unappropriated lands, and that in the mean time neither the grantee nor his heirs shall have authority to divide nor alienate the lands which is granted them, nor impose tal entoid, bond Mortgage nor other Encumbrance thereon, although it should be for a pious purpose, nor employ the same by will.

2<sup>nd</sup>. He shall have authority to fence with out detriment to the Crossings, roads and rights of way, he shall enjoy the same freely and exclusively, making such use and improvements thereon as he may deem best.

3<sup>rd</sup>. He shall solicit from the competent Judge, that the judicial possession thereof be given to him, in virtue of this decree by whom the boundaries shall be fixed, and at the limits of which independently of the monuments some fixed or other useful trees shall be placed.

4<sup>th</sup>. The land of which the grant is made is a title more than one square league in extent as appears from the declaration of the witnesses which was taken for that purpose. The Judge who shall give possession thereof, shall cause it to be made measured as provided for by law, and should there be an overplus it

shall accord to the Nation for such uses as it may deem best.

5th - Should he not comply with these conditions he shall lose his title to the Land and be held to be subject to be denounced by another person.

Wherefore I command that those judgments being to him a title thereto and as such not binding and valid, be recorded in the proper book noted thereof being given to the interested party, that he may appear and receive the same for his security and other purposes.

Given at Monterey this fourteenth day of May one thousand Eight hundred and thirty six.

(Signed) Mariano Chico.

(Signed) Fr. de Castillo Regente Sup.

Recorded at folio 110 and entered as no 106 in the Book of Records and file in the Office of the Secretary of State under my charge.

Monterey May 14th 1836.

(Signed) Castillo.

Civil Government  
Seal  
of Upper California

The Citizen Juan B. Alvarado  
also Civil Governor and  
intendant of Upper California

(To all whom it may concern)

Whereas Don Amion Castro in his petition of the 13th of November of this present year has solicited the grant to him provisionally as a watering place for his estate of that portion (tract) of unappropriated land which lies between the rancho belonging to him and the boundaries of the Citias Jaaguin Soto Jaaguin Gomez, Melva Alvarado and Salvador Espinosa, having first obtained the

98 SD  
PAGE 59

Gas. 111. 10th

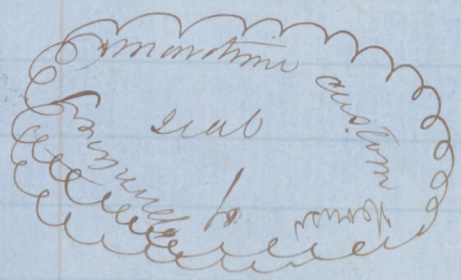
information relative thereto as provided  
 from the properly at document I have by  
 order of this state, accord to said petition  
 and do grant this present title to him for his  
 security at Monterey in the Department of the  
 California this twentieth day of November  
 one thousand eight hundred and thirty seven.  
 (signed) Juan B. Alvarado.

98 SD  
 PAGE 60

J. Jose Ramon Estrada, Prefect of  
 the First District of both Californias.  
 Do certify in due legal form as  
 provided for by law that in the Archives  
 of the Office and among charge there is filed  
 a document which proves that the Government  
 of the Department, did grant to the accused  
 Simon Leastro, after and information from the  
 proper judge, a piece of land, which was occupied  
 extending from the Rancho in his possession  
 to the boundaries of Joaquin Soto, Theobald  
 Blair, Joaquin Gomez, Salvador Espinosa  
 and David Littlejohn and for houses and  
 purposes which may avail the party interested  
 I hereunto affix my signature at Monterey this  
 2nd day of June 1843.  
 (signed) Jose Ramon Estrada.

Seab. Pro Ports, Pro Reals.  
 Maritime Custom  
 House of Monterey } Established provisionally  
 seat } by the Maritime Custom House  
 of Monterey in the Department of the California  
 for the years one thousand eight hundred and  
 forty four, and one thousand eight hundred  
 and forty five.  
 Micheltorona } Pablo de la Guerra.

To His Ex<sup>ty</sup> of the Governor and



Commandant General

Maria Antonia Pico widow of the late Don Simon Castro of this Port for herself and in the name of her children his heirs before the acknowledged Equity of Court

Montreal Septem<sup>r</sup> 26. 1844

Granted as she asks &c - The documents which she enclosed have been examined and the paper being therein made the heirs of the deceased Don Simon Castro are hereby declared to be the lawful owners of eight square leagues of land (ochos sitios de ganada Mayor) embraced in the three tracts of land which belong to them and of which they took judicial possession observing therein the boundaries already laid down in the respective titles thereof. Let this petition be

Equity with the due respect and as provided for by law appears and says that since the year 1828 in that late husband acquired the piece of land called the "Bolsa de Cojo" and having received judicial possession thereof did hold it since that time with his property thereon that in 1835 this property having increased he acquired a piece of land of greater extent and both by purchase and by the title granted him by the then existing government he acquired the ownership of the Cul de sac Bolsa called "La Huaca" which is adjacent to and to the northward of the first that subsequently that to say in 1837 the piece of land called the "Canada de San Miguel" including the Chamisal thereof and which also is adjacent thereto and to the Eastward of both the aforesaid tracts of land and bordering upon the Rancho of Don Salvador Espinosa, Don Nicolas Elvira Don Joaquin Gomez Don Joaquin Soto and Don David Leuty John were granted to him by the

98 SD  
PAGE 61

returned to the interested parties and a copy thereof be placed on file in the Office of the Secretary of State.

Michelt<sup>o</sup>.

Mano Jimeno

Secy.

98 SD  
PAGE 62

This title is returned to the interested party of which there is a copy on record in the Office of the Secretary of State as provided for in the foregoing Superior decree.

Monterey Septem

ber 26. 1844.

Mano Jimeno.

Supreme Government of the Department and although these three grants of land form an enormous piece of ground and notwithstanding that the documents and plans relating thereto clearly define the boundaries mentioned. Yet on the other hand the whole number of square leagues (Sitios de Ganaderia Mayor) which they should contain is not set forth and during a Judicial and well established process even though I have to argue of Court Case that in view of the titles which I enclose herewith and which I desire may be returned to me you will be pleased to decree as the legal property of the heirs of my deceased husband and eight square leagues of land (Acho Sitios de Ganaderia Mayor) which in fact are embraced in the places known as "Polsa del Coyo" "La Huera" and "La Canada de San Miguel" with the Champs of Ufema to all of which belong to them and of which they have been in peaceful and undisturbed possession. Wherefore I beg you to decree as I ask in all of which I shall receive favor and justice, making oath that I have no intention of mischief to another therein and to all which is necessary thereto. Monterey 14. Sept 1844  
For my Mother, Maria Antonia Pico. (widow, Mano Jimeno).  
Filed in Office July 19. 1853. Geo. Fisher Secy

1. S. D. N. Rancho de } La Bolsa. El Moro Cojo  
 Simeon Castro }

Dr. Jefe Sup<sup>te</sup> de la Prov<sup>a</sup>: Simeon Castro  
 Soldado de la comp<sup>a</sup> de Caballeria del  
 Presidio de Monterey ante U. S. con el debido  
 respeto se presenta y dice q<sup>e</sup>. habiendole sido  
 coneedido por decreto de R. O. de 14 de Fe-  
 brero actual el parage o Terreno q<sup>e</sup>. contiene  
 la Bolsa nombrada el Moro Cojo q<sup>e</sup>. tenia  
 solicitada desde el t<sup>po</sup>: del Sr. Gov<sup>or</sup>  
 su antecesor D. Pablo Pota, con fin de  
 asegurar la existencia de mis bienes de  
 campo q<sup>e</sup>. aun poseo, para este efecto, y poder  
 verificar o curar à la recta justificacion  
 de U. S. à fin de q<sup>e</sup>. en uso de sus facultades  
 se sirva mandarse me de la posesion  
 de dicho terreno en toda forma comision-  
 ando al efecto la persona i personas aptas  
 q<sup>e</sup>. han de verificarlo, y otorgarlos fehacien-  
 tes de haverme puesto en posesion repleta  
 del expresado Terreno Bolsa del Moro  
 Cojo. Por tanto à U. S. pido se digna  
 disponer lo necesario al efecto proveyendo  
 en justicia lo q<sup>e</sup>. juzgue conveniente y de  
 su sup<sup>te</sup> agrado. Monterey 26 de Febrero  
 de 1825. Simeon Castro. Decreto )  
 Monterey 5 de Mayo de 1825. Por presen-  
 tado y admitido el escrito q<sup>e</sup>. antecede  
 y en lista de lo que esta parte pide pongase  
 en posesion del terreno q<sup>e</sup>. solicita nom-  
 brada la Bolsa del Moro Cojo al Sol-  
 dado Simeon Castro y p<sup>a</sup> el efecto nombro  
 y autoriso à D<sup>n</sup>. Geranecio de Haro  
 subteniente de la compan<sup>a</sup> auxiliar

de San Blas p.<sup>a</sup> que personalmente pasen del expresado terreno, y ponga en verdadera posesion de, el, al Soldado Simeon Castro, asi lo provei, mande y firme Yo D.<sup>m</sup> Luis Ant.<sup>o</sup> Arguello Jefe Sup.<sup>o</sup> Politico y militar de esta Provincia de la Alta California con los testigos de asistencia con quienes actuo por receptoria à falta de todo Escribano. Doy fee. Luis Ant.<sup>o</sup> Arguello De asistencia. Miguel Gonzalez de Haro. De asistencia. Raymundo Estrada. En el parage nombrado la Bolsa del moro loco jurisdiccion de Monterey à nueve de Marzo del año 2. D. D. 14 de mil ochocientos veinte y cinco. Yo D. Francisco de Haro Subteniente de la comp.<sup>a</sup> de Infanteria de San Blas auxiliar en esta Provincia Jefe comisionado por el Sr. Capitan D. Luis Antonio Arguello Jefe Sup.<sup>o</sup> Politico y militar de dicha Provincia havendo visto el antecedente Decreto presentado p.<sup>r</sup> el Soldado Simeon Castro, y en el lo mandado por el expresado Sr. Jefe sup.<sup>o</sup> Dese se guarde, y cumpla lo resuelto p.<sup>r</sup> S. S. y en su puntual y debido cumplimiento devia de mandar y mande se ponga en posesion y gose del expresado parage nombrado la Bolsa del moro loco al Soldado Simeon Castro; asi por este auto de obediencia lo previene, mande y firme con los testigos de asistencia con quienes actuo p.<sup>r</sup> receptoria à falta de todo Escribano, doy fee. Francisco de Haro. De asistencia. José Maria de Arrieta.

De asistencia. Nicolas Albo. (Posesion  
 En dicho sitio, dia mes y año Yo el comisionado  
 acompañado de los testigos de asistencia  
 pasé al referido parage nombrado La Bolsa  
 del Moro Cojo à efecto de dar le la posesion  
 q. manda el sup. Jefe Politico y Militar de  
 esta Provincia el capitán D. Luis Ant. Ar-  
 =quello en su Decreto de 5 de Marzo del  
 presente año y cuando en otro de la Bolsa  
 del Moro Cojo; lo tome de la mano y lo pase  
 por ella, hice que tomaran posesion real  
 y personal, la que tomo quieta y pacifica  
 y en señal ò verdadera posesion, tres pedras  
 por los cuatro vientos, arrancò yerbas e  
 hizo otros actos de verdadera posesion  
 Yo el expresado Juez comisionado mandè  
 à nombre de nuestra Nacion L. D. G. que  
 ninguna persona inquiete en manera algu-  
 =na en la citada Posesion del parage  
 nombrado la Bolsa del Moro Cojo, que  
 el suso dicho Armeon Castro tiene toma-  
 =da, y de ella no sea despojado sin ser  
 primero oido por fuera de derecho venido  
 bajo la pena de doscientos pesos en que  
 desde luego condeno al que asi lo hiciere  
 aplicados apenas de Camara, y gastos  
 de justicia de cuyo auto fueron testigos  
 los de mi asistencia actuando por re-  
 =ceptoria en la forma ordinaria. Doy fe  
 Francisco de Otazú # De asistencia  
 José Maria de Arrieta # De asistencia  
 Nicolas Albo # Inocente Garcia  
 Segun inf. del agraciado de compra  
 "El Sitio"

3. J. D. 14



De una Legua y cinco cordales de Oriente à Poniente de largo, y su ancho un cuarto de Legua. Linderos à la parte del Sur un Estero de Agua Salada la mitad y la Otra mitad dales of. orive con el Rancho de D. José Joaquín de la Torre y el de Trinidad Espinosa. Por del otro Estero of. linda con el Rancho del Cabo Juan e? Doto, y no tiene pan en ning<sup>o</sup> tiempo. Por lo of. se halla cercada la Bolsa de ambos Esteros y solo tiene la entrada p. la parte del Oriente y paso al Norte tiene una ciñega abierta de Sausal y Dutz y al Oriente unas Lomas bajas cubiertas de Encinal y Chamisal. En medio un pequeño sausal of. por estar el cienega con trabajo se entra en el. Entrando h<sup>a</sup> donde acaba la Bolsa of. es a la parte del Poniente esta una Loma cubierta de Chamisal en donde puede esconderse el Ganado. Hay como tres Cuertes de Tierra p. a. Chien tras de temporal. Tiene una Laguna of. of. permanece todo el año, con otros aguajes of. se secan. Los Bienes son 145. Cabezas Ganado mayor 2 Luntas de Bueyes una manada aboracada con 30. Leguas y una Burra parida.

Office of the Surveyor General of the United States for California.

I Samuel D. King Surveyor General of the United States for the State of California and as such now having in my Office and under my charge and custody, a portion of the Archives of the

66

98 SD  
PAGE 67

former Spanish and Mexican Territory or Department of Upper California do hereby certify that the three foregoing and hereunto annexed pages of tracing paper numbered from one to three inclusive, and each of which is verified by my initials (S. D. W.) exhibit true and accurate copies of from three pages of an unbound Book intitled "Cuaderno del Registro de los sitios ferros, señales que poseen los habitantes del territorio de la N<sup>ca</sup> California" now on file and forming part of the said Archives in my Office.

In Testimony whereof I have hereunto signed my Name Officially, and affixed my private Seal (not having a Seal of Office) at the City of San Francisco Cal. this 12<sup>th</sup> day of December 1851.

Sam. D. King

Surg. Gen. Cal<sup>ta</sup>

Filed in Office Oct<sup>r</sup>: 8<sup>th</sup> 1853

Geo. Fisher. Secy.

14.50  
20

1905  
20

14

67

Rancho of Simon Castro La Bolsa  
El Moro Cajo.

Translation

98 SD  
PAGE 68

Superior Chief of the Province  
Simon Castro private of the  
Company of Cavalry of the Presidio of  
Mintun. Before Don Amor with due respect  
appears and states that the piece or land which  
comprises the Bolsa called El Moro Cajo  
which he had solicited during the time of  
Governor Don Pablo Solo your predecessor  
having been granted him by your Order of the  
14th of February last with the object of secu-  
ring the subsistence of my stock which I still  
possess and to be able to verify I appeal  
to the sense of justice of Don Amor in order  
that with the advice of Don Anthony you may  
be pleased to cause that possession be given  
to me in due form of said land. Committed  
for the purpose, a fit person or persons who  
are to verify it and to grant the proper docu-  
ments of having had their lawful possession  
of the said tract. Bolsa del Moro Cajo. There-  
fore I pray your honor may agree to do so  
what may be necessary to the effect decreeing  
in justice what ever you may deem eminent  
and to your Superior pleasure. Mintun 26th  
of February 1825. Simon Castro. Mintun  
5th of March 1825. Sir presents, and  
admitted the foregoing petition and in  
view of what this party asks let the Private  
Simon Castro be put in possession of the  
land which he solicits called the Bolsa del  
Moro Cajo and for the purpose I appoint Don  
San Francisco de Haro. Sub Lieutenant of  
the Auxiliary Company of San Blas to go  
personally to the said land and put in due  
possession of it, the private Simon Castro

Thus, I Don Luis Antonio Arguello  
Political and Military Chief of this Province  
of Alta California have viewed, ordered and  
signed with assisting witnesses with whom  
it was performed according to law for the ab-  
solute want of a Notary Public, attest  
Luis Antonio Arguello Witness. Miguel  
Gonzales de Alvarado Witness. Raymundo  
Ostrada -

98 SD  
PAGE 69

At the place called the Bolsa del  
Morro Coyo. Jurisdiction of Monterey on the 9th  
of March of the year 1825, I Don Francisco  
de Haro. Sub Lieutenant of the Company of In-  
fantry of San Blas anchoring in this Province  
Judge, Commaided by Capt Don Luis  
Antonio Arguello Superior Political and  
Military Chief of said Province having seen  
the foregoing decree presented by the Pirate  
Simon Castro and in it what is ordered by  
the said Superior Chief, I said at the determi-  
nation by your honor be observed and fulfilled  
and in its punctual and due fulfillment. I  
must order and do order that the pirate  
Simon Castro be put into the possession and  
enjoyment of the said place called La Bob-  
sa del Morro Coyo thus by this act of obedience  
I have viewed, ordered and signed it with the  
assisting witnesses with whom I act according  
to law for the absolute want of a Notary Public  
attest - Francisco de Haro Witness Jose Ma-  
ria Anata Witness Nicolas Aliso -

100  
20

On the said 9th day month and  
year I the Commissioned appointed by the  
assisting witnesses, went to the said place  
called La Bolsa del Morro Coyo, for the purpose  
of giving the possession which Capt. Don

Don Antonio Arguello, Sapient Political and  
 Military Chief of this Province, in his  
 Decree of the 5th of March of the present year  
 and when at the said place of "La Bolsa del  
 Morro Cuzo" took him by the hand and passed  
 over it. I caused him to take seal and person  
 al possession, which he took quietly and peace-  
 ably, and as a sign of true possession, he cast  
 staves to the four winds, he pulled up grass and  
 performed other acts of real possession. I  
 the said Judge Commisario, in the name of our  
 Nation, which may God preserve, ordered that no  
 person in any manner shall disturb or infringe  
 upon the real possession of the said place called  
 "La Bolsa del Morro Cuzo" which the aforesaid  
 Simon Castro has taken, he shall not be dis-  
 possessed of it without just being heard and  
 being by law adjudged thereto under the penalty  
 of Two Hundred Dollars and Costs of suit  
 to which I condemn henceforth him who  
 should do so, which penalty is to move to the  
 Court to which he is present my assisting  
 witnesses, acting according to law, in the  
 usual form. Witness, Francisco Carrero  
 Witness Jose Maria Arrieta - Witness Nicolas Albino  
 Innocente Garcia

According to the report of the grantee the  
 site is composed of one league and five cordas  
 from East to West in length and one fourth of  
 a league in width, the boundaries on the part  
 of the South are an Estuary, one half of which  
 is salt water, and the other half fresh water  
 also with the Rancho of Jose Joaquin de  
 la Torno, and that of Trinidad Espinosa  
 on the North, another Estuary, which is  
 bounded by the Rancho of Corporal  
 Francisco Loto, and at no time has a ford

70

Therefore the Bolsa is surrounded by the  
two Estuaries and has an Entrance only  
on the part of the East and a pass on the north  
It has a "Cenega" covered with willows and  
Tules, and to the East some low hills covered  
with oak and thickets. In the Centro there is a  
small meadow grove, which with difficulty  
is entered in consequence of its being a swamp  
extending into the end of the Bolsa. which  
is to the part of the west there is a hill cover  
ed with a thicket, where cattle can conceal  
themselves. there are about three Suenos of arable  
land depending on the seasons. It has a  
lake which lasts all the year with other  
springs that dry up. The stock consists  
of 145 head of cattle 2 yokes of oxen and  
horses.

98 SD  
PAGE 71

I George Fisher Secretary to the  
U. S. Land Commission to ascertain and  
settle the private land claims in the State of  
California do hereby certify that the foregoing  
is a true and correct copy Translation of a  
Spanish document in Case No 66, wherein  
Mariano Antonio Pico de Castro et al claim  
the Rancho de Bolsa Nueva & Moro Cofio now  
on file in this office -

In testimony whereof I have here  
unto signed my name, Office of the above  
named Commission, San Francisco this  
3<sup>rd</sup> day of January A.D. 1851.  
Geo Fisher, Secy.

Filed in Office January 11, 1851  
(Signed) Geo. Fisher Secy &

71 1.º D. R. Sello 4/º una quartilla. Habilitado provisionalment<sup>e</sup> por la Republica Mexicana para los años de 1826 y 1827 en el Territorio de Californias.

Echeandía Herrera  
Relacion que con arreglo al Artículo 3.º del Bando publicado en esta Capital el dia Siete de Octubre de este año, devo presentar al Gobierno Superior del Territorio de las Circunstancias y posesiones del Rancho nombrado la Bolsa del Cojo. Acentuado. Este Rancho de me fue concedido por su antecesor. D. Luis Antonio Arguello, el año q<sup>º</sup> consta por el memorial q<sup>º</sup> para en poder de V. E. y se me dio posesion en el mismo año y fue comisionado p<sup>º</sup> dada p<sup>º</sup> D.º Luis Arguello. Al A<sup>º</sup> Retirado de Inf.º D.º Tecame. de A<sup>º</sup> q<sup>º</sup> consta por d<sup>º</sup> memorial. El terreno de d<sup>º</sup> Rancho se compone de una Laguna, y cinco condeles de Oriente à Poniente, de largo y de ancho un cuarto de Legua, sus linderos un este<sup>º</sup> à la parte del Sur, q<sup>º</sup> la mita de es de agua salada, y la otra de agua Dulce; cuyo estero sobre de linderos, con el Rancho del Ciudadano José Joaquín de la Torre y el

2.º D. R. B de igual clase, Trinidad Espinosa; Por la parte del Norte esta otra estero q<sup>º</sup> linda con el Rancho del Cabo Tecame Soto, y este no tiene paso en ningun tiempo d<sup>º</sup> Bolsa esta cercada de ambos Esteros, y solo tiene la entrada p<sup>º</sup> la parte del Oriente, y un paso al Norte tiene una ciénega cubierta de un Causal y



Tular; y p<sup>o</sup> el Oriente tiene unas lomas bajas cubiertas de Encinal y Chamisal en medio de ella esta un pequeño causal q<sup>o</sup> con habajo de enta à el por estar en encina, y entando hasta donde se hallaba la strada Bolsa q<sup>o</sup> es à la parte del poniente esta una loma cubierta de Chamisal en donde puede esconderse el ganado; tiene como tres cuertes de tierra p<sup>o</sup> sición bras de temporal; la Agua q<sup>o</sup> subsiste en todo tiempo de una Laguna q<sup>o</sup> corre del Oriente asi al Sur, no contanddo con otros aguages por no ser permanentes; Los venes q<sup>o</sup> costean en el expresado sitio son los siguientes, ciento y cuarenta y cinco, cabezas de Ganado Mayor; dos Quintas de Buelles, una Manada aboracada con treinta lleguas, y una Birra parida. Todo lo susodicho es cuanto debo expresar en cumplimiento de la Sup<sup>o</sup> Orden  
Simeon Castro.

Here follows

Map

73

map 12

Office of the Surveyor General of the United States for California.

Samuel D. King Surveyor General of the United States for the State of California and as such, now having in my Office and under my charge and Custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California do hereby Certify that the three preceding and hereunto annexed pages of tracing paper, numbered from one to three inclusive and each of which is verified by my initials (S. D. K.) exhibit true and accurate copies of certain Documents now on file and forming part of the said Archives in my Office.

98 SD  
PAGE 74

In Testimony whereof I have hereunto signed my Name officially and affixed my private Seal (not having a Seal of Office) at the City of San Francisco Cal. this Eleventh day of December A. D. 1851.

4.50

Sam. D. King  
Surv. Gen. Cal.

Filed in Office Octbr. 8<sup>th</sup> 1853

Geo. Fisher Secy.

1845

20

74

Atth. Stamp, One Cuartillo -  
Legalized provisionally by the Mexican  
Republic for the years of 1826, & 1827 in the  
Territory of the Californias -  
Ochandá . . . . . Tenua .

Paustation

98 SD  
PAGE 75

Achidulo which is accompanied with Art 3<sup>o</sup> of  
the Decree published in this Capital on the  
9th day of October of this year I have to present  
to the Superior Government of the Territory of  
the Circumstances and possessions of the Rancho  
named the "Bolsa del Café".

This Rancho was granted  
to me by your predecessor Don Luis Antonio  
Arguello which appears by the Memorial is  
which is in the possession of your honor and  
in the same year possession was given to me by  
Don Francisco de Arce tituled Cedula of  
Satisfactory Commission for that purpose by  
Don Luis Arguello as manifest by the said  
Memorial. The land of said Rancho com-  
prises one league and five corrales from East  
to West in length and in width one fourth of a  
league. Its boundaries are an Estuary on the  
part of the South, one half of the Cuatio of  
which is East, and the other fresh, which es-  
tuary with the Rancho of the Citizen Jose Joaquin  
de la Torre and that of Citizen Trinidad  
Espinoza, are two as to boundary. On the part  
of the North is another Estuary contiguous  
to the Rancho of Corporal Francisco Soto &  
this at its time has a ford, said "Bolsa" is  
surrounded by the two Estuaries and has an  
entrance only upon the part of the East and a  
ford at the North, has a swamp covered  
with willows and a Palo, and on the East has  
some low hills covered with forests of oak

and thickets, in the middle of it is a small  
willow grove, which from being in a swamp  
with difficulty is entered and entering into  
where the said "Bolsa" concludes, which is  
upon the flat of the meadow, there is a hill cross  
ed with a thicket where the Cattle can en  
crat themselves. has about three "Quartos" of  
arable land dependent upon seasons the water  
which at all times subsists is a lake which  
runs from the East to the South, not relying  
upon other Springs because they are not per  
manent. The stock which exists on the  
expressed site is the following, one hundred and  
forty five head of Cattle, two yokes of Oxen,

98 SD  
PAGE 76

J. George Fisher Secretary to the  
U. S. Land Commission, to ascertain and  
settle the Private Land Claims in the State  
of California. do hereby certify that the fore  
going is a true and correct translation of a  
Spanish Document in Case No 1000, where  
in Manuel Antonio Pico de Castro et al  
claim the Rancho de Bolsa Nueva & Puro  
Cajon" now on file in this Office

In testimony whereof I have  
hereunto signed my hand  
Office of the Secretary of the  
above named Commission  
San Francisco this 3<sup>d</sup> day  
of January A.D. 1854.  
Geo. Fisher Secy

Filed in Office January 4. 1854

(Signed) Geo. Fisher Secy

PAGE 76

76 1. S. D. 12. Place of Stamp,  
on Original ) Acompaño a V. p.º of. de los en-  
tegne a sus dueños los documentos of. de sus  
tierras me presentaron D. José Joaquín de la  
Torrey el Cabo Dimeon Castro cuy a razón of.  
da tomada en el libro de registros de cuyo  
recibo y cumplimiento me daré V. aviso.

2. S. D. 12. Dico y Sub. D. Diego 13 de Junio de 1829  
José M.ª de Becheandía

98 SD  
PAGE 77

Al comandte del Presidio. Monterey  
Office of the Surveyor General of the United  
States for California.

Samuel D. King  
Surveyor General of the United States for  
the State of California and as such now  
having in my Office and under my charge  
and Custody a portion of the Archives of the  
former Spanish and Mexican Territory or  
Department of Upper California do hereby  
certify that the two preceding and herewith  
annexed pages of tracing paper numbered  
from one to two and each of which is verified  
by my initials (S. D. K.) exhibit true and  
accurate copy of a document now on file  
and forming a part of the said Archives in  
my Office.

In testimony whereof I have here  
unto signed my name and affixed my  
private Seal (not having a seal of Office)  
at the City of San Francisco this 16<sup>th</sup> day  
of December 1851.

Saml. D. King  
Surv. Gen. Cal.  
Sealed in Office Oct 7<sup>th</sup> 1853  
Geo. Fisher Secy

1949  
I  
20

Maria Antonio Chico }  
 de Castro & ab } For the place  
 as } called Bolsa  
 The United States } Nueva y Morro Cajo  
 in the County of Monterey  
 containing Eight square  
 leagues of land.

98 SD  
 PAGE 78

Opinion

The Claimants are proved by the testi-  
 mony of Juan B Alvarado to be the widows and  
 only heirs of Simon Castro deceased to whom  
 they allege the land described in the petition was  
 granted and under whom they claim the title  
 as his legal representatives.

The property in ques-  
 tion appears to have been granted to said  
 deceased in three separate portions. The  
 first called "El Morro Cajo" stated to contain  
 about two square leagues of land was granted  
 for the purpose of placing his cattle thereon  
 to said deceased by Governor Arguello on  
 the 14th of February 1825 and under whose order  
 he was put into possession on the 9th day of  
 March following. The second grant was  
 date May 14th 1831 & is signed by Governor  
 Mariano Chico. This grant covers a portion  
 of the sum is claimed a title more that one  
 square league in extent and known by the  
 name of "Bolsa Nueva". The third grant  
 was made by Governor Alvarado on the 24th  
 day of November 1837. This grant covers  
 the land which lies between the land covered  
 by the other grants and the boundaries of  
 Joaquin Soto, Joaquin Gomez, Nicolas  
 Alisser and Salvador Espinosa. The appi-  
 cation was for a provisional grant of the  
 land for a watering place for the cattle  
 of the grantee, and the grant is made in



accordance with the petition -

The title papers above mentioned duly substantiated as far as evidence in approval by the Assembly has been obtained, as to the first and third grants and with the exception of the act of putting the grants into possession under the first grant, without a survey or a description of the boundaries, in designating of the lands granted, or fixing of the limits, lines or monuments by official act is shown - The condition of the title was such as is above indicated at the time of the death of said Castro, the grantee. Soon after this event the widow forwarded to the Governor the title papers relative to the Estate, accompanied by a petition in behalf of his legal representatives describing the land and alleging their occupancy and improvement of the same and soliciting a grant of the land Crown by the former Concessions, being eight square leagues to them as their legal property. On the 27th day of September 1844, Governor Micheltorena, made a grant in accordance with this petition, and caused it to be delivered together with the previous grants to the widow, retaining a copy of her petition for the Archives. This grant covers all the land comprised in the three tracts before granted to the deceased the boundaries of which they were required to respect - The testimony filed in the Case shows that the three tracts as they were originally granted to said Castro, had been occupied by him, and that he lived upon and cultivated portions of the land until his death after which his widow and children continued to do the same.

79

We had institute here in critical language as to any defect in or forfeiture of the title of said Castro in the premises at the time of his death. If he was the owner it descended to those claimants as his legal representatives. If his title was not good the government had the right to dispose of it and the claimants rights must then be tested under the grant of the entire premises made to them by Governor Micheltorna in September 1844.

98 SD  
PAGE 80

This title would seem to establish a good equitable interest in the premises. The residence of the widow and children of the deceased Simon Castro on the land after his death & their continued occupancy and improvement of the place as shown by the testimony are sufficient to satisfy the requirements of the regulations then in force on the subject of colonization. The only question which presents any difficulty in the case is that of location. The land described in the grant by Micheltorna is the same which was embraced in the other grants which with their maps are to find to for description and the same which was occupied by said deceased. The first grant to said Castro covers the land known as the "Bolsa" called "El Moro Cuyo". The second covers the land known by the name of Bolsa Nueva adjoining the former. The term Bolsa which signifies a purse is used here also to designate a portion of land assuming the shape of a purse or bag. This application of the term was not unfamiliar in this Country and a reference to the map which is attached to the Certificate of which a traced copy is filed in the case shows that the term was aptly applied in the case before us. The two portions of

land thus designated were two peninsulas surrounded on all sides excepting the Eastern by water. The grants were evidently intended to cover the land contained in both of these peninsulas and if any question could have arisen as to the boundary on the side where they connect with the main land this question is disposed of by the terms of the third grant.

The land described in the third grant is located on the East side of the two Balsas and commences the East line of said land, whatever may be its precise location. This third grant describes the land granted by assignment of the surrounding Ranchos and is not only itself clearly defined but also by its description obviates all difficulty as to the other portions of the entire premises claimed.

By the aid of the map above mentioned in connection with the descriptions calls in the title papers, and the testimony of the witnesses on the subject of the location and the occupancy of the premises at the time the last grant was made, we think there can be no doubt as to the premises granted and no trouble in surveying the land accordingly.

A decree of confirmation will be entered.

Confirmed.

Filed in Office Feb. 7, 1854.

Esq.

Geo. Fisher, Secy.

Mano Antonio Pico  
de Castro & al.

vs.  
The United States

In this case on hearing the proofs and allegations it is adjudged by the Commission that the claim of the petitioners is valid and it is therefore decreed that the same be confirmed to said Mano Antonio Manuel Castro and the other heirs at law of Simon Castro deceased.

The land of which confirmation is hereby made is that known by the name of Bolsa Nueva y Morcoja situated in Montana County and now occupied by said petitioners and is bounded and described as follows to wit: Bounded on the North by the Ranchos of Jaaguin Soto and David Lutejohn and the Estero which divides it from the Rancho of the Valley's, on the South by the Ranchos of Salvador Esfimesa and the Estero which divides this land from that of Juan Cooper, on the East by the Ranchos of Jaaguin Gomez and Nicolas Aliso and on the West by the waters of the Ocean, containing eight square leagues of land more or less. Reference for further description of said land to be had to the petition of said Mano Antonio Pico for a confirmation or grant of the same dated September 14th 1844, the Decree of Governor Micheltorena thereon dated September 26, 1844 and the map of the land presented with said petition all of which appear in the traced copies of the Expediente filed in this case.

Decree  
98 SD  
PAGE 82

82

Alphus Fitch  
Timpson Campbell  
R Aug Timpson  
Commencement

Filed in Office Feb. 7. 1854  
(signed)

Geo. F. Fitch Secy.

98 SD  
PAGE 83



Office of the Board of Commissioners,

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

98 SD  
PAGE 84

I, *George Fisher*, Secretary to  
Board of Commissioners to ascertain and settle the Private  
Land Claims in the State of California, do hereby certify the  
foregoing *Eighty two* — pages, numbered from  
1 to *82*, both inclusive, to contain a true, correct and full Tran-  
script of the Record of the Proceedings and of the Decision of the  
said Board, of the Documentary Evidence and of the Testimony  
of the Witnesses, upon which the same is founded, on file in this  
Office, in Case No. *606*, on the Docket of the said Board,  
wherein *Maria Antonia Pico de Castro*  
*et al*, are

Claimant against the United States, for the place known by  
name of "*Bolsa Nueva*"

In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
*twenty third* day of *September*  
A. D. *1854*, and of the Independence of the  
United States of America the seventy=*ninth*.

*G. Fisher*  
Geo. Fisher



98

U. S. DISTRICT COURT,  
Southern District of California.

No. ~~57~~ 98. Docket

THE UNITED STATES, *Applt.*

vs.

98

Manuel Antonio Pico  
de Costa et al for  
8 Leagues *Bols Nuevito*  
in Monterey Co.

TRANSCRIPT OF THE RECORD

FROM THE  
BOARD OF U. S. LAND COMMISSIONERS,

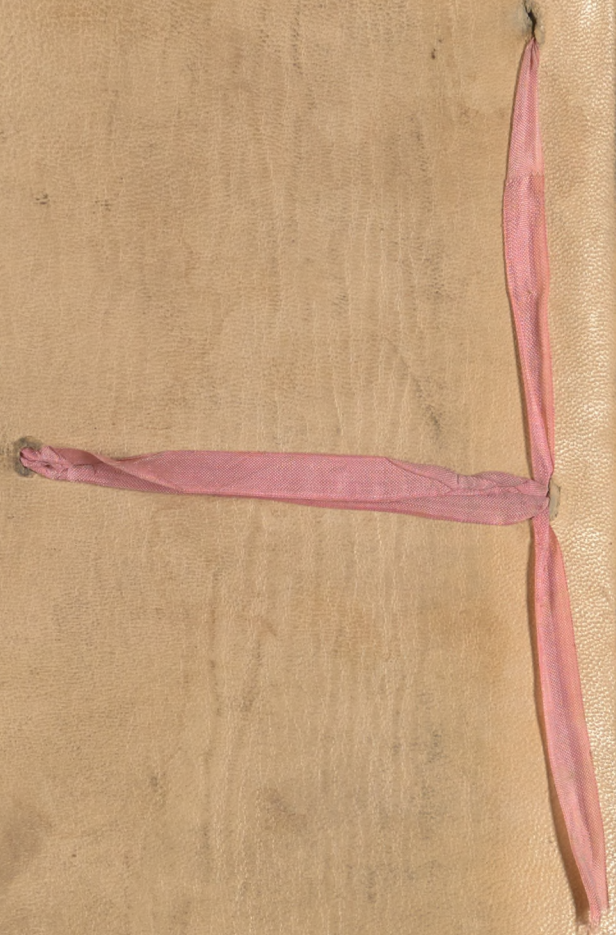
In Case No. 606

Recd 27 Sept. 1854  
Filed, 28 do. 1854

*W. S. Taylor*  
*Sgt. Clk.*

98

*No 606.*



Office of the Attorney General of the United States,

Washington, 17th January 1855.

Maria Antonia Pico de Castro et al.

vs.

The United States.

608

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 13th day of September 1854 the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Cushing

Attorney General.



No 98.

U. S. District Court  
Southern District.

The United States  
vs -  
Maria Ant<sup>a</sup> Pico  
de Castro et al -

Notice of Appeal from Atty. Gen.

Pica Feb<sup>y</sup> 27<sup>th</sup> 1835

J. E. Sans  
clk.

98

98 SD  
PAGE 87

Office of the Attorney General of the United States,

Washington, 17th January 1855.

Maria Antonio Pico de Castro et al. }  
vs. } 606.  
The United States.

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 13th day of September 1854, the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

*Clayton*

Attorney General.

no 98.

U. S. Dist Court,  
Southern Dist of Cal.

The United States,

vs.

Maria Antonia Pico de Castro  
et al.

appeal notice.

Filed March 8<sup>th</sup> 1835.

98 SD  
PAGE 88

J. C. Farr  
Clerk.

*Vertical handwritten notes on the left margin:*  
Wm. H. ...  
1835 ...  
1835 ...  
1835 ...  
1835 ...

*Faint vertical text on the right margin:*  
1835 ...

In the District Court of the United States  
for the Southern District of California,  
Los Angeles County, State of California,

M<sup>rs</sup>. Antonio Pico de Castro }  
et al. } N<sup>o</sup> 98.

vs. } Transcript N<sup>o</sup> 606,  
The United States. }

To the Honorable Isaac S. H. Ogden, Judge  
of the District Court of the United States  
for the Southern District of California.

The petitioner of Pacificus Ord (Los Angeles  
County), Attorney of the United States for  
the Southern District of California, who peti-  
tions in this behalf for the United States;  
and being present here in Court in his  
proper person, in the name and behalf of  
the United States, represents as follows.

That heretofore, to wit, on or about the 19<sup>th</sup>  
day of February A.D. 1853, Maria Antonio  
Pico de Castro et al presented a petition to  
the Commissioners to ascertain and settle the  
private land claims in the State of California,  
claiming the tract of land called "Bolea  
Aneva", in the County of Monterey in the  
words and figures following viz.  
"D<sup>a</sup> Maria Antonio Pico de Castro, Manuel  
widow of the late D<sup>o</sup> Spinoza Castro

" Castro first, Manuel Castro second, Maria  
 " Antonio Castro, Jose Antonio Castro, Francisco  
 " Castro, Leandro Castro and Juan B. Castro and  
 " Juana Castro, Children and heirs of the said  
 " late D<sup>no</sup> Simcon Castro, give notice, that  
 they claim a tract of land, in said state,  
 by virtue of a right and title derived from  
 the Spanish and Mexican Governments.  
 The said tract of land is of eight square  
 leagues or sitios de ganada Mayor in  
 extent and known under the several names  
 of the Bolsa the Bols'a and the Mero  
 Cap'. A portion of said tract was  
 granted in the year 1825 to said Don  
 Simcon Castro by Don Luis Arguello then  
 governor of the Territory of Upper California  
 and juridical possession thereof given.  
 A further portion was granted to said  
 D<sup>no</sup> Simcon Castro on the 24<sup>th</sup> May 1836,  
 by D<sup>no</sup> Mariano Chico, Political Chief of  
 said California, a further portion on  
 the 20<sup>th</sup> November 1836, by D<sup>no</sup> Juan B.  
 Alvarado Political Chief ad interim and  
 the whole Confirmed & the quantity &  
 extent thereof designated by a decree dated  
 24<sup>th</sup> September 1844, issued by D<sup>no</sup> Manuel  
 Michelterren Governor of the Department

98 SD  
 PAGE 90

but Bill

of the Californias.

The original documents attesting these several Concessions and Confirmations, with translations of the same are herewith presented and prayed to be taken as part of this petition. Said D<sup>no</sup> Simcan Castro did on the \_\_\_\_\_ day of \_\_\_\_\_ whereby all his rights in the premises became vested in these Claimants.

98 SD  
PAGE 91

Your petitioner further represents, that thereafter, to wit, on the 7<sup>th</sup> day of February A.D. 1854, the said Commissioners Confirmed by final decree, the said Claim of the said M<sup>ra</sup> Antonia Pico de Castro, et al, in the words and figures following, to wit.

On this case on hearing the proofs and allegations it is adjudged by the Commission that the Claim of the petitioners is valid and it is therefore decreed that the same be Confirmed to said Maria Antonia Manuel Castro, and the other heirs at law of Simcan Castro deceased.

The land of which Confirmation is hereby made is that known by the name of 'Balsa Nueva of Moro Cajo' situated in Monterey County and now occupied by said petitioners, and is bounded and described as follows to wit, Bounded on the North

" by the Ranchos of Joaquin Soto and Rancho  
 " Littlejohn and the Estero, which divides  
 " it from the Ranchos of the Vallejos, on  
 " the south by the Ranchos of Salvador  
 " Espinosa and the estero which divides  
 " this land from that of Juan Casper,  
 " on the East by the Ranchos of Joaquin  
 " Gomez & Nicolas Alvarado, and on the West  
 " by the Waters of the Ocean, containing  
 " Eight square leagues of land more or less,  
 " Reference for a further description of said  
 " land to be had to the petition of said Maria  
 " Antonia Pico for a Confirmation or grant  
 " of the same dated September 14<sup>th</sup> 1844, the  
 " Decree of Governor Micheltorens therein dated  
 " September 26<sup>th</sup> 1844 and the map of the land  
 " presented with said petition all of which  
 " appear in the traced copy of the Expediente  
 " filed in this case."

98 SD  
 PAGE 92

Alphens Felch  
 Thompson Campbell  
 J. Aug Thompson  
 Commissioners

That thereafter, to wit, on the 28<sup>th</sup> day of  
 September A D 1854, a duly certified transcript  
 of the said decree, and proceedings, and the  
 papers and evidence on which it was founded

5

in said Cause, was filed in the office of the Clerk of the District Court of the United States for the Southern District of California, and marked N<sup>o</sup> 98. (Transcript N<sup>o</sup> 606); reference to which it is prayed may be had, and made a part of this petition.

That on the 13<sup>th</sup> day of September A.D. 1854, the Honorable Caleb Cushing, Attorney General of the United States received a duly certified duplicate of said transcript of said final decree and proceedings of said Commissioners in said Cause (N<sup>o</sup> 98) and the papers and evidence on which said decree was founded.

That thereafter, to-wit, on the 27<sup>th</sup> day of February A.D. 1855, the said Attorney General of the United States, filed or caused to be filed, on behalf of the United States a notice with the said Clerk of said District Court for the Southern District of California that the appeal, in said Cause of Maria Ant<sup>o</sup> Pico de Castro, vs The United States from the decision of the said Commissioners to ascertain and settle the private land claims in the state of California, in the District Court of the United States for the Southern District of California, would be prosecuted by the United States.

98 SD  
PAGE 93

EXCISE  
98 20



6.

Your petitioner further represents that the said land claimed as aforesaid is within the jurisdiction of this Honorable Court.

And your petitioner further represents, and insists that the said decree of said Commissioners is erroneous, and ought to be reviewed, reversed, and set aside, for many errors and imperfections of law and evidence, apparent in said Certified transcript of said Cause, now on appeal from said Commissioners to this Honorable Court.

And the said attorney denies all and singular each and every allegation in the said petition of said Claimants to said Commissioners of said date. And he further denies that any grants for said land were ever made as alleged in said petition. And he denies further that the said Claimants have shown any or sufficient evidence of the validity of the said Claim.

And your petitioner further represents that the said Claim is invalid, and the said decree erroneous, on the following grounds, I. That the said alleged grants of Arguells, Chico, ~~and~~ <sup>and, Alchettisene,</sup> ~~Shavado,~~ were made in violation of the 4<sup>th</sup> article of the Colonization Laws

7

98 SD  
PAGE 95

of Mexico of the 18<sup>th</sup> of August A.D. 1824, in this; that the land granted, as alleged by Claimants, was and is within ten leagues of the Sea Coast; and there is no evidence shown by Claimants, that the Supreme General Executive power of Mexico, previously approved of the Colonization of the public lands in Upper California, lying within ten leagues of the Sea Coast. And it is denied that such previous Consent of said Supreme General Executive power of Mexico in such case was ever had.

II. That at the date of the said alleged grants, the said land claimed as aforesaid, was occupied by, and in the possession of the Missions of the Territories of Upper California, And it was held and occupied particularly, by the Mission of San Juan Bautista; and could not therefore be Colonized.

III. That the said alleged grants have not the Conditions required by, and are not made in entire Conformity with the laws of Mexico, of the 18<sup>th</sup> day of August A.D. 1824, and the regulations for the Colonization of the Territories of Mexico of the 21<sup>st</sup> November A.D. 1828.

IV. That there is no evidence that the said

9.

alleged grant was ever approved by the ~~Provincial~~  
~~Territorial~~ Territorial Deputation, or Departmental  
assembly of California, or the Supreme  
Government of Mexico.

98 SD  
PAGE 96

IV. That the said alleged grant of Arguello,  
dated Feby 14<sup>th</sup> A D 1825, to Siméon Castro,  
of the place called "El Moro Cajo," contains  
no description of the locality, extent and  
boundaries of the place claimed. That the  
said Arguello had no lawful authority to  
make such alleged grant, That it is vague  
and indefinite; and void for uncertainty.  
That the alleged act of juridical possession  
of the said place of by Francisco de Haro,  
dated March 9<sup>th</sup> 1825, is vague, indefinite  
and void. That said Claimants fails to  
show a definitive title for said land.

EVER 20

V. That the alleged grant of Governor Chico  
dated May 14<sup>th</sup> 1836, of the place called  
"Polsa Nueva" to said Siméon Castro con-  
tains no sufficient description of the location,  
extent and boundaries, so that it can be  
identified and surveyed. That the third  
condition of the said alleged grant has been  
violated and not performed by <sup>said</sup> Siméon  
Castro, or said Claimants - And the said  
Castro and Claimants have forfeited and

9

lost their title to the said land, if they ever had any. That the said alleged Claimants fail to show a definitive title for the said tract of land.

98 SD  
PAGE 97

VI. That the alleged grant of Governor Alvarado, of a portion of a tract of 8 square leagues, made on the 20<sup>th</sup> November 1836. (1837?) is not executed upon the lawful stamped paper; and no cause is assigned therein for its being executed upon common paper. That it is not a grant in fee of the land claimed. That it is a temporary ~~permission~~ <sup>permission or license</sup> to use the land for a certain purpose. That it is not made in the usual and necessary form. That it has none of the conditions required by law. That it does not show the extent or quantity of land pretended to have been granted, that it is not signed by the secretary. That it is informal, vague, indefinite, and void. And the said pretended grant is ~~void~~ and fraudulent.

VII. That the alleged decree of Confirmation of Governor Manuel Micheltrons, dated 24<sup>th</sup> September 1844, Confirming the said grants to <sup>said</sup> Simew Castro, and designating the quantity and extent thereof, contains no description of the land; and it is

vague and indefinite and void for uncertainty.  
 That it gave no <sup>valid,</sup> right or title to the said  
 Claimants. <sup>for said land</sup> That it is not upon the law-  
 ful stamped paper. That no title ever  
 issued upon such alleged decree. That it  
 was never approved by the Departmental  
 Assembly of California, or the Supreme  
 Executive of Mexico. That there is no  
 evidence that the Agents or the heirs  
 or the heirs of said <sup>said</sup> Simcan Castro <sup>or said Claimants,</sup> ever  
 asked for, or took judicial possession  
 of the three tracts of land named in the  
 pretended petition of Maria Antonia Pico,  
 dated 14 Sept 1844, and claimed by  
 petitioners. That no grant or title is shown  
 for one of the three named tracts in said  
 petition: to wit - "La Cañada de San Miguel".  
 That the said <sup>pretended</sup> decree has none of the  
 Conditions required by law, and the said  
 pretended decree is ~~antedated~~ <sup>antedated</sup> and fraudulent.  
 That the two maps appearing in the  
 Copy of the Expediente No 164 (pages 14 &  
 27 of <sup>of the Land Commission</sup> transcript) did not form part of, and  
 belong to the original Expediente No 164, at  
 the time they purport to have been made -  
 and they are fraudulent. <sup>VIII</sup> That the lands  
 claimed as having been granted to said

98 SD  
 PAGE 98

98 SD  
PAGE 99

Simon Castro and his said heirs, bounded by the Ranchos of Juan Cooper, the Vallejos, Salvador Espinosa, Nicolas Alviso, Joaquin Gomez, David Littlejohn and the Sea, including the places called the "Polea del Cajon," "La Nueva," and "Cañada de San Miguel," with the Chamisal on either side of said Cañada; is of the extent of more than eleven square leagues, and the said Governor or Governors of California had no lawful authority to grant or decree to said Simon Castro or his heirs more than eleven square leagues of land. And the said Castro could not acquire ~~land not requisite~~ or hold more than eleven square leagues of land from And the said alleged grants for said land were never approved by the Deputation or Assembly of California, or the subsequent Government of Mexico. said Governor or Governors of California.

And no sufficient proof having been made by said Claimants of the allegations of their said petition, or in support of their said claim filed as aforesaid, no decree ought to have been made, or grounded thereon; but the said petition ought to have been dismissed, and said claim rejected by said Commissioners, upon the grounds aforesaid.

And the said Claimants having no valid right or title, derived from the Spanish, or Mexican Government, to the said land

claimed by them as aforesaid, the lawful right, or title in and to the said Land, was acquired by, and it now belongs to the said United States, by virtue of the Treaty of Peace, Friendship, Limits, and Settlement, with the Republic of Mexico, dated at the City of Guadalupe Hidalgo, February 2<sup>nd</sup> A. D. 1848.

98 SD  
PAGE 100

Wherefore the said Pacificus Ord, Attorney of the United States for the Southern District of California, for and in behalf of the United States, by reason of the premises, and in pursuance of the act of Congress entitled "An act to ascertain and settle the private land claims in the State of California" approved March 3<sup>rd</sup> A. D. 1851, and the laws and statutes in such case made and provided, prays that the said Maria <sup>and Manuel Castro first, Manuel Castro second, Maria Antonia Castro, Wilhelmina Castro, Francisco Castro, Leonardo Castro, Antonis Pico de Castro, et al, may be served</sup> <sup>and Juan B. Castro, and Juana Castro, may be served</sup> with a copy of this petition; and that this Honorable Court will review the said decision, or final decree of Confirmation, of said Commissioners to ascertain and settle the private land claims in the State of California, and decide on the Validity of the said claim of said Maria Antonis Pico de Castro, <sup>et al.</sup> for said land claimed and

Confirmed as aforesaid; and that the same may be decreed invalid. And all such other orders, Judgments, or decrees, as may be just. with Costs, and general relief.

98 SD  
PAGE 101

*P. O. S.*

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

177  
100



No 98.

U. S. District Court.

Southern District of Cal.

Maria Antonio Pico de Castro  
et al. — appellees.

— ad. —

The United States,  
applr.

Petition of Atty of U. S. Atty.  
for review.)

Filed Aug. 24<sup>th</sup> 1855.

f. e. farn  
clk.

98 SD  
PAGE 102

United States of America, } SS.

98 SD Southern District of California.

PAGE 103  
TO

The President of the United States,

Maria Antonio Pico De Castro. Manuel  
Castro 1<sup>st</sup>. Manuel Castro 2<sup>nd</sup>. Maria Antonio Castro  
Jose Antonio Castro - Francisco Castro, Leandro  
Castro - Juan B. Castro. and Juana Castro -

GREETING :

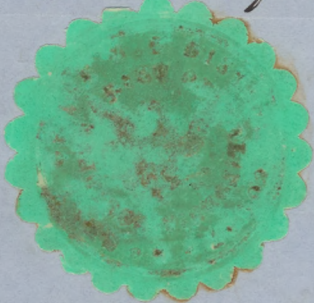
Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against you, and each of you, in the District Court of the United States, in and for the Southern District of California, on the *Twenty fourth* day of *August* - in the year of our Lord one thousand eight hundred and fifty- *5* . at the City and County of Los Angeles, in said District, by *Pacificus Ord Atty. of the U.S. for the Southern District of Cal.* praying said Court to review upon the grounds therein set forth the decision of Confirmation by the Board of U.S. Land Commrs. appointed to ascertain and settle the private Land Claims in the State of California of the Claim of said *Maria Antonio Pico De Castro Manuel Castro 1<sup>st</sup>, Manuel Castro 2<sup>nd</sup> - Maria Antonio Castro, Jose Antonio Castro, Francisco Castro, Leandro Castro, Juan B. Castro. and Juana Castro - for a tract of Land called "Palsa Nueva" situate in the County of Monterey in said District, to the extent of Eight square leagues more or less. which said claim was presented by them to the said Commrs; and was by them confirmed on or about the 7th day of February A D 1854*

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

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of the said Court, this *10th* day of *September* - in the year of our Lord one thousand eight hundred and fifty- *5* , at Los Angeles aforesaid.

*J. E. Farr*

Clerk.



No. 98

United States of America,

Southern District of California,

U. S. DISTRICT COURT.

Maria Antonia Pies  
vs  
De Castro. Appellee

vs

The United States.  
Appellant

SUMMONS.

Recd Sept 10<sup>th</sup> 1855

E. Huntley  
U. S. Marshal

By R. S. Jones

98

SD

104

PAGE

I served this summons along with the proper copy of the petition upon *W Cary Jones*  
*Atty for Maria Antonia Pies & Castro et al*  
*in this case, by delivering to him in*  
*person, copies for each of the within named*  
*parties*  
at *the city of Los Angeles* in the Southern District of California on  
the *10<sup>th</sup>* day of *September* A. D. 1855.

Sworn to and subscribed before me, the  
*10<sup>th</sup> of Sept. 1855.* }  
*J. E. Jan.* Clerk.

*E. Huntley*  
U. S. Marshal

By *R. S. Jones,*

*Deputy*

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

N.º 98.

Maria Antonia Pico de Castro et als

98 SD

PAGE 105

advs. appellas  
The United States, appellants.

The answer of said appellas respectfully shows, that their ~~title~~ title to the land by them claimed is valid; and they therefore pray this Court, so to decree, & to affirm the decision of the Commissioners from which this appeal is taken.

By their attorney  
Wm. Carey Jones.

N<sup>o</sup> 98.

Maria Antonia Pies de Castro  
et al ——— appelle

ads -

The United States  
Appelle

---

Answer:

Filed Sept. 11<sup>th</sup> A.D. 1855  
Q. C. Carr clk  
By J. W. Robt Deputy

98 SD

PAGE 106

Jones for clerk.

In the Dist Court of the U States, for the Southern Dist of Cal.  
Maria Ant<sup>a</sup> Pico de Castro et al

vs  
advs

The United States

N<sup>o</sup> 98.

(Manuscript N<sup>o</sup> 606.)

Special Term

1835.

98 SD

PAGE 107

On Motion of P. Ord. U.S. of the U States, in behalf  
of the U States, it is ordered that the ~~the~~ either party  
are allowed to take further and additional  
evidence in this cause.

N<sup>o</sup> 98.

Mr. Ant. P. de Castro at  
adr.

The United States.

---

Mr. Allen's  
add. evidence &

---

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

L. E. Carr.  
C. K.

98 SD

PAGE 108

P. O. at p. 108.

United States District Court for the Southern  
District of California

98 SD  
PAGE 109

December Term 1856

United States appellants

vs

Maria Antonia Pico de Castro et al  
appellees

No 98

This cause coming on to be heard on appeal from the decision of the Board of Land Commissioners to ascertain and settle private Land Claims in the State of California under an act of Congress approved March 3 1852, Upon the transcript of proceedings and decision of said Board and the papers and evidence upon which said decision was founded all of which has been duly filed in this Court and counsel for the respective parties having been heard. It is ordered adjudged and decreed that the decision of said Board confirming unto said Maria Antonia Pico de Castro et al the lands described in said Transcript filed in this Cause be and the same is hereby affirmed and that the said title is a good and valid one

The Lands of which confirmation is hereby made is that known by the name of "Bolsa nueva y Moro Cojo" situate in the present County of Monterey and bounded and described as follows to wit. on the North by



the Rancho of Joaquin Poto and David Littlejohn and the "Estero" which divides it from the Rancho of the Vallojos on the South by the Rancho of Salvador Espinosa and the Estero which divides it from the Rancho of John Cooper on the East by the Ranches of Joaquin Gomez and Nicolas Alviso and on the West by the Waters of the Ocean, to the extent of eight square leagues and no more according to the original Grants and maps and reference for a further description of said Land to be had to the petition of said Maria Antonia Pico y Castro for a Confirmatory Grant of the same dated September 11<sup>th</sup> 1844 the decree of Governor Micheltorena therein dated September 26 1844 and the said original maps of the Land belonging thereto and if there be left then eight Leagues contained within said boundaries then confirmation is hereby made for such less quantity

Issued at Ojico  
W. F. Diet Judge  
for the S. Dist of Cal

No 98

United States  
appellants

vs

Maria Antonia Pico y Castro  
et al appellees

---

Decree of Confirmation

Filed July 12<sup>th</sup> 1857  
James  
Clark

Recorded in page 131

98 SD  
PAGE 111



California Land Claims.  
Attorney General's Office  
2 March 1857.

Sir:  
In the case of the claim of  
Maria Antonia Pico de Castro et al.  
confirmed to the claimants, by the  
Commissions, case no. six hundred  
and six, (606), appeal will not  
be prosecuted by the United States.

I am,  
Respectfully,  
Ours truly

William M. Ely  
U. S. Attorney  
Los Angeles-



No 98

---

Marin Antio Pico de Castro

appelle

vs  
The United States

appellants

---

Transcript No 106

Filed this 1<sup>st</sup> March 1858

C Sims clk  
J Coleman  
Secy

98 SD

PAGE 115