

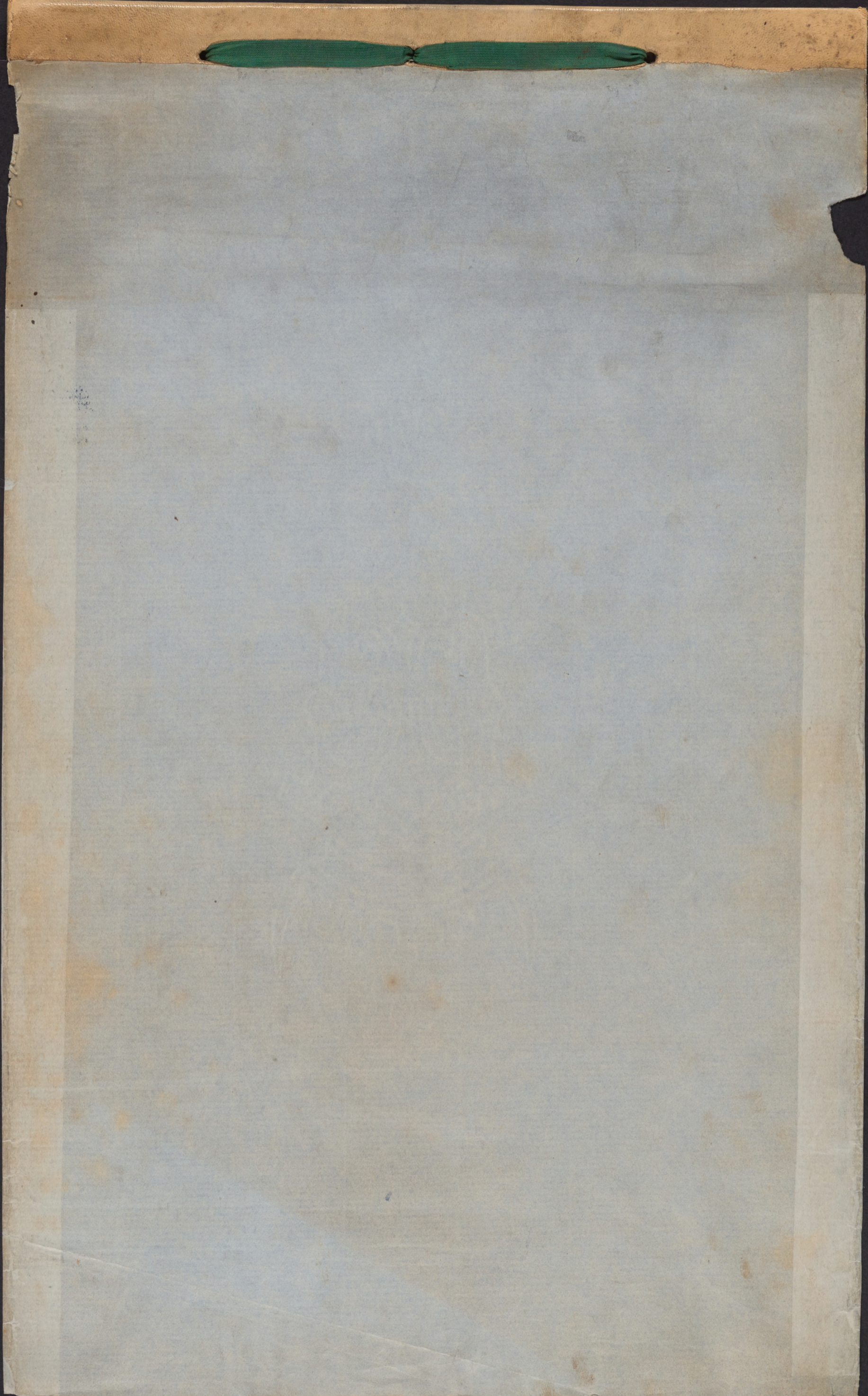
CASE

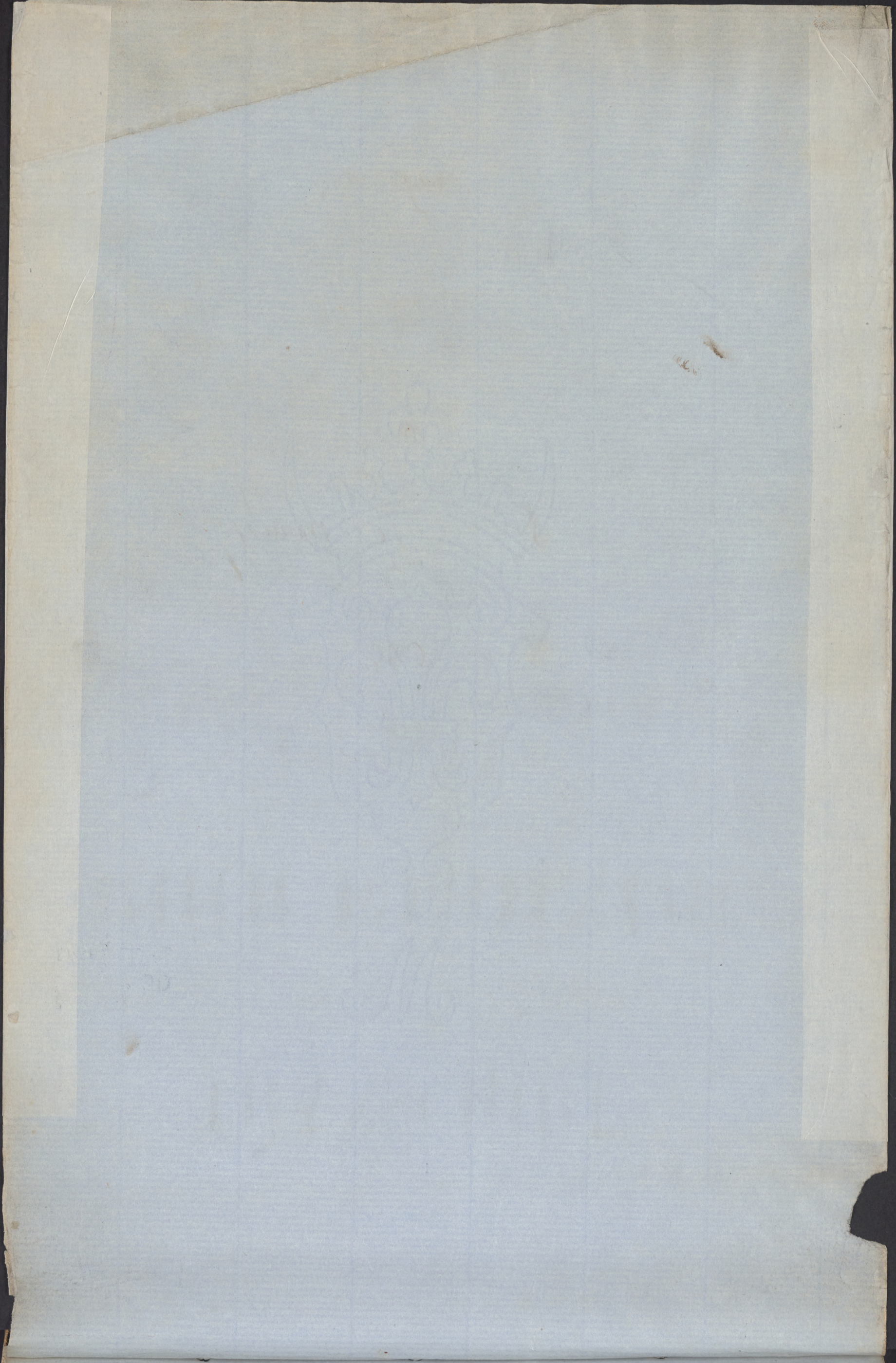
CASE No.
122
SOUTHERN DISTRICT
—
SAN JOSE GRANT
—
YGNACIO PALOMARES
CLAIMANT

LAND CASE 122 SD 122 pgs.

FEB 28 1963

Reinforced
PLOVER BOND
25% COTTON FIBER
U.S.A.





TRANSCRIPT

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PAGE 1

OF THE

PROCEEDINGS

IN CASE

NO. 365

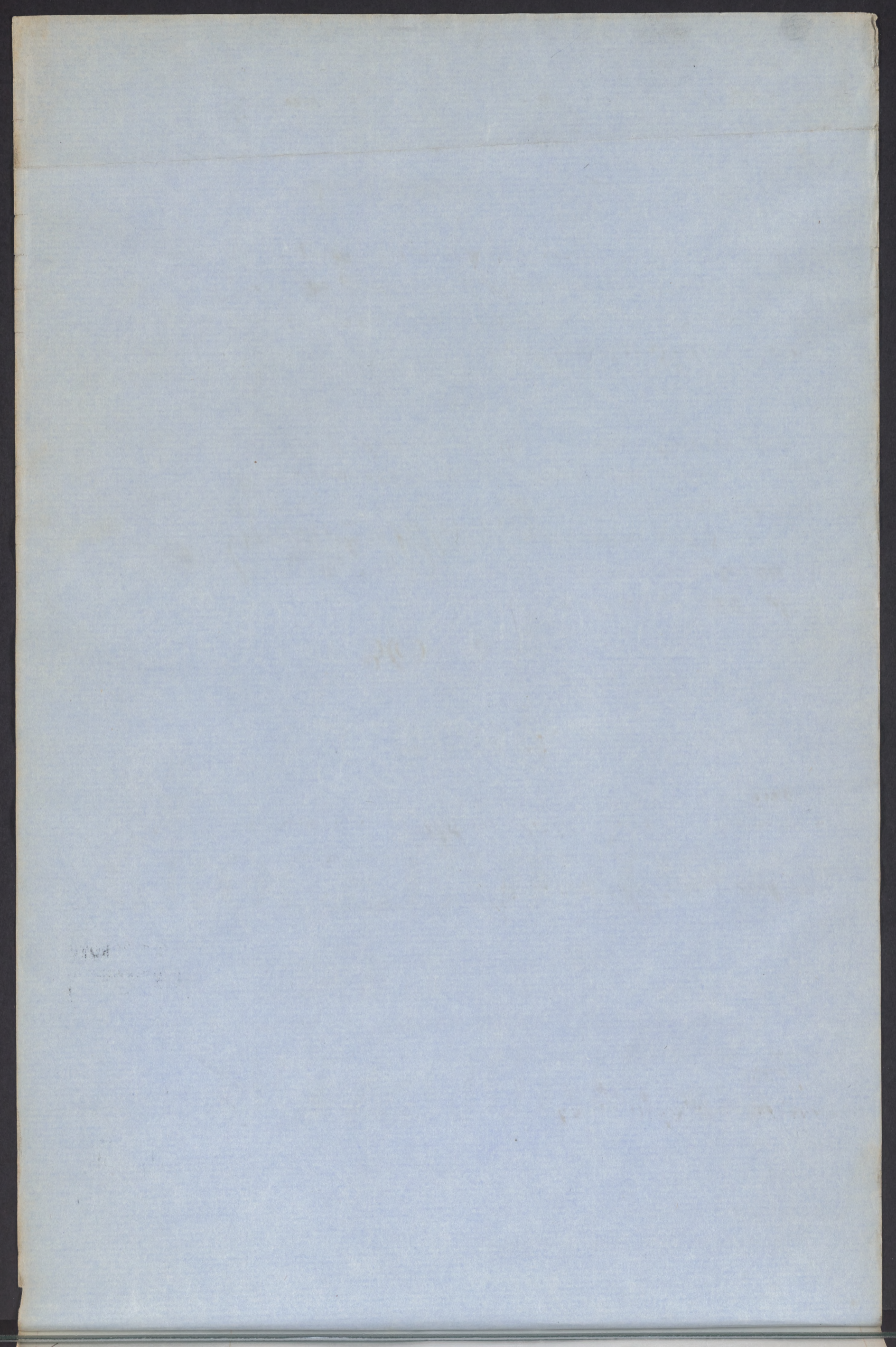
Ignacio Palomares CLAIMANT

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

San José



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

Be it Remembered, that on this twenty eighth day of Sept^r. Anno Domini One Thousand Eight Hundred and Fifty=Two, 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;

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The Petition of Ignacio Palomares
for the Place named

"San José"

was presented, and ordered to be filed and docketed with No. 365 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;

Los Angeles October 23^a 1852.

In case no. 365, Ignacio Palomares for the place named "San José", the deposition of Abel Stearns, a witness in behalf of the claimant, taken before Commissioner William Hall was filed;

(Vide page 6 of this Transcript)

San Francisco February 7th 1853.

In the same case the counsel for the claimant filed the following Agreement to wit;

(Vide page 23 of this Transcript)

San Francisco Sept. 21st 1853.

Case no. 365 Ignacio Palomares for the place named "San José", called, Submitted on trials and taken under advisement.

San Francisco January 31st 1854.

In the same case Commissioner Alpheus Felch
declined the opinion of the Board confirming
the claim;

(Vide page 25 of this Transcript)

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Petition

To the Honorable The United States Commissioners for the adjudication of California Land Claims

The Petition of Ignacio Palomares resident of the county of Los Angeles and State of California represents, That he is owner and original grantee in fee simple of the undivided half of the Rancho of San Jose situated in the County and State aforesaid That said grant was made to your Petitioner by Juan B Alvarado while Governor of California, vested with ample powers in the premises on the 15th of April A.D 1837 Judicial possession thereof had been previously given to your petitioner under a provisional grant, and said Judicial possession bears date the 3rd August A.D 1837 and land was conceded to your Petitioner, with an additional tract, as joint and equal owner in company with Ricardo Regar and Luis Arenas by the said Alvarado as said Governor, by deed of grant dated March 14th 1840, Judicial possession of which was given by the proper Municipal authority on the 8th of May 1840 to the parties aforesaid, and by act of Judicial possession dated Feb 12th A.D 1846, the interest of each party was defined and separated, by which your Petitioner received the lands described as follows (being his share of the grant of March 14th 1840) Beginning at a point where the Arroyo de San Antonio passes out of the Mountain, where is fixed a land mark as exhibited in the Diagram, marked C, thence remaining South 13° West to a land mark marked L in said Diagram, 11,700 varas

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Thence West 13° North to a land mark
marked Y B. 730 oras Thence West $55^{\circ} 45'$
North to a land mark marked on the Diagram
A 4115 oras, Thence North $32^{\circ} 15'$ East
to a place in the Mountain marked X where
is a land mark distance 6525 oras and
thence along said Mountain so as to take
in the land as to the place of beginning
containing two leagues and more of prairie
land, The whole situated in the County of Los
Angeles and State of California and under-
stood to be one third part of the land conveyed
by said grant of March 14th 1840, to the
parties last above mentioned. Said land has
not been Surveyed by the United States Surveyor
General, There are no conflicting claims
In support of his claim your Petitioner avails
himself upon the following documentary evidence
which he has filed with your Board

1st Grant of Juan B Alvarado to your Petitioner
and Records kept a copy filed marked A
2nd Copy of act of Judicial possession to the
same marked "B"

3rd Copy of Grant by Juan B Alvarado to
Petitioner Records kept and Luis Arenas
marked "C"

4th certified copy of Expediente filed in the
Claim of Henry Dalton to Azusa No 364
5th Copy of act of Judicial possession under
said Grant of May 7th 1840, also filed with
Claim No 364,

6th Copy of act of Judicial possession of
February 12th 1846, filed with Claim No
364

All of the above papers are accompanied with accurate translations, Your Petitioner will rely upon such further documentary evidence and parol testimony as may be necessary to sustain his claim from before the date of the first grant mentioned above to the present time, Your Petitioner has had in uninterrupted and peaceable possession of said tract of San Jose has fulfilled all the conditions of said grant and humbly prays he may be confirmed in his right of property and possession of said before alocated tract of land by your Honorable Board, And as in duty bound &c.

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Ignacio Palominas

By
Scott & Trauger
his attys

Witness Sept 28th 1852

Filed in Office September 29th 1852
Geo Fisher
Secretary

Los Angeles Oct 23^d 1852

Disposition of Abel Stearns, a witness in behalf of the claimant
Abel Stearns - in and of Ygnacio Palomares petition No 365
and was duly sworn, his evidence being given
in English

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The U S Associate Law Agent was present

In answer to questions by the counsel for
the claimant the witness testified as follows

My name is Abel Stearns, my age is fifty
four and residence Los Angeles. I have
lived in California over twenty three years
I am acquainted with the Rancho called
San Jose. It is in the County of Los Angeles
and is about seven leagues in a North west
- tely direction from this place. It was occupied
as early as the year 1838 perhaps in 1837
by Ygnacio Palomares and Juana de Refin
They occupied it very soon after it was granted
and perhaps before. They put up houses
and lived on the land, cultivated it and
had stock on it and they have resided
there ever since

I know the Rancho called Azusa. It was
- vious that of San Jose. Palomares and
Refin had separate establishments on
the land

Filed in Office
Oct 23 1852
Geo Fisher
Clerk

Abel Stearns

Subscribed and Sworn before me
Helmut Hall Com

17
2af

El ciudadano Juan Bautista Abanado Gobernador
Interino del Estado y Presidente de la Junta Depu-
tacion del mismo.

Por cuanto los ciudadanos Ignacio Palomares y Ni-
carolo Bega, Mejicanos por sus meritos, han presen-
tado para su beneficio personal y el de su familia
el terreno conocido con el nombre de San José dentro
de los lindes del terreno que a computo á mi solicitud
practicadas previamente las diligencias y actuaciones
concernientes segun lo dispuesto por las leyes y reglamentos
de la materia, usando de las facultades que me son con-
feridas á nombre de la Union Mejicana he resuelto en
concederles el terreno mencionado, declarando les la
propiedad de él por las presentes letras, sujetandose
esta concesion á la aprobacion ó desaprobaion de la
Junta Deputacion y bajo las condiciones siguientes.

1.^a Las agencias ni sus herederos podran dividir
ni enagenar el que se les adjudica; imponer censo,
vinculo, fianza, hipoteca ni otro gravamen alguno
por causa pialada, ni pasarlo á manos muertas.

2.^a Podran tenerlo sin perjudicar las tranvias cami-
nas ni servicios, lo disfrutaran libre y exclusivamente
destinando lo al cultivo que mas que injer les convenga.

3.^a Cuando se les conspire la propiedad Substancia
del lugar respectivo les de la posesion Juridica en virtud
de este despacho por el cual se demarcan las lindes
y pondran sus mojoneras.

4.^a El terreno de que se hace donacion es puramente
el que representa en la solicitud de los ciudadanos y se
demarca en el sitio que cono agregarlo a este Partido
y el lugar que lo posee, pasara á mió a este Gobierno
del numero de sitios que comprende.

En consecuencia cuando que serviendo les de titulo el
presente y teniendose por firme y validero, se tomara
de él en el libro que corresponde y se extingue al usua-
rio para su resguardo y demas fines concernientes.

Document
A 1.

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at un un un

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3

Dado en la S^a Chancillería de Santa Barbara a 15 de Abril
de 1837. Juan B. Aranaulo. Victor Guzman. N.º Jus^o.

Santa Barbara. Abril 17 de 1837.

4
La S^a Señoría de hoy aprueba la Suma Depuración la proposición
del dictamen de la Comisión de terrenos baldíos que a la
letra es como sigue. = Se concede a las Cuidad^{es} de
C. Ignacio Palomares y Ricardo Regard. el su paraje
nombrado San José por tener las requiridas necesarias
conforme a la ley de 18 de Agosto de 1826 y el artículo
5º del reglamento de 21 de Nov^{re} de 1848.

José Antonio de la Guerra. y Carillo.

Antonio Buena. Aranaulo. Presidente Victor Guzman.

5
La parte que en esta materia corresponde el papel común
señalado que corresponde, agregado tajado a este al por
-cho el pleyo del valor de seis pesos.

Aranaulo.

Fileo in office. Sep. 29. 1852.

Per. F. i. her.

Le ay.

The Citizen Juan Bautista Alvarado Governor
 an interim of the State and President of the Honor
 Translatable Deputation of the Same
 of Grant

Whereas the citizens Ignacio Polanco and
 Ricardo Bejar Mexicans by birth have solicited
 for their personal benefit and that of
 their families the land known by the name
 of San Jose within the limits of the Diagram
 which accompanies their request, having
 gone through the proceedings (deligencias)
 concerning it as provided by the laws and reg-
 -ulations in the matter using the authority
 conferred on me in the name of the Mexican
 Nation I have concluded to concede (or grant)
 them the aforesaid land, declaring it to be their
 property by the present letter and understanding
 said grant to be in entire conformity with
 the laws and to be resumed for the approbation
 or disapprobation of the Honorable Deputation
 and subject to the following conditions

1st The grantees nor their heirs can either divide
 or alienate that which is adjudged to them
 impose rent or estate lien by hypothecation or
 other incumbrance although it might be for
 pious purposes, nor pass it to the condition
 of mortmain (Animos Veneros)

2d They can fence it without prejudice to the cross
 roads or easements, they may farm it fully and
 exclusively destining it to that use or cultivation
 that may best suit them

3rd When the property is conferred to them
 they will solus of the proper charge that he
 may give the Judicial possession by virtue
 of this Dispatch by which the boundaries
 shall be designated and the landmarks

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established 4th The land which is granted to them is purely that which is expressed in the petition of the parties interested men which is mounted out in the Decree which is attached to this Expediente and the Judge who shall give possession will advise this Government of the number of leagues which it comprehends Whence I order that the present survey them for title being held firm and valid account be taken in the proper book, and be returned to the parties interested for their security and further convenient uses.

Given as the Ex. Mission of Santa Barbara 15th of April 1837

Juan B Alvarado
Victor Rendon
Su ad int

Santa Barbara April 15th 1837
In session of this date the most Excellent Deputation approved the proposition of the report of the Committee on unoccupied lands which is to the letter as follows,

The place called "San Jose" is granted to the citizens Ignacio Palomares and Ricardo Rejon, by their fulfilling the necessary requisites of the Law of the 18th August 1824 and Article 3th of the regulation of the 21st November 1828

Jose Antonio de la Encarnacion

Antonio Bulna
Alvarado Victor Rendon
President Secretary

The party interested should repeat the corresponding sealed paper, attaching it to this despatch of the value of six Dollars
Alvarado

Filed in Office
Sept 29th 1852
Geo Fisher
Sury

In la Ciudad de los Angeles de la Alta California a los
 diez dias del mes de Agosto del año de mil ochocientos
 treinta y siete, acunento a la Sollicitud de los señores D. Ignacio
 Palomares y Don Ricardo Vexar aqui de quese lesale la
 compraventa posesion del sitio y rancho Llamarado
 San Jose concedido por el Gobierno del territorio y habi-
 -endo convenido con el Agrimensor Don Carlos Nami por
 que remita el mencionado terreno con total arreglo a las
 primeras medidas que se han practicado, cuyo orden
 a compraventa, segun las medidas al expediente, por se
 por mi y los testigos de mi existencia al espresado sitio
 y procedan a dar la posesion indicada arreglandose
 al titulo o despacho que se ha conferido por la Jefeatura
 con fecha quince de abril proximo. Ultimo. = El Ciudad
 ano Jose Sepulveda, Alcalde 2º Constitucional de esta
 Republica Ciudad, asi lo decreté, mandé y firmé con los
 testigos de mi existencia en este papel comun por no
 haber del Jefeato correspondiente. Doy fe. Jose Sepulveda.

C.

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as. Narciso Boleto. as. Pablo Vexar.

13

En el mismo dia, mes y año estando en la Sa. Alcaldia
 de San Gabriel el Juez que suscribe para efecto de
 Atencion de esta Milion Ciudadano Jose Perez, manifiesta
 -ando le el objeto a que me dirige el punto de San
 Jose, como que pertenecia este a aquella Comunidad
 pues habia a remediarla y poner la posesion de el a Don
 Ignacio Palomares y Don Ricardo Vexar. No habiendo
 manifestado esepcion ninguna que suspendieran las
 medidas le dije que habia a proceder a ellas. lo que
 ponga por obligacion que autorizo y firmo con los
 testigos de mi existencia segun ordeno. Doy fe.
 Jose Sepulveda. as. Narciso Boleto. as. Pablo Vexar.

En el Rancho de San Jose a los diez dias de Agosto de
 mil ochocientos treinta y siete, yo el propio Juez para
 la practica de estas diligencias, nombre a los oficiales
 Escribanos, que por no saber firmar, se omitiran sus
 nombres a quienes les hacen saber su nombre como

el que a ceptaron bajo de Juramento que otorganon
operiando des empreñar lo preliminar su en cargo. Lo que
autuio y firmo con los testigos de mi asistencia segun
Sta. José Sepulveda.

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assa. Narciso Buletto. assa. Pablo Bejar. = En el mismo
dia, mes y año estubo en el paraje a donde la punta
de las lomas llamadas de Sta. Ana a efecto de recibir
remiata las y posesion que corresponde a las heras. Don
Yuanjo Palomares, y Don Ricardo Bejar del cabildo llamado
San José, previa todas las requiridas de ley, y estando autu
mi los testigos de asistencia las oficiales Cordelones y el
agrimensor Don Carlos Bata hizo medir un cordel que
contiene cien varas el cual fue examinado y reconocido
por el enumerado agrimensor y hecho a sus estremos unos
saneles de madera previa observacion y colado el repetido
agrimensor por su disposicion se tiro el cordel al pie de
un san chino el cual se tomo por mohonera poniendole
le entre sus brazos un palo seco en figura de una
vara cuando esto a certe, se medieron y contaron cuatro
mil setecientos varas hasta al pie de las lomas llamadas
de la puente, poniendose por mohonera un hoyo
grande que esta a la ladena de una hornita pequena
que se haya a la villa del camino que para el apellido
Sancho San José al de el puente se elevase le una vara
aluna en un brazo con un machete. En seguida
tirando el cuerdo rumbo sur a Norte se medieron y
contaron otros mil cuatrocientos varas las que remataron
en el arroyo de San José al frente de un serro alto. Donde
se tiro de por mohonera un cueva grande en el que
se cuento una cabeza de ven y se le otieron un ma
chetasos en uno de sus brazos. En seguida se tiro
el cordel del rumbo certe a Norte y se medieron y
contaron otros mil trescientos varas las que remataron
en el arroyo de San José Anterior, poniendose por
mohonera dos almas nuevas que se hayan junto en las
que se gravaron alas ences en las catones. De ay se

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Se tiro la cuerda rumbo Nor al Sur y se medieron y empu-
aron nueve mil Setecientos varas las que remontan
al mismo pie del Cerro San Chico de donde comencaron
las rematadas y que hace esquina rumbo Sote Oeste; con
lo que se concluyeron las medidas de este sitio o satisfi-
cion de las intenciones a las que les ordené porcion las
correspondientes mostreras la las puntas de los correspondientes
y quedaron entendidos habiendo mandado a aquellos la
senal de porcion la que ponga por su diligencia y que
autorizo y firmo con el Agri-mensur y los testigos de
asistencia segun dno. José Sepulveda. Antas Bam.

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anno. Narciso Boleto. De anno. Pablo Vejar.
Angeles Agosto Cuatro de mil ochocientos treinta y
siete. = Ser de testimonio a las partes de las puntas
diligencias en papel comun por no haber del sellado
que corresponde. José Sepulveda. Alcalde 1º Const-
itucional de esta Ciudad y su Jurisdiccion asi lo decreté
mandé y firmé por ante los testigos de asistencia.

20

José Sepulveda. anno. Narciso Boleto. anno. Pablo
Vejar. = Concurata con las diligencias originales
que se refieren (the original here is defaced) publicadas
en el que quedan protocolados y constantes de de
fi. q. vuelta hasta 12 7to esta fielmente su caso y conij-
i de escrito en estas tres fojas de papel comun por
no haber del sellado respectivo que autorizo y firmo
con los testigos de mi asistencia. En la Ciudad de los
Angeles a diez y seis de noviembre de mil ochocientos
treinta y siete. = En caso. = Camino. = Jose. = Ante
Langlones. = No vale ni testimonio de record.

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José Sepulveda.
anno. Narciso Boleto. anno. Pablo Vejar.

Filed in office. Sept. 29. 1852.

In the City of Los Angeles Alta California on the
 Translacion 2.^o day of the month of August One thousand Eight
 of Act of Judicial Translacion and truly seven, Complying with the
 Possession to request of Ignacio Palomares and Ricardo Bajar
 de Palomares that I might give them for the possession of
 Ricardo Bajar the place and tract called San Jose granted
 by the Government of this Territory and having
 agreed with the Surveyor Carlos Arce that
 he would remeasure the same in entire con-
 formity with the first Survey he had made
 of it, which may in the future interest
 attach to their petition and that I pass
 with my assistant witnesses to the said place
 and proceed to give the possession indicated in
 conformity with the title or Despatch con-
 ferred by the Government on the 15th day of
 April last, The citizen Jose Sepulveda 2.^o
 Constitutional Alcalde of this City: thus
 done and signed with my assistant
 witnesses in this common paper for some
 of the proper sealed I attest

Jose Sepulveda

as Narciso Botello

as Pablo Najar

On the same day month and year being
 as the Ex Mission of San Gabriel the under-
 signed Judge served notice upon the Ad-
 ministrators of said Mission, the citizen
 Jose Perez, manifesting the object of my di-
 recting myself to San Jose, as it had belonged
 to that corporation, that I went to remeasure
 and put in its possession of Juan Palom-
 are and Ricardo Bajar, he not knowing

made my objection that might suspend the Survey, I told him that I should proceed with it which fact set down in the proceedings (diligencias) men which I authorize and sign with my assistant witnesses according to law, which I attest

Jose Sepulveda

as Narciso Botello as Pablo Bizar

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In the Ranch of San Jose the 3rd day of August one thousand eight hundred and thirty seven I the same Judge, to execute these proceedings (diligencias) appointed bord jurors whose names are omitted because they could not write them whose appointment I caused to be made known to them which they accepted under oath which they agreed to offering to discharge their duties faithfully, all of which I authorize and sign with my assistant witnesses

Jose Sepulveda

as Narciso Botello as Pablo Bizar

On the same day month and year, being on the place, at the point of the hills called Santa Ana, for the purpose of verifying and measuring the possession which belongs to Ygnacio Palomares men. Ricardo Bizarra with the place called San Jose, after all the requirements of the law had been fulfilled the assistant witnesses the bord jurors and the Surveyor Comilos Pan being in my presence, I caused a corn to be measured of 100 oars which was examined and admitted by the said Surveyor men attached thereto its extremities,

After observation and calculation of said Surveyor by his direction we ran the line (cord) to the foot of a Willow, which we took for a land mark placing between its branches a long stick in the figure of a cross, course East to West, we measured and counted 9700 varas to the foot of the hills called the Puente taking for a land mark a large Walnut tree, which is on the side of a small hill alongside of the road that passes from the aforesaid ranch of San Jose to the Puente making cuts on a branch with a sword, in continuation stretching the cord course South to North we measured and counted 10,400 varas, which terminated in the dry creek of San Jose, in front of a high mountain, where we make a large evergreen Oak tree for a land mark on which we placed a Bulls head and gave it some cuts on one of its branches, in continuation we ran the Cord West to East and measured and counted 10600 varas, which terminated in the creek of San Antonio taking for a land mark two young dry canoes which are together, on which we marked two crosses in the bark, from this we ran the Cord course North to South and measured and counted 9700 varas which terminated at the same foot of the Willow, where we commenced the reencuentros, and which makes a corner course East West where we concluded the same reencuentros of this Place, to the satisfaction of the Parties interested, to whom I gave orders to put their corresponding land marks at the respective Places making manifest that those were marked in token of possession, which I set down in the

proceedings which I authorize and sign with
the Mayor and assistant witnesses according
to law

Jose Sepulveda - Carlos Banc - as Narciso Botello
as Pablo Bizar

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Magister August 14th 1857

In testimony to the
facts of the present documents, on common paper
for want of the paper sealed Jose Sepulveda
2nd Constitutional Judge of this city and its
jurisdiction, Thus I read or read and sign in
presence of the assistant witnesses according
to law

Jose Sepulveda as Narciso Botello
as Pablo Bizar

Corresponds with the original proceedings
(delegations) which are signed and [have the 'm' I
is so much worn as not to be read] when they
are recorded and entered 9th to 12th leaves
inclusive, It is faithfully copied and corrected
written in 3 folios of common paper, there not
being any of the respective seals, which I
authorize and sign with my assistant wit-
nesses in the city of Los Angeles the nineteenth
day of November one thousand eight hundred
and thirty seven

In testimony of the truth
Jose Sepulveda

as
Narciso Botello Pablo Bizar

Felicis in Offici Sept 29th 1857
Geo Fisher Secy

19
21

Sello 1º Sei pesos.

De autorizarlo provisionalmente por la Aduana Marítima de Monterey para los años de 1834 y 1835.

Alvarado.

Antonio M^o O'v.

Juan B. Alvarado Gobernador Constitucional del Dep^{to}.
-tamento de las Californias.

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6
Con Cuanto los Ciudadanos Ignacio Palomares y Nicandro
Vejon y Luis Arenas, han convenidos mutuamente y solicitan
a beneficio de los dos el paraje llamado San José que fue
adjudicado en las dos primenas, por decreto del 15 de
Abril de 1834 con aumento de un litio de Ganado mayor
por contigua a la Sierra de San Gabriel con la parte del
punto, practicadas previamente las diligencias y
averiguaciones convenientes segun lo dispuesto por leyes
y reglamentos de la materia, usando de las facultades que
me son conferidas a nombre de la Nacion Mexicana, les es
-claro que en propiedad del terreno dicho paraje
Sujetos a la aprobacion de la Junta Departamental
y a las condiciones siguientes.

1º Podra crearlo sin pagarle las traversas canchales
y sembradumbres; lo edificaran libre y esclusivamente des-
-tinando lo al uso o cultivo que mas les acomode, pero
dentro de un año fabricaran casa y estana habitada.

2º El terreno de que se les hace donacion es el llamado
San José concedido por decreto del 15 de abril de 1834.
y un litio de Ganado mayor en aumento como consta
en las diligencias que se han agregado en el expediente
respectivo. El Juez que oiere la posesion lo hara venir
conforme a molestarla, ayudada el sobrante que resulte
a la Nacion para los usos convenientes.

3º Cuando se les confiere la propiedad, solicitan
del Juez respectivo que les de la posesion definitiva en
virtud de este despacho por el cual se demarcan los
linderos en cuyos limites se prueban a mas de sus
mojoneras algunos arboles frutales o silvestres de alguna
utilidad. 4º Si conseren a otras condiciones

perder a su orden al tenues y sena' denunciada por
cho.

In Consequencia mandado que serviendo los dos titulos el
presente y teniendose por firme y validos, se tome
razon de el en el libro respectivo, y se entregue al int-
-interesados para sus resguardos y otras fines. Dado
en Monterrey a catorce de Mayo de mil ochocientos
Cuarenta. Juan B. Arranado. Manuel Jimeno Sr.

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Queda tomada razon de este despacho en el libro
de abientes sobre asignaciones de terrenos valdies
a fajas 2. Jimeno.

El Sr. Gov. Gobernador ordena se tome razon de este
título en la Prefectura del Segundo Distrito. Jimeno
Angeles. Abril 2. de 1840.

Con esta fecha queda tomada
razon de este despacho en el libro respectivo servido en
esta Prefectura a fs. 3. vuelta, en tal virtud los citados
- abios recurran a uno de los Jueces de esta Ciudad
solicitando la correspondiente posesion del citio que se
refiere. Esturcio. Riqui. Marcos. Botello. Sr.

"The above is accurately copied from the
original.

Angeles. Sep. 24. 1852. L. Stranger.

Filed in office. Sept. 29th. 1852.

Geo. Fisher.
Secretary.

348E
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Q1

Translation of Seal of the 1st Class Si Dollar
Grant to Palomas qualified provisionally for the Maritime Custom
Nican y Menas House of Mounting for the years 1839 & 1840
Alvarado Auto M a O sea

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Juan B Alvarado Constitutionad Governor
of the Department of the Californias
Whereas the Citizens Juan Palomas Recaredo
Nican and Luis Menas have agreed mutually
in soliciting for the benefit of the town the place
called San Jose which was adjudged to the
just two, by decree of April 15th 1837 with
an addition of one league of grazing land on
its Western part, contiguous to the Mountain
of San Gabriel, having previously performed
all the proceedings and investigations relating
thereto, according to the direction of the laws and
regulations on the subject exercising the power
conferred on me in the name of the Mexican Nation
I declare them owners in fee simple of the afore-
said place subject to the approval of the M. Co.
Departmental Assembly and to the following
conditions

1st They may enclose it without prejudice to the
cross roads and easements, they may farm
it fully and exclusively devoting it to the use
or culture that may best suit them but within
one year they shall build a house and it shall
be inhabited

2nd The land of which grant is made is that called
San Jose granted by decree of April 15th 1837
and an addition of one league of grazing land
as appears by the diagrams attached to the

respective or subordinate The Judge who shall give possession shall measure it in conformity with the ordinance leaving the surplus that results to the Nation for its common uses
 3rd When the property is confirmed to them they shall ask of the proper Judge to give them full actual possession by virtue of this Despatch whereby the boundaries shall be designated with the limits of which, there shall be placed in addition to the land marks some fruit or forest trees of some utility

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4th If they shall violate these conditions they shall lose their right to the land and it shall be liable to denunciation by another Wherefore I order that the present among them for title and being held firm and valid account thereof be taken in the proper book and be delivered to the parties interested for their protection and further ends,

Given in Montevideo the 14th of March 1840
 Manuel Amador Irujo B. Alvarado
 Secretary

Account of this Despatch remains taken in the Book of entries upon the adjudication of unoccupied lands leaf 2nd Irujo

The M. G. Governor orders that account of this title be taken in the prefecture of the 2^d District Peoples April 2^d 1840 } Irujo

At this date account of this Despatch remains taken in the proper book kept in this prefecture at leaf 2nd other side by virtue of which the parties interested shall present themselves before one of the Justices of this City requesting the corresponding possession of the tract referred to. Irujo
 Antonio Botello Secy

Filed in office
 Sept 29th 1852
 Geo Fisher
 Secy

28

7/365

Agreement of
Commission

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PAGE 23

It is agreed that the deposition of Ygnacio de
Kalle taken in the claim of Henry Patton to
Azusa which case is N^o 364 on the Docket of
the Commission with the accompanying
papers may be read in the claim of Ygnacio
Palomares which is N^o 365, on said Docket in
like manner and with the same effect as if
said deposition had been regularly taken in
said last mentioned case

Los Angeles October 23^d 1852

Robert Graham
Associate Law Agent of the U.S.

Filed in Office July 7th 1853

Geo Fisher
Secretary

24

1895
1895

25

Opinion

Ignacio Palomares }
vs } For the place called San
The United States } in Los Angeles County,
Containing about two square leagues
of Land

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PAGE 24

The Petitioner's right to a confirmation of his claim to the land described in his petition rests on the following proofs, presented to the Commission
First a grant of the place called San Jose to himself and Ricardo Vigar made by Governor Alvarado under date of April 13. 1837 which was approved by the Territorial Deputation on the 15th of the same month and actual possession under this grant was given August 3^o 1837

Second a grant made by Governor Alvarado to said Palomares Vigar and Luis Ochoa dated March 14th 1840, conceding to the three grantees the land described in the grant first above mentioned and an additional square league of land adjoining it. Actual possession of the square league of land added to that described in the first grant was given May 7. 1840

This grant to the three grantees was made in accordance with an arrangement between the above named parties as appears by the Residencia on file in the archives a true and copy of which is filed in the case

Third Evidence by the official testimony and of the judicial proceedings of a partition of the property held in common by them, between the three joint owners by which the property

claimed by the petitioner was set off to him as his share of the land granted to be held severally and designated by metes & bounds. This partition was made on the 12th day of February 1846.

The Original documents by which the above stated facts are substantiated are filed in Case No 364 but one given in evidence in this case on the hearing thereof. The deposition of Abel Stearns shows that both Palomares and he purchased the rancho granted to them as early as 1837 that they put up houses and lived on the land, cultivated it and had stock on it and have resided there ever since.

All the parties appear to have acquiesced in the partition which was made of the estate between them and all are applicants before this Commission for a confirmation of their titles each claiming the portion assigned to him in that division. The present claimant is entitled to a share according to the assignments by metes and bounds which was made to him on the partition of the property.

"Confirmed"

Filed in Office January 31st 1854
Geo Fisher
Secretary

27

Ygnacio Palomas }
vs }
The United States }

Decree

In this case on hearing the proofs and allegations it is adjudged by the Commission that the said claim of the Petitioner is valid and it is therefore hereby decreed that the same be confirmed

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The land of which confirmation is hereby made is a portion of the Rancho called San Jose situated in Los Angeles County and now in the occupancy of said petitioner and is bounded and described as follows, according to the map or diagram of the same annexed to the testimonial showing a partition of the Rancho called San Jose between Nicacio Veyra Henry Patton and said Ygnacio Palomas which map and testimonial are filed by said Nicacio Veyra in Case ^{no} 388 before this Commission and we have referred to and to be taken as a part of this Decree, The land hereby confirmed being the portion designated on said map as the land of Ygnacio Palomas - Beginning at a point where the arroyo de San Antonio passes out of the Mountain where is fixed a landmark at the point marked "C", on said map thence running south nineteen degrees West eleven thousand and seven hundred and six to a landmark marked "L" in said map thence West thirteen degrees North five thousand seven hundred and thirty six to a landmark

marked on said map thence West thirty
four degrees fifteen minutes South four thousand
one hundred and fifteen rods to a landmark
at the point marked H on said map thence
North thirty two degrees fifteen minutes East
six thousand five hundred and twenty five
rods to a place in the mountain where
is a cairn mark at the point marked X
on said map thence along the said mountain
so as to take in the Canada to the place of
beginning at the point marked C, containing
about two square leagues of land more or less

Alphons Fitch
Thompson Campbell
A. Aug. Thompson
Commissioners

Filed in Office Jan 31st 1854
Geo. Fisher
Clerk

Office of the Board of Commissioners,

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

I, *George Fisher* Secretary to the Board of Commissioners to ascertain and settle the Private Land Claims in the State of California, do hereby certify the foregoing *twenty eight* pages, numbered from 1 to *28*, both inclusive, so contain a true, correct and full Transcript 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. *363* on the Docket of the said Board,

in
in
Ignacio Palomares is the Claimant against the United States, for the place known by the name of *San Jose*

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

Geo. Fisher
Geo. Fisher



122

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

No. 122. *Docket*

THE UNITED STATES,

122
vs.

Ygnacio Palomares
San José.

TRANSCRIPT OF THE RECORD
FROM THE
BOARD OF U. S. LAND COMMISSIONERS,
In Case No. 365

Filed, *November 8th 1854.*

J. E. Carr.
Clerk.

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Office of the Attorney General of the United States,

Washington, 17th January 1855.

Ygnacio Palomares
vs.
The United States } 365.

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.

S.C.

No 122.

U.S. District Court
Southern District

The United States

vs.

Ygnacio Palomares

Notice of Appeal from Ath. Sec.

Filed Feb 27th 1855.

J. E. Farr
clerk.

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Office of the Attorney General of the United States,

Washington, 17th January 1855.

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Ygnacio Palomares }
vs. } 365.
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.

Wm. A. Rusk

Attorney General.

N^o 122.

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

The United States,

vs.

Ygnacio Palomares.

appeal notice.

Filed March 8th 1855.

J. E. Sawyer
Clerk.

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IN THE DISTRICT COURT OF THE UNITED STATES,

FOR THE SOUTHERN DISTRICT OF CALIFORNIA,

Los Angeles,.....December Term, 1855.

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Ignacio Palomares

APPELLEE,
VS.
UNITED STATES,
APPELLANT.

No. 122.

(No. 365. of Transcript.)

On Appeal from the United States Land Commission.

On motion of P. ORD, Attorney of the United States for the Southern District of California, it is hereby

ORDERED by the Court, that an appeal be granted the United States, to the Supreme Court of the United States, from the judgment of this Court against the said United States in the above entitled cause, rendered on or about the 4. day of February A. D. 1856.

P. Ord
dit alt

No. 122.

U.S. District
Southern District of California

Ignacio Palomares
Appellee
vs
The United States
Appellants

Notice of Appeal S.C.

Filed March 27th 1880
C. E. Can Cook
By A. Morgan Deputy



Ignacio Palomeras. app^{ee}
vs.
The United States. app^t

Docket No. 122.

Transcript No. 365.

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

The Petition of *Pacificus Ord*, a resident of said City, County, and State, Attorney of the United States for the Southern District of California, who petitions in this behalf for the United States, and being present here in Court, in the name and behalf of the United States, represents as follows: That heretofore, to wit: on or about the 28th day of September A. D. 1852, *Ignacio Palomeras*

presented a petition to the Commissioners to ascertain and settle the private land claims in the State of California, when sitting as a Board, claiming a tract of land called *San José* situate in the County of Los Angeles — State of California, which said petition is referred to for a description of the land claimed, a copy of which appears in the transcript hereafter referred to. That thereafter, to wit: on or about the 31st day of January A. D. 1854, the said Commissioners confirmed, by final decision, the said claim of said petitioner. That thereafter, to wit: on or about the 8th day of November A. D. 1854, a duly certified transcript of the proceedings and decision of the said Commissioners in said cause, and the papers and evidence on which the said decision was founded, was filed in the Office of the Clerk of the District Court of the United States for the Southern District of California, and marked No. 365; reference to which it is prayed may be had and made part of this petition. That on or about the 13th 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 the proceedings and decision of said Commissioners in said cause, and the papers and

evidence on which said decision was founded. That thereafter, to wit:
on ^{or about} the 27th day of February A. D. 1855, the said
Attorney-General of the United States filed, or caused to be filed, in
behalf of the United States, a notice with the Clerk of said District
Court of the United States, that the appeal in said cause from the said
decision of the said Commissioners, in the District Court of the United
States for the Southern District of California, would be prosecuted by the
United States. Your petitioner further represents, that the land claimed,
as aforesaid, is situate in the Southern District of California, and within
the jurisdiction of this Honorable Court. Your petitioner further represents
and insists, that the said claim is invalid; and the said decision of said
Commissioners is erroneous, and ought to be reviewed, reversed and set aside, for
many errors and imperfections of law and evidence, apparent in said certified
transcript of the proceedings and decisions of said Commissioners in said
cause, filed and appealed from as aforesaid. And your petitioner denies all
and singular, each and every allegation in the said petition of said claimant,
presented as aforesaid to said Commissioners. And your petitioner further
denies that the said claimant has any valid right or title to said land claimed
as aforesaid, or any part thereof.

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And no sufficient proof having been made of the allegations in said pe-
tition to said Commissioners, or in support of the said claim, no decision con-
firming the same should have been made by said Commissioners; but the

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

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

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

No 122.

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

Ignacio Palomares
appu
ad.

The United States.
applt.

Petition for Review.

Filed Nov 8th 1875

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J. H. Law
Clerk

P. O. D. Usatg.

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

TO

The President of the United States,

Agustino Palomares

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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 *8th 11th* day of *November* in the year of our Lord one thousand eight hundred and fifty-*five* at the City and County of Los Angeles, in said District, by

P. Ord U.S. Attorney for the Southern District of California, in behalf of the United States, praying the said Court to review the decision of the U.S. Land Commissioners of the 31st day of January A.D. 1854. confirming your claim to the land called San José situated in the County of Los Angeles and State of California, and appealed by the Attorney General of the United States.

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

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

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

J. E. Lee

Clerk.



Marshal's cost

Copying summons 50
Serving summons 3.00
Serving Petition 3.00
Mileage on each 40.40
49.40
12.90

122

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

Ignacio Palomares, appellee

vs. {
U.S. {
App. 122

The United States, appellee

SUMMONS.

Rec'd Nov 15th 1855-

Edward Hunter

U.S. Marshal

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I served this summons along with the proper copy of the petition upon Ignacio Palomares by delivering to him personally a true copy of the same

at his residence Los Angeles
the 15th day of November

in the Southern District of California on

A. D. 1855

Sworn to and subscribed before me, this 17th of Nov. A.D. 1855. J. E. San. Clerk.

Edward Hunter
U.S. Marshal.

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

Agustin Palomares

Appellee

vs

The United States

Appellant

} Case No. 122.

} Transcripts No. 365.

} "San José."

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And now comes the above named
appellee by Myron Norton his Attorney
and for answer to the petition for
review filed in this cause by the
appellants, says:

That his title to the
lands claimed by him in this case
is good and valid.

Wherefore he prays
the judgment of this Honorable Court
that the decision of the United States
Board of Land Commissioners in this
case, may be affirmed, and his title
to the lands claimed therein may be
decreed to be valid, and for his costs
in this behalf expended, and for
such other and further and general
relief as may be agreeable to Equity
and good conscience and the
nature of his case may require.

Myron Norton

Atty for appellee.

Served this answer on Prod M^r Atty by delivering to him a copy of the
same at his office this Nov 30th 1855

Edward Hunter
M^r. Marshal

No. 132.

W. W. Bird bond
about one side of bond.

Ygnacio Palomares

Apprecies
also

The United States
Apprecies

Apprecies?

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Filed Nov. 24th 1855

B. E. Carr, Clk.

By James J. Sumner
Clerk.

Propry Boston City

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

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Ignacio Palomares }
Appellee } Case No. 122.
vs }
The United States } "San José."
Appellant }
Index of Transcript.

- Pages 3 to 5. Petition of claimant to Land Commissioners.
- " 6. Supposition of Abel Stearns.
- " 7 to 8. Original title in Spanish from Gov. Alvarado to Palomares & Ricardo Vrijar for the place called San José, dated April 15, 1837.
- " 8. Approval of the departmental Junta in Spanish - dated April 19, 1837.
- " 9 & 10. Translation of Grant by Alvarado to Palomares & Vrijar - dated April 15, 1837.
- " 10. Translation of approval of the departmental Junta - dated April 19, 1837.
- " 11, 12 & 13. Testimonial of juridical possession by José

Deposited, Alcala, dated August 2^o
& 3^o, 1837.

" 15 to 18. Translation of testimonial of possessors,
dated Aug. 2^o & 3^o, 1837.

" 19 & 20. Second Grant in Spanish by Gov. Alvarado
to Palomares, Vrijar & Luis Armas, for San
Josi, and one league in addition - dated
March 14, 1840 - and certificate of record
by the Secretary (Jimeno) and in the
Dofectorio of the 2^o District - dated
April 2, 1840.

" 21. to 23. Translation of the last mentioned Grant
& certificate of record - same dates.

" 23. Stipulation of counsel as to the deposition
of Ignacio del Valle.

" 25 & 26. Opinion of the Commissioners.

" 27 & 28. Decree confirming the claim.

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PAGE " 44

No. 122.

U. S. District Court
Southern Dist of California

Ignacio Palomares
Appellee
vs

The United States
Appellant

Index of Transcript

Filed Aug 27 1856
J. E. Lang

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Norton & Overa.

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

December Term A.D. 1855.

Ygnacio Palomares

Appellee

vs

The United States

Appellant

Los Angeles.

Case No. 122

"San José"

This case coming on to be heard on
appeal from the final decision of the United
States Board of Land Commissioners to as-
certain and settle the private land claims
in the State of California, under an Act of
Congress approved March 3^d. 1851. on a
Transcript of the proceedings and decision
of said Board, and of the papers and evidence
upon which said decision was founded,
and upon additional evidence taken in this
Court; and it appearing to the Court that said
Transcript and the notice of appeal have been
duly filed according to law, and counsel for
the respective parties having been heard;

It is Ordered, Adjudged and
decree'd by the Court that said decision
of said Board of Commissioners be, and the
same is hereby affirmed; and it is further
adjudged and decree'd that the title of the
said Appellee in this case to the lands claimed
therein is good and valid, and the same is
hereby confirmed to him —

The lands of which confirmation

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is hereby made being the one equal undivided
one third part of the following tracts of land,
to-wit: that certain tract of land lying in the
country of Los Angeles, called "San José", origi-
nally granted by Juan B. Alvarado Governor of
California to the said Appellee and one Ricardo
Vizcar on the 15th day of April 1837 and delineated
in the ^(diseno) map ^{attached to the expediente} accompanying the said grant,
and which tract of land was re-granted by the
said Governor Juan B. Alvarado to the said
appellee and Ricardo Vizcar and one Luis
Armas on the 14th day of March A.D. 1840 to-
gether with an augmentation or addition
of one league of land (de ganados mayor) on the
west next to the mountain of San Gabriel as
appears in the map (diseno) accompanying the
expediente — and which said ~~two~~ ^{first mentioned & granted} tract of land
is ^{& described} bounded in the testimonial of judicial
possession in this case as follows, to-wit: commencing
at the foot of a black willow tree, which was
taken for a corner and between the limbs of
which a dry stick was placed in the form
of a cross, thence from the East towards the
west nine thousand seven hundred (9700)
varas to the foot of the hills called "las lomas
de la Puente", taking for a land mark a
large watermelon tree on the slope of a small
hill on the side of the road which passes from
the said San José to la Puente, making a
cut (caladura) on one of its limbs with a
hatchet — thence in a direction about from
south to north, ten thousand four hundred

(10,400) varas, to the arroyo (creek) of San José, opposite a high hill, where a large oak was taken as a boundary, in which was fixed the head of a barf and some of its limbs chopped - thence in a direction about from west to east, ten thousand six hundred (10,600) varas to the arroyo (creek) of San Antonio, taking for a corner some young cotton-wood trees which are near each other, marking crosses in the bark - thence about from north to south, nine thousand seven hundred ^(9,700) varas to the foot of the black willow, the place of beginning - the said second track of land or addition of one league being bounded and described in the testimonial of judicial possession in this case as follows, to wit: commencing on the ancient western boundary of San José, at the foot of an oak which is an old landmark, from which the line was run from east to west five thousand (5,000) varas to a point of a small hill, which was taken for a corner, this angle adjoining the Puerto - thence from south to north, five thousand (5,000) varas to the foot of a small red hill, called "la loma de San Felipe" where a mark was made, thence from west to east five thousand (5,000) varas to the old boundary of San José -

provided that the additional tract is confined to the extent of one league only within the bounds described in the judicial papers

James H. Ogier
U S Dist Judge

No. 122.

U. S. District Court
South Dist of California

Ignacio Palomares
Appellee

vs

The United States
Appellant

Verdict

Filed July 25th 1856

C. E. Fox
Clerk

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Recorded on Page 203

California Land Claims.

Attorney General's Office

27 Sept. 1856.

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Sir:

In the case of the claim of Ignacio Salomares, confirmed to the claimant by the Commissioner, case no. three hundred and sixty-five (365), and also confirmed on appeal by the District Court, appeal in the Supreme Court will not be prosecuted by the United States.

I am

Respectfully

Clushing

Pacificus Ord Esq.

U. S. Attorney

Los Angeles.

122

ció Palomas

365

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Nov 4 1836

12

1365
New Pa

12
PAGE

Nov 4

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

Am Juan B. Quijada
December Term 1886

The United States
Appellant

vs
Francis Palomares
Appellee

Case No 122

Warrant from the Board of Land Commissioners No 3

In pursuance of a letter from the Attorney General
of the United States, herewith annexed giving notice that
in the above cause the appeal in the Supreme Court
shall not be prosecuted by the United States. It is hereby
stipulated and agreed by and between the Parties that
the order granting an appeal to the Supreme Court
heretofore made in this cause be vacated. And
that the decree of the Court heretofore rendered in
this cause may by order of the Court be made final.

J. W. Dwyer
Dist. Atty.

Myron Weston
atty for appellee

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

No 122

The United States
appellant

vs
Ignacio Palomares
appellee

Filed July 23^d 1859

C. Sims
clerk

Stipulation
to vacate order of
appeal to Supreme Court

The District Court of the
United States within and for the
Southern District of California
July 23 1854

Hon Isaac S. Brown Judge
December Term 1856

The United States
Appellant
vs
Ygnacio Palomares
Appellee.
Docket No. 122

Transcript from the Board of Land Commissioners to

The Attorney General of the United States, having given notice
that the appeal to the Supreme Court from the decision of this Court
in the above entitled Cause will not be prosecuted by the
United States. And a stipulation having been entered into
by the United States District Attorney and the Attorney for the
Claimant that the order granting an appeal to the Supreme
Court heretofore made in this Cause be vacated, and that
the decree of this Court heretofore rendered in this Cause
may by order of the Court be made final. It is
Ordered, Adjudged and Decreed, That the order
granting an appeal to the Supreme Court heretofore made in this
Cause be and the same is hereby vacated, and that the
Claimant have leave to proceed under the decree
of this Court heretofore rendered in this Cause as under a final
decree

Samuel H. Ogden
R. S. Jones Judge

No. 122

to Hamlet

del. to the wood of

10/10

José Juan De Neale

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PAGE 55

Habilitado por provision de la Aduana
Mantina del Puerto de Monterey en el Departamento
de las Californias, para los años de Mil ochocientos
treinta y tres, y mil ochocientos treinta y uno.

Diego José Tapia Angelo Ramirez Seco.
Valga para los años de 1839 y 1840

Alonso de
Antonio Maria Oros

José Juan De Paz
Ygnacio Palomares

Ricardo Vique y Luis Arenas. ante V.E. en la
mejor forma. y por el caso respectivo decimos
que en el título que respetuosamente acompañamos, es este
un decreto de la Prefectura su fecha de ayer por el que se
les nos indica ocurrimos a uno de los Jueces de Paz de
esta Ciudad, para que se nos de la correspondiente posesion
legueteada V. a bien darnos segun la formula de título
Por tanto a V.E. suplicamos acceda a nuestra solicitud
por ser de justicia. firmamos etc etc. Angeles Abril 3 de 1840

Ygnacio Palomares Luis Arenas
Angeles Abril 3 de 1840

Ha presentado y admitido en aumento sea lugar
en derecho para a dar la posesion
que se solicita por mencionados vs. Asi yo
el juez que suscribe decreto mande y firme
con los testigos de asistencia segun Dno

Felipe Guzman

En la Ciudad de los Angeles del Departamento de las Californias a las siete dias del Mes de Mayo del año mil ochocientos cuarenta. y aumento a la solicitud de los C.C. Ignacio Palomares, Ricardo Vegas y Luis Arenas a fin de que se les de la correspondiente posesion en el aumento de una legua mas de terreno en el Rancho nombrado San Jose por la parte del poniente conocido por el Gobierno del Departamento cuyo titulo acompaño en la indicada solicitud. dispuse que se pase mi por el juez que suscribe y testigos de asistencia al espresado sitio, y procedase a dar la posesion juridica previa citacion de colindantes amparados al repetido titulo ó despacho que se le ha confiado por el E. S. Gobernador con fecha catorce de Mayo de mil ochocientos cuarenta. El C. Felipe Lugo Juez 1º de Paz y de 1º instancia de esta Ciudad asi lo decreté mandé y firmé con los testigos de mi asistencia con quienes actuo por receptoria en este papel como por no haber del sellado respectivo. Voy fei. Felipe Lugo = Ass.º Ygnacio Coronel. Ygnacio Ayala
En la fha y o el presente juez de la Compañia el R. P. de la Mision de San Gabriel y a Don Juan de la Cruz Serrano y los colindantes quienes impusieron del objeto que quedaba y no habiendo manifestado objecion ninguna. les dije procedio a la medida lo que pongo por diligencia que autorizo y firmé con los de mi asistencia segun dicho. Felipe Lugo
Ygnacio Coronel = Ygnacio Ayala = En el Rancho de San Jose a las siete dias del mes de Mayo de mil ochocientos cuarenta. yo el propio

Juez. para la practica de las diligencias nombre
dos oficiales cordeleros que para no saber firmar
los omiten sus nombres quienes se les hace saber
su nombramiento el que aceptaban a cargo de
juramento que otorgaron ofreciendo desempeñar
fidelmente en su encargo lo que autorizo firmo
con los de mi asistencia segun ordo.

Ygnacio Fornel. Zamorano Ayala as^o. Felipe Lugo

En el mismo dia, diez y años estando
en el antiguo lindero del Rancho de San Jose
al pie de un Encino que se puso conste
por mojones y a bastante distancia de la
Casa a efectuar las medidas, y porcion correspon-
-diente y a favor de los C.C. Ygnacio Fornel
y Ricardo Vega y Luis Arenas, de la legua
mas de tierra que es nombrada Azusa
previas todos los requisitos de la ley, y estando
ante mi los testigos de asistencia, y los oficiales
Cordeleros, hice medir un cordel que contiene
Cien varas, y hacer unos Bancos de madera,
previa observacion y calculo por mi disposicion
Se tiro el cordel dentro de la direccion del Encino
rumbo este o oeste que se midieron y contaron Cien
mil varas, las que remataron en la punta de una
lomita que se marca por mojones, en cuyo
parage comparecieron el Mayor Dono de la Mision
de San Gabriel. Sr. Ant^o. Batmole por el Padre
por estar colindante con este rumbo con el
poniente. De alli tirando el Cordel rumbo
Sur al norte, se midieron y contaron cien
mil varas, las que se remataron al pie de
una lomita colorada que se nombra la Loma

de San Felipe donde se marco por
 m. honera. De alli se tiro el cordel de
 Este a' oeste y se midieron y contaron cinco mil
 varas rematando en el antiguo lindero del Rancho
 de J. Lora y donde habia comparecido el Sr Don
 Jose de la Luz Linas con lo que se concluyeron
 las medidas. y quedaron en plena posesion los
 interesados. Los que autorizo y firmo con los de mi
 asistencia. segun dno = Felipe Luzo = Ignacio Coronel
 ama. Yvan^o Ayala.

Angelis 8 de 1840 De este testimonio a las
 partes de las presentes diligencias que se hallan
 concluidas en este papel comun para no haber del
 sellado respectivo. Felipe Luzo Juez 2^o de Paz y de 1^o
 instancia, asi lo decreté mandé y firmé segun
 derecho Felipe Luzo as^o Yvan^o Coronel Yvan^o Abila.

= Nota = Hoy diez y ocho de Mayo de mil ochocientos cua-
 renta se proceda este instrumento y se dio testimonio
 a' los interesados y para constancia lo rubricó, rubricó
 Concuenda con su original que me remito lo cual
 esta fiel y legalmente sacado, corregido y confrontado
 del libro de instrumentos publicos del año de mil
 ochocientos cuarenta y va en 5^{as}. Este testimonio de verdad
 Felipe Luzo

Filed in office Oct 23 1852

(Signed) Geo Fisher

Very

I Charles E. Dean Clerk of the District Court of the United States for the Southern District of California, hereby certify the above foregoing to be a true and correct copy of the document as it appears on pages 36, 37, 38 & 39. of Transcript in Case No 121. in file in my office.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Los Angeles this _____ day of February A.D. 1856.

No. 122
U.S. Dist. Court.
South. Dist. Calif.

J. J.
Ignacio Salomance
appellee

vs
The United States
appellant

—————
Certified Copy of Judicial
Paper in full transcript
in Case No 121.
—————

No. 5.
Summation
of
Jud. Pap. re

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PAGE 61

In the City of Los Angeles in the Department of the
California on the twenty sixth day of the month of April
in the year One thousand eight hundred and forty two
in compliance with the verbal request of the citizen Luis
Arenas that I might give him possession of one league
more for large cattle (Siles) in addition to his former (Rancho)
called Azusa granted by the Government of this Department
which title he presents in original, Pass with assistant
witnesses to the aforesaid place & proceed to give the possession
indicated, previously summoned the neighbors according to
the aforesaid title or dispatch conferred to him by his Excellency
the Governor date the eighth of November One thousand eight
hundred and forty one. The citizen Sepulveda 2^d
Justice of the Peace, thus I did order and sign before
the aforesaid assistant witnesses with whom I proceed
as actuary on this common paper for want of the respective
stamped.

as Antonio Corral as. Leonardo Loto. In Sepulveda

On the same date I the present
Justice passed a notice or the corresponding summons
to the neighbors. Andres Duarte and Julian Workman
manifesting my object in directing myself to Azusa
that I went to measure the addition asked for whom
not having made any objection I told them to proceed
which I put for dispatch which I authorized and sign
with my assistants according to law.

as. Leonardo Loto as. Ygnacio Corral. In Sepulveda
End (Rancho) the farm of Azusa in the twenty sixth
day of the same month and year - I the same Justice
in order to proceed with these duties name here bears
to whom a notification of this appointment was made
which they accepted, under oath to comply faithfully with their

appointment which I authorize and sign with my assistant
witnesses according to law.

as. Antonio Formil as. Leonardo Corto.

Don D. Sepulveda

On the same date being in the place called
Agua close to a small table land contiguous to the eastern
boundary, for the purpose of accomplishing the measurement
and possession which correspond to the Citizen Luis Arenas
the addition of the league (sitio) before named, prior to all the
requisites of the law before me and assistant witnesses and
line bearers. I caused to be measured a line which contained
one hundred varas and fastened to its extremities poles of
wood. First making observation and calculation by my
arrangement the first line was run from the of the
small table land and coming along the high road
to San Jose we counted and measured seven thousand
five hundred varas which terminated in four small
Sycamore trees which are to the westward. the same were
left for land mark, from this place we ran the second
measure in a north direction and measured and counted
six thousand varas which terminated near where
we ordered a land mark to be placed - from this place
we ran the third measure the direction east and measured
and counted five hundred varas which terminated
on a small red hill which was marked for a land
mark; from this last place we ran the line in the
direction south and we measured and counted six
thousand varas which terminated in the same table
land where we commenced, which concluded the
measurement of this place (sitio) to the satisfaction
of the parties interested that is owner and neighbors
commanding Arenas to place the Land marks

in proof of possession, which I authorize and sign
according to law
as Capt. Comd. as. Leonardo Coto. Don Sepulveda
Los Angeles April 29th 1842.

Give testimony to the party of these documents
which are now furnished on common paper for want of the respective stamps
as. Capt. Comd. as. Leonardo Coto. Don Sepulveda
Note. on same date the testimony was given as referred to in the
following despatch.

Signed with rubric a half sig.
Corresponds to the original to which I refer which exists in the Book
of Public documents of the present year which is faithfully
copied corrected and compared in three six folios of common
paper for want of stamped. In testimony of the truth.

(Signed) Don Sepulveda
Signed by Comd. (Signed) as. Casildo Aguilar

Filed in Office Sept 29th 1882 Geo Fisher Secy

I Charles Egan Clerk of the District Court of the
United States for the Southern District of California, hereby
certify the above foregoing to be a true and correct copy
of a document as it appears on pages 65, 66 & 67
of Transcript in Case No 21 on file in my office

In testimony whereof I have hereunto
set my hand and affixed the seal
of said Court at Los Angeles this
day of February A.D. 1886.

^{page 4}
No 22.

U.S. Dist. Court.
South. Dist. Cal.^a

Ygnacio Palomares
appellee
vs.

The United States
appellant

Certified Copy of Translation
of Judicial Opinion to
Luis Arenas from Spanish
in case No 22.

In Pursuit ad interim of the District
Don Arenas native of Hermosillo in the Department
and resident of this City before you with proper respect and
conformably to law represents, that H. E. the acting Governor
Juan Bautista Alvarado granted him from the past year
the right to the third part of the land known by the name of
San Sim having him by this act associated with the Citizens
Ignacio Palomas and Ricardo Vique. H. E. granting for the benefit
of the three one league more of land as an augment to that which
at present Palomas & Vique possess - It have been admitted
as partners of those two Gentlemen he who subscribes was recommended
by the same Governor by means of a letter directed Palomas of that
date. ——— Various circumstances have prevented him who
subscribes to have presented the matter in form of opportunity until
now. supplicating Y. E. may be pleased to grant him the league
of land referred to, and that part called the Laga towards the
direction of San Gabriel the Diagram of which will be presented
to you E. at the earliest notice.

Whence he supplicates your Excellency will accede to his petition
decreasing in such manner that may mercy & Justice may be received
being pleased to admit this on common paper for want of the
corresponding sealed paper.

Mexico Dec 16th 1839.

Don Arenas.

(Endorsed on the above)

Mexico Dec 20th 1839

In the present instance (a petition) to the
Citizens Ignacio Palomas, Ricardo Vique that they may be informed
of its contents and thereupon pass it to the Administrators of the Mission
of San Gabriel, that in his part he may show what suits him under

The intention that the party interested shall attach to it this
diagram relating to the land and return it for proof
Yapia

Narciso Potillo Secy.

In Prefect of this District

Those who subscribe Ygnacio Palomares
and Ricardo Vega complying with the marginal decree of M. H.
which precedes and upon the part which refers to them, say that both
have agreed to admit as a pasture with the Ranch of San Jose, which
they actually possess, the person interested in the present Expediente
of the Citizen Luis Arenas, for so recommended this - Excy. Gov.^{to}
Juan Bautista Alvarado by a letter addressed to the former
offering for it to grant one league more of land, as an augment to
the tract which is called Saca towards the Mission of San Gabriel
as being the most appropriate for said extension. Aug^{to} Dec 21. 1839

Ygnacio Palomares

Ricardo Vega

San Gabriel Dec 1840

Having yesterday received
in this office of Administration the foregoing Expediente, the
undersigned reports that which has been done to the Prefecture of
this District, that the place which is asked for has belonged and
does belong to San Gabriel.

Juan Bandini

Most Excellent Governor

The Prefecture of the 2^o District
being advised of the petition by which this Expediente commences
and the foregoing reports, believes that it is proper to grant the
request of the party interested, if thus it should agree with the
supreme pleasure of Y. E. although the Gov. Adm.^{to} of the Mission

of San Gabriel. Don Juan Baudini reports that the same land solicited belongs to this Establishment but it is in the same state of others which at a greater distance they say belong to it, because until now it does not occupy said tract, and it is distant from the Mission about four or six leagues.

Narciso Botello. Secy.

Narciso Tapia

Monterey March 11 1840

Having seen the petition by which the Expediente commences, the Report of the Sr. Prefect of the 2^d District, with the further steps which have been presented and it appearing that the whole is in conformity with the laws and regulations on the subject the Citizens Ygnacio Palomares, Ricardo Veyra, + Luis Arenas are declared owners by right of property of one league of grazing land as an argument to that land called San Jose which was adjudged to the first two. Issue a new title in right of property of the aforesaid place with the argument referred to the three individuals aforesaid.

Attach this Expediente to that moved by Palomares and Veyra for due preservation and pass the whole to the Excellent Departmental assembly for its approval as to the part of the argument aforesaid, account corresponding thereto, being taken - Thus I Juan B. A. Constitutional Governor of the Department of the California decreed it and signed.

Alvarado.

I Charles Egan Clerk of the District Court of the United States for the Southern District of California, hereby certify the above foregoing to be a true and correct copy of a document as it appears on pages 24, 25, + 26. of Manuscript in Case No 121, a file in my office

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Los Angeles this 1st day of June 1856

No 122

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

Ygnacio Palomares
appellee

vs

The United States
appellant

Certified Copy of Translation of
2^o Expediente from Spanish
in Case No 121.

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Título de Posición de D^{no} Luis Arenas
en Azusa año de 1842

Exhibít
I

Sello 1^o Seis pesos
Habilitado provisionalmente por la Aduana Montañona
de Monterey para los años de 1839 y 1840.

(Seal) Alvarado Antonio María Osio

Valga para los años de 1841 y 1842

Himeno Antonio María Osio

Mmanuel Simón Casarín primer por vocal propietario
de la Ex^{ma} Junta Departamental en ejercicio del
Gobierno del mismo

Por cuanto el ciudadano Luis
Arenas ha pretendido su ampliación el paraje
que ocupa un sitio de ganado mayor por la parte
del Poniente en un terreno montuoso colindante con
la Sierra, con el camino de San José de Azusa
y linderos del Ciudadano Duarte, practicadas previamente
las diligencias y averiguaciones correspondientes según lo
dispuesto por leyes y reglamentos, usando de las facultades
que me son confiadas á nombre de la Nación
Mexicana, he venido en concederle el terreno
mencionado declarándole la propiedad de el
por las presentes letras y sujetándose á la aprobación
de la Junta Departamental y á las condiciones
siguientes.

1.^a Toda cercada en superficies, travesías
carreros y servidumbres, lo disputará libre
y exclusivamente destinándolo al uso o cultivo
que mas le acomode

2.^a Solicitará del Juez respectivo que le de la
posesión jurídica en virtud de este despacho por

el cual se demarcaran los linderos en cuyos límites pondra á mas de las mojoneras algunos arboles frutales o silvestres de alguna utilidad.

3.^o El terreno de que se hace donacion es de un sitio de ganado mayor segun se plica y dice que a compañía quedan agregado al expediente respectivo. El Juez que dice la posicion lo hara medir conforme á ordenanza quedando el Sobrante que resulta á la Nacion para los usos convenientes.

4.^o Si contraoien á estas condiciones pudien su derecho al terreno y sera denunciado por otro.

En consecuencia mando que teniendose por firme y validero este titulo se tome razon de el en el libro respectivo y se entregue al interesado para su resguardo y demas fines. Dado en Monterrey á ocho de Noviembre de mil ochocientos cuarenta y uno

Juan F. Fernandez Oro

Manuel Jimeno

Queda tomado razon de este despacho en el libro de acientos sobre adjudicaciones de terrenos baldios á fo. 8. Fernandez

El Ex. mo Sr. Gobernador Int. ha dispuesto se tome razon de esta insercion en la prefectura del segundo Distrito

Fernandez

Queda tomado razon de este despacho a fo. 1.^o del libro respectivo llevado en la Prefectura del segundo Distrito Aug. 1.^o Febrero 9 de 1842

Juan R. Aguillo

I Charles Egan Clerk of the District Court of
the United States for the Southern District of California
hereby certify that the above foregoing is a true & correct
copy of a document as it appears on pages 40 &
41 of Transcript in Case No 121 on file in my office

In testimony whereof I have hereunto
set my hand and affixed the seal
of said Court at San Angeles this
day of February A.D. 1856.

No. 122. P

U.S. Dist. Court
South Dist of Calif.

Ignacio Salomans
appellee
vs.

The United States
appellant

Certified Copy of grant
from Transcript in Case
No 121.

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A

Epediente

Epediente

Promovido por los fundadores Ignacio Palomares,
Ricardo Veyán y Luis Arenas en solicitud del terreno
llamado San José

Número, 141.

Epediente

Promovido por los fundadores Ignacio Palomares, Ricardo
Veyán y Luis Arenas en solicitud del terreno
llamado San José

1837

(141)

Ciudad de Los Angeles
Marzo 30. 1834 informo
Ilustre Ayuntamiento de
Los Angeles se los in-
teresados cuenta en mi
instancia obtienen todos
los requisitos legales p^{ra}
esta solicitud, si el fin
que pretende es la vez
baldio. si pertenece a
la propiedad par-
ticulas de algunos in-
dividuos, pueblos, o mision
si perteneciendo a alguno
de estas ultimas, se
halla en el caso

de adjudicarse con-
forme a los leyes de
Colonizacion

Evacuados estos
informes Valerosa
el Expediente al
Gobierno para su
resolucion

Alvarado

Como Sr. Gobernador
El Ciudadano Ignacio Palomares y
Ricardo Vega ante V.E. Como mas bajo
segun su D^{ca} Compromiso de decirme. que
contando con un considerable numero de
bienes de campo entre Ganado y Cavallada
de nuestra propiedad, unico habi^{er} p^{or} el
fin de nuestras familias. los que a
la vez existen en un sitio muy corto y
provisional en el cual con las atensas
y suprimos y occurrimos baldio un paraje
conocido con el nombre de San Jose en
Cual dista como seis leguas. poco mas
o menos de la Ex mision de San Gabriel
cuyo dicho pondremos en conocimiento de
V.E. a la brevedad posible. A. V. E.

ende^{ante} duplicamos se deya concederme
el paraje referido, siendome tomar
un voto de consideracion en las escusas
de sites en q^e nos hallamos p^{or} cuyo
Causa nos deferimos a la acreditada
bondad de V.E. en lo que recibieramos
gracia y justicia. Jurando lo nece-
sario y admitiendonos este en papel co-
mun por no haber del sellado res-
pectivo - Este Ruyones = al = vale
Ciudad de Los Angeles Marzo 29. de
1834. Por mi y Ricardo Vega que no
sabe escribir

Ignacio Palomares

Angel Abril 1^o de 1837 - Dado Cuenta al Ill^{mo} Ayuntamiento de esta Ciudad en Sesion^{de} hoy con esta instruccion y decreto del Sr^o Gobernador Intero del Estado, acordó pasará a la Comision de terrenos baldios para que produzca el informe que se requiere

José Ybarra P^{te}
Francisco Pattetto
Srio

M^o Ayuntamiento

La Comision de Terrenos baldios dice que cumplido con el decreto que antecede del Sr^o Gobernador Int^o del Estado informa que los interesados en este Expediente son Ciudadanos Mexicanos por nacimiento. Han portado repetidos servicios a esta Jurisdiccion y tienen un Considerable Numero de bienes de campo entre ganados y Caballada. los Cuales les son muy suficientes para cubrir el sitio que pretiendose conforme a la ley de la materia. Cuyos bienes actualmente les tienen en un sitio provisional y muy corto que en union de otros terrenos de esta Ciudad se les concedia el cual es bastante escaso de agua y pastos. Es parçe Inj^o que le refiere en este Expediente a la fha. se halla baldio pues que para pertenecido a lo ex^o Misión de San Gabriel. La Comision esta bien impuesta y le consta de que no existe en el una res de dicha Comunidad. por lo que creí la Comision y se haya en estado de adjudicacion conforme a las leyes de Colonizacion

Ciudad de las Angles. Abril 4. de 1837
Basilio Valdez. Felipe Lugo. Fran^{co} Pantoja

Angels Abil 8 de 1837

Siendo aprobado por este Il.^{to} Ayuntamiento, remitan al Sr. Gob.^o del Estado el presente Expediente p.^a que en su vista obré los efectos convenientes.

Gil Ybana

Vicente de la Osa S.^t Int.^o

Vista la petición con que de principio cito expediente, el informe del S. Ayuntamiento de la Ciudad de Los Angeles, con todo lo demás que se tubo presente y no conviene del conformidad con las leyes y reglamentos de la materia, se declara á los Ciudadanos Ygnacio Palomares y Ricardo Vefar dueños en propiedad del paraje llamado San Jose. Conforme el dictamen que acompañaron a la solicitud y dentro de los lindes que en él se expresan. Libres el despacho correspondiente, tomase razon en el libro respectivo, y dirigise este Expediente á la Ex.^{ma} Diputación para su debida aprobacion. Asi yo Juan Palomares Gob.^o Int.^o del Estado y Presidente de la Ex.^{ma} Diputación, lo decreté mandé y firmé, de que doy fe.

Juan Palomares.

Ex.^{ms} Srs.

La Comisión de terrenos baldios empuestos del Expediente promovido por los Ciudadanos Ygnacio Palomares y Ricardo Vefar en solicitud del paraje llamado San Jose, pone á la deliberacion de V.E. la siguiente proposicion. Se concede á los Ciudadanos Ygnacio Palomares y Ricardo Vefar el paraje nombrado San Jose, p.^a que lo posean en propiedad p.^o tener los requisitos necesarios conforme á la ley de 18.^a de Agosto de 1824 y el artículo 5.^o del reglamento de 21 Noviembre de 1828.

San Gabriel Abil 16 de 1837.

Ant. Puellos (S.^{ro})

San Adelquino y familia

San Gabriel Abil 19.^o de 1837.

En Sesion de esta dia se aprueba por la Corporacion, la proposicion en que concluye el dictamen antecedente disponiendo vuelva el expediente al Gob.^o para los fines que son consiguientes.

Victor Pindon S.^{ro}

Alvarado.

Monteuy 14 de Mayo de 1846

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En Cuanto los Ciudadanos Ignacio Palomares, Ricardo Vizan y Luis Arenas. Para convenidos mutuamente y solicitados a beneficio de los tres, el paraje llamado J^a Los que fue adquirido a los dos primeros por decreto de 18^o de Abril del 1837. Con aumento de un sitio de ganado mayor en la parte del N^o. contigua a la Sierra de San Gabriel. practicada previamente las diligencias y averiguaciones concernientes segun lo dispuesto en las leyes y reglamentos de la materia y usando de las facultades que me son conferidas a nombre de la Nacion Mexicana les declaro dueños en propiedad del mencionado paraje J^a Los. con el aumento de un sitio de ganado mayor.

El Sr Don Juan Palomares. G^o. Constitucional de la California. así lo mando decreto y firmo de que doy fe.

I, Charles C. Law Clerk of the District Court of the United States for the Southern District of California hereby certify the above and foregoing to be a true and correct copy of a Spanish document as it appears on pages 10, 11, 12 & 13 of Transcript in Case No. 121. Henry Dutton vs The United States. on file in my office. In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Los Angeles this the day of January A.D. 1856.

No. 122.

U. S. Dist. Court
South Dist of California

Ygnacio Salomon, appellee

vs.
The United States, appellant

Certified Copy of Records of
Ygnacio Salomon, Record Book
for Transcript No. 121. Henry Dalton
vs. The United States

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No 4
Translation
of
Grants &c

Deal of the First Class \$6.00

Qualified provisionally for the Maritime Custom
House of Montevideo for the years 1839 and 1840.

Alvarado

Antonio Maria Osio

Answers for the years 1841 and 1842

Jimeno

Antonio Maria Osio

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Mmanuel Jimeno Casquin 1st Proprietary member of the
most Excellent Departmental Assembly in exercise
of the Government of the same

Whereas Citizen Luis Arenas has asked in addition
to the place which he occupies a league of
grazing land in its western part, in a tract coming
with thickets, joining the Mountain, road of San Jose
over of San Gabriel, and the boundary line of the
Citizen Duarte. having previously gone through
with the proceedings and relative enquiries
according to the direction of the laws and regulations
using the authority conferred upon me in the name
of the Mexican Nation. I have concluded to grant
him the addition aforesaid, declaring it to be his
property by the present letters, subject to the approval
of the M.E. Dep Assembly &c to the following conditions,
1st He may enclose it without prejudice
to the crossroads and easements. he may farm
it fully and exclusively devoting to that use or
culture that may best suit him
2^d He shall request of the proper Judge Judicial
possession by virtue of this despatch whereby the
boundaries shall be designated in the limits whereof
he shall place in addition to the land marks some fruit
or fruit trees of some utility

3^d The land of which grant is made consists of one league of grazing land as the diagram which accompanies the respective Expediente explains. The Judge who shall give him possession shall cause it to be measured agreeably to the ordinance reserving the overplus which results to the Nation for its convenient uses.

4^o If he shall violate these conditions he shall lose his right to the land and it shall be liable to denunciation by another.

Wherefore I order that the present serving him for title and being held firm and valid account thereof be taken in the proper book and be delivered to the party interested for his protection and further ends.

Given at Monterey Nov 8th 1841

Jose R. Fernandez, Sec. adinterim Manuel Jimeno
Account remains taken of this despatch in the Book of entries on the adjudication of unoccupied lands at leaf 8.

Fernandez
The M. E. Gov. Gobernador adinterim, has ordered account of this concession to be taken in the Prefectura of the 2^d Dist.

Fernandez
Angels, Feb 9th 1842. Take account. Arguella
Account of this title remains taken at leaf 1st of the respective Book kept in the Pref^{ta} in 2^d District
Angels, Feb 9th 1842 Jose R. Arguella Secy

Filed in office Sept 29th 1852

Geo. Fisher

Osney

I Charles C. Can Clerk of the District Court
of the United States for the Southern District of California
hereby certify the above and foregoing to be a true and
correct copy of a document as it appears on pages
63 + 64 of Transcript in Case No 121. a file
in my office

In testimony whereof I have hereunto
set my hand and affixed the
seal of said Court at Los Angeles
this day of February A.D. 1856.

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No. 122.
U.S. Dist. Court.
South. Dist. of Cal.

Ignacio Palomares
appellee
vs.
The United States
appellant

Certified Copy of Translation
of Grant from Transcript
in Case No. 121.

Translacion
de
Expediente

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Most Excellent Sr Governour
The citizens Palomares and Ricardo Vega before Y. E
in the most proper form of law appear saying: That wanting
now a considerable number of stock of the plain consisting
of horned cattle and horses on our property, the only thing we
have for the support of our families and which at this time are
perished (or exist) on one (sitio) tract very small and provisionally
given, in which we suffer heavy losses, and the place known
by the name of San Juan is unoccupied, which consists of
about six leagues a little more or less of the Ex Mission of
San Gabriel. The diagram of which we will present to the
notice of Y. E. at the earliest opportunity. We humbly pray your
Excellency will deign to grant us the place referred to, being
pleas'd to take a moment of consideration in regard to
the smallness of the tract on which we are at present
situated, for which cause we apply to the noted goodness of
your Ex^{ty}, that we may receive favor & Justice, making oath
that it is necessary &c. Admit this on Common paper for want
of the proper sealed = entera = secul = vale = City of Los Angeles
March 27 3 1837

For my self & Sr Ricardo Vega
who cannot write

Ignacio Palomares

Orders as above

City of Los Angeles March 28 1837

Inform the Illustrations Apartments of the City of Los
Angeles, that it may see whether the parties interested in
this petition possess all the requisites of the law to be attended
to within petition, whether the land which they ask is unoccupied
whether it does not pertain to the particular property of any individual
town or mission or if pertaining to any of the last named, it is
in the state of being as publicated conformably with the laws of

Colonization - These formalities having been gone through return
the Expedients to the Government for its resolution

Alvarado

Copy April 1st 1837

Copy given to the Illustrious
Ayuntamiento of this City in session of the day of this petition
and decree of the Sr. Gobernador ad. interim of the State. Resolved
to pass it to the Committee on unoccupied lands that it may report
the information referred to.

Francisco Botello

Secretary.

Gen. Ybama

Presd.

To the Illustrious Ayuntamiento

The Committee on unoccupied
lands in compliance with the proceedings of
Sr. Gobernador ad. interim of the State, reports that the
parties interested in this Expedient are Mexican
Citizens by birth, have lent repeated swears to this
Jurisdiction and have a considerable number of stock
of the plain consisting of cattle and horses, which are
fully sufficient to cover the tract which is being asked in
conformity with the law on the matter, which they have on a
tract provisionally given and very small, which was granted
them jointly with other residents near this City, and which is
very scarce of water and pasturage. The place of San Jose
which is referred to in this Expedient at date is unoccupied
although it has pertained to the Ex. Mission of San Gabriel. The
Committee is well informed that it appears that not one head of
stock of that Establishment exists in said place and therefore

The Committee believes that it is in a State to be adjudicated
(to another) in conformity with the laws of Colonization
City of Los Angeles April 7th 1837.

Pacilio Valdez

Felipe Luiza

Francisco Partoso

Angely April 8th 1837

The foregoing decision being
approved by the Illustris Ayuntamiento let the preceding
Expediente be returned to the Gov. Governor, that upon his
Examination it may effect the desired purposes.

Gil Ybana

Vicente dela Ossa Secy. at. int.

Santa Barbara April 15th 1837

Having seen the petition with this Expediente gives beginning,
the report of the J. Ayuntamiento of the City of Los Angeles with
every other step, all of which has been done in conformity with the laws
and regulations upon the Subject, the Citizens Ignacio Palomas, and
Ricardo Vique on to be owners in property of the place called San
Joaquín agreeably to the diagram which they accompanied with their
petition and within the boundaries therein expressed.

I send the corresponding despatch, take account in the respective Book
and direct this Expediente to the most Excellent Deputation for the proper
approbation. The Sr. Juan P. Alvarado Governor at interim and
President of the M. E. Deputation, decreed ordered and signed
which I attest.

Juan P. Alvarado

Excellent Sr

The Committee on unoccupied lands being informed
of the Expediente moved by the Citizen, Ignacio Palomas

and Ricardo Viquez of the same name for the place called
San Jose. lays before you for deliberation the following proposition,
Let the place called San Jose be granted to the Citizens
Ignacio Palomas and Ricardo Viquez that they may possess it by
having the necessary requisites conformably to the law of the 18th
of August 1824. and Art. 5.^o of the regulation of the 21st Nov.
1828. Santa Barbara April 16th 1837

Antonio Padua Don del Ej. Ejec. de

Santa Barbara April 19th 1837.

In session of today the proposition by which the foregoing
decision concluded was approved by the separation directing the
Ejecutivos to be returned to the Government for further purposes,
Victor Rueda Secy. Alvarado.

Monteuy 14th of March 1840

Whereas the Citizens Ignacio Palomas, Ricardo
Viquez and Luis Arenas have mutually agreed and acted for the benefit of the
State, the place called San Jose, which was adjudged to the first
two by decree of 18th of April 1837 with an augment of a
league of grazing land on its western part contiguous to the Mountain
of San Gabriel. the proceedings and relative investigations having been gone
through with according to the direction of the laws and regulations
on the Subject, and exercising the powers which are conferred upon
me in the name of the Mexican Nation. I declare them owners in right
of property of the aforesaid place of San Jose with the augment of
one league of grazing land

The Sr. Don Juan P. Alvarado Constitutional Governor of the
California, thus I ordered it decreed and signed which I
attest.

I Charles Egan Clerk of the District Court of the United States for the Southern District of California hereby certify that the above & foregoing is a true and correct copy of a document as it appears on pages 20. 21. 22. & 23 of Transcript in Case No. 121 on file in my office

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Los Angeles this
day of January A.D. 1886

No 122

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

Ignacio Palomares
appellee

vs

The United States
appellant

Certified Copy of Translation of
the
Exhibits for Transcripts in
Case No 121.

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El Decreto de Reales

Habilitado provisionalmente por la actual manutención del Puerto de Monterey en el departamento de las Californias para los años de mil ochocientos Cuarenta y mil ochocientos y Cuarenta uno

Simons

Ant. Maria Oris

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(Real.) Aug. 17 Agosto

17 de 1841

De conformidad con las

leyes de la materia de los Angeles, ante V. E. en la mejor forma que informo el Sr. J. haya lugar comparendo y digo que hallandose de paz, se el terreno a la parte del poniente del sitio que poseo, en que solicita el interesado pedazo de terreno baldio y sin ningun aguage

concorde a Comunidad Compuerta la mayoria parte de Chemizal, pues Corporacion o particular dicho terreno comprende una legua y media y si es baldio en todo el lindero con el Rio de San Gabriel y el Casimiro lo demas que le parezca de San Jose, y su estension sera menor de

conveniente a ilustrar una legua, el cual pido se me agregue la materia y agregada en propiedad al sitio que poseo para que disenio correspondiente para mis bienes de campo puedan sin

al J. Pad. Mico, de la Misión de San Gabriel para que reproduzca el dajo V. E. informen sobre este asunto lo que en cuanto aquella

Comunidad, y vuelva los demas fines que sean convenientes.

Arguella

Narcis Botello

Leoro

El Sr. Prefecto del Distrito

El Ciudadano Luis Arenas vecino de la Ciudad de los Angeles, ante V. E. en la mejor forma que informo el Sr. J. haya lugar comparendo y digo que hallandose de paz, se el terreno a la parte del poniente del sitio que poseo, en que solicita el interesado pedazo de terreno baldio y sin ningun aguage

concorde a Comunidad Compuerta la mayoria parte de Chemizal, pues Corporacion o particular dicho terreno comprende una legua y media y si es baldio en todo el lindero con el Rio de San Gabriel y el Casimiro lo demas que le parezca de San Jose, y su estension sera menor de

conveniente a ilustrar una legua, el cual pido se me agregue la materia y agregada en propiedad al sitio que poseo para que disenio correspondiente para mis bienes de campo puedan sin

al J. Pad. Mico, de la Misión de San Gabriel para que reproduzca el dajo V. E. informen sobre este asunto lo que en cuanto aquella

Comunidad, y vuelva los demas fines que sean convenientes.

Mevo respuest. y por tanto a V. E. suplico en caridad amablemente se sirva acceder a mi solicitud en que recibere gracia. Juro lo necesario.

Aug. 17 de 1841. Luis Arenas

Los Superiores.

En cumplimiento al Superior decreto que en el margen en esta instancia, para en persona a examinar el terreno que pide el interesado, el cual aunque pertenece a la Misión de S^{ta} Gabriel se halla baldío y en su mayor parte lleno de Cheniso para la que se V.E. tiene á bien se le puede conceder =

Sete Terceros Dos Reales.

Habilidad provincialmente para la Aduana Mantuena del Puerto de Mantuy en el Departamento de las Californias p.^a los años de mil ochocientos cuarenta y mil ochocientos cuarenta y uno.

Quincu

Aut.^a Ma. Ori

Ayuntamiento 21 de 1841 = Ignacio M^o Alvarado

San Gabriel Sept. 7 de 1841

Con respecto a estas tan proxima da la llegada del Ill.^{mo} Señor Obispo de esta California y no sabiendo que aspeto tomaran las cosas con su primera instancia ni lo que su Ill.^{mo} con acuerdo del Supremo Gob.^o de este Depart.^o hara de los terrenos de las Misiones ya Concedidas, nada puedo informar yo en asunto al que solicita el interesado pues es perteneciente a la Misión.

J^o Tomas Estenaga

Ex^{ma} S^r — La presente solicitud en ampliacion del terreno q^e ocupa Don Luis Arenas, se haya enteramente baldío, por ser todo lomas montuosos y sin ningun aguage, sin embargo del informe del P.^o Ministro que cree con la venida del S^r Obispo hasta las tierras concedidas p.^a el Gobierno se han de quitar, es de opinion esta Prefectura si V.E. lo tubiere á bien se le conceda pues según dho y informando, la solicita solo con el

fui de conceder el terreno de su sitio su que no presenta
ventas o arrendamientos por otra causa. Sin embargo de lo espuesto
V.E. se dirá resolver lo que fuere de su Superior agrado
Angely 8^{to} 17 1841. Dagnillo. Nicolo Botello Sr.^o.

Monteuy Noviembre 8 de 1841

Vista la peticion con que da principio este este Expediente el
informe del Señor Perfecto del Segundo Distrito y del fues
2 de la Ciudad de Los Angeles con todo lo demas que
se tubo presente y su convenio de conformidad con las leyes y
decretos de la materia, se declaro a Don Luis Armas
dueño de un sitio de ganado mayor en aumento del terreno que a le
conceda en 14 de Mayo del año p^o p^o cuyos linderos se
reconoceran en el Rio de Cansa. Camino de San Jon y el
terreno de este nombre. Libre el correspondiente despacho. agregando
- se este Expediente al que promovieron los Ciudadanos Ignacio
Palomares y Ricardo Veyas. tomese razon en el libro respectivo y
dirigase este Expediente a la Exma Junta Departamental para su aprobacion
El Sr D. Manuel Jimeno Casarin 1^{er} Vocal propietario de la Exma Junta
Departamental en ejercicio del Gobierno del mismo asi lo mando. decreto. y firmo de que
 doy fe. Jimeno Lopez Fernandez Sec. Int^o.

I Charles Egan Clerk of the District Court of the United States for the Southern District
of California hereby certify the above foregoing to be a true & correct copy of a
Spanish document as it appears on pages 16, 17, & 18 of Transcript in Case No
121. on file in my office.

In testimony whereof I have hereunto set my hand and
affixed the seal of said Court at Los Angeles
the 20th day of January A.D. 1854.

No 122
U. S. District Court
South. Dist of California

Ignacio Palomares
appeller

vs

The United States
appellee

Certified Copy of Expediente
of Luis Arroyo, from Decree with
No 721.

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Sir Prefect of the District

The citizen Luis Arenas resident of the city of Los Angeles, before Y. H. in the most proper form appears and says, that having conveyed myself to the western part of the tract which contained a piece of unoccupied land and destitute of water, the greater part composed of desert shrubbery. That said land forms a small tongue bounded by the river of San Gabriel and the road of San Jose, that its extent will not be more than one league which I request may be added to me in property joined to the tract which I possess, in order that my grazing stock may be extended without interruption, for the reason that what I possess is somewhat scarce of pasture, on a part of which I hope it will please Y. H. to inform himself on the subject as to what he shall deem proper, and that you will forward the present to the hands of H. E. the Governor to the end that H. E. in his known sense of justice, may deign if it be his pleasure, to grant me that which I have explained. Wherefore I supplicate Y. H. fervently to accede to my request that I shall receive favour. I swear it necessary &c.

Angels August 17th 1841

Luis Arenas

(Enclosed in the above)

Angels August 29th 1841.

In conformity with that was in the matter, report to the V. Judge of the peace, whether which the party interested solicits putting to a community corporation or individual and whether it is unoccupied with any further information that appears necessary to illustrate the subject, and the corresponding diagram being attached, pass it to the Father Minister of the Mission of San Gabriel in order that he may produce his own, whatever pertains to that community

and return it for the further ends that may be convenient.
Narciso Botello Secy. Arguello.

In fulfillment of the Superior decree which appears on the margin
of this petition, I am in person to examine the land which the party
interested asks, which although it belongs to the Mission
of San Gabriel unoccupied and the greater part thereof is full
of desert shrubbery by which if you deem it proper the land may
be granted. Angeles Aug 21st 1841.

Agencia M^{te} Alvarado

San Gabriel Sept 17th 1841

Since the approach of the Illustrissimo
Sr. Bishop of this California, and not knowing what aspect
matters may assume in his presence, nor what his Illustrissimo
Grace in union with the Supreme Government of this Department
may do concerning the lands of the Mission already
granted; I can inform the party interested nothing more
on the subject, than that it is an appurtenance of the
Mission

Joy. Thomas Estuaya

Most Excellent Sir,

The present petition asks
the enlargement of the lands which Don Luis
Arenas occupied, that it is entirely unoccupied
the greatest part being full of thickets and without any spring
water notwithstanding the report of the Father Minister that
it will be upon the of Sr Bishop, that the tracts
granted by the Government will be taken away, the Prefecture
is of the opinion it may be granted him, if you E should
deem it well. Accordingly I am informed that
he alone solicits it for the object of a accommodating

to the land of a tract (sitio) because it presents
no advantage for anything else. But notwithstanding
this explanation of E., will design to resolve what
may be of his Superior pleasure
Angely Oct 17th 1841
Narciso Botello

J. Negretto

Seery.

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Monterey Nov 1841

Having Examined the petition which
gives beginning to this Expediente, the report of the Prefect
of the 2^d District, and that of the 2^d Judge of the Peace
of the City of Los Angeles, with the further steps which have
been taken, all of which are seen to be in conformity with
the laws and regulations on the subject. Don Luis Arenas
is declared owner of one league of grazing land in extension
of the land, which had been granted to him on the 14th of
March of the past year the boundaries of which shall
be defined by the River of Asusa, the road of San
Jose and the land of this name. Issuing the
corresponding despatch attach this Expediente
to that which the Citizen Ignacio Salomonas and
Ricardo Vigar caused, take account in the
respective Book and direct this Expediente
to the M. Ex. Departmental Assembly for its approval
The Sr Manuel Jimeno Legaria Proprietary member of
the M. Ex. Departmental Assembly in exercise of the Government of
the same, this order decreed and signed it, which I
attest.

Jimeno

Jrno J. P. Maudslayi

Jrno (adjuvante)

Charles E. Clark, of the District Court of the United States for the Southern District of California. Truly certify the above and foregoing to be a true and correct copy of a document as it appears on pages 27, 28, & 29, of Transcript in case No 121, on file in my office.

Witness my hand and the seal of said Court at San Diego, this _____ day of February, A.D. 1886.

No 122
U.S. District Court
Southern District of California

Grace Johnson
vs.
appellant

The United States
appellant

Certified copy of Transcript
of 3 Exhibits from Transcript
in Case No 121.

Señor Jefe de este Distrito

Angely Diciembre 20 Luis Arenas natural de Hermosillo
de 1839. en el Departamento de Sonora, y vecino de

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Por la presente insto esta Ciudad ante V.S. con el respeto
debido y conforme á dicho ha a presente
Palomarez y Ricardo que el actual Ex^{mo} Sr^o Gob^{no} Sr^o Juan
Vejas á fin de que infra-
-men sobre el contenido Año pasado el derecho á un terreno parte
en ella, y luego pase del Conocido con el nombre de Sr. José
al Sr. Administrador, quedando por este hecho asociado con los
de la Misión de S^{ta} Gabriel Ciudadanos Ignacio Palomarez y
p^a que p^a su parte cepa. Ricardo Vejas Concediendo su D.E. para
-ga lo que convenga beneficio de los tres una legua mas de
bajo el concepto de que terreno p^a aumento del q^o á la presente
el interesado aguará poseen Palomarez y Vejas, Para hacer
el correspondiente admitido como Socio con estos dos Sr^{es}.
diseño y enega fu el q^o se cubre recomendado por el
p^a de la p^a deca. mismo Sr^o Gob^{no} por medio de una

Tapia Carta dirigida á Palomarez en aquella
Nuncio Potello fecha. Varios circunstancias le han
Sec^o: impedido al que sueñe haberse

presentado en forma oportunamente
Como ahora lo hace, suplicando á V.S. se sirva Concederle
la legua de terreno expresado y para la parte llamado
"el Suesá" hacia el rumbo de la Misión de S^{ta} Gabriel
Cuyo diseño presentará á V.S. á la mejor heredad. Por
tanto á V.S. suplico acceder á su solicitud, decretando la
de Conformidad en lo que recibirá merced y justicia.

Dirigiéndose admitir lo en este papel comun por no haber
del sellado que corresponde

Angely Diciembre 16 de 1839.

Luis Arenas

San Prefecto de este Distrito
Los que subscriben Ignacio Palomares, Ricardo Veyas y Ampliado
Con el Superior marginal decreto de V. S. que antecede
y en la parte que les toca, dicen: que ambos unánimemente
han convenido admitir como socio en el Rancho de Sr. José
que actualmente poseen el interesado en el presente expediente
Ciudadano Luis Arenas por habélos así nominado el E. S.
Gobernador D. Juan Bautista Alvarado por una Carta, que pasó
al primero, ofreciendo para ello conceder una legua mas
de terreno en aumento del sitio hacia el rumbo que se llama
"Susa" hacia la Misión de San Gabriel por ser la parte mas
apropósito para la suodicha extensión.

Amply Dho 21 de 1839. Ignacio Palomares, Ricardo Veyas
San Gabriel y Enero 20 de 1840.

Habiendo recibido el día de hoy en esta administración el
precedente expediente hoy se informa según se previene por la
Prefectura de este Distrito. El Paraje que se pretende por extensión
ha pertenecido y pertenece al San Gabriel.

Juan Bordini

La Prefectura de este 2^o Distrito impuesta de la instancia
con que da principio este expediente y informes que anteceden
creí que es de accederse á la solicitud del interesado
si así fuese del Superior agrado de V. E. pues aunque el Sr.
Adm^{te} de la Misión de San Gabriel Don Juan Bordini, se presu-
pone que el terreno solicitado a aquel establecimiento, se halla en
igual estado á los demas que desde mas distancia llamamos
Corresponden los p^{os} que hasta ahora no lo tiene ocupado, y dicta
de la Misión como cinco ó seis leguas

Narciso Botello, Sr^o

Jibuncio Tapia

Monterey Abril 11 de 1840

Vista la petición con que da principio este Expediente

el informe del Señor Prefecto del 2º Distrito con todo lo demás que se tubo presente y sea conino de conformidad con las leyes y reglamentos de la materia, se declara a los Ciudadanos Ygnacio Palomares, Ricardo Veyas y Luis Arenas dueños en propiedad de un sitio de ganado mayor en aumento al llamado S.ª Lore que fue adjudicado a los dos primeros. Librese nuevamente el título de propiedad al mencionado parage en el aumento referido a favor de los tres individuos mencionados agregase este Expediente al Promovido p.º Palomares y Veyas para la debida atención y constancia de auto concluida a la Ex.ª Diputación para su aprobación en la parte que representa el aumento referido tomando en la razon correspondiente.

Así yo Juan B Alvarado Gov.º Constitucional del Depart.º de las Californias, así lo mando y firmo

Alvarado

Charles Egan Clerk of the District Court of the United States
for the Southern District of California hereby certify the above and
fearing to be a true & correct copy of a Spanish document as it
appears on pages 14, 15 & 16 of Transcript No 121, on file
in my office.

In testimony whereof I have hereunto
set my hand and affixed the seal
of said Court at Los Angeles this
day of January A.D. 1856.

No 122

U. S. Dist Court
South Dist of Calif^a

Ignacio Saloman appellee

^{vs}
The United States appellant

Certified Copy of Exhibits
of Saloman's Papers & Accounts
from Transcript No 121.

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No. 3.

Translation
of act of
Jud. Pos. etc

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In the City of Los Angeles of the Department of the California on the 7th day of the month of May One thousand Eight hundred and forty complying with the request of the Citizens Ignacio Palomares Ricardo Vega and Luis Arenas to the end that there may be given them the corresponding possession in the addition of four leagues more of land to the Rancho called San Jose in the western part, granted by the Governor of the Department when title is accompanied by those who make request. ordered that it be proceeded by me, the Judge that subscribes and assistant witnesses to the aforesaid tract and commenced to give the possession indicated after previous citation of the adjoining neighbors, governing myself by the aforesaid motion or despatch that has been conferred by H. E. Governor dated the 14th of March One thousand eight hundred and forty. The citizen Felipe Lugo 1st Justice of the peace of the 1st instance of this City thus I decree order and sign in presence of the witnesses of my assistance with whom I act as secretaries on this common paper in default of the proper sealed which I attest.

Felipe Lugo ass. Ignacio Coronel. Yauvario Abila.

At the same date I the present Judge caused the Reverend Father of the Mission of San Gabriel to appear and Jose de la Siarez they being adjoining neighbors. who informed of the object which I had in view and they not having manifested any objection I told them that I would proceed to the measurements which fact I set down in the proceeding (pau diligencia) which I authorize and signed with my assistants according to law = Felipe Lugo.

ass. Ignacio Coronel = ass. Yauvario Abila

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In the Ranch of San Jon on the seventh day of the month of May, one thousand eight hundred and forty I the proper Judge for the fulfillment of these proceedings appointed two official Cordbearers, whose names are omitted because they could not write them, whom I caused to take the appointment, which they agreed to, offering to discharge their trust faithfully all of which I authorized and sign with my assistants according to law

as ^{as} Ignacio Comel Yanoanolebila Felipe Lugo

On the same day month and year being upon the old boundary of the Ranch of San Jon at the foot of an evergreen oak, which was formerly taken or fixed as a land mark and at great distance from the house with the object of verifying the remeasurements and corresponding possession in favor of the citizens Ignacio Salomares, Ricardo Diaz and Luis Arenas, of the league additional of the land called Azusa all the previous requisites of the Law having been discharged being in my presence the assistant witnesses and the official Cordbearers. I caused a cord to be measured which contained one hundred varas, after previous observation & calculation for my government the Cord was stretched from the direction of the evergreen oak in a course east to west and then were measured and counted 5000 varas which terminated at the point of a small hill which was marked for a land mark at which place appeared the Mayor domo of the Mission of San Gabriel Antonio Palenzuela sent by the Father as being an adjoining neighbor with this direction with the Thence stretching the cord course south to the north there were measured and counted 5000 varas, which terminated at the foot of a small ^{red} hill which was called the

Hill of San Felipe where a land mark was
fixed or which was fixed for a land mark
thence the cord was stretched from East to
West and then were measured 5000 varas
terminating at the old boundary of the Rancho
of San Jose and where had appeared San de la Cruz
Sierras at which the measurements were concluded
and the parties interested left in full possession
all of which I authorize and sign with my
assistants according to law

as Ignacio Coronel Juanano Abila. Felipe Lugo
Angel, May 8th 1840.

Give testimony to the parties inter-
-ted of the present proceedings (diligencia) which are now
concluded in this common paper for want of the sealed
Felipe Lugo 1st Judge of the Peace of the 1st instance.

Thus I decreed ordered and signed with my assistant
witnesses according to law.
as J. Coronel Juanano Abila Felipe Lugo

Note. This eighteenth day of May One thousand eight hundred
and forty this instrument was recorded and testimony is given
to the parties interested to perpetuate it I give the public
Grates.

Agree with the original submitted to me which is faithfully
taken, corrected and compared from the Book of Public
instruments of the year One thousand Eight hundred forty
Intestimony of the truth
Felipe Lugo

Filed in office Sept 29th 1852
Geo. Fishery
Clerk

Charles Dean Clerk of the District
Court of the United States for the Southern District
of California. hereby certify the above foregoing
to be a true and correct copy of a document
as it appears on pages 60, 61, & 62 of Transcript
No 121. on file in my office

In testimony whereof I have
hereunto set my hand and
affixed the seal of said
Court at Los Angeles this
day of February 1856.

820
No 122

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

Ignacio Palomares
attorney
for
the United States
attorney

Certified Copy of Sanction
of Judicial Profession for
Transcript in Case No 121

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En la Ciudad de Los Angeles del Departamento de
la California, a las veinte y seis días del Mes de Abril
de mil ochocientos cuarenta y dos sueneto a la solicitud
verbal del Ciudadano Don Arenas a fin de que se le de
la posesion de un sitio mas de ganado mayor en ampliacion
de su rancho llamado Azusa. Concedido por el Excmo.
Gov.^{no} de este Departamento cuyo titulo presento original.

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Para por mi y testigos de asistencia al espuesado sitio y
procedase a dar la posesion indicada. previa citacion de
Colindantes arreglandose al repetido titulo o despache que se
le ha concedido por el Excmo. Sr. Gobernador con fha. ocho
de Noviembre de mil ochocientos cuarenta y uno. El Ciudadano
Don Sepulveda Juez 2º de paz asi lo decreto mandé y
firmé por auto los espuesados testigos de mi asistencia
con quienes actua por receptoria en este papel comun
por falta del sellado respectivo.

as^a Don Coronel. = Fernando Cota — Don Sepulveda

En la misma fha yo el presente juez pasé
avisos a la citacion correspondiente a los Señores Colindantes
Don Andres Duarte. y Don Julian Woyman, manifestandole
el objeto a que me dirigia al punto de Azusa. pues iba a
verificar la ampliacion que se pidi de quienes por no haber
manifestado excepciones ningunas. les dije proceda a ellas
los que ponga por diligencia que autorisi y firmé con los de
as^a segun Don Don J. Sepulveda

as^a Antonio Coronel = de as^a Leonardo Cota.

En el Rancho de Azusa a las veinte y seis del mismo mes
y año; yo el propio juez para la practicada de estas diligencias
nombré dos oficiales cordeleros a quien les hice saber su
nombramiento y aceptan bajo de juramento, ofreciendo
desempeñar fielmente su encargo. lo que autorizo y
firmo con los de mi asistencia segun fha.

Juan L Sepulveda

as^a Anastasio Coronel = Leonardo Cota

En la misma fha estando en el sitio llamado Azusa
punta a la Misia que el antiguo lindero que se halla
bajo del Este. a efecto de verificar las medidas y posesion
que corresponde al Cind^o Luis Arenas de la ampliacion
del Sitio ya nombrado. previa todos los requisitos de ley
y estando ante mi y los testigos de asistencia y los
oficiales Cordeleros. hizo medir un cordel que contiene
Cien varas y atando a sus extremos unos Saucos de
Maderos previa observacion y calculo por mi disposicion
se tiro el primer Cordel desde el pie de la lonerita
y midiendose por el camino real de San Jose de Antares
y midiéron siete mil quinientos varas que remataron
en cuatro alarmitos que estan al poniente las mismas
que se marcan por mohonera. De este punto se
tiro el Cordel en segunda medida con direccion al Norte
y se midieron y contaron seis mil varas que remataron
cerca de la loma donde se manda poner una mohonera
De este punto se tiro la tercera medida con direccion al
Este y se midieron y contaron quinientos varas que
remataran en una lonerita Colorado que se marca
por mohonera. De este ultimo punto se tiro el Cordel
con direccion al Sur y se midieron y contaron seis
mil varas que remataran en la misma alarmito donde
se comienza. Con lo que se concluyeron las medidas
de este sitio a satisfaccion de los interesados esto en
diseño y colindante, mandando que pusieren Arenas
las mojoneras respectivas en señal de posesion lo que
autorizé y firmé segun dno

Anastasio Coronel as^a
Leonardo Cota

Juan L Sepulveda

Aguila Abril 27^o de 1842

En testimonio a' la parte de las presentes diligencias que se hallan ya concluidos en papel comun por falta de sellado respectivos.

Juan L. Sepulveda

Manuel Coronel. Simón Coto.

= "Nota" En la pta se libro el testimonio que se refiere = rubrico = En el auto antecedente.

Concuerdo su original que me refiere que existe en el libro de instrumentos publicos. del año presente del cual esta fielmente sacada, corregida y confrontada en seis fojas de papel comun por falta de sellado

En testimonio de verdad

Juan L. Sepulveda

Ignacio Coronel as^a Manuel Ayata E.

Johns Office Oct 29 1852

Geo John. Secy

I Charles Egan Clerk of the District Court of the United States for the Southern District of California, hereby certify the above foregoing to be true & correct copy of a document as it appears on pages 41, 42, & 43 of Transcript in Case No 221 on file in my office

In testimony whereof I have hereunto set my hand & affixed the seal of said Court at Los Angeles
This day of February A.D. 1856.

No. 122

U.S. District Court
South Dist. of Calif.

Ygnacio Salomarez
appeller

adv.

The United States
appellee

Certified Copy of Document
(Judicial proceeding) from
Manuscript No. 121

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No. 6.
Translation of
act of Sud. Pop.
to Vespertine

Juan Gallardo 1st alcalde and Judge of the
1st Instance of the City of San Angeles. &c.

I certify that in the record (protocol)
of this year at page 42 other side are some proceedings
of the following tenor.

Note. To day the 29th of February 1846 that in order
to conclude the regulation of the Expediente concerning
the petition of the Ranch of San Jose the parties
suppliated that it be joined to the record (protocol)
and the Judge according to the request this the day
of the date it be joined to the said record (protocol)
so as to appear fully attached, and Exhibit down as part
of the proceedings (diligencia) which I authorize and
sign with those of my assistance according to law
as: Synic Coronel asca. Luis Jordan Juan Gallardo

On the date which appears above the Expediente of Dalton
and Partners was attached - Subric =

Senior Judge and Alcalde 2nd of this City
Ricardo Veyra and Manuel Dalton inhabitants of this
Jurisdiction and owners of the Ranch of San Jose
before your Honor shall due from and conformably to
law present ourselves explaining that the property be
recognized in three shares (acciones) one appertaining
to Synicio Palomares and agreeing for the interest of
this we represent to make a division of the lands
in the aforesaid ranch. we hope you will be pleased
to order the partition conformably to the laws, that each
one of the proprietors may for the respective boundaries
as a requisite essential in letters of acquisition. Wherefore
we pray your Honor to grant our request subjecting ourselves
to pay the expenses which justly correspond to each one
we swear what is necessary &c. and we hope &c.

will admit the present on common paper for want
of the sealed in the place Angeles November 19 1845
By request of Ricardo Bejar, Juan Baudini, Enrique
Walton - presented and admitted so far as it may be law-
full - Ignacio Palomeros to appear, who is one of those that object
in the land which is mentioned - likewise the petitioners in
order that the judge, informed by of these explanations, may
proceed to execute the proceedings agreeably to law. Thus I Vicente
Sanchez 1st Alcalde and judge of the 1st Instance decree order
and sign with the assistance according to law

Vicente Sanchez, As Wit: Coronel. As. Wolars Sepulveda
Angeles December 2nd 1845

At date appeared Ignacio Palomeros and as the Petitioners
are not present at this time, he was notified of the proceedings
request of Messrs Walton & Bejar I am informed of its con-
tents, he said, that he did oppose the partition of the Ranch
of San Jose as a share holder, giving him the part that belongs
to him but he is agreed to the partition in order to know his
lawfull property, and if he is opposed to paying the exp-
enses which would attach to his part, it was in consequence
of having made improvements for the purpose of obtaining
the aforesaid ranch for which reason if the Messrs Walton
and Bejar should not agree in the partition, he is ready
to have it verified when he wished - This he plead and sign-
ed with me and the assistant witnesses, Vicente Sanchez -
Ignacio Palomeros - As Antonio Frances Coronel
As - Luis Jordan,

Angeles December 13th 1845

At date appeared Enrique Walton, Ricardo Bejar did not
appear, I am informed of that which Palomeros plead, that
for his own part he could not be responsible for the

For the rights which belong to Palomeres, for his own part
he (himself) remains obligated to pay those which corres-
pond to his part. this he said and signed with me and the
assistants, Enrique Walton Precite Sanchez
Ass. Antonio Frances Coronel, Ass. Luis Gordon
The Messrs Enrique Walton and Ricardo Rojas having requested
that a partition of the ranch of San Jose be effected, let
it be proceeded by one and my assistant witnesses, let
the partition of the ranch be effected, and if it appears
that Ignacio Palomeres defrayed the expenses of the former
possession let justice be granted to whom it is due,
Thus I Juan Gallardo 1st Alcalde and Judge of the 1st Instance
decreed and sign with the assistants according to law,

Juan Gallardo = Ass. Ignacio Coronel, Francisco Ballesteros
On the 6th of February 1846. I gave notice to the gentlemen ad-
joining neighbors, manifesting that I went to make
a new measurement of the Ranch of San Jose, with
the object of forming a diagram, and of making a
partition for the Messrs Enrique Walton, Ignacio
Palomeres, and Ricardo Rojas and no obstacle having been
shown it is set down for part of the proceedings,

Juan Gallardo, Antonio Coronel, Ass. Basilio Baldez
In continuation I appointed two cord bearers which were
Miguel Sepulveda and Ignacio Rojas to whom oath was given
by which they offered to discharge faithfully and legally
the trust given them, and this set down for part of the
proceedings = Juan Gallardo,

Antonio Coronel Ass. Ass. Basilio Baldez
In continuation, and the surveyor Gaspar Harro Cominy in right
who went by request of the parties interested with the object
of measuring with care the land and forming a diagram
or proper design (desino) I caused him to appear before me

and assistant witnesses, and took oath in form of law by which he offered to discharge faithfully and legally his duties and to make the measurements with exactness in testimony of which he signed with me and assistant witnesses according to law Juan Gallardo Gaspar & Torres Ass. Ant. Floronof. As Basilio Valdez In continuation and being now on the lands of San Jose with the official cord bearers and surveyor Gaspar Farrel to commence remeasurment and the respective partition to the Messrs & Nutton Ignacio Palomeras and Ricardo Pagar, I caused a cord to be measured to consist of 50 varas to the extremity of which were attached stakes; and for my direction I went to stretch the first cord, when the surveyor showed that the Mountain of the aforesaid ranch of San Jose and Azusa different turns (elevation) and for which cause it was necessary to make a cross and to go multiplying the square varas which the surface of the land contained he asked the present judge that he would observe the work, and he would give the general plan with the proper explanations then the judge travelled by the side of the surveyor who went extending the several cords until the night closed in which suspended the work, and it is set down as part of the proceedings, which I authorized and signed according to law with my assistant witnesses Juan Gallardo - Gaspar Farrel

Ass. Antonio Floronof. As Basilio Valdez Pevina
The day of the 8th of July of the same year the measurements continued as on the former days, and were suspended by the approach of night - Rubric =
On the 9th of the same month and year the measurements continued in the same order and were suspended by the approach of night - Rubric = On the 10th

of February of the proper year. The measurements were continued in the same order and in proper terms and it is noticed for perpetuating it. The eleventh day was occupied in forming the Diagram or general plan of the ranch and the same plan has been attached to page 96 of the record (protocol) and its explanation is the following

The measurements were commenced at the hills from San Felipe. Land mark A and a. b. c. d. e. f. g. h. i. j. k. as there appears in the small letters and resulted in a straight measurement as the line will show A. B. C. the capital letters 21760 Varas. Course East 12° and 15 south concluding from here unto the Creek of San Antonio letter B at this boundary line the course was changed and an oblique measurement was taken as the letters K. l. m. show; by reason of much under brush which the land contained giving as the result in a straight line C. D. the size of 17,700 Varas in length Course South 13° west which terminated at the stone placed on a small hill as a land mark N and boundary line of the Chino. From this point another measurement was taken obliquely for mistake of the persons who indicated the boundary lines, and it is shown by the letter m. n. o. p. which gave for a true size 66,500 Varas, there is evidently a mistake for 66,500 Course East 37° North and it is marked by the letters R. E. and which terminated at a small gap (Portezuela) where there is a stone for a land mark From this place the Course was taken East 38° North and resulted in 3920 Varas which terminated at a Walnut tree which is at the slope of a small hill which is the boundary line with Jose de la Luz Lemarez line Q. P. From the

Walnut tree the course was taken North $24^{\circ}35'$ West and the direction to an evergreen oak of the "Tungá" and there were counted 6290 Varas which terminated at the aforesaid evergreen oak, as is shown by the line p.g. From this evergreen oak of the "Tungá" as a marked land mark the course was taken West 18° South, to the edge of the road that goes to San Jose and there counted 2400 Varas which terminated at the land mark, a little red hill line marked by g. From this little red hill the measurement was taken by mistake a little within the boundary line as the letters V.S. show, but the mistake being rectified the boundary line was taken and there resulted for a true measurement 6325 Varas Course North 36° West which terminated at the corner of a corral which is on a small hill where is situated the house of the Ranch of Aguasa. From the point south S the measurement was taken a little within the boundary line. For this the former course but taking a straight line, G.S. there resulted 2100 Varas. Course north 21° East which terminated at the small hill where the commencement of the measurement began. In continuation the surveyor explained that the Capital letters are those which mark the true boundary lines likewise the small letters p.g. but the other small letters do no more than explain the measurements that were taken in accordance with the reasons before expressed. In addition the aforesaid Surveyor explained that the variation of the course (or needle) is 12° to the North East with which the work was concluded to the satisfaction of the parties which I set down as part of the proceedings and which I authorize and sign

with my assistant witnesses according to law,
Juan Gallardo, Gaspar O Farrel,

Ass. Antonio Coronel, Ass. Basilio Valdez

Immediately I proceeded to the partition and the possession of the land giving to each one of the three partners Enrique Walton - Ignacio Palomeres, and Ricardo Vezar - and all agreed except Ignacio Palomeres "or Ricardo Vezar" who without politeness and the usual civilities marched away saying that he was not agreed, or would not conform and I alone gave possession to the individual Walton by his Attorney Hugo Reed and to Ricardo Vezar who remained satisfied each with their part of the Ranch of San Jose and remain possessors of those tracts (Sitios) with which the final act (of judicial possession) was completed, which I authorize and sign with my assistants according to law,

Juan Gallardo, Ass Antonio Coronel

Ass Basilio Valdez

Angeles February 12th 1846. Give testimony to the parties that request it, for their protection and security thus I Juan Gallardo First Alcalde and Judge of the First Instance decreed ordered and signed with my assistants according to law -

Juan Gallardo

Ass. Antonio Coronel, Ass Basilio Valdez

Note. At the end of this Instrument is attached the diagram and this fact is noted to perpetuate it - "Rubric" Notice. Testimony was given at the date It agrees with the Original returned one and is placed in the records (protocol) of this year from

which it is faithfully taken and compared in
three seven leagues leaves of common paper the
Wigram included which paper is put common for
default of the sealed

Juan Gallardo
ass. Igo. Coronel ass. Juan Mont

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I, Charles Egan Clerk of the District Court
of the United States for the ^{3rd District} District of California
do hereby certify the above foregoing to be a true and correct
copy of a document as it appears on Pages 68, 69,
70, 71, 72, 73, 74, and 75 of Transcript in Case No 121.

Henry Dalton and the United States on file in my office

In testimony whereof I have hereunto
set my hand and affixed the seal
of said Court at Los Angeles the
day of February A.D. 1856.

No 122.
U. S. Dist Court
South. Dist. Cal. @

Ignacio Palomares
appellee
vs.
The United States
appellants

Certified Copy of Translation
of Act of Partition for
Manuscript No 121.

Los Angeles Oct 23rd 1852

Deferendum
of Ignacio del
Valle

On this day before Meland Hall one of the former judges
presiding and settling the private land claims
in California, came Ignacio del Valle a witness
produced in behalf of the claimant Henry Patton
whose petition is No 364 on the Docket of the Board
and was duly sworn, his evidence being interpreted
by the secretary. The U.S. Law Agent was notified
and attended. In answer to questions by the
Counsel for the claimant, the witness testified
as follows.

My name is Ignacio del Valle
my age is 44 years, and reside in Los Angeles
and I have resided in California 27 years,
I am acquainted with the handwriting and
signature, of Juan B Alvarado, and Victor Prudon
The paper is now shown me purporting to be
a grant to Ignacio Palomares, and Ricardo
Viver dated April 10th 1837, together with the
approval of the Territorial deputation April 19
1837. The names of said Alvarado and
Prudon at the foot of each of said papers
I believe to be their genuine signatures. Said
paper is Exhibit A in this case
Alvarado held the office of Governor
and Prudon was the secretary ad interim
at the date of said papers.

I am also acquainted with the handwriting
and signature, of Jose Sepulveda and Narciso
Botello. a paper is now shown me purporting
to be the proceedings of giving judicial possession

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to Ignacio Palomas & Ricardo Veyan dated 16th November 1837. The signatures of said Sepulveda & Potello appearing on said paper. I believe to be genuine. Said Sepulveda was Alcalde at the date of said paper, and he was also, and he was also Alcalde during the month of August of the same year. said paper is Exhibit N. filed in this case. I am also acquainted with the hand writing and signatures of Manuel Simens, Tiburcio Tapia, Narciso Potello & Felipe Lugo. A paper is now shown me purporting to be a grant to Ignacio Palomas and Ricardo Veyan & Luis Arenas dated 14th March 1840 with Certificate attached, and also an official copy of the proceedings of Judicial Possession certified May 18th 1840. The signatures of said Alvarado as Governor, of said Simens as Secretary, of said Tapia & Potello and Felipe Lugo as Alcalde wherever they appear on said paper I believe to be genuine.

Alvarado was Governor, Simens was Secretary, Tapia was Prefect, & Potello Secretary, and Lugo was Alcalde at the dates to which their signatures are respectively attached. said paper is Exhibit O filed in this case. I am also acquainted with the hand writing & signatures of Don L. Hernandez, Santiago Arguells, Don R. Arguells, Don L. Sepulveda, Casado & Aguilar and Ignacio Coronel. A paper is now shown me purporting to be a grant to Luis Arenas dated

No 8th 1841. with certificates attached together with an official Copy of proceedings in giving Judicial possession Certified April 27th 1842. The signatures of Simons, Fernandez Aguillo, Don Rayuello, Casildolguilad and Ignacio Coronel, whenever they appear in said paper. I believe to be their genuine signatures. At the date of said grant said Simons was acting Governor and Fernandez Secretary, and Santiago Aguillo who signs Aguillo, was Prefect. Don Rayuello was Secretary & Don Sepulveda was Alcalde at date of the several papers to which their names are attached. Said ^{papers} Exhibit P. filed with this case

I am also acquainted with the handwriting and signatures of Manuel Requena, Custoral Aguilar and Ignacio Coronel. A paper is now shown me purporting to be an official copy of an instrument of Conveyance Luis Arenas to Henry Dalton Certified 27th December 1844, the names of Manuel Requena Custoral Aguila and Ignacio Coronel appearing at the end of said paper. I believe to be their genuine signatures. Said Requena at the date of said instrument was exercising the office of 1st Alcalde. Said paper is Exhibit R filed with this case.

I am also acquainted with the handwriting and signatures of Juan Gallardo and Ignacio Coronel. A paper is now shown me purporting to be an official copy of a Record of proceedings of a division of land between Ignacio Palomares, Ricardo Vique & Henry Dalton

Dated at the commencement of the paper July 27th 1846. together with a map attached to the same. The names of Juan Gallardo, and Ignacio Coronel appearing at the foot of said official copy, and also the signature of said Gallardo, appearing as such map I believe to be their genuine signatures. Said Gallardo held the office of 1st Alcalde at the date of said paper. Said paper is Exhibit. I. filed in this case.

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Ignacio del Valle

Sworn & subscribed before me
Richard Hall
Com^o

Filed in Office Oct 23 1852
Geo Fisher
Secy

I Charles Egan Clerk of the District Court of the Southern District of California hereby certify the above foregoing to be a true and correct copy of a document as it appears on pages 6, 7, & 8. of Transcript in Case No 121 Henry Dalton ad^{vs} The United States, on file in my office.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at Los Angeles this _____ day of January A.D. 1856.



No 122

U.S. Dist Court
South Dist of Calif

Ignacio Palomares
appellee

^{vs}
The United States
appellant

Certified Copy of the Deposition
of Ignacio Palomares
Transcript No 121. Henry
Dalton vs The United States