

CASE No.  
230

SOUTHERN DISTRICT

---

PARAJE DE SANCHEZ GRANT

---

JUANA BRIONES DE LUGO, ET AL

CLAIMANT



14 1963

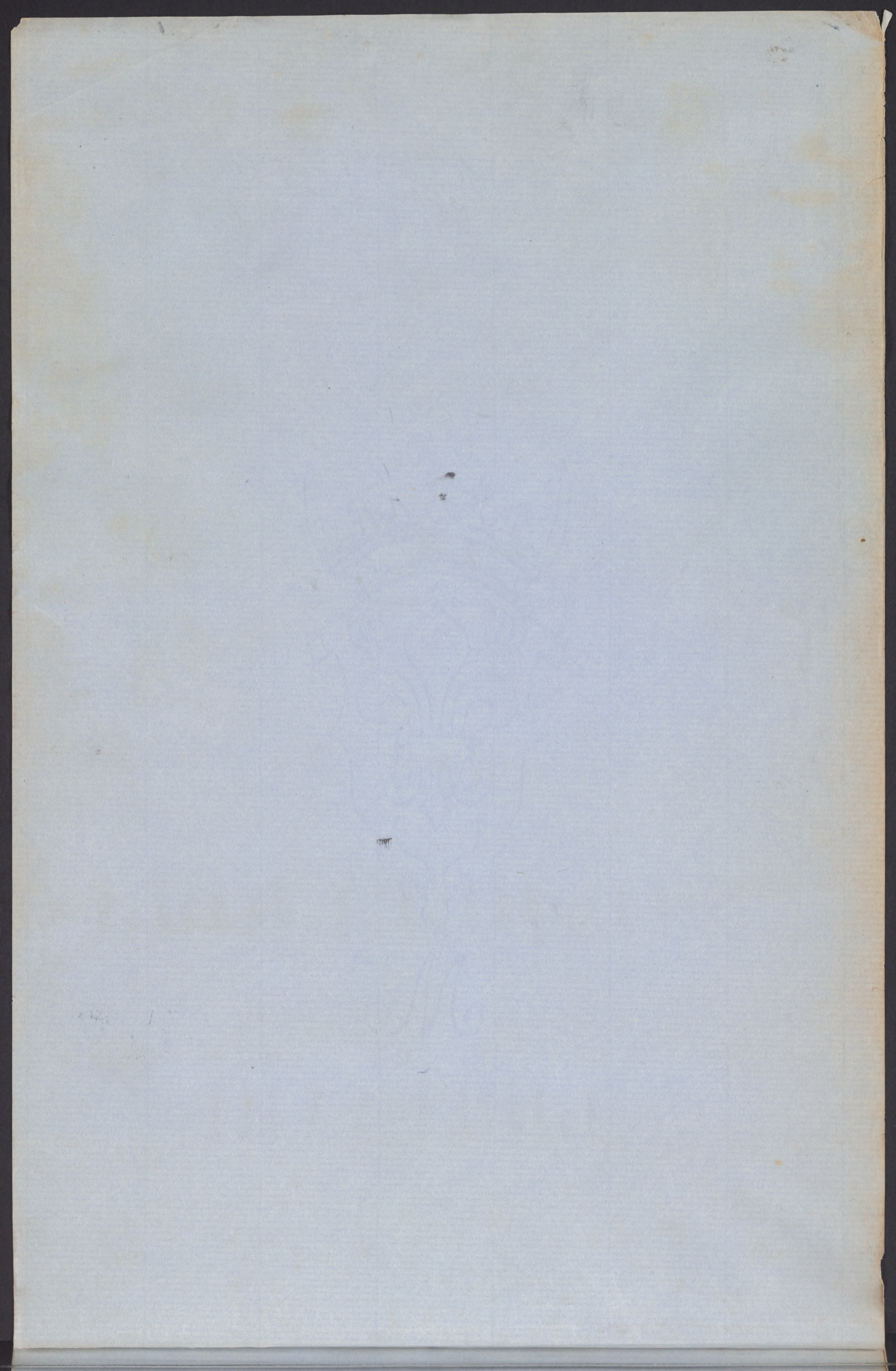
NEW  
82% COTTON FIBER  
BROOK BOND  
Manufactured



37

Mr  
Mm







# TRANSCRIPT

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PAGE 1

OF THE

# PROCEEDINGS

IN CASE

NO. *537.*

*Juana Briones de Suyo, et al.* CLAIMANT &

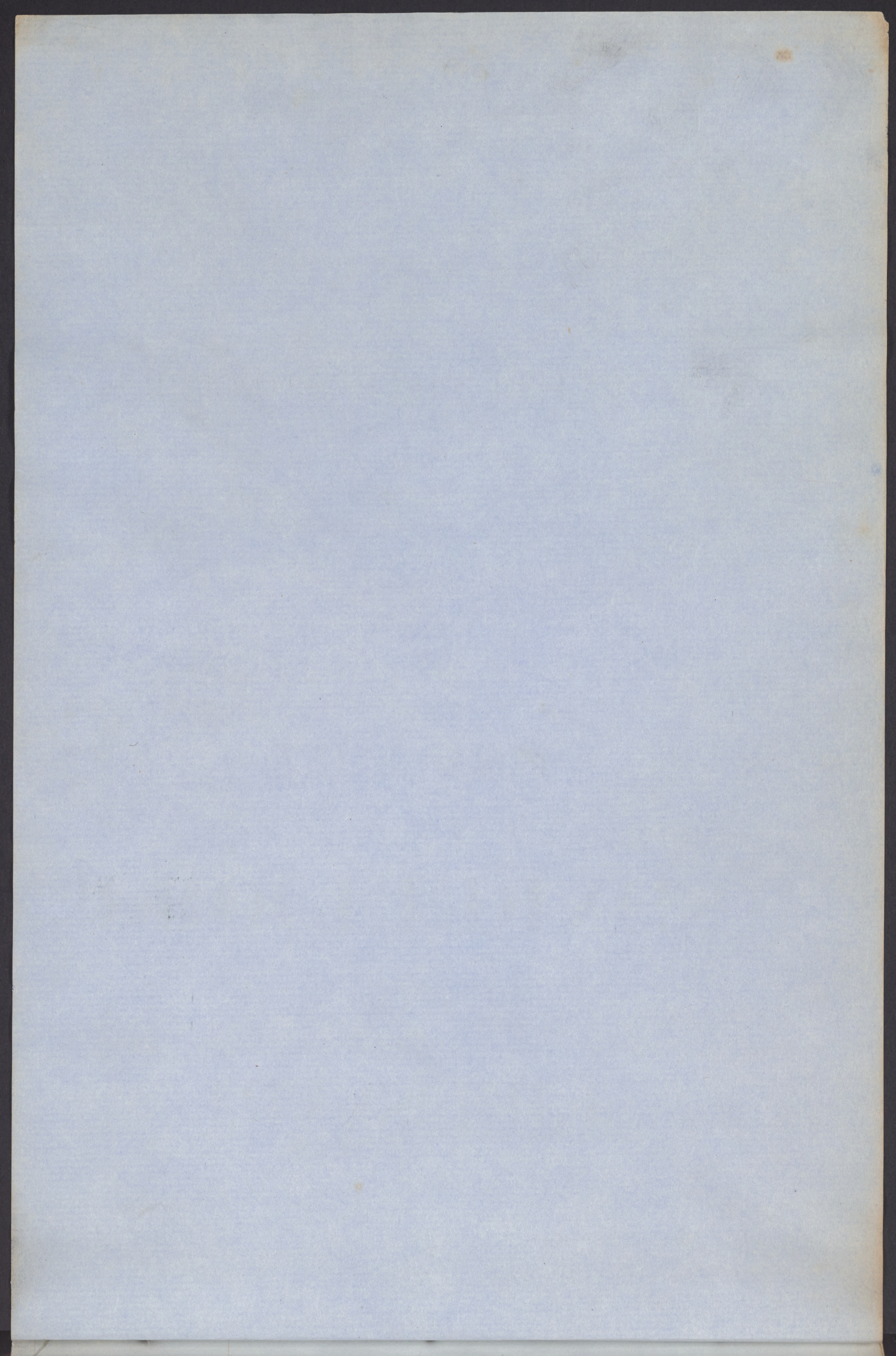
VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*Paraje de Sanchez.*







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-ninth day of January, Anno Domini One Thousand Eight Hundred and Fifty-three, before the Commissioners to ascertain and settle the Private Land Claims in the State of California, sitting as a Board in the City of San Francisco, in the State aforesaid, in the United States of America, the following Proceedings were had, to wit;

The Petition of Juana Briones de Sugo et al: for the Place named

"Paraji de Sanchez"

was presented, and ordered to be filed and docketed with No. 537 and is as follows, to wit;

(Vide page 3 of this Transcript.)

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

San Francisco January 29' 1853.

In Case No. 537, Juana Briones de Sugo, et al: for the place named "Paraji de Sanchez", the deposition of W<sup>m</sup> C. P. Hartnell, a witness in behalf of the claimants, taken before Commissioner Harry J. Thornton, with document marked H. J. T. No. 1, annexed thereto was filed;

(Vide page 5 of this Transcript)

San Francisco September 23' 1853

Case no. 537 called; on motion of the Counsel for the claimants, ordered to the foot of the Docket.

San Francisco December 1' 1853.

In the same Case the deposition of Thomas Cole, a witness in behalf of the claimants, taken before Commissioner Alphens Felch, was filed;

(Vide page 5 of this Transcript.)



San Francisco Sept. 19<sup>th</sup> 1854.

On motion of the counsel for the claimants, case no. 537 was ordered to be placed at the foot of the 2<sup>d</sup> class cases on the Trial Docket.

San Francisco October 17<sup>th</sup> 1854.

In the same case the counsel for the claimants filed the following Motion, to wit:

(Vide page 2 of this Transcript.)

which having been considered was granted, and Ordered, That the case be revived in accordance with the said motion.

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San Francisco October 20<sup>th</sup> 1854.

In the same case the deposition of Benito Diaz, a witness in behalf of the claimants, taken before Commissioner Peter Satt, was filed:

(Vide page 7 of this Transcript.)

San Francisco October 24<sup>th</sup> 1854.

In the same case the counsel for the claimants filed the following Motion, to wit:

(Vide page 23 of this Transcript.)

which motion was granted.

San Francisco Oct. 31<sup>st</sup> 1854.

Case no. 537 was submitted on Briefs and taken under advisement by the Board.

San Francisco Nov. 9<sup>th</sup> 1854.

In the same case Commissioner Phelps Felch delivered the Opinion of the Board affirming the claim;

(Vide page 28 of this Transcript.)

and the following order was made, to wit:

(Vide page 20 of this Transcript.)

S



To the Honorable Commissioners to Settle Private  
Land claims in California

The petition of Juanu  
Bri ones de Lugo and Cayetano Lugo Juan de  
Mata Lugo, children of the late Francisco Lugo  
deceased, respectfully represent:  
That on the 8th day of June A.D. 1839 Juan P  
Alvarado Governor of California, by virtue of auth  
ority in him vested granted to the said Francisco  
Lugo the tract of Land called Paraje de Sanchez  
in the present County of Monterey containing  
One and a half square Leagues, a little more or less  
which Original title map, and judicial possession  
are submitted herewith marked "A" with a  
translation marked "B"

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That the said Francisco Lugo died intestate in  
the year 18 — leaving the petitioners his widow  
and legitimate children —

That the said Francisco Lugo and the petitioners  
have been for more than thirteen years, and that  
the petitioners now are in the quiet and peaceful  
possession and Occupation of the said tract of  
Land, and that they know of no conflicting  
claim —

That they rely for confirmation of title  
upon the Original papers submitted herewith  
upon the Minutes and records in the Archives  
of the former government and upon such other  
and further proofs as they may be advised are  
necessary

Wherefore they pray the Commissioners to  
confirm to them the aforesaid tract of Land  
By their Atlys

Halleck Peachy & Billings

Filed in Office July 29. 1853  
Geo. Fisher Secy

Recorded in Vol 1 of Petitions on pages 507 &  
508 —

Geo. Fisher Secy



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5 Deposition of W.E. Hartnell

San Francisco July 29. 1853

On this day before Comr H. J. Thorton came Wm. E. P. Hartnell a witness in behalf of the claimants Juan Pinos de Sigo et al petition No. 537 and was duly sworn his evidence being given in English

In answer to questions propounded by claimants Counsel the witness testifies as follows

My name is W. E. P. Hartnell my age 55 years - I have been in California 30 years

I am acquainted with the writing of Juan B Alvarado, Manuel Jimeno, Teodoro Gonzales Manuel Castro, Francisco Pico, Juan Maluon Feliciano Soleranes; their signatures to the document before me marked Exhibit No 1 herewith filed are genuine

I know the land described in these papers, it was occupied by Francisco Sigo about 1839 or 1840; he continued to occupy it till his death and since that time by his widow and children

W. E. P. Hartnell

U S Law Agent Present

Sworn to & subscribed before me 29th July 1853

Henry J Thorton Comr &c

Filed in Office July 29. 1854

Geo. Fisha Secy

Recorded in Ev B Vol 2 p 517.

Geo. Fisha Secy

Deposition of Thos. Cole x San Francisco Dec. 1. 1853.

Office of the Board of U.S. Land Commissioners to ascertain and settle private Land claims in the State of California. x Questions by W. S. Kellock

On this day before Alpheus Selch Comr. for claimant.

Came Thomas Cole age and place of residence?

Ans. My name is Thomas Cole my age forty three years and I reside at Monterey in California

2<sup>o</sup> Question. Do you know the Rancho called Paraje de Sanchez claimed by the heirs of Francisco Sigo. If you know is it situated and what do you know of its Occupation?

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Answer, I know the Rancho. It is situated in Monterey County  
near the Mission of Salinas about two leagues from it  
towards Monterey. I have known it since 1838, or 1839,  
I was then occupied by Francisco Diego who lived on it  
with his wife and family, and was stocked with cattle  
sheep and horses. He had an Adobe house on it in  
June or July 1838 or 1839. I am not certain which year  
He lived there four or five years from that time;  
then he and his wife removed from it, and his son  
continued to live there with his family and has continued  
until this time.

After the death of Francisco Diego, his widow returned to  
the place and lived there until her death which  
occurred a very short time ago.

Thomas Cole

Mr Greenham associate Law Agent was present at the  
taking of this deposition but pronounced no questions  
to the witness.

Subscribed and sworn to before me this first day  
of December 1853

Alphus Felch Commissioner

Filed in Office Dec. 1. 1853

Geo. Fisher Secy

Recorded in Ev. B Vol 3 p 477

Geo. Fisher Secy



7 Deposition of Benito Diaz

United States of America  
State of California

San Francisco Oct. 19. 1854

This day came before me Peter Lott Commissioner for taking Testimony to be used before the Board of U. S. Land Commissioners in said State, Benito Diaz a witness in behalf of the Claimants Juana Briones de Lego et al. in Case No. 537 on the docket of said Board, and said witness being duly sworn deposed in Spanish which is interpreted by the interpreter of said Board as follows

The U. S. Associate Law Agent is present

Questions by Capt. Hallett for Claimants

Question. What is your name age and residence.

Answer. My name Benito Diaz my age 40 years, my residence Monterey California

Question. Did you know Francisco Lego and his wife Juana Briones de Lego, if you are they living, if they are dead what died they did and what children did they leave naming them

Answer. I know said Francisco Lego and his said wife; they are both dead. Francisco died some seven or eight years since and Juana Briones about 2 years since. They left 6 or 7 children. I do not know all their names one is named Cayetano, two are named Francisco and one Joseph. I believe one is called Guadalupe. I do not know the others.

Sworn Examined by the U. S. Associate Law Agent

Question. What means have you of knowing the names of the children?

Answer. I have often been at the house and have been intimately acquainted with Cayetano.

Benito Diaz

Subscribed and sworn to before me on this 19th day of October 19th 1854

Peter Lott Commr. 40

Tellier Office Oct 20th. 1854

Geo. Fisher Secy

Recorded in Ev B Vol 5 p 504

Geo. Fisher Secy

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"A"

Año de 1840

Exhibito No 1  
attached to deposition  
of M. E. P. Axtell,

Expediente promovido por el C. Fran<sup>co</sup>  
Lugo en pretension del terreno llamado

Paraje  
de  
Sanchez

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Monterey



Habilitado provisionalmente por la Aduana Marítima  
de Monterrey para los años de 1839 y 1840

Alvarado

Antonio M.<sup>o</sup> Osio

Juan B. Alvarado Gobernador interino  
del Departamento de las Californias.

Por cuanto el C.<sup>o</sup> Juan M. Lugo  
ha pretendido para su beneficio personal y  
el de su familia el terreno conocido con el  
nombre de Paraje de Sanchez, situado ante  
con el Rancho de D.<sup>o</sup> Juan Malanus con  
el Establecim<sup>to</sup> de la Soledad, con el Rio de  
Monterrey, y la Sierra; practicadas previa-  
mente las diligencias y averiguaciones corres-  
pondientes, segun lo dispuesto por las leyes y  
reglamentos, usando de las facultades que  
me son conferidas, a nombre de la Nacion  
Mexicana he venido en concederle el men-  
cionado terreno, dandole la propiedad  
de el por las presentes letras sujetandose  
a la aprobacion de la Exma Junta Depar-  
tamental y a las condiciones siguientes:

- 1.<sup>a</sup> Podrá cercarlo sin perjudicar los tra-  
ceros Caminos y servidumbres; lo dispu-  
tara libre y esclusivamente destinandole al  
uso o cultivo que mas le acomode, pero  
dentro de un año fabricara casa y estara  
habitada.

2.<sup>a</sup> Solicitara del juez respectivo que le  
de posesion juridica en virtud de este  
despacho por el cual se demarcaran los lin-  
dones en cuyos limites pondra a mas de  
las magueyeras algunos arboles frutales o  
siberosos de alguna utilidad.

3.<sup>a</sup> El terreno de que se hace mencion  
es de un sitio y medidas de ganado mayor  
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 a la  
nacion para los usos comunales.

4.<sup>a</sup> Si contraviniere a estas condiciones  
perdara su derecho al terreno y sera de-  
nunciable por otro.



11  
En consecuencia mando que teniendo por firme y valido este titulo de toma razon de el en el libro a que corresponde, y se entregue al interesado para sus resguardos y demas fines Dado en Monterrey a ocho de junio de mil ochocientos treinta y nueve

Juan B. Alvarado

map 13

Man<sup>l</sup>. Jimeno  
Sr<sup>o</sup> del Despacho

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Queda tomada razon de este despacho en el Libro de acientos de titulos sobre adjudicacion de terrenos a f.<sup>o</sup> 8 Jimeno

El Exmo Sr. Gobernador ha dispuesto se tome razon de este titulo en la Prefectura del primer Distrito Jimeno

(Here follow map)

Sello Cuarto (Seal) Una Cuartilla  
Para los años de mil ochocientos  
y mil ochocientos Cuarenta y uno

Revalidado para los años de 1842 y 1843  
Alvarado Antonio M<sup>o</sup> Osio

Sello Tercero (Seal) Dos Reales  
Para los años de mil ochocientos  
y mil ochocientos Cuarenta y uno

Revalidado para los años de 1842 y 1843  
Alvarado

Sr. Juez de Paz Suplente  
El Sr. Tran<sup>o</sup> Dugo, vecino de este Departamento ante V. con el debido respeto hace presente



Que habiendo atendido del Sup.<sup>o</sup> Gobierno el terreno conocido con el nombre de Paraje de Sanchez, como consta p.<sup>o</sup> el título es debido a mi favor con fha ocho de junio de mil ochocientos treinta y nueve, y fallandome delante la posesion jurídica para contarlo con propiedad en todas los requisitos legales, he de merecer de la verdad de vide viva damnata, dignandose señalarme el día que tenga a bien designar.

P.<sup>o</sup> Tanto - A. V. suplico en dida- mente provea en mi solicitud a favor, de lo que escribiré merces y gracia de lo que fuere cuando lo necesari acaudera a lo debido

Montuney Abre 15 de 1842

Franc.<sup>o</sup> Lugo

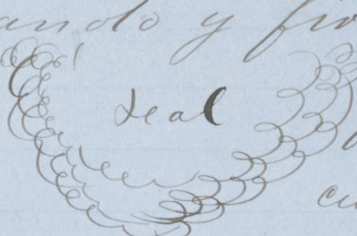
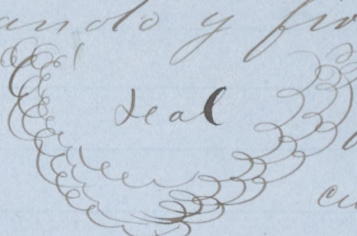
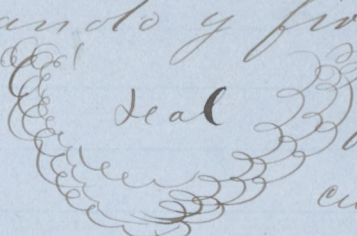
Montuney 15 de Abre de 1842

Por presentado y admitido procedase p.<sup>o</sup> mi el presente juez de Paz a la mediacion simulam<sup>to</sup> de leuderos y posesion judicial que solicita el interesado en esta instancia; señalandose para ejecutarlo el día 17 del presente mes para lo que se citaran en bolitos de conformidad a los Colegiantes. Asi yo el juez de Paz Constitucional suplente lo deciente mande y firme con los de asistencia

as.<sup>a</sup> Todoro Gonzalez as.<sup>a</sup>  
Man.<sup>o</sup> Castro Franc.<sup>o</sup> Rico

En la misma fha presente el Sr. Franc.<sup>o</sup> Lugo se le justifico el auto que antecede y entendido dijo: lo oye y que se da p.<sup>o</sup> citando firmando conmigo y los de as.<sup>a</sup>

as.<sup>a</sup> Todoro Gonzalez  
Manuel Castro Franc.<sup>o</sup> Rico

En la misma fha se libraron los bolitos que se mandan en el auto anterior y para constancia lo anoto y fir-  
Sello Tercero  Dos Reales  
Para los años de mil  Diez Ochocientos Cuarenta  
y mil ochocientos  cuarenta y uno



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Revalidado para los años de 1842 y 1843  
Avarado

as<sup>a</sup> Manuel Castro      as<sup>a</sup> Teodoro Gonzalez      as<sup>a</sup> Juan<sup>co</sup> Rico

Rancho del Paraje de Sanchez 17 de  
Abre de 1842. Presentes los Causidantes  
D<sup>no</sup> Juan Malarin y el encargado de la  
Mision de la Zedada D<sup>no</sup> Feliciano Sobr-  
canes nombre p<sup>te</sup> medidores a los C. C.  
Gabino Cerafino y Ygnacio Gonzalez los  
que procederan a la medicion dha suca-  
lam<sup>te</sup> de linderos y posesion del C. Juan<sup>co</sup>  
Lugo quienes previa la aceptacion y ju-  
ram<sup>to</sup> procederan al desempeño de su en-  
cargos. Asi yo el juez de Paz Consti-  
cional suplente de esta demas-

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Sello Cuanto (Seal) Una Cuartilla  
Para los años de mil ochocientos  
y mil ochocientos cuarenta y uno

Revalidado para los años de 1842 y 1843  
Estrada      Antonio M<sup>o</sup> Osio

Con lo decretado mande y firmé con  
la de asistencia.  
as<sup>a</sup> Manuel Castro      as<sup>a</sup> Teodoro Gonzalez      as<sup>a</sup> Juan<sup>co</sup> Rico

En la misma fha presentes los C. C.  
Ygnacio Gonzalez y Guisno Cerafino se  
les notifico el auto de su nombramiento  
y de el intimados dijeron lo oyen que acep-  
taban y aceptaron jurando p<sup>te</sup> Dios nues-  
tro Sr. y la señal de la Cruz conforme  
a su lial saber y entender desempeñarle  
sin hacer fraude alguno. Contra nin-  
guna persona firmando conmigo y la de Const<sup>a</sup>

as<sup>a</sup> Manuel Castro      as<sup>a</sup> Teodoro Gonzalez      as<sup>a</sup> Juan<sup>co</sup> Rico

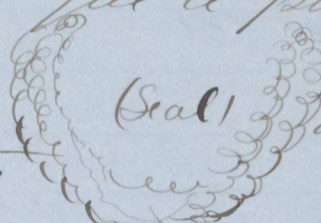
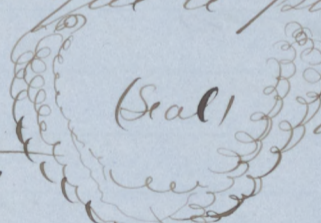
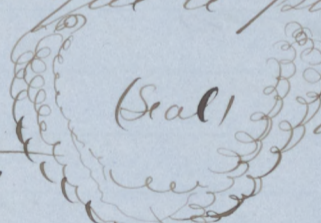
Yncontinente yo el referido Alcalde man-  
de traer el Cordel con que se habian de me-  
dir las tierras y los esquadros medidores  
lo tomaron y ante mi con una vara de



medir usual Mexicana midieron. Cien-  
Cuenta varas para hacer la medicion del  
terreno, y lo firme con los de asistencia de  
doy fe

as<sup>a</sup> Todor Ginzalez as<sup>a</sup>.  
Manuel Castro Fran<sup>co</sup> Rico

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En el mismo parage dia mes y año  
siendo las nueve del dia yo el presente  
juez de Paz Constitucional suplente  
de esta jurisdiccion mande a los me-  
didores nombrados se dispusieron para  
la medicion de tierras que se le habia de  
hacer al Sr. Fran<sup>co</sup> Sugo, y puestos  
en el Arroyo lindero de D. Juan Ma-  
larin E.S.E. se midieron doscientos doce  
Cordales de a cincuenta v<sup>as</sup> de largo; y  
se advierte que esta medida llego hasta  
el lindero de la Misión de la Libertad (los  
barranquitos) y desde la orilla del Rio N.  
hasta la orilla de la Sierra S se midie-  
ron cuarenta y dos Cordales, siendo igual  
en el otro extremo a lo largo del terreno  
en medida al primer, asi como el de  
el ancho a la ultima medida. En cuyas  
mediciones mande se formaran las  
mojoneras correspondientes que señalan  
los linderos que le pertenecen a dho  
Sello Cuarto  Una Cuartilla  
Para los años de mil  ochocientos cuarenta  
y mil ochocientos  cuarenta y uno

Revalidado para los años de 1842 y 1843  
Entrada Antonio M<sup>o</sup> Osio  
Sugo.

El terreno medido corres-  
ponde a sitio y poco mas de ganado ma-  
yos, y lo firmaron con mi go, el interinado  
los Edificantes y los testigos de asist<sup>a</sup>.

Todor Ginzalez as<sup>a</sup>.  
as<sup>a</sup> Manuel Castro Fran<sup>co</sup> Rico  
Juan Malarin Peliciano Sobranes



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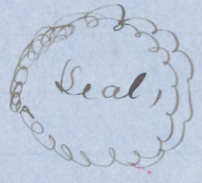
En el rancho del Paraje de Sanchez a los diez y siete dias del mes de Febre de mil ochocientos cuarenta y dos, yo juez de Paz suplente de Monterrey

Sello Tercero Dos Reales

Habilitado provisionalmente por la Aduana Maritima del puerto de Monterrey, en el Departamento de las Californias, para los años de mil ochocientos cuarenta y uno

Ximmo

Antonio Maria Osio



Revalidado por los años de 1842 y 1843 Estrada Castañares

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Y su jurisdiccion despues de practicadas las medidas del mencionado rancho, por lo que resulto mas de un sitio de ganado mayor, y presentes los Colindantes D. Juan Malamin y D. Feliciano Soberanes como Encargado de la Mision de la Fielidad, siendo estos conformes con los demas autos, mande que entrase en posesion del nominado rancho el Sr. Juan. Luego bajo de las medidas citadas y formalidades acostumbradas en estos casos lo que verifico inmediatamente arrancando juras, y haciendo demostraciones como dueño del terreno de que se le ha dado juridica posesion, cuya validacion la autorizo firmando con los Colindantes interesado y de asistencia.

Proodoro Guzalez

Feliciano Soberanes  
as?

Juan Malamin  
as?

Manuel Castro

Juan Rico

Monterrey 19 de Febre de 1842

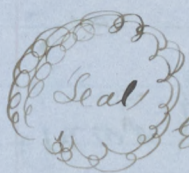
Tomada razon en el libro de posesiones y devolvase este expediente original al interesado para los fines que mas le acomode con cargo, asi yo el juez de Paz Constitucional Sr. Proodoro Guzalez lo de ante mande.

Sello Tercero Dos Reales



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Habilitado provisionalmente por la Aduana ma-  
ritima del puerto de Monterey, en el Departamento  
de las Californias, para los años de mil ochocien-  
tos cincuenta y mil ochocientos cincuenta y uno  
Firmado Antonio Maria Oro



Realidad para los años de 1842 y 1843  
Entrada Costaneras

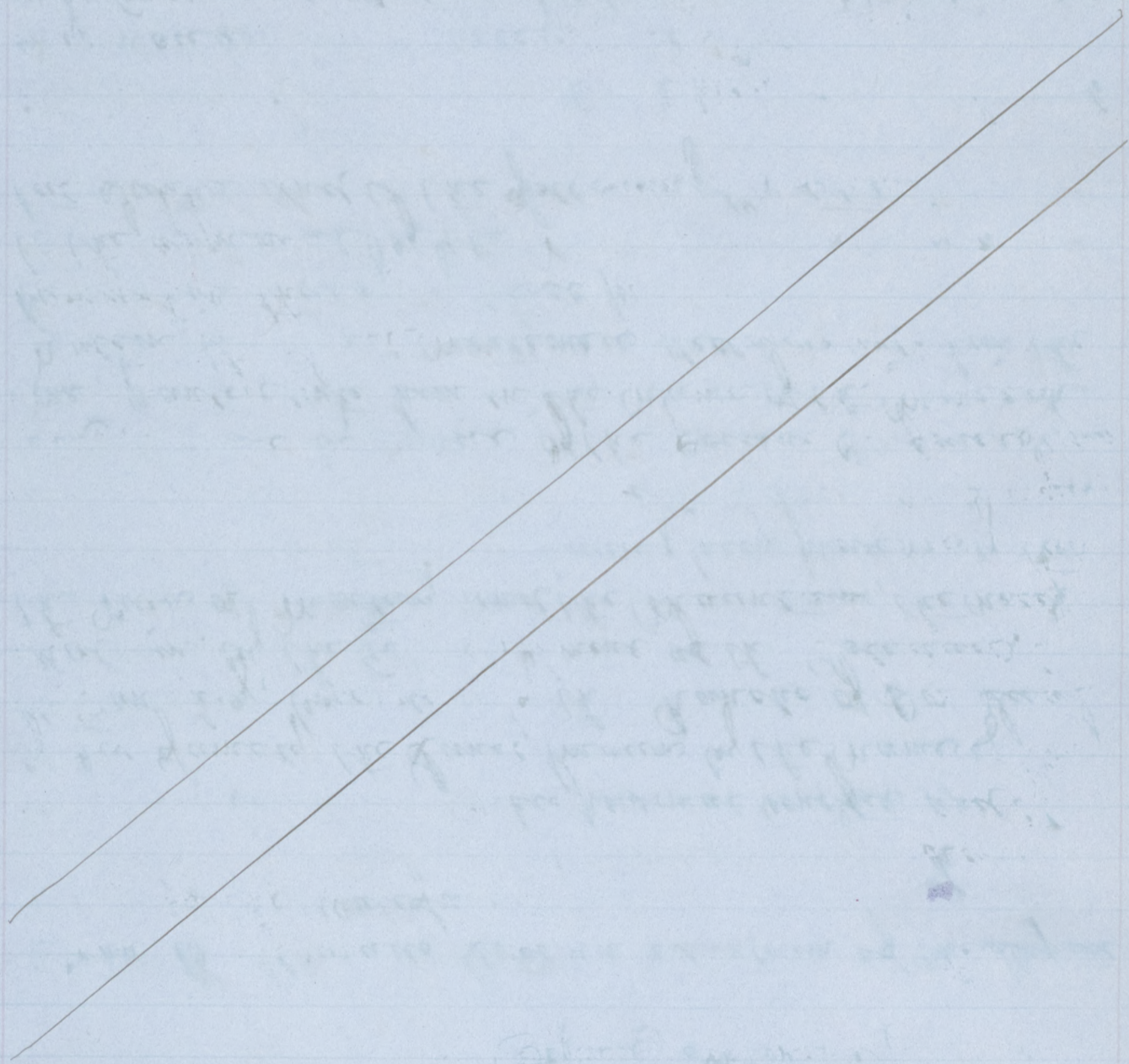
y firme con los de asistencia  
Rodrigo Gonzalez

San Francisco

Manuel Castro

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Filed in Office  
July 27 1853  
Geo. Fisher  
Secy.





Translation of  
Title & paper in

B

Seal of the Juste Blap Six Dollars  
Authorized provisionally by the Maritime Custom house  
of Monterey for the years 1839 and 1840  
(Signed) Alvarado (Signed) Antonio Ma Orio

John B Alvarado Governor ad interim of the Depart-  
ment of the Californias

Whereas Citizen Francisco  
Lugo has solicited for his personal benefit and that  
of his family the Land known by the name of Paraje  
de Sanchez, bounded by the Rancho of Don Juan  
Melanin, by the Establishment of the Soledad, by  
the view of Montay and the Mountains, the necessary  
steps and investigations, having been previously taken  
and made in conformity with laws and regula-  
tions, I have by virtue of the powers conferred upon  
me, granted unto him in the name of the Mexican  
Nation the Land mentioned, declaring unto him the  
Ownership thereof by these present letters sealed  
to the approval of the Most Excellent Departmen-  
tal Junta and to the following Conditions

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1<sup>st</sup> He may fence it in without prejudice to the crop-  
ping roads and privileges; he shall enjoy it freely  
and exclusively, destining it to the use or cultivation  
which may best suit him; but within one year he  
shall build a house and it must be inhabited

2<sup>nd</sup> He shall request the respectable Justico to give him  
judicial possession in virtue of this Title, said  
Magistrate shall designate the boundaries at the  
limits whereof he shall beset placing the Land  
marks, plant some fruit trees or weed ones of some  
utility

3<sup>rd</sup> The Land whereof mention is made consists of  
one and a half square leagues (Sitios de ganados  
mayn) as appears by the plan which accompanies  
the Expediente - The Justice who gives possession shall  
cause it to be measured according to Law, leaving  
the Surplus which may result to the Nation for  
the necessary uses -

4<sup>th</sup> If he transgress these conditions he shall forfeit  
his right to the Land and it may be alienated



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by another.  
Consequently Command that holding this title to be firm and valid, a recall thereof be made in the Corresponding Book and this delivered to the party interested for his security and faith in us  
Given in Monterey on the Eighth of June Eighteen hundred and thirty nine

(Signed) Juan B. Alvarado  
(Signed) Manuel Jimeno  
Gov. Secretary

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A Recall of this title has been made in the Books of Entries respecting the adjudication of lands at Folio 8

Signed Jimeno

His Excellency the Governor Commanded a recall of this Title to be made in the Office of the Prefect of the First District

Signed Jimeno

Seal of the third class of Two Reales  
For the years Eighteen hundred and forty and  
Eighteen hundred and forty one

Made valid for the years 1842 and 1843  
(Signed) Alvarado

Don Acting Justice of the Peace:  
Citizen Francisco Leeg a resident of this Department before you with due respect make known that having obtained from the Superior Government the Land known by the name of Paraje de Sanchez as appears by the title granted in my favor on the date of the Eighth of June Eighteen hundred and thirty nine and nothing but the judicial possession being wanting to perfect the Ownership with the legal requisites, I request of your goodness that you would be pleased to give it to me the day that you may please to appoint. I therefore humbly request that you will be pleased to decree favorably my petition whereby I shall receive a great favor seeing that which is necessary

Monterey November 15th 1843  
(Signed) Francisco Leeg



19

Monterey 15th. November 1842  
 Considered as presented and admitted, let me the  
 present Justice of the Peace proceed to the measure  
 ment, designation of boundaries and judicial papers  
 in asked for by the party interested in this memorial  
 giving full the execution thereof the 17th day of the  
 present month in Order to which the neighboring  
 Land holders shall be summoned -  
 Thus I the acting Constitutional Justice of the Peace  
 did decree Command and Sign with the assisting  
 Ulitnesps

(Signed) Teodoro Gonzalez  
 Asst. Ulit. Manuel Castro Asst. Ulit. Francisco Rico

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 PAGE 18

On the same date, Citizen Francisco Lego being pres  
 ent the foregoing decree was notified to him which  
 having understood, he said that he heard it and  
 considered himself cited, signing with me and the  
 assisting Ulitnesps (Signed) Teodoro Gonzalez  
 Asst. Ulit. Manuel Castro Asst. Ulit. Francisco Rico

On the same date the Summons ordered in the  
 foregoing decree were issued, in Ulitnesps whereof  
 I wrote down and sign.  
 (Signed) Teodoro Gonzalez  
 Asst. Ulitnesps Manuel Castro. Asst. Ulit. Francisco Rico

Rancho of the Paray de Sanchez 17th November 1842  
 The neighboring Land holders Don Juan Malvar and  
 Don Teleciano Sobranes in charge of the Division of the  
 Soledad, being present, I appointed as measurers Citizens  
 Gabano Serrafino and Ygnacio Gonzalez who will proceed  
 to said measurement, designation of boundaries and  
 possession of Citizen Francisco Lego, who after accep  
 ting and taking Oath will proceed to comply with  
 this Commission, Thus I the acting Constitutional  
 Justice of the Peace of this jurisdiction did decree  
 Command and Sign <sup>with</sup> the assisting Ulitnesps  
 Asst. Ulitnesps. (Signed) Teodoro Gonzalez  
 Manuel Castro. (Signed) Francisco Rico

On the same date Citizens Ygnacio Gonzalez and  
 Gabano Serrafino being present, the decree of their  
 appointment was notified to them who having  
 understood it said that they heard it, accepted



and did accept swearing by God our Lord and the  
Sign of the Cross, to fulfill their Commission to the  
best of their knowledge and understanding without  
fear or favor against any person, signing with me and  
the assisting witnesses.

Assisting Witnesses (Signed) Teodoro Gonzales  
(Signed) Manuel Castro (Signed) Francisco Rico

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PAGE 19

Immediately afterwards, I the said Alcalde comm-  
anded the Corda where with the Land used to be meas-  
ured, to be brought, and the said measurers took  
it and in my presence marked off fifty varas  
with a common Mexican vara measuring rod, to  
make the measurement of the land with, and I  
signed with the assisting witnesses whereby I  
give testimony (Signed) Teodoro Gonzales  
Assisting Witnesses  
(Signed) Manuel Castro (Signed) Francisco Rico

On the same spot day month and year, it being  
nine o'clock in the day, I the said Acting Consti-  
tutional Justice of the Peace of this Jurisdiction  
commanded the measurers appointed to get ready  
for the measurement of the Land to be made  
for Citizen Francisco Sugo; and placing them-  
selves at the creek, the boundary of Don Juan  
Malarin E. S. B. they measured two hundred and  
twelve varas of fifty varas in length each; it  
being understood that this measurement reach-  
ed to the boundaries of the Mission of the Sole  
dad (Las Barranquetas) and from the Banks of  
the River to the Edge of the Mountains from  
North to South they measured forty two varas  
the length of the Land at the other extreme  
being equal to the first measurement and the  
breadth of the same to the last measurement  
At which measurements I ordered the correspond-  
ing Land marks to be formed, to designate the  
boundaries which belong to said <sup>same</sup> Sugo

The Land measured contains a little  
more than one square league (Siete y poco mas  
de ganados Mayas) and the party interested, the  
Land holder and assisting witnesses signed with  
me - (Signed) Teodoro Gonzales



21

Assisting Ulnesps (Signed) Manuel Castro (Signed) Francisco Rico  
 (Signed) Juan Malvarin (Signed) Feliciano Soberanes

In the Rancho of the Paraje de Sanchez on the  
 Seventeenth day of the Month of November One  
 thousand eight hundred and forty two, I the acting  
 Justice of the Peace of Monterey and its jurisdiction  
 after having effected the measurement of the said  
 Rancho, which from there resulted more than one sitio  
 de ganado Mayor, and the neighboring land holders  
 Don Juan Malvarin and Don Feliciano Soberanes (as  
 the person in charge of the Mission of the Soledad)  
 being present and satisfied with the whole proce-  
 dings, I commanded Citizen Francisco Rico to enter  
 into possession of the said Rancho agreeable to the  
 said measurements and customary formalities in  
 such cases, which he immediately did, by pulling  
 up grass and making demonstrations as the owner of  
 the land whereof a real cession has been  
 given to him, the validity of which I authorize  
 signing with the land owners, the party interested  
 and the assisting Ulnesps

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 PAGE 20

(Signed) Teodoro Gonzalez  
 (Signed) Feliciano Soberanes (Signed) Juan Malvarin  
 (Signed) Manuel Castro (Signed) Francisco Rico

Monterey 19th November 1842  
 Let a record be made in the Book of possessions  
 and this Original Expediente be delivered to the party  
 interested for the ends which may best serve him  
 Thus I the Constitutional Justice of the Peace  
 Citizen Teodoro Gonzalez, do decree command and  
 sign with the assisting Ulnesps

(Signed) Teodoro Gonzalez  
 (Signed) Francisco Rico (Signed) Manuel Castro

If the undersigned do hereby certify the foregoing to  
 be a true and faithful translation of the original  
 title and act of possession in the hands of Señora  
 Juana Briones widow of the late Francisco Rico  
 Monterey 22<sup>o</sup> October 1853 - W. Co. P. Hartnell  
 State Translator

Filed in office Jan'y 29. 1853  
 Geo. Fisher Secy







No. 537

23

Motion to revive

In the claim of Juana Briones de Lugo et al  
for "El Paraje de Sanchez"

Moved that the claim of Juana Briones de Lugo  
one of the claimants in this case, be revived in the  
name of the heirs of Juana Briones de Lugo  
deceased

Halleck Peachy & Billings  
Attys for Claimants

Filed in office Oct. 17. 1854

Geo Fisho Beay

Recorded in Journal Vol 4 page 173

Geo. Fisho Beay

230 SD  
PAGE 21

No. 537

Motion to amend

In claim of widow and children of Francisco  
Lugo to "El Paraje de Sanchez"

It having been shown in evidence that Juana  
Briones de Lugo has died since the filing of  
the petition in this case it is therefore

Moved that the original petition be amended  
so as to read "Leopoldo Lugo, Juan de Maria  
Lugo, Francisco Lugo, Josefa Lugo and  
Francisco Lugo for themselves and their coheirs  
children of Francisco Lugo and Juana Briones  
de Lugo deceased"

Halleck Peachy & Billings  
Attys for Claimants

Filed in Office Oct. 24. 1854

Geo. Fisho

Beay

Recorded in Journal Vol 4 page 89

Geo. Fisho Beay



24



25

Cayetano Lugo & al }  
 vs } For the place called Paraji de  
 The United States } Sanchez in Monterey County  
 Containing One and a half square  
 Leagues of Land.

This petition was originally filed in the name of Juana Breones de Lugo the widow of Francisco Lugo then deceased and Cayetano and Juan de Mateo Lugo, their children. Subsequently the death of the widow having been suggested, the proceedings were continued in the name of the children of said Francisco and Juana, then heirs at Law who are the present claimants claiming title by inheritance from them. Francisco Lugo died some eight years since and his widow quite recently —

The claimants

have given in evidence a grant issued to them by Governor Juan B Alvarado dated June 8. 1837 under which judicial possession was given to the grantee. November 17. 1842. The proof is ample to show that the grantee built a house on the place as early as July 1837 and resided in it with his family. The place continued to be the home of the grantee and subsequently of his children until the presentation of the claim to the Commission

A decree will be entered confirming the title to Cayetano Lugo and the other children heirs at Law of said Francisco Lugo and his wife both deceased —

Confirmed

Filed in office Nov. 7. 1854

Geo. Fisher Secy

Recorded in Record of decisions Vol 2 p. 369

Geo. Fisher Secy

Decree

Cayetano Lugo & al }  
 vs }  
 The United States }

In this case on hearing the proofs and allegations it is adjudged by the Commission the claim of the said petitioners is valid and the same is therefore confirmed to the said



Cayetano Lopez and the other children of Francisco Lopez and Juana Briones de Lopez his wife both deceased.

The same of which confirmation is hereby made, is the same which was occupied by said Francisco Lopez in his life time, situated in Monterey County and known by the name of "Paraje de Sanchez" and is bounded and described as follows; to wit: Beginning at the Arroyo the boundary the boundary of Don Juan Malerin and running thence along the same East South East, ten thousand six hundred varas to the boundaries of the Mission of the Soledad (Los Barrancitos); thence South from the Bank of the River, two thousand one hundred varas to the Edge of the Mountains; thence Westwardly parallel to the first mentioned line ten thousand six hundred varas and thence North two thousand one hundred varas to the place of beginning; containing a little more than one square league of Land; being the same which was assigned to Francisco Lopez under a grant to him as appears by the testimonial of said measurement on file in this case.

Alpheus Felch  
A. A. Thompson  
S. B. Farnell

Confirmation

Filed in office Nov. 7. 1854 Geo. Fisher Secy  
Recorded in Record of depositions Vol. 2. page 370  
Geo. Fisher Secy

And it appearing to the Sales section of the Board that the same hereby described is situated in the Southern District of California it is ordered that two transcripts of the proceedings and decisions in this case and of the papers and evidence upon which the same are founded be made out and duly certified by the Secretary one of which transcripts shall be filed with the Clerk of the United States District Court for the Southern District of California and the other be transmitted to the Attorney General of the United States.



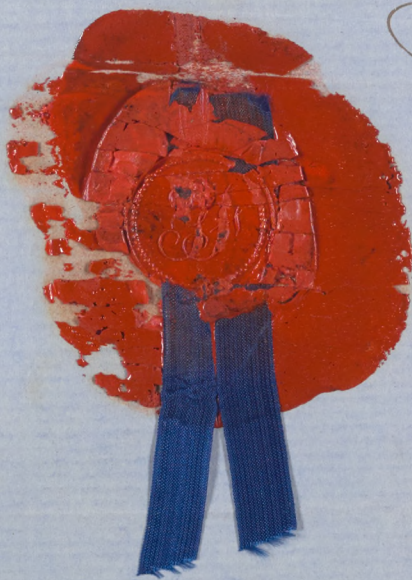
Office of the Board of Commissioners,  
To ascertain and settle the Private Land Claims in the State of California.

230 SD  
PAGE 24

*J. 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* 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. *537* on the Docket of the said Board,  
wherein *Juan Briones de Sengo, et al,*  
*are*  
the Claimant against the United States, for the place known by  
the name of *Paraje de Sanchez.*

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 fifth* day of *May*  
A. D. *1855*, and of the Independence of the  
United States of America the seventy=*ninth*.

*J. G. Fisher*  
Geo. Fisher





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

No. ~~230~~ **230**

THE UNITED STATES,

vs.

*Francis Briones de Lugo,*  
*et al — "Paraje de Sanchez"*

**230**  
TRANSCRIPT OF THE RECORD

FROM THE  
BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *537*

Filed, *June 6th* 185*7*

*J. C. Lawrence*  
Clerk.

**230**

*N 537*





Office of the Attorney General of the United States,

230 SD

PAGE 25

Washington, 29 June 1855.

537 "Paraje de Sanchez".  
Juana Brinos de Lugo et al  
Claimants.

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 14 day of June 1855, the appeal in the district court of the United States for the ~~Southern~~ district of California will be prosecuted by the United States.

Attesting

Attorney General.



C.S.

No. 230.

W. S. District Court  
Southern Dist. of Cal<sup>a</sup>

United States

v

Juan Briones de Lugo et al;

Notice of Appeal in  
Case No. 537.

Filed Oct 4<sup>th</sup> 1855

J. C. Jan.  
Clerk.



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

The United States, appellants

vs

J. B. de Sugo et al, appellees

Answer of appellees

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PAGE 27

Cayetano Sugo, Juan de Mata Sugo,  
Francisco Sugo, Josefa Sugo & Francisco Sugo,  
children and heirs at law of Francisco Sugo  
and Juana Buena de Sugo, both deceased,  
appellees, appear by their attorneys, and for  
answer to the petition of the United States  
filed herein, say:

That their title to the land called  
"El Paraje de Sanchez" as set forth and de-  
scribed in their petition to the Board of  
Commissioners and in ~~and~~ the documentary  
and other evidence filed in this case,  
is a good and valid title.  
The land claimed is situate in the Southern  
District of California.

And they pray this Honorable Court  
to affirm the decision of the Board of Com-  
missioners and to decree their claim to  
be valid.

Halleck, Penick & Billings  
Attys for Appellees.



No 230

The U.S. appellants

vs.

J. B. de Lugo et al  
appellees

---

Answer of appellees

Filed Oct 12<sup>th</sup> 1850.

f. e. san.  
clerk

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PAGE 28

Hall & Co  
attys for appellees



No 230

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

Hon Isaac S. T. Ogier Judge

The United States, appellants } N<sup>o</sup> 230.

vs.

J. B. de Lugo et al appellees }

Transcript No 537.

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PAGE 29

The petition of Pacificus Ord, Attorney  
of the United States for the Southern District  
of California, for and in behalf of the United  
States, respectfully represents: That on or  
about the 29<sup>th</sup> day of January A D 1853, Juana  
Biones de Lugo, <sup>alleged</sup> widow, and Coyetano  
Lugo, Juan de Mata Lugo, alleged  
children of Francisco Lugo, deceased, petitioned the  
United States Land commissioners for the State  
of California, claiming one & a half <sup>a little more or less,</sup> square leagues of land,  
called "Paraje de Sanchez", situate in the County  
of Monterey, State of California; which said  
petition was <sup>upon suggesting the death of Juana Biones de Lugo</sup> afterwards, to wit, on or about

the 24<sup>th</sup> day of October A D 1854 amended  
Coyetano Lugo, Juan de Mata Lugo, Francisco Lugo, Josefa Lugo, & Francisco Lugo, for  
in the name of the children ~~and heirs of~~  
themselves and their co-heirs, children of Francisco Lugo, & Juana Biones de Lugo, deceased;  
~~of said Francisco Lugo and Juana~~

~~Biones de Lugo, both deceased;~~ That on or about  
the 7<sup>th</sup> day of November A D 1854 the said commissioners  
confirmed the said claim. That thereafter,  
to wit, on or about the 14<sup>th</sup> day of June A D 1855  
the Honorable Caleb Cushing, Attorney General



of the United States received a duly certified transcript of the proceedings, with the evidence and decision of the said commissioners in said cause. That thereafter, to wit, on or about the 4<sup>th</sup> day of October A.D. 1855 the said Attorney General of the United States, filed or caused to be filed with the Clerk of this Honorable Court a notice of the intention of the United States to prosecute the appeal in said cause; That on or about the 5<sup>th</sup> day of ~~October~~<sup>June</sup> A.D. 1855 the said commissioners filed or caused to be filed in the office of the Clerk of this Honorable Court, a duly certified transcript of their proceedings, with the evidence and decision in said cause; That the land claimed lies in the Southern District of California and within the jurisdiction of this court; And this petitioner denies generally that the said claimants have any valid ~~right~~ or title to the said land.

Wherefore the said petitioner prays that Coyetano Lugo, Juan de Mata Lugo, Francisco Lugo, Josefa Lugo and Francisco Lugo, the alleged children ~~and heirs at law~~ of said Francisco Lugo, and Juana Briones de Lugo alleged to be deceased, or their Attorneys may be served with a copy of this petition; and that after due proceedings had, the said decision of the said commissioners may be



reversed, reversed and set aside, and  
that this Honorable Court will decree  
the said claim or title to be invalid.  
with costs and general relief.

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PAGE 31

J. P. M.

Atty of the U.S. for the  
Southern District of Cal.



No 230

J. B. de Lugo et al  
vs  
The United States

Petition of the U. States  
for Review

Filed Oct 12<sup>th</sup> 1835

J. E. Lee  
Clerk

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P. Ord. U. S. Atty.



In the U. States District Court for  
the Southern District of California,  
Special Term Sept 1853,  
Los Angeles,

230 SD  
PAGE 33

Francis Bruns de Lugo et al. App<sup>es</sup>

vs.

The United States. App<sup>t</sup> } N<sup>o</sup> 230.  
(Transcript N<sup>o</sup> 537)

On motion of J<sup>o</sup>seph C. O'Connell attorney of the  
United States for the Southern  
District of California, it is 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  
United States, in the above entitled  
cause, rendered on or about the 16<sup>th</sup>  
day of October A D 1853.

J. O'Connell

Respectfully



No 230.

U. S. District Court  
South<sup>th</sup> Dist. of California

The United States Appellant

vs.

Juan Pinos de Vago et al  
Appellees.

Order of Appeal to Supreme  
Court on Motion of P. Ord.  
N. S. atty: —

~~230 SD~~

PAGE ~~34~~

Filed Oct 10 by 18 1855

O. E. Can Clerk

By J. W. Pinn of



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

Hon. Isaac S. New, Judge,

Number Term 1856

230 SD

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The United States

Appellants

Juan P. <sup>30</sup> Lopez et al

Appellees

ocket No 230

Manuscript from the Board of Land Commissioners No 534

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 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 the Court be made final, it is ordered, adjudged and decreed, That the



U.S. Dist Court  
South Dist Cal.

No 230

The United States  
Appellant  
vs  
Juan Ramos delgado et al  
Appellees

Order  
Vacating Appeal

Filed Feb 5<sup>th</sup> 1857  
Jms  
AdR

230 SD

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Order granting an appeal to the Supreme Court,  
heretofore made in this cause be and the same is  
hereby vacated. And that the Claimants have leave  
to proceed under the decree of this Court heretofore  
rendered in this cause as under a final decree  
Dated at San Francisco  
this 5<sup>th</sup> day of February 1857  
H S DeWitt Judge



California Land Claims.

Attorney General's Office

1 October 1856,

230 SD  
PAGE 37

Sm: In the case of the claim of Juan Pri-  
mes de Sugo et al: confirmed to the Claimants by  
the Commissions, case no. five hundred and thirty-  
seven (537), 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  
Obedient

J. C. Orin Esq.

U. S. Attorney

Los Angeles.



VV

230.

Juan Briones de Sugo et al.

537

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Recd Nov 4 1856



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

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Hon Isaac S. Keyes Judge

December Term 1855

The United States

Appellants

J. D. S. <sup>et al</sup>

Appellees

Roller No 230

Transcript from the Board of Land Commissioners No 534

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 will 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 the above Cause  
be vacated, and that the decree of the Court heretofore  
rendered in this Cause may by order of the Court be made  
Final

P. M. Divally  
Walter Beech & Billing  
Attys of Appellees



U.S. Dist Court  
South Dist Cal  
No 230.

The United States  
Appellant

<sup>vs</sup>  
J. B. Luyochal  
Appellee

Supplication  
to vacate order of  
Appeal to Supreme Court

Filed this 5th February  
1857  
C. S. Clark  
J. M. Coleman  
clerk

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The United States, appellants vs J. B. de Lugo et al

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The transcript contains

I Petition to commissioners p 3.

II Amended petition, and renewal of Juana's claim in name of her heirs p 23.

III. Deposition of W. E. P. Hartwell proving signatures to title and judicial possession, and the occupation of the land by grantee, and his widow & children since 1839 or 40 p 5.

IV. Deposition of Thos Cole. pp 5 & 6.

Proves that grantee had the land stocked with cattle, sheep & horses and lived on it in an Adobe house in June or July 1838 or 1839. After his death his widow & son lived on it. His widow died a short time ago; his son & family live there now.

V. Deposition of B. Dias p 7.

Proves death of grantee & his wife and names of five of the heirs; don't know the names of the others.

VI. Expediente of judicial possession pp 9 to 16.

VII. Translation of foregoing pp 17 to 21.

This expediente of possession contains original title, map, and proceedings of measurements & possession.

The grant defines boundaries and defines quantity, & the proceedings of possession give length of each line; the substance of this is embodied in the decree.

VIII. Opinion of commissioners p 25

IX Decree of confirmation pp 25 & 26



Proceedings in U.S. Dist court

- 1<sup>st</sup> Transcript filed June 6<sup>th</sup> 1855
- 2<sup>d</sup> Notice of appeal " Oct 4<sup>th</sup> 1855
- 3<sup>d</sup> Petition for Review " Oct 12<sup>th</sup> 1855
- 4 Answer. Oct 12<sup>th</sup> 1855

No 230

The U.S. appellants

vs.

J. B. de Sany et al  
appellees.

Index of case



The heirs

The United States appellant

The Heirs of Francisco Leyo. appellee

230 3D

PAGE 43

The original petition in this case was filed in the name of the Widow and Children of Francisco Leyo the original alleged grantee, the widow's death was afterwards suggested by the Commission & the Cause was continued in the name of the heirs Children of the said Francisco & the said Juana Pinos de Leyo.

The claim is based upon a grant from the Governor Alvarado to Francisco Leyo the father of the present claimants

The original grant is offered in evidence and proven to be genuine

Judicial possession of the land was given, and occupation is proven.

The grant is for one and a half square leagues; the description of the land given in the grant aided by the judicial possession given is sufficiently definite to show the particular tract granted and to enable a survey to locate it.

The claimant is therefore entitled to a confirmation and a decree will be entered affirming the decision of the Commission



No 230

*[Faint handwritten text, likely bleed-through from the reverse side of the page]*

*[Main body of handwritten text in a cursive script, covering most of the page]*

