

CASE No.

65

SOUTHERN DISTRICT

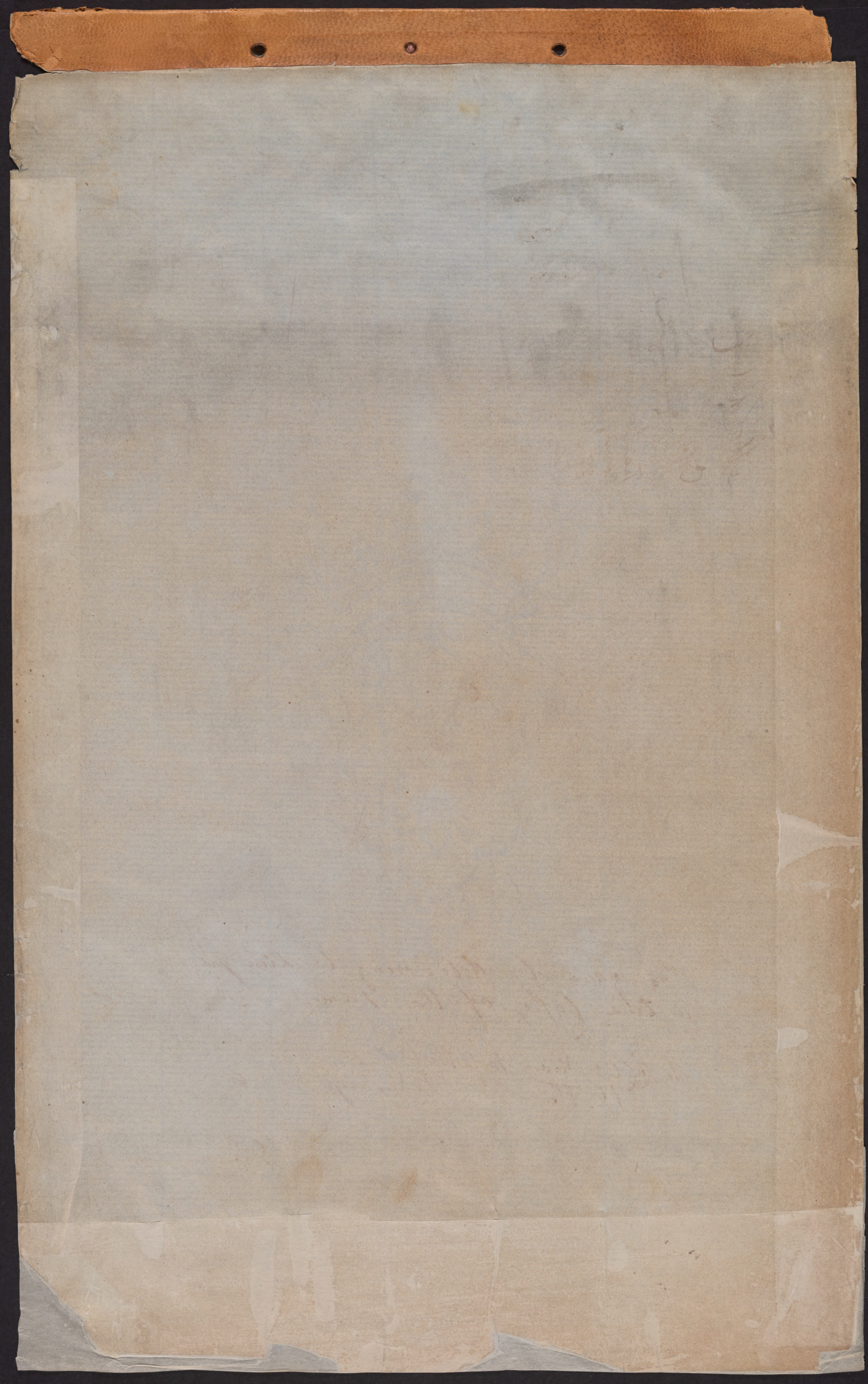
SAN MIGUEL GRANT

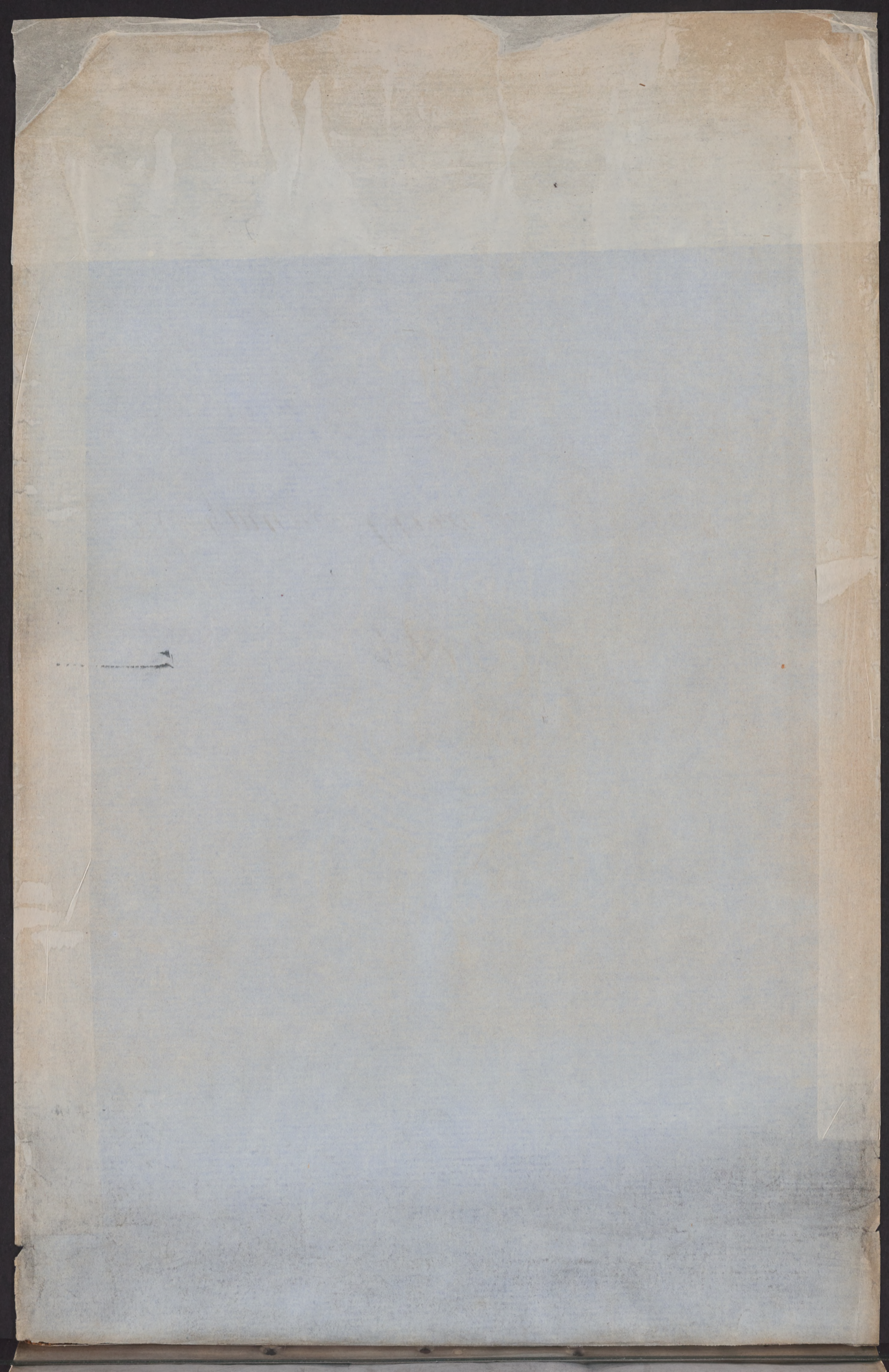
RAY MUNDO OLIVAS, ET AL

CLAIMANT

FEB 17 1963

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PAGE 1

TRANSCRIPT

OF THE

PROCEEDINGS

IN CASE

NO. 472.

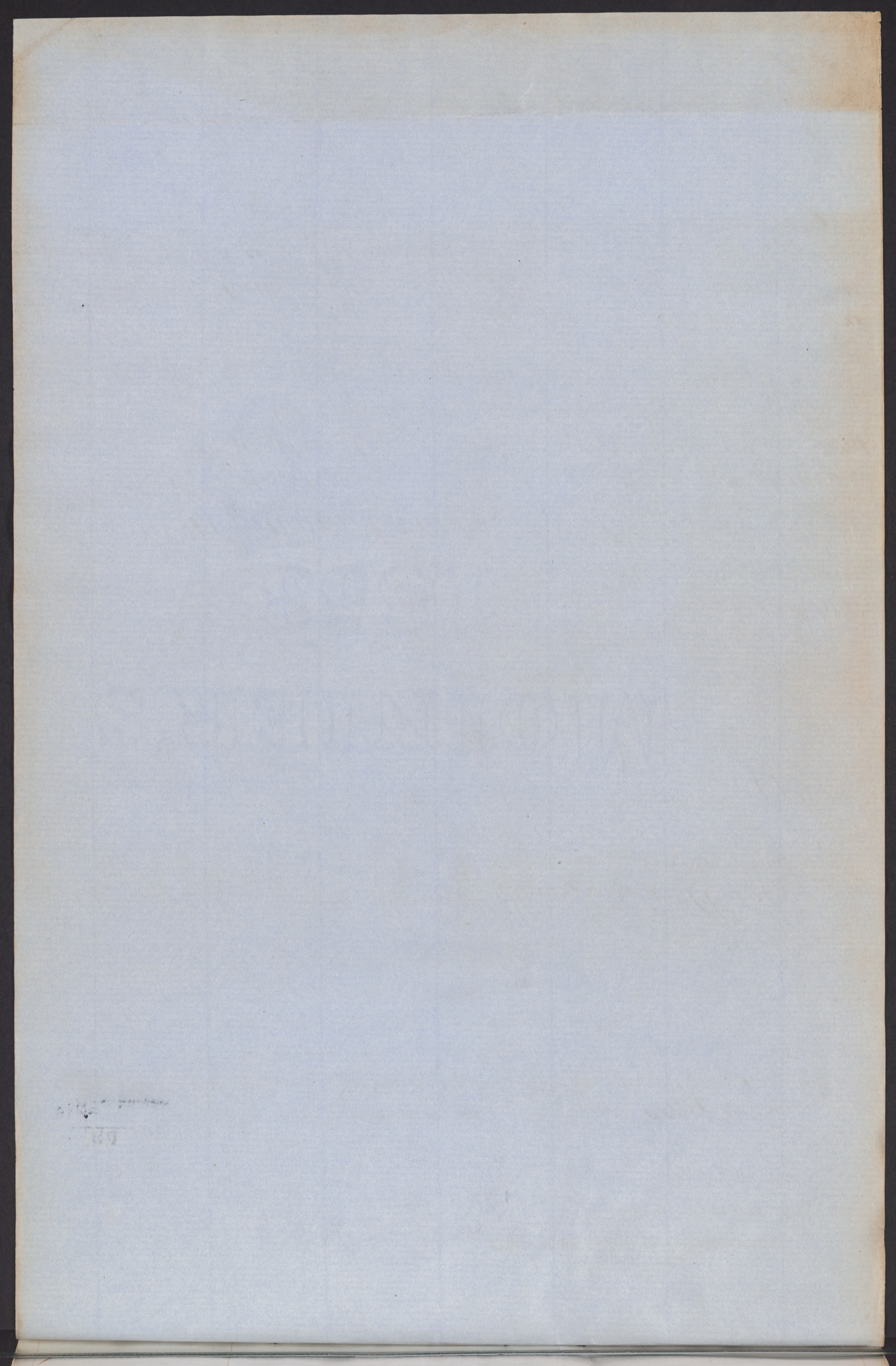
Raymundo Olivas, et al. CLAIMANTS,

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"San Miguel"



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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PAGE 2

Be it Remembered, that on this *Wint* day of *November*, 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;

The Petition of *Raymundo Olivas et al;*
for the Place named
"*San Miguel*"
was presented, and ordered to be filed and docketed with No. *472* 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 November 12th 1852.
In Case no. *472* *Raymundo Olivas* for the place named "*San Miguel*", the deposition of *Edell Stearns*, a witness in behalf of the claimant, taken before Commissioner *Wiland Hall* with document marked *W. H. No. 1* and a translation thereof, marked *C. annexed thereto*, was filed;

(Vide page *5* of this Transcript)

In the same case the deposition of *Jose de Almaz*, a witness in behalf of the claimant, taken before Commissioner *Wiland Hall* was filed;
(Vide page *4* of this Transcript)

San Francisco Jan 12th 1853.
In the same case the Counsel for the claimants filed the following Motion, to wit; (Vide page

23rd of this Transcript)
 which motion having been sustained, it was
 that the Petition be amended in accordance
 therewith.

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 PAGE 3

San Francisco Jan. 15th 1853.

In the same case the deposition of N. A.
 Den, a witness in behalf of the claimant,
 taken before Commissioner Henry J. Throton with
 document marked H. J. Throton A annexed
 thereto, was filed.

(See page 6 of this Transcript)

San Francisco Aug. 29th 1853.

Case No. 472 Raymundo, Olivas for the place
 named San Miguel, called. Submitted on
 brief on both sides and taken under advisement.

San Francisco Nov. 22nd 1853.

In the same case Commissioner Alphons
 Fitch delivered the opinion of the Board con-
 firming the claim.

(See page 25 of this Transcript)

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To the Honorable Board of Commissioners for
ascertaining & settling private land claims in
the State of California

Petition

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Your petitioners Animo and Olivas & Felipe Louz-
gana residents of Santa Barbara County Santa
Barbara County & State of California Respectfully
represent that they claim a certain tract of
land called San Myre situated on the
right bank of the Santa Clara river at
near the mouth of the same as described in the
grant in the county of Santa Barbara County
& State of California containing a square
league & a half a little more or less, that they
claim the same by virtue of a grant in fee
made under the authority of the Mexican Govern-
ment by J. B. Alvarado Governor of the Dependent
Territory of California dated on the 6th of July AD
1844 at Monterey since which time the afore said
claimants have been in undisturbed & peace a-
ble possession without any knowledge of any
interfering claimant

Your petitioners further represent that on the
23^d day of November AD 1847 Judicial possession
possession was given them of the said tract of land
by which the boundaries were marked out & defined
Your petitioners present herewith the original grant
& documents of judicial possession together
with their translations & will proceed to file such
further evidence as they may be advised by your
honors to be necessary

Your petitioners pray your Honorable Board to take
into consideration their claims to the said land
& to declare their title to be valid & to confirm the
same and your petitioners will ever pray

Made at Los Angeles this } Animo & Olivas &
9th day of November AD } Felipe Louzana
1852 }
By Henry H. Hunt Clerk
Atty for claimants

Filed in office Nov 9th 1852

Geo Fisher Esq

Los Angeles Nov 12th 1852

Deposition of
Jose Armas

On this day before Court H Haccorne Jose Armas a witness in behalf of the claimants Ramon de Olivas et al petition No 472 + was duly sworn his evidence being interrupted by the Court

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The U.S. Associated an Agent was present

Questions by counsel for the claimants
Question What is your name age + place of residence
Ans My name is Jose Armas my age 33 years
my residence in the county of Santa Barbara knows
the Rancho San Miguel on the Santa Clara
river in Santa Barbara county California It
has been in the continued occupation of Ramon de
Olivas + Felipe Lozano from 1841 up to the present
date + there was a house upon it at + before the
month of July ad 1842, there were two houses
+ two corrals on the land

Jose de Armas

Sworn + subscribed before me

Higuid Hacc
Court

Filed in office Nov 12th 1852

Geo Fisher
Esq

2/4/42

Los Angeles Nov 12th 1852

Deposition of
Abel Stearns

On this day before Court H. Hase came Abel Stearns
a witness in behalf of the claimant Maximino
Alvarez Felipe Loring and petition No 472 + 10 was
duly sworn his evidence being given in English

The U. S. Associate Law Agent was present

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In answer to inquiries by counsel for the claim-
ants the witness testifies as follows

My name is Abel Stearns my age is fifty four years
I reside in Los Angeles, I have lived in Califor-
nia over twenty three years

A paper is now shown me purporting to be a testi-
- monial of judicial possession given November
1847. I am acquainted with the signatures of
Nabla de la Guerra Vicente Moraga + Maximino
Alvarez. Their signatures when ever they appear
on said paper I believe to be genuine. I believe
the whole paper to be a genuine official document.
Witness me to annexed & marked H H no 1

Abel Stearns

Sworn & Subscribed Before Me

Hilman Hase
Court

Filed in office Nov 12th 1852

Geo Fisher
Clerk

200

San Francisco July 15th 1853

On this day before Comr Henry J. Thornton came
N. A. Dew a witness in behalf of the claimants
Raimundo Alvares & Antonio who 472 was duly
sworn his evidence being given in English

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Deposition of
N. A. Dew

Questions by claimant

Questⁿ What is your name age & place of residence

Answer My name is Nicholas A. Dew my age
forty years & residence Santa Barbara for the
last 16/ sixteen years

Questⁿ Are you acquainted with the hand writing
of Manuel Alvares & Antonio Jimenez
look upon the document now shown to you &
which is filed as Exhibit A with this deposition
& say whether the signatures of said Alvares & Jimenez
where they occur in & upon said document
are their genuine signatures

Answer I am acquainted were with the hand writing
of said Alvares & Jimenez having often seen them
write & have examined their signatures to the
document marked A as above mentioned & state
that their signatures there to are their genuine
signatures

N. A. Dew

Attest Law Agent present

Sworn & subscribed before me this 15th July
1853

Henry J. Thornton
Comr

Filed in office July 15th 1853

Geo. Fisher Esq

1
y no 472

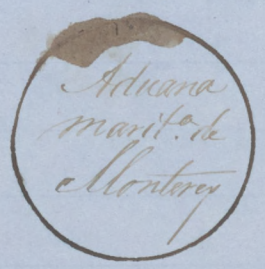
Delo 1º Diez pesos
Habilitado provisionalmente para la Aduana marítima
de Monterrey para los años de 1839 y 1840

Alvarado Antonio M^a Osio

Y Valga p.^a los años 1841 y 1842

Alvarado Antonio M^a Osio

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Juan B. Alvarado, Gobernador
Constitucional del Departamento de las
Californias

Original
Grant

Por cuanto los Ciudadanos Reimundo
Olivas y Felipe Lorenzana han pretendido para sus
beneficios personales y el de sus familias, el terreno
que media al Sur con el Rio de Santa Clara, al
Norte con el primer Cañon, al Oeste con la playa
y al Este con los Territos, que es lindero del rancho
de D.^o Manuel Jimeno: practicadas previamente
las diligencias y averiguaciones concernientes segun lo
dispuesto por leyes y reglamentos usando de las facultades
que me son conferidas a nombre de la Nacion Mexicana
he venido en concederles el terreno mencionado declarandole
la propiedad de el por las presentes letras, sujetandose
ala aprobacion de la Junta Departamental
y alas condiciones siguientes.

1.^a Podran sercarbo sin perjudicar las trovecillas
caminos y servidumbres: lo disfrutaran libre y exclusivamente
destinandolo al uso o cultivo que mas les acomode, pero
dentro de un año fabricara casa y estara habitada

2.^a Cuando se les confirme la propiedad
Solicitaran del Juez respectivo que les den posesion
juridica en virtud de este despacho, por el cual se
demarcaran los linderos en cuyos limites pondran arcos
de los mojones algunos arboles frutales o sembraran de
alguna utilidad.

3.^a El terreno de que se hace mencion es de
un sitio y medio de ganado mayor poco mas o menos
segun explica el diccionario que corre en el expediente.
El Juez que diere la posesion lo hara medir conforme
a ordenanza quedando el sobrante que resulte ala

Nación para los usos convenientes.

4ª Si contravinieren a estas condiciones perderan su derecho al terreno y será denunciado por otro.

En consecuencia mando que teniendo por firmes y válidos este título se tome raxon de el en el libro respectivo, y se entregue a los interesados para su resguardo y demás fines.

Dado en Monturey a seis de Julio de mil ochocientos cuarenta y uno.

Juan B. Alvarado
Mano Simuro
Srio

Queda tomada raxon de este despacho en el libro de acientos sobre adjudicación de terrenos baldíos a fa

Simuro

El Excmo Señor Gobernador dispone se tomara raxon de este título en la Prefectura del Segundo Distrito

Simuro

Queda tomada raxon de este título de f. 3^{ta} a v. del libro respectivo llevado en la Prefectura del 2º Distrito, que certifico p^a Comtancia. Angeles Julio 16 de 1841

Narciso Botello
Srio

Exhibit A to deposition of N. A. Don in no. 472

H. J. T.

Filed in office Nov. 9th 1852

Geo: Fisher
Sec

Exhibit A to deposition of N. A. Don in no. 472

H. J. T.
Geo: Fisher
Sec

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3/4/42

Seal of the usual caption

J. B. Alvarado Constitutional Governor of the
Department of the Californias

B
Translation
of Grant

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Where as the citizens Ramon & Alicia Felipe
Lorenzana have asked for their benefit &
that of their families the lands near and on
the south by the Rio Santa Clara to the north
by the first Lancy on to the West by the Playa
& to the East by the trees which are the line of
Don Manuel Jimeno, the previous rights
concerning the same being practiced according
to the laws & regulations, using the faculties
conferred on me in the name of the Mexican Na-
tion, I have come to cede the above said lands them
declaring it their property by these present letters
subject to the approval of the most Excellent
Departmental Assembly on the following con-
ditions

1st They may enclose it without prejudice to the
roads Byways & Cisterns they is free to enjoy and
cultivate it destining it to such use & cultivation
as will best accommodate them but within
one year they shall build a house that to
be inhabited

2^d When these things are done they shall
obtain the respective Judge that he give them
judicial possession of the property by virtue
of this despatch by which the limits or boundaries
shall be marked as the law makes shall be
put some fruit trees or others of some utility

3^d The land mentioned is one square league at least
de ganad a mayor a little more or less as explain-
ed by the Descrio which runs with the expedient to the
Judge who shall give possession will have the same
measured according to ordinans, that which shall
result remaining to the Government for convenient
uses

4th If these conditions are contravened they shall

11.

lose their right to the said land & it may be de-
-nounceable by another.

In consequence taking this title for firm & valid
order that note be taken of it in the proper book
& that it be delivered to the interested party for their
security & for other ends

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Juan M. Montoya 6th July 20 1841
A B Alvarado
Francisco Jimenez
Luz

This despatch remains noted in the annex
book upon adjudications of vacant lands as
page

Jimenez

The Excellent Senior Governor orders that note
be taken of this in the Prefecture of the 2^o District

Jimenez

This title remains noted de f^o 3 of the a^o of the
respective book (annex) to the Prefecture of the
2^o District which I certify for many

Angels July 16 1846
Francisco Botello
Luz

Filed in office Nov 9th 1852
Geo Fisher
Luz

145

no
Nº 472

11

H. H. N.º 1
Señor Alcalde 1.º de este lugar

C
Judicial
Possession

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Raymundo Olivas, por sí y a nombre de su compañero Felipe Lorenzana ante la justificación de N.º Comparacion y digo: que habiendo obtenido la Concesion en propiedad del terreno conocido con el nombre de San Miguel por justo título expedido a nuestro favor por el Gobierno Departamental, a V. Suplicamos se sirva darnos la posesion juridica de ello con arreglo a dicho título y diseño respectivo, cuyos documentos deudamente acompaño, pidiendole admitir esta instancia en papel común por no haberlo del Sellado, cuando no proceder de malicia &c.

Santa Barbara Noviembre 13 de 1847
Raymundo Olivas

Santa Barbara Nov. 10 de 1847

En virtud de la antecedente Solicitud procedase por mi el presente Pux a la medicion, Señalamiento de linderos y posesion judicial del terreno de San Miguel q.º Solicitan los interesados en este expediente con arreglo a los documentos q.º acompaño, Señalando para ejecutarlo el día veinte y tres del Corriente para lo q.º se citaran con boleto de Compar.º a los Colindantes. Así yo el Alcalde primero Constitucional del partido de Sta Barbara lo mande, decrete y firme, actuando por receptoria con testigos de asistencia por falta de Escribano Nacional y publico de que doy fe.

de asist.º Pablo de la Guerra
Vicente el Oraga Josef Dolores Chapman

En la misma pha presentes D. Raymundo Olivas y D.º Felipe Lorenzana se les notifico el auto q.º antecede y de el entendidos, dijeron q.º lo oyen y se dan por citados, y lo firmo el primero por sí y a nombre de su compañero por no saber firmar. doy fe

de asist.º Pablo de la Guerra
Vicente el Oraga Josef Dolores Chapman

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Raymundo Olivas

Felipe Lorenzano

En la misma fecha se libraron los voleros q. se mandan en el primer provisto, y para q. conste por diligencia lo rubrique

65 SD

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En el rancho de San Estiquel a los veintetres dias del expresado mes y año, en cumplimiento de la cita librada a los colindantes del expresado rancho, Concurrio D. Manuel Jimeno, D. Rafael Gonzalez en representacion de los Colonos de Santa Clara y el encargado de S. Buenav. a, todos como colindantes, y entendidos de q. se iba a proceder a la medicion Señalamiento de linderos y posesion juridica a favor de los Ciudad. Raymundo Olivas y Felipe Lorenzano y dijeron quedar entendidos y para Constancia lo firmaron con mi go y los de asist. Segun derecho, doy fe

de asist. Vicente Alloraga

Pablo de la Guerra

Jose Pedro Chapman

Man. Jimeno

Por Leandro y mi

Rafael Gonzalez

En seguida el Dho de estos autos mande por medidores en la presente posesion a los Ciudad. Jose Antonio Rodriguez y Juan Pablo Ayala, quienes previa la aceptacion y juramento procederan al desempeño de su encargo y para Constancia lo jurgo por diligencia q. firmo con los de mi asist. q. firmo con los de mi asist. de q. doy fe

de asist. Vicente Alloraga

Pablo de la Guerra

Jose Pedro Chapman

Antonio Rodriguez

Juan P. Ayala

En la fecha y en el expres. rancho se les notifico el auto q. antecede a los Ciudadanos Jose Antonio Rodriguez y Juan Pablo Ayala, y entendidos de el dijeron q. aceptan y aceptaban dho encargo de medidores, y juraron por Dios nro Sr y una Señal de Cruz hacerlo fiel y legatm. a

3
13 Nov 72

todo el cual saber y entender sin dolo ni fraude contra
persona alguna y lo firmaron con mi go y lo de asistencia
doy fe.

de asist.^a Pablo de la Guerra
Vicente Moraga Juan Dolan Chapman
Antonió Rodriguez Juan P. Ayala

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Incontinenti yo el referido alcalde
mande traer a mi presencia un cordel con q.^a se han
de medir las tierras de dicho rancho y q.^a los medidores
lo midan de a sinuenta varas, lo q.^a firmo con lo
de mi asistencia de q.^a doy fe.

de asist.^a Pablo de la Guerra
Vicente Moraga Juan Dolan Chapman

En seguida y en presencia de mi el expresado
Alcalde, los medidores mencionados tomaron un cordel
compuesto al efecto para medir tierras, y con una varas de
medir usual mejicana, midieron sinuenta varas en
dicho cordel para con el hacer la referida medicion
y para q.^a conste lo rubrique

Juan Dolan Chapman

En la misma fha y en el referido rancho
de San Miguel, siendo como las ocho de la mañana,
yo el expresado Jue, para proceder a la medicion de tierra
q.^a se ha de hacer a los señores Felipe Lorenzana y
Raimundo Niras, mande a los medidores nombrados
se fuesen a la orilla derecha del rio de Santa Clara, en el punto
donde este es cortado por el camino real del Conejo, y de allí
siguiendo las aguas de dicho rio tomase la medicion por
todo su curso hasta su desembocadura al mar, lo que
efectuado resultaron ciento veinte cordels: desde este punto
por toda la orilla del mar hasta encontrar con el primer
barranco q.^a se halla de la elision hacia el rio de Santa
Clara, se midieron ochenta y dos cordels: desde la boca
de dicho barranco, siguiendo este arriba hasta donde es
interruptado por el referido camino q.^a va al Conejo, se
midieron quince cordels, y desde este paso del barranco
por sobre todo el ya dicho camino del Conejo hasta

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Donde este trasa el río q.º es el mismo punto de donde se
comenzaron las medidas hubo ciento Setenta y Cinco cordelitos
con lo q.º se concluyó el acto de medición, presentes los colin-
dantes, medidores y testigos q.º firmaron conmigo según
derecho, doy fe
de asist.º

Vicente Moraga

Pablo de la Guerra

Jose Dolores Chapman

Antonio Rodriguez

Man.º Jimeno

Juan P. Ayala

Por Leandro y mi

Rafael Somalera

En el referido rancho de San Eligio, en el
mismo día, mes y año, D. Felipe Lorenzano y D. Raimundo
Oliveras, vecinos de este Departamento, acompañados del
Alcalde y testigos de asistencia de estos autos, dijeron:
q.º habiéndose medido las tierras de este rancho, según
consta en el auto anterior, tomaban y toman la verdadera
y corporal posesion de dhas tierras medidas, pues les
pertenece por justo título q.º el Gobierno les agració,
haciéndoles la concesion de ellas. Entraron y pasearon
por ellas, arrancaron yerbas y esparcieron junco de
tierra, rompieron ramas de los árboles e hicieron otras
demostraciones y actos de posesion en señal de lo q.º dijeron
tomaban de dhas tierras; y yo el dho Alcalde
mandé q.º desde entonces lo tutiray reconociera por
verdaderos señores y poseedores de ellas.

De todo lo expresado pidieron D. Felipe Lorenzano
y D. Raimundo Oliveras q.º para memoria en lo venidero
y Conservacion de sus derechos les fuesen devueltas
originales estas diligencias, y firmaron conmigo y los de
mi asistencia según derecho, doy fe.

de asist.º

Vicente Moraga

Pablo de la Guerra

Jose Dolores Chapman

En la misma fha se dio testimonio de
estas diligencias, y quedan archivadas en el Juzgado
de mi Cargo, y para q.º conste lo firmé con los
de mi asistencia.

de asist.º

Vicente Moraga

Pablo de la Guerra

Jose Dolores Chapman

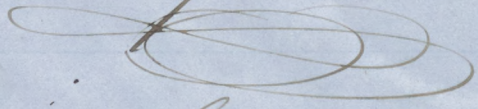
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11492

En la propia p^{ta} se entreguen estas diligencias
á los interesados en cinco fojas utiles, y para la
debida Constancia lo rubrique



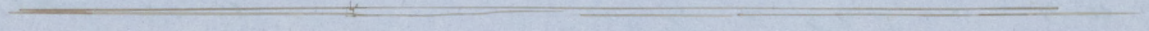
Quedan pagados los derechos correspondientes
Suena

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H. H. n. 1 annex. to the depo: of
Abel Stearns. Nov. 12th 1852
Geo Fisher
Sec

Geo



4/442

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D

Señor Alcalde 1^{er} of this city

Translation
of Judicial process
-win

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Naimundo Olivas for himself & his associate Felipe Lorenzana before your honor appears & says that having obtained the concession & property of the land known by the name of San Miguel by just title executed in our favor by the Departmental Government. Now supplicate your honor to serve them by giving the Judicial possession as regulated by the said title & respective Decree which accompanies the documents. Please serve us by admitting this on common paper for the want of the sealed corresponding swearing that we do not proceed from malice but of necessity

Santa Barbara November 13th 1847

Naimundo Olivas

Santa Barbara Nov 10 1847

In virtue of the preceding solicitation the first Judge proceeded to the releasing & designating of the land & giving of the Judicial possession of the land of San Miguel which is solicited by the interested parties in this present instance being regulated by the documents which accompany setting apart the 23 day of the present month for the duty for (for) the which I cited with tickets the adjoining claimants to appear. Thus I the 1^{er} Constitutional Alcalde of the District of Santa Barbara command, order & sign acting by reception with the witnesses of my assistance for want of a National & Public Notary to which I give faith

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Asist
Vicente Moraya
Pablo de la Guerra
Jose Dolans
Chapman

On the same date present Don Naimundo Olivas & Felipe Lorenzana & I notified them of the act which process & understood it they said they heard it & thus they conceded themselves

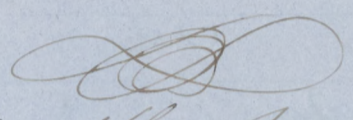
Notified the first signing for himself & the other
not knowing how

acte. Pablo de la Guerra
Vicente Moraga Jose Dolores Chapman

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Manuindo Olivas
Felipe Lorenzana

On the same date sent the billets & commanded
them proceed in memory of which I annex my see-
al



In the Rancho of San Miguel on the 23^d day of
the said month & year in compliance with the notice
sent to the adjoining claimants of the said rancho
Messrs Manuel Jimeno Don Rafael Gonzales
in representation of the Colonos of Santa Elena &
the Mayo Donos of Santa Elena all as bound
any men & understanding it they went to proceed
to the measurement & making out of the lines &
judicial possession in favor of the citizens
Manuindo Olivas & Felipe Lorenzana & they
said that they remained notified & for testimony
they sign with me & those of my assistance
according to right to which I give faith

Attest
Vicente Moraga
Manuel Jimeno
For Leandro & myself
Rafael Gonzales
Pablo de la Guerra
Jose Dolores
Chapman

In continuation the Judge of these acts named
for measurers in the present possession the
citizens Jose Antonio Rodriguez & Juan
Pablo Ayala who previously having taken the
oath proceeded to the office of their charge &
for testimony place them for the business
who sign with me & those of my assistance
to which I give faith

Pablo de la Guerra

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x Nicente Moraga Jose Dolores Chaparran
 Antonio Rodriguez Juan P. Ayalos

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On this day & at the said Rancho I notified the
 citizens Jose Antonio Rodriguez of the preceding
 act & they said that they understood it & that they
 accepted of the change of measures & swear by God
 our Lord & the sign of the cross making fact &
 legitimate to the best of their knowledge with
 - out fraud on any person & they signed with me
 & those of my assistants to which I give faith

asst Pablo de la Guerra
 Nicente Moraga Jose Dolores Chaparran
 Antonio Rodriguez Antonio Pablo Ayala

In continuation I the referred to Alcalde coman-
 - dante to be brought into my presence accord with
 which they had to measure the land of said
 Rancho & the measures measured fifty varas
 the which I sign with those of my assistants to which
 I give faith

asst Jose de la Guerra
 Nicente Moraga J. D. Chaparran

Following night in my presence I the said Alcalde
 for the measurements asked the measures
 to take accord & make all things ready for
 the measurement of the land & ordered the
 measures to measure with the usual Mex-
 - ican vara fifty varas on the said cord with
 the which we might make the referred to
 measurements & in testimony I make my
 - seal

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On the same date & in the said rancho of San Miguel being at 8 o'clock in the morning
 the said Judge for proceeding to the mens-
 - urement of the land that had been given to the
 señores Felipe Lorenzana & Ramon & Chas
 commanded the measurers to put them-
 - ves on the right bank of the river Santa
 Clara at the point where it is cut by the main
 road of the Conijo (Rabbi) & from thence following
 the course of the said river taking the mensur-
 - ment by all of its course until it empties into
 the sea exempting the which there resulted
 one hundred & twenty (120) cordels from this point
 along the sea shore until we met with the first
 Barranca (small opening) And we found that we had me-
 - asured from the Rio Santa Clara 86 Cordels from
 the mouth of this Barranca following it up to
 where the aforesaid road going to Coneja inter-
 - rupts it they measured 15 cordels & from this
 passed from the Barranca all of the way upon
 the said road to Coneja until we came to where
 it crosses the river which is the same point at
 which we had commenced the measurement
 & the measurers had counted 175 cordels with
 which we concluded the act of measurement
 present the adjoining claimant & witnesses
 who sign with me according to right to which
 I give faith

at
 Vicente Moraga Pablo de la Sierra
 Manuel Jimenez Jose Dolores Chapan
 Jose Leandrot myself Juan P. Ayala
 Rafael Gonzalez

265

In the referred to Rancho of San Ygnacio in the same
day month & year Don Felipe Loring and Ramon de
Olivera citizens of this Department & associates of the
Alcalde Particulars of assistance in those acts said
that knowing measured the limits of this Rancho
according to the direction in the preceding order
and that they took the true corporeal possession
of the said land, that they belonged to them by good title
with which the Government had favored them
It having ceded the same to them, breaking branches
of trees & making other demonstrations & acts of
possession in sign of which they said that they took
the said lands & the said Alcalde commended that
from that time they should be known as the poss-
essors of it of all the foregoing (asking) (asking)
Don Felipe Loring and Ramon de Olivera that
for future testament & in consideration of their
rights that they might return with the originals
these acts & be signed with the assistant witnesses
according to rights to which I give faith

As
Mateo Moraga Jose de la Guerra
Jose Dolores Chapman

In the same date the testimony is drawn out and
it remains in the archives of the office under
my charge in testimony of which I sign with those
of my assistance

In this proper date I deliver these duties to the party
interested in 5 pages of useful paper in testimony
of which I put my signature

The corresponding rights remain paid
Guerra

Filed in office Nov 9th 1852

Les Fisher Esq

1100

1100

23.

7/4/53

Before the Honorable Board of Commissioners
for ascertaining & settling Private Land Claims
in the State of California

Motion to
Amend petition

In Session at San Francisco

65 SD
PAGE 22

On this 12th day of January A.D. 1853 comes
the attorney for the claimants of claim
No 472 & states that in the Decree awarding
the said claim it is called Inmediata a los Cer-
retos & that from all that is found in the pos-
-session of the U.S. Surveyor General, the said
claim bears the name Inmediata a los Cerretos
but from the grant itself which is found only
in possession of claimants & now on file be-
fore the Board it is known as Rancho San Mi-
-guel for which reason the motion is here by me do that
the name of the said claim No 472 be amend-
-ed in the petition as to read Rancho San Mi-
-guel or Inmediata a los Cerretos

145

Henry Hanson,
Atty for claimants

Filed in office Jan'y 12th 1853.
Geo Fisher
Clerk

4000

25

8/4/2

Manueldo Alvares & co

vs
The United States

For the place called San
Agustin containing one
& a half square leagues in
Santa Barbara County

Opinion

65 SD
PAGE 23

The documentary evidence in this case consists of the original grant of the land by Gov. Alvarado & the record of proceedings in giving the formal possession to them. The grant bears date July 6th 1841 & the judicial measurement was made & possession given November 23^d 1847. In the return of this measurement, the boundaries of the land are defined with more than usual clearness & there would seem to be no difficulty in entering the lines. The grant contains the usual conditions & among them one requiring the building & occupying of a house within one year. Jose de Armas proves that they had a house on it within the year & that they have been in continued occupation of the place since 1841.

165

The title must be confirmed

Filed in office Nov 27 1853

Geo Fisher

Suror

Decree

Ramundo Olivas & co
vs.
The United States

65 SD
PAGE 24

In this case on hearing the
 proofs & allegations it is adjudged by the Comm-
 -ission that the said claim of the petitioners is valid
 & it is therefore hereby decreed that the same be con-
 -firmed to them, the limits of which confirmation
 is hereby made and known by the name of
 San Miguel being situated in Santa Barbara
 County & the same on which said claimants
 reside is bounded & described as follows to wit
 Commencing on the right bank of the river Santa
 Barbara at the point where it is cut by the main
 road of the country from thence following the waters
 of said river measuring along its course six
 thousand & six hundred & eighty varas to the place where said river em-
 -bues into the sea, thence along the sea shore four
 thousand three hundred & eighty varas to the first
 Baranca, thence from the mouth of this Baranca
 following it up seven hundred & fifty varas
 to the place where it is crossed by the aforesaid road
 going to Conquist thence all the way along said
 road to Conquist eight thousand seven hundred
 & fifty varas to where said road crosses said
 river at the point of commencement contain-
 -ing one & a half square leagues of land more
 or less

Alphus Felix
 Thompson Campbell
 N. Aug. Thompson
 Commissioners

Felix in office Nov 22 1833
 Leo Foster
 Secy

245

33 1/2 Gal

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-six (26)* pages, numbered from
1 to 26, both inclusive, to contain a true, correct and full Tran-
script of the Record of the Proceedings and of the Decision of the
said Board, of the Documentary Evidence and of the Testimony
of the Witnesses, upon which the same is founded, on file in this
Office, in Case No. 472 on the Docket of the said Board,
wherein *Raimundo Olivas et al*, are

the Claimant — against the United States, for the place known by
the name of "San Miguel."



In Testimony Whereof, I hereunto set my hand
and affix my private Seal (not having a Seal
of Office) at San Francisco, California, this
fifteenth (15) day of July
A. D. 1854, and of the Independence of the
United States of America the seventy=*ninth*.

Geo. Fisher
Geo. Fisher

65

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

No. *65*. Docket

THE UNITED STATES,

vs.

65

Raimundo Olivas et al
"San Miguel"

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *472*

Filed, *August 30th* 1854

W. H. Curtis
Clerk

65



65

65 SD
PAGE 26

Office of the Attorney General of the United States,

Washington, 30th November 1854.

Raimundo Olivas et al.

vs.

The United States.

472.

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 18th day of August 1854 the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Cushing

Attorney General.

No 65.

U. S. District Court

Southern District

The United States

vs.
Raimundo Olivas
et al -

Appeal Notice -

Filed Jan'y 18th 1885.

J. E. Farr
clerk.

65 SD
PAGE 27

[Faint handwritten notes in the left margin, including names like 'Wm. H. ...' and '...']

[Faint handwritten notes in the right margin, including names like 'Wm. H. ...' and '...']

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

Los Angeles County, State of California.

65 SD

PAGE 28

Raimundo Olivas et al. }

ads. }

The United States }

No. 65 (Transcript No. 473)

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

The petition of Pacificus Ord (of Los Angeles
County) 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 his proper person, in
the name and behalf of the United States,
represents as follows.

That heretofore, to wit, on or about the
9th day of November A.D. 1852. Raimundo Olivas
and Felipe Lorenzana presented a petition
to the Commissioners to ascertain and settle the
private land claims in the state of California,
claiming the tract of land called San Miguel
in the County of Santa Barbara in the words
and figures following, viz.

"Your Petitioners Raimundo Olivas & Feli-

"The Lorenzana residents of Santa Buenaventura
 "Santa Barbara County & State of California
 "Respectfully represent that they claim a certain
 "tract of land called San Miguel situated
 "on the right bank of the Santa Clara river at
 "near the mouth of the same (as described in
 "the grant) in the County of Santa Barbara
 "County and State of California containing a
 "square league & a half a little more or less, that
 "they claim the same by virtue of a grant in
 "fee made under the authority of the Mex-
 "-ican Government by J. B. Alvarado Governor
 "of the Department of the Californias dated on
 "the 6th of July A.D. 1841 at Monterey since which
 "time the aforesaid claimants have been in un-
 "-disputed & peaceable possession without any
 "knowledge of any interfering claimant."
 "Your petitioners further represent that on the
 "23rd day of November A.D. 1841 ^{judicial} ~~judicial~~ posses-
 "sion was given them of the said
 "tract of land by which the boundaries were
 "marked out & defined."
 "Your Petitioners present herewith the orig-
 "-inal grant & document of ^{judicial} ~~judicial~~ posses-
 "sion together with these ~~translations~~ & will proceed
 "to file such further evidence as they may be
 "advised by your honors to be necessary."

65 SD

PAGE 28

65 SD
PAGE 28A

"Your petitioners pray your Honorable Board
"to take into consideration their claim to the
"said land & to declare their title to be valid
"& to confirm the same and your petitioners will
"ever pray".

Your petitioner further represents that
thereafter, to wit on the 22nd day of November
A.D. 1853 the said Commissioners confirmed, by
final decree, the said claim of the said Rai-
-mundo Olivas and Felipe Lorenzana in the
words, and figures following, to wit.

"In this case on hearing the proofs &
"allegations it is adjudged by the Commission
"that the said claim of the petitioners is valid.
"& it is therefore hereby decreed that the same
"be confirmed to them, the lands of which con-
"-firmation is hereby made are known by the
"name of San Miguel being situated in
"Santa Barbara County & the same on which
"said claimants reside & bounded & described
"as follows to wit. Commencing on the right
"bank of the river Santa Clara at the point
"where it is cut by the main road of the Conejo &
"from thence following the waters of said river
"& measuring along its course six thousand
"varas to the place where said river empties
"into the sea, thence along the sea shore four

65 SD
PAGE 29

"thousand three hundred varas to the first Ba-
"ranco, Thence from the mouth of this Baranco
"following it up seven hundred & fifty varas
"to the place where it is crossed by the afore-
"said road going to conejo & thence all the way
"along said road to Conejo eight thousand
"seven hundred & fifty varas to where said
"road crosses said river at the point of Com-
"mencement containing one x x & a half
"square leagues of land more or less.

"Alpheus Felch" }
"Thompson Campbell" }
"R. Aug. Thompson" }
"Commissioners."

That thereafter, to wit, on the 30th day of Au-
-gust A.D. 1854, a duly certified transcript
of the said decree, and proceedings, and the
papers and evidence on which it was foun-
-ded in said cause, was filed in the office
of the Clerk of the District Court of the Uni-
-ted States for the Southern (District of Califor-
-nia and marked No. 65, (Transcript No. 472), of
-ference to which it is prayed may be had
and made a part of this petition.

That on the 18th day of August A.D. 1854
the Honorable Caleb Cushing Attorney General
of the United States received a duly certified

65 SD
PAGE 30

duplicate of said transcript of said final decree and proceedings of said Commissioners in said Cause (No. 473) and the papers and evidence on which said decree was founded.

That thereafter, to wit, on the 10th day of January A.D. 1855, the said Attorney General of the United States, filed or caused to be filed, on behalf of the United States, a notice with the said Clerk of said District Court for the Southern District of California, that the appeal in said cause of Raimundo Olivas and Felipe Lorenzana, vs. the United States, from the decision of the said Commissioners to ascertain and settle the private land claims in the State of California, in the District Court of the United States for the Southern District of California, would be prosecuted by the United States.

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

And your petitioner further represents, and insists that the said decree of said Commissioners is erroneous, and ought to be revived, reversed, and set aside for many errors and imperfections of law and evidence apparent in said certified transcript of said cause, now in appeal from said Commissioners to

the Honorable Court.

65 SD
PAGE 31

And your petitioner further represents that the said claim is invalid, and the said decree erroneous, on the following grounds.

I. And the said Attorney denies all and singular each and every allegation in the said petition of said claimants, to said Commissioners of said date. And he further denies that any grant for ~~the~~ said land was ever made as alleged in said petition. And he denies further that the said claimants have shown any, or sufficient evidence of the validity of their said claim.

II. That the said alleged grant of Governor Alvarado was made in violation of the 4th article of the Colonization law of Mexico of the 18th of August A.D. 1824, in this; that the land granted, as alleged by claimants, was and is within ten leagues of the sea coast; and there is no evidence shown by claimants, that the Supreme General Executive power of Mexico previously approved of the colonization of the public lands in Upper California, lying within ten leagues of the sea coast. And it is denied that such previous consent of said Supreme General Executive power of Mexico in such case was ever had.

III. That at the date of the said alleged grant, the said land claimed as aforesaid, was occupied by, and in the possession of the Missions of the territory of Upper California; and it was held and occupied particularly, by the Mission of San Buena Ventura, with valuable houses, and improvements; and could not therefore be colonized.

IV. That the said alleged grant has not the conditions required by, and is not made in entire conformity with the laws of Mexico of the 18th day of August A.D. 1824, and the regulations for the Colonization of the Territories of Mexico of the 21st November A.D. 1828.

V. That the said claimants fail to show the original or certified copy of the petition and accompanying maps to the Governor, soliciting the grant of the land claimed.

VI. That the said alleged grant, is, in its description of the quantity, and boundaries of the said land vague and indefinite.

VII. That the said alleged grant is made subject to the approbation of the Departmental Assembly of California; and there is no evidence that it was ever approved by said Assembly. And it is denied that it was ever approved by said Departmental Assembly;

65 SD

PAGE 32

or the Supreme Government of Mexico.

VIII. That the said alleged grant is made subject to the condition that the said claimants build a house on the land and occupy it within one year from the date of the grant; And there is no evidence that they built a house on said land and occupied it within said time. And it is denied that they performed said conditions.

IX. That the second condition of said alleged grant provides that after the property of the land is confirmed to them, they shall solicit the respective Judge for the judicial possession; and there is no evidence that the property of said land was ever confirmed to them.

X. That the alleged ^{judicial} ~~possession~~ possession of Pablo de la Guerra, dated the 23rd of November 1847, was invalid; for the reason; - 1st That the said alleged grant of land of said Juan B. Alvarado of said date, to said claimants, had never been confirmed to them, as required by said second condition of said grant; and the law; 2nd That there is no evidence showing that the location, survey and judicial possession by said Pablo de la Guerra was made according to the said alleged grant, and the corresponding map and the ordinance referred to therein;

And it is denied that the said alleged ^{9.} ~~judicial~~ ^{judicial} ~~acts~~ ^{profession} of location, ~~and~~ survey, and ~~the~~ ^{judicial} ~~possession~~, were made according to said alleged grant, map, and ordinance.

3rd That at the date of the said alleged judicial possession, the dominion of Mexico, and its laws relating to the granting, and occupation of the public lands in California, were abolished, or suspended, by the ^{proclamation of California} ~~cession~~ ^{by the} United States. And the said pretended ^{judicial} ~~judicial~~ act of location, survey, and ~~possession~~ ^{possession} of said land by said Pablo de la Guerra, of said date, were, therefore void.

XI. That there is no evidence of the genuineness of the signature of Raymundo Olivas, to the document purporting to be a petition to the 1st Alcalde of Santa Barbara, dated November 13th 1847.

XII. That the said claimants fail to show the map of the land claimed, and referred to as a part thereof, in said alleged grant; and also referred to in the said document of said date purporting to be a petition ~~of~~ ^{of} said claimants to the 1st Alcalde of Santa Barbara soliciting the judicial possession of said land. And no reason is shown for its non-production.

XIII. That there is no evidence that Pablo de la Guerra was, on the 23rd of November 1847, 1st Alcalde of Santa Barbara, and that he had, at said time, lawful authority to locate, ~~and~~ survey, and to give the juridical possession of said land to said Claimants, in virtue of said alleged grant of Juan B. Alvarado. And it is denied that he was 1st Alcalde of Santa Barbara, at said date, and had then lawful authority to locate, ~~and~~ survey, and to give the juridical possession of said land to said claimants, in virtue of said alleged grant of Juan B. Alvarado.

XIV. That there is no evidence that the said claimants ever cultivated the said land.

XV. That the said claimants have not ~~shown~~ any definitive grant for the said land.

XVI. That the said tract of land, alleged to have been granted, and claimed as aforesaid, contains more than one league square (of five thousand varas) of irrigable land; and said tract contains more than two square leagues of irrigable land.

And no sufficient proof having been made by said Claimants of the allegations of their said petition or in support of their said claim filed as aforesaid, no decree

65 SD

PAGE 35

ought to have been made, or grounded thereon, but the said petition ought to have been dismissed, and said claim rejected by said Commissioners upon the grounds aforesaid.

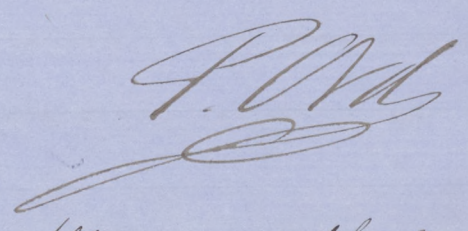
And the said claimants having no valid right or title, derived from the Spanish, or Mexican Government, to the said land claimed by them, as aforesaid, the lawful right, or title in and to the said land, was acquired by and it now belongs to the said United States, by virtue of the treaty of peace, friendship, limits, and settlement, with the Republic of Mexico, dated at the City of Guadalupe Hidalgo, February 2nd 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 3rd A.D. 1851, and the laws and statutes in such case made and provided, prays that the said Raimundo Olivas and Felipe Lorenzana may be served with copies of this petition, and that this Honorable Court will review the said decision,

or final decree of Confirmation, of said Commis-
sioners, to ascertain and settle the private land
claims in the State of California, and decide
on the validity of the said claim of said Rai-
-mundo Olivas and Felipe Lonzana, for
said land claimed and confirmed as aforesaid,
and that the same may be deemed invalid.

65SD
PAGE 37

And all such other orders, judgements,
or decrees, as may be just. With costs and
general relief.



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

10-5-50

14.

No 65

W. S. Dist Court
S Dist of Cal

Francisco Olivas
et al
vs

The United States

Petition of the U S
for Review

Filed Aug: 13 1855

65SD

J. E. Fox.
ck

PAGE 38

Per J. E. Fox

UNITED STATES OF AMERICA, } SS.
Southern District of California,

The President of the United States,

TO

Raimundo Olivas & Felipe Lonzana

65 SD

PAGE 39

Greeting :

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against *you each of you* in the District Court of the United States, in and for the Southern District of California, on the *13th* day of *August*, in the year of our Lord one thousand eight hundred and fifty-*four*, at the City and County of Los Angeles, in said District, by

*J. D. U.S. Attorney for
the Southern District of California praying
the Court to review the decision of the Board
of U.S. Commissioners, confirming your claim
to a tract of land called "San Miguel"*

and that *you 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 the Petitioner will apply to the Court for the relief demanded therein.

In Witness whereof, I have hereunto set my hand, and affixed the Seal of said Court, at the City of Los Angeles, this *29th* day of *December* A. D. 185*8*.

J. E. Lane

CLERK.

Marshal Cost

Copying Summons - 60
Serving Summons & Petition
Travelling to San Miguel
Santa Barbara County
to ~~Barbara~~ Santa Barbara
~~for Summons~~
Petition

28. 00

\$ 44.90

\$ 34.50

10
5
N
6

U. S.

UNITED STATES OF AMERICA,
Southern District of California,
U. S. DISTRICT COURT.

Raymond Olivas et al.
vs.
The United States.

SUMMONS.

Received Sec 3a
1856

Edward Hunter
U. S. MARSHAL.
W. M. Goodman
65 SD Deputy

I served this Summons, together with a certified copy of the Petition, upon *Raymond Olivas*, by delivering to him personally a true Copy of the same

at the Santa Clara River Santa Barbara County in the Southern District of California, on the 16th day of January A. D. 1856.

Sworn to and subscribed before me, this 21st day of Jan 1856.

[Signature] CLERK.

Edward Hunter
U. S. MARSHAL.
By W. M. Goodman
Deputy

UNITED STATES OF AMERICA, } SS.
Southern District of California,

The President of the United States,

TO

Raimundo Pizarro & Felipe Saenzana

65 SD

PAGE 41

Greeting :

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against *you & each of you* in the District Court of the United States, in and for the Southern District of California, on the *13th* day of *August*, 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

*J. Fed. U.S. District Attorney for
the Southern District of California, praying the Court
to review the decision of the Board of Mf. Commissioners
Confirming your claim to a tract of land called
"San Miguel"*

and that *you & 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 the Petitioner will apply to the Court for the relief demanded therein.

In Witness whereof, I have hereunto set my hand, and affixed the Seal of said Court, at the City of Los Angeles, this *29th* day of *December* A. D. 185*5*.

J. E. Farr

CLERK.

Marshals Cost

Copying Summons - 60
Serving Petition & clo 5. -

Travelling to San Miguel
County of S. Barbara

85 Miles each for
Summons & Petition

28.00
\$ 24.90

UNITED STATES OF AMERICA,

Southern District of California,

U. S. District Court.

Summons *Chas. Chas.*

207

The United States.

SUMMONS.

Received January 9th 1856,

Edward Hunter

U. S. MARSHAL.

Dr. Mc Goodman
Deputy

65 SD
PAGE 42

I served this Summons, together with a certified copy of the Petition, upon

Lorenzau by delivering to him personally
a true copy of the same

at *Santa Clara River Santa Barb^a County* in the Southern District of California, on
the *16th* day of *January* A. D. 185*6*

Sworn to and subscribed before me, *this 21st*

day of Jan'y 1856.
[Signature] CLERK.

Edward Hunter

U. S. MARSHAL.

By Mc Goodman
Deputy.

No 65-
U.S. District Court
of Dist of California

Remondt Oliva et al
vs
The United States

"
Answer of Appellants"

Filed Feb 11 1856

J. E. Law
Clerk

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65 SD

Worcester & Thorne
attys

Marshals Court
Worcester & Thorne

I have served this Answer upon P. O. U.S. Atty
by delivering to him personally a true Copy of the
Same at Los Angeles February 13th 1856.

Edward Hunter
U.S. Marshal
By W. J. Gardner
Deputy

IN THE DISTRICT COURT OF THE UNITED STATES,
FOR THE SOUTHERN DISTRICT OF CALIFORNIA,

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

Raymundo Olivas et al,

65 SD

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APPELLEE,

VS.

UNITED STATES,

APPELLANT.

No. 65.

(No. 472, 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 27th day of February A. D. 1856.

P. Ord
Dist. Ct.

No. 65.

W. S. Duffont
Guthrie & Co. of California

Raymundo Chaves et al
Appellus

^{advs}
The United States
Appellants

Office of Appeal S. C.

Filed March 7 1886

C. E. Gann Clerk

By Callaghan Depy

65.30

PAGE 46

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

65 SD
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Appellants

Ads

Ramundo Olivas and
Felipe Loringana

Appellees

} No 65
} Transcript No 472

This Cause coming on
to be heard at the December Term of this Court
On an Appeal from the final decision of the Com-
missioners to ascertain and settle private land
claims in the State of California under the act
of Congress Approved March 3rd 1857 upon the
Transcript of the decision and proceedings and
the papers and evidence on which said decision
was founded, and it appearing that said Transcrip-
t has been duly filed according to Law, and
Counsel for the respective parties having been
heard: It is Ordered Adjudged and Decreed that
the decision of the Land Commissioners be affir-
med and that the claim of the said Ramundo
Olivas and Felipe Loringana to the Land descri-
bed in the said grant is a good and valid claim
and the same is hereby confirmed to them to the
extent of One and one half square leagues of land
the same being named, located and bounded in man-
ner and form as is set forth and contained in the
Opinion and decree of the aforementioned board
of Land Commissioners

Clare M. Ogden
U.S. Dist. Judge

No 65

U S Dist Court

Ramundo Alivas et al
Ads

The United States

Opinion & Decree

Filed March 10th 1856

J. Elan cer

by C. Mungauz Deput

Recorded July 20th 1857

on pg 84

65 SD

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In the District Court of the United States
for the Southern District of California
December Term 1836
Hon Isaac S. H. Ogier Judge

65 SD

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Ramond Olivas et al.
Appellees } Doc N^o 65
ad }
The United States } L^{rs} N^o 472
Appellants }

The Attorney General of the United States having given notice that the appeal to the Supreme Court of the United States 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 of 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 this 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 ~~made~~ 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

Isaac S. H. Ogier
H. S. H. Judge

No 65
Raymond Chis
et al. Appellus
ad
The United States
Appellaw

Order
Presenting Appeal

Filed this 23 February
1859
C. Sims clk.
J. S. Colburn
Clerk

California Land Claims

Attorney General's Office

4 October, 1856

Sir:

65 SD
PAGE 51

In the case of Raymond
Oliver et al; confirmed to
the claimants by the Com.
missioners, (Case No four
hundred and seventy two,
(472) 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,

P. Ord. Esq

Cushing

U. S. Atty

LV

65

Raymundo Olivares, et al.

472

65SD

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1836

[Vertical handwritten text on a blue strip, partially obscured and difficult to read]

In the United States District
Court for the Southern
District of California
December 1836

65 SD
PAGE 53

Hon Isaac G. K. Ogier
Judge

Raymond Oliver et al.
Appellus
vs
The United States
Appellee

Doc
No 65
Tras No 472

In pursuance of a letter
from the U.S. Atty. Genl.
hereto annexed stating that
it is not his intention to
proceed with the appeal here-
-tofore taken in the case to
the U.S. Supreme Court he
is stipulated by and between
the parties that an order be
entered vacating the order
of appeal heretofore made
and that the claimant has
leave to proceed under the
decree heretofore rendered
in his favor as a final decree

J.M.
Sd Atty.
Henry Hancock
for claimant

N^o 65.

Raymond Oliver
et al Appelles

vs

The United States
Appellants

Disputation.

Filed this 23rd February
1857

Leslie &
J. H. Coleman
Dep.

65 SD

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