

CASE No.

354

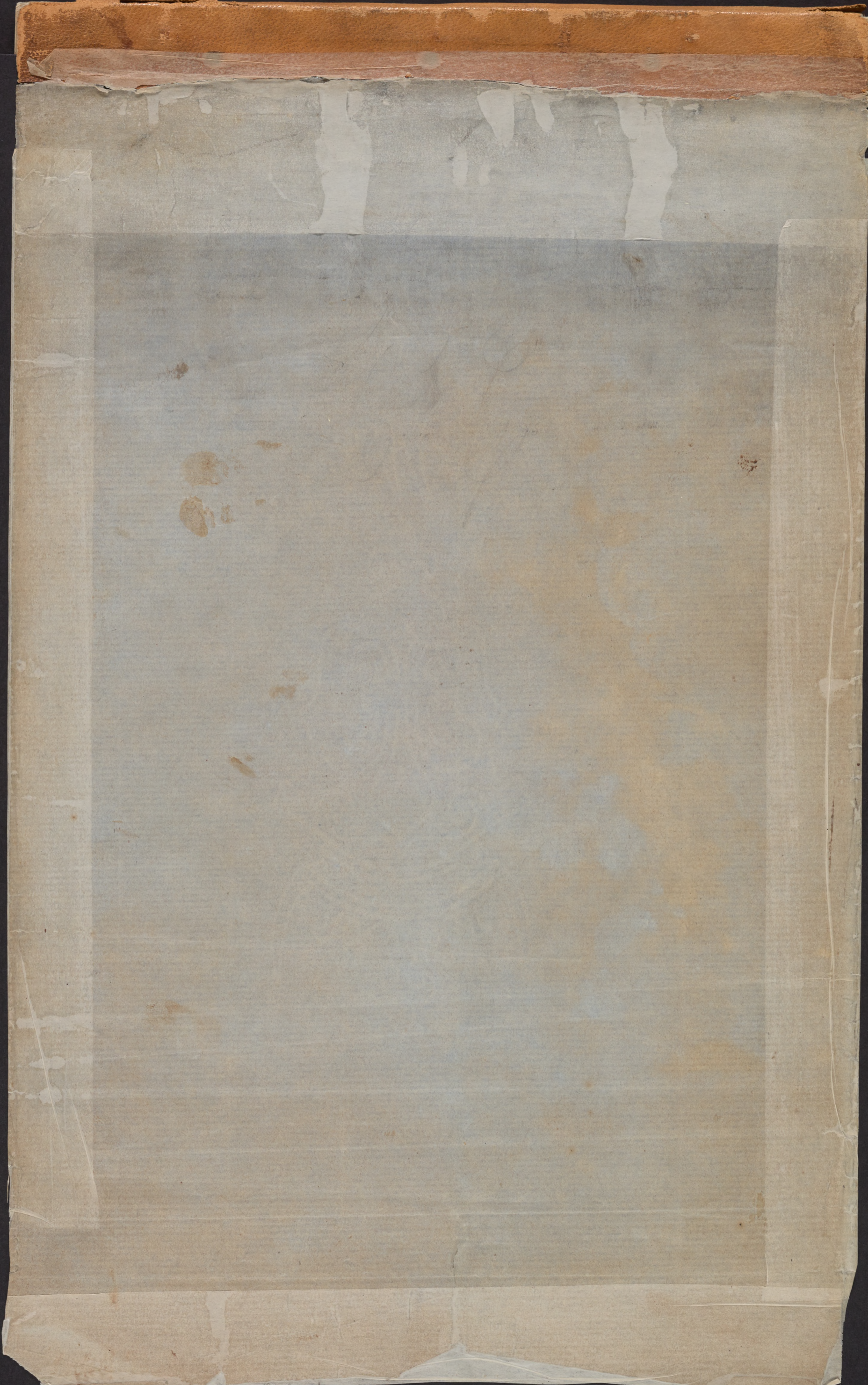
**SOUTHERN DISTRICT**

**SANSAL REDONDA GRANT**

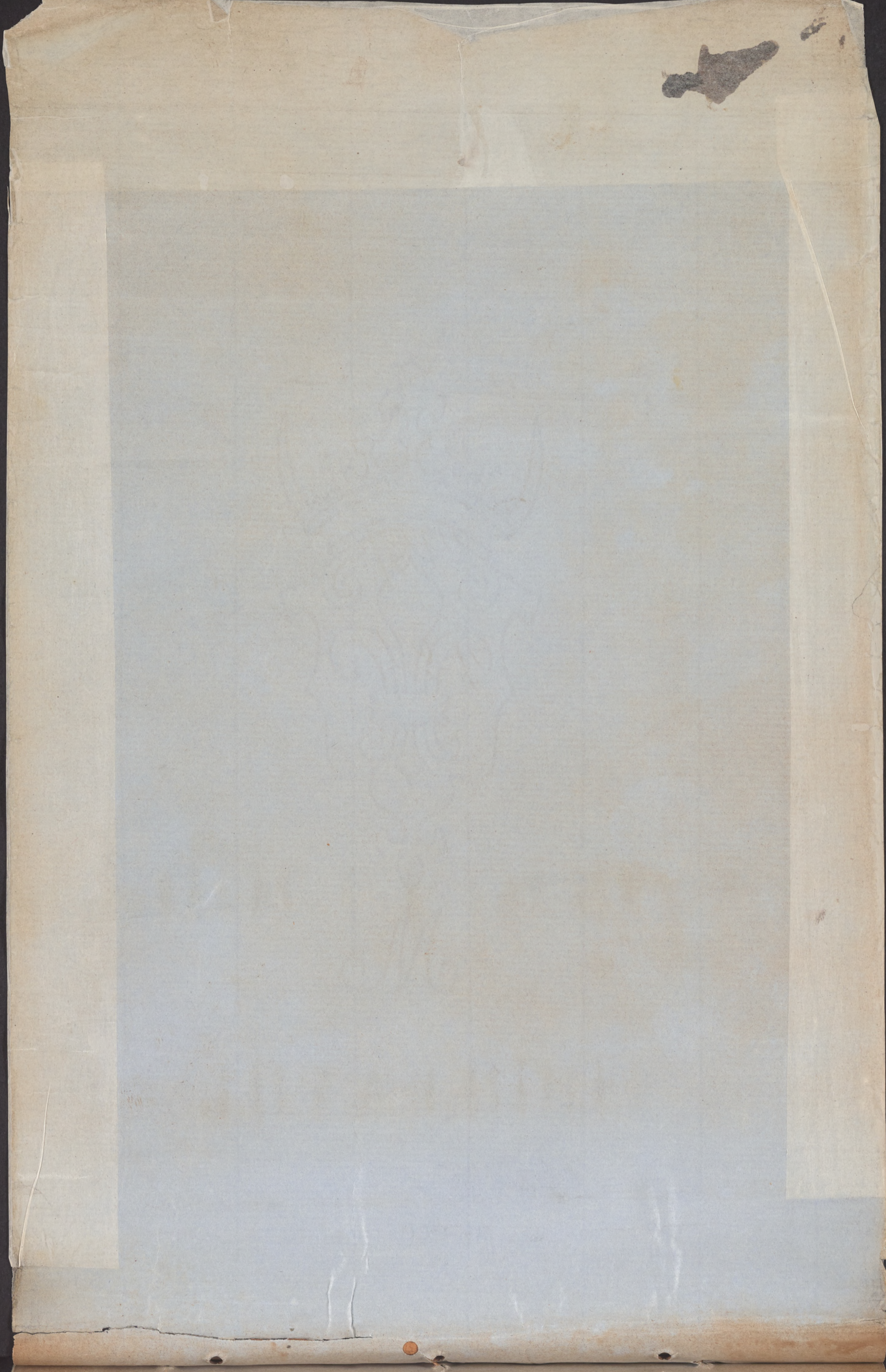
ANTONIO YGNACIO ABILA

CLAIMANT











456  
Dec

354 SD  
PAGE 1

TRANSCRIPT  
OF THE  
PROCEEDINGS

IN CASE

NO. 456

*Antonio Ygnacio Abila*

CLAIMANT

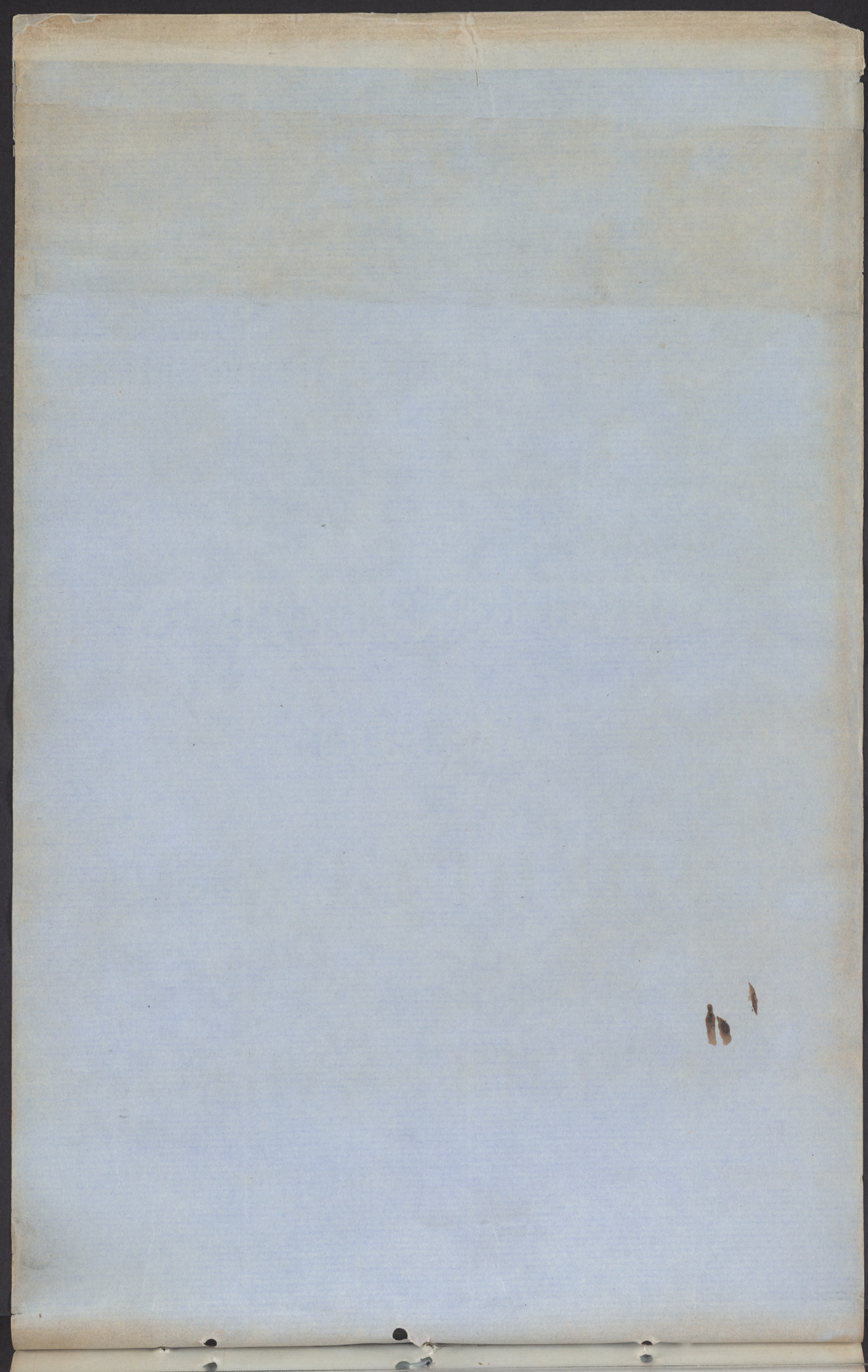
VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"*Sansal Redondo*"







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 fifth 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 Antonio Ignacio Abila, for the Place named "Lausal Redondo Guipita Salina" was presented, and ordered to be filed and docketed with No. 456, 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 12, 1852.  
In Case No. 456, Antonio Ignacio Abila for the place named "Lausal Redondo", the deposition of Jose Antonio Carrillo, a witness in behalf of the Claimant, taken before Commissioner Neilana Hall, with documents marked H. H. No. 1 and Translation thereof marked B, annexed thereto, was filed.  
(Vide page 6 of this Transcript.)

San Francisco December 13, 1852.  
In the same Case the deposition of Tomas A. Sanchez, a witness in behalf of the Claimant, taken before Commissioner Neilana Hall, was filed.  
(Vide page 8 of this Transcript.)

San Francisco October 10, 1853.



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In the same Case the deposition of Tomas A. Sanchez, a witness in behalf of the Claimant, taken before Commissioner Alpheus Fitch, was filed -  
(Vide page 12 of this Manuscript.)

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San Francisco October 14, 1853.  
In the same Case the Counsel for the Claimant filed the following Stipulation to wit:  
(Vide page 24 of this Manuscript.)

San Francisco October 20, 1853.  
In the same Case a certified copy of the deposition of Cayetano Varela, a witness in behalf of the Claimant, taken before Commissioner Neiland Keall on the 23<sup>d</sup> of October 1853 in Case No. 398, was filed as evidence in this Case pursuant to the stipulation with the United States Law Agent.

(Vide page 9 of this Manuscript.)

San Francisco May 2, 1854  
Case No. 456 was ordered to be placed at the foot of the 1<sup>st</sup> class Cases on the Trial Docket.

San Francisco June 26, 1854.  
In the same Case the Counsel for the Claimant filed the following Stipulation to wit:

(Vide page 23 of this Manuscript.)

San Francisco June 27, 1854.  
In the same Case the Counsel for the Claimant filed an authenticated copy of the deposition of Abel Stearns, a witness in behalf of the Claimant in



3  
No. 391, Henrique Abila for the place named "Tajanta" taken before Commissioner R. Aug. Thompson on the 18<sup>th</sup> March 1854 as evidence in this case =

(Vide page 16 of this transcript.)

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3  
In the same case the Counsel for the Claimant filed an authenticated copy of the deposition of Rafael Gallardo, a witness in behalf of the Claimant taken in Case No. 391, Henrique Abila for the place named "Tajanta", before Commissioner Richard Hall on the 6<sup>th</sup> November 1852, with a copy of the map annexed to said deposition, marked No. 16. A. 1, as evidence in this case =

(Vide page 14 of this transcript.)

San Francisco July 25, 1854.  
Case No. 456 was submitted on briefs -

San Francisco June 19, 1855.  
In the same case Commissioner S. B. Furwell delivered the Opinion of the Board confirming the Claim =

(Vide page 65 of this transcript.)

3  
And the following Order was made, to wit:

(Vide page 66 of this transcript.)



H



17456+

5-

Petition

To the Honorable Board of Commissioners for ascertaining and settling Private Land Claims in California

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The Petition of Antonio Garcia Abala of the County of Los Angeles respectfully shows that he claims in fee a certain tract of land situated in said County known by the name of Sanal Meadows of Guaspito and containing five square leagues more or less as well he shown by the map annexed to his petition for said tract of land.

He further shows that he claims said tract of land in virtue of a concession of land to him made by Juan B. Alvarado Governor and Captain of the State of Alta California and President of the Honorable Assembly in pursuance of authority vested in him by Law by a grant bearing date 20 May 1837 which said grant had the previous approval of the Honorable Assembly.

He further represents that for many years previous to said grant he had possession of said land and had always thereon and cattle and that he has since then and now is in peaceable possession thereof.

He submits the original Grant bearing A and its translation bearing B and certifies on the same and upon such other and further documents and verbal testimony as he may be advised may be necessary.

He further shows to the Honorable Board that there is no conflicting claim either in virtue of title or of peace possession.

Wherefore he prays the Honorable Board to take his claim into consideration and to confirm the same.



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By His Attorney  
Lancaster Brent

Filed in Office November 12th 1852  
Signed

Geo Fisher  
Secretary

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PAGE 6

Recorded in Record of Petitions Volume  
1 Page 408 and 409

Signed  
Geo Fisher  
Secretary

Depo of  
Jose A.  
Carrillo

Los Angeles November 12th 1852  
On this day before Commissioner William  
Hall came Jose Antonio Carrillo a  
witness in behalf of the claimant Anto-  
nio Ygnacio Abula Petition Number  
456 and was duly sworn his testi-  
mony being interpreted by the  
Secretary

The United States Associate  
Law Agent was present

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

My name is Jose  
Antonio Carrillo my age fifty seven  
years and I reside in the City of Los Ang-  
eles

Under the land called San Rafael  
and another known as San Diego  
years this man has been in possession  
of it ever since I have known it about  
twenty five or twenty six years ago

The Paper  
cut the land to Antonio Ygnacio Abula  
I have heard that he got a grant of the  
land about the year one thousand eight  
hundred & fifty but I have seen nothing  
what was recognized as the same since



2/4 56 +

of the Ranch. It is bounded on one side  
by the Land of Dominguez on another by the  
Sea coast on another by land of the Mex-  
icans and Thomas Sanchez on another  
by the Ranch called Curio.

There have  
been recognized as the boundaries for  
our twenty years, abela had a barn on  
the land, houses and cattle and cultivated  
the land.

Abela own three thousand head  
of cattle and approximately his stock was  
increased. The occupation of abela and  
his children has continued to the  
present time.

The house is very good,  
house and has been inhabited from  
the time the land was first occupied  
by abela.

A paper is now shown me pur-  
porting to be a grant to Antonio Juan  
abela dated May 20th 1837. I am  
acquainted with the signatures of  
Juan B. Alvarado and Victor Rudon.

These  
signatures appearing on said paper I believe  
to be genuine. It is dated 20th May and  
March 14th No 1.

Witness by the associate  
Law Agent

By what right do the City  
of Los Angeles claim this land  
answer

I do not know of  
what right. But when the Town was  
first settled the land was given to the  
Town that the inhabitants might have  
on it with their stocks in commission. I  
cannot say in regard to their legal  
right.

Were the grants made by  
Alvarado as Governor of the territory

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State of Attorneys in law respected  
as legal and valid

answering

They have been  
respected as legal. all the acts of Alvarado  
- and all government have been declared  
- valid by the Mexican Government

A mass number of the Mexican Congress  
while Alvarado was Governor and I know  
that a decree of the Congress was passed  
to that effect and Alvarado was after  
- named Commissioner as Governor of the  
Mexican Government

Jose Antonio Carrillo

Sweden and September

Respectfully

Heland Hall

Commissioner

Files in Office Number 12th 1852

Respectfully

Geo Fisher

Secretary

Records in Vol B Volume 2 page 289

Respectfully

Geo Fisher

Secretary

Depo of  
T. A. Sanchez

Los Angeles November 2nd 1852

On this day before Commissioner Heland  
Hall came Tomas A. Sanchez, a witness  
in behalf of the Claimant Antonio Garcia  
and Alcala Petition Number 456 and  
was duly sworn his evidence being  
interpreted by the Secretary

The United States asso-  
ciate Law Agent was present

In answer to inquiries  
by counsel for the Claimant the witness  
testified as follows



3/15 64

My name is Poming a Sancho,  
I am twenty four years of age and reside  
at Los Angeles

Among the Rancho called  
San Antonio de Padua. It is on this Comite  
on the road from this place to San Pedro  
I have known it for ten or fifteen years,  
bordered by a bay

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Antonio Guzman  
Alcala has occupied the Rancho ever  
since I know it the greatest number  
of cattle he has had on the Rancho at  
one time I should think between four  
eight to ten thousand

Among the Rancho  
called San Antonio de Padua he engaged  
and maintained

Among the Rancho of  
Manuel Dominguez, Antonio Alcala  
the Sepulveda, Agustin Machado  
Bernard Alcala and my own Rancho  
called Guadalupe

Thomas A. Sancho,  
I was and, Subscribed

Before me

Heland Hall

Commissioner

Filed in Office December 13th 1852

Signed

Geo. Fisher

Secretary

Recorded in Auditor's Book Page 329

Signed

Geo. Fisher

Secretary

Depo of  
C. Varela  
in 398 Copy

Los Angeles, October 23rd, 1852  
On this day before Heland Hall one of  
the Commissioners for ascertaining  
and settling Private Land claims in California  
my name being sworn to and a  
witness produced in behalf of the Claimants



Mammal Damuquin et al whose Petition is number 398 on the Docket of the Commission and was only sworn his evidence being interpreted by the Secretary

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The United States Associate Law Agent was notified and attended

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

My name is Fayetteville Parilla My age is twenty two years I was born in the City of Los Angeles I am a native of California and have always resided here

Among the Rancho San Pedro and Rancho Estobal Damuquin the father of Manuel Damuquin, under the boundaries of the Rancho and I established by order of the Government in the year 1847

Anastacio Carrillo was the Commissioner appointed by the Government and he sent Anastacio Alcala the Alcalde to fix the boundaries and went with him

The Commission at the old road that leads from Los Angeles to San Pascual to nine thousand two leagues from this place at a large stone head stone for that purpose which I think may be there yet

The two members as unto must by course to salt ponds then to the sea coast say two hundred leagues from the salt ponds from there we came home The other boundaries were to the River of San Gabriel on the East and the Bay of San Pedro It was talked over at the time that there were the other boundaries



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From the stone we started from there was  
in an easterly direction a sycamore tree  
which we could see from the stone  
and that was established as a boundary  
standing  
at the place and looking beyond the syc-  
amore tree alone remaining beyond the  
tree would strike the River San Gabriel  
it would run an easterly course the  
Salt Pond was within the boundaries  
of San Pedro.

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Before reaching the salt pond  
we came to a sand hill and before  
reaching the hill we passed several  
small places along the river.

There was  
with me in establishing the boundaries  
besides the Alcazar Aguirre Machado  
and Alvaris (Guerra the sycamore tree  
was used as one of the land marks)

Aguirre, his  
legions + Karita  
mark  
Luzon and Submitter  
Luzon

Aguirre, Meland Hall  
George Fisher Secretary of the Board of  
Commissioners was certain under the  
Private Land Claims in California  
actively certifies that the foregoing is a  
true full and correct copy of the depo-  
sition of Gaspar Varila filed in Case  
Number 398 (Whom Manuel Domingo  
my estate claimants) among the  
Bills of said Board in my care and  
custody as such Secretary

Aguirre  
imposed at the City of San Francisco  
this 26th day of October 1853

Geo Fisher  
Secretary



Filed in Office October 20th 1853

Signed

Geo Fisher

Secretary

Records in Book Volume Page 271

Signed

Geo Fisher

Secretary

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Depo of  
T. A. Sanchez

Office of the Board of Commissioners &c  
This day before Commissioner Phelps,  
Judge came Tomas Sanchez, a witness  
for Plaintiff Antonio Ygnacio Abala  
Number 456 who after being asked by  
said Appointee as follows  
Questions by Mr Brent  
attorney for Plaintiff

Question What is your  
name age and place of residence  
Answer

Tomas Sanchez, Tomas  
Sanchez, my age twenty eight years  
and reside in Los Angeles, in California  
2 Question

Are you acquainted  
with the Rancho known by the name  
of San Jacinto of your knowledge  
have you known it  
Answer

I am and have  
known it for a long time but more espe-  
cially since the year 1848  
3 Question

Do you know  
the Salinas upon said Rancho if so descri-  
be it  
Answer

Answer I know it it is a  
Salt Lake spring and is situated  
about a distance of a vara from the  
sea beach and is situated from it  
by said hills. It is a place very well known  
by all the neighbors



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of 4567

4 Question Do you know the line between this Rancho and that belonging to the Domingos of said side of it

Answer I am acquainted with the boundary between them there are three rocks in front of a sand bank (nd) which forms a monument in front of said boundary

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All the cotermineous neighbors respect these lands as such as the boundary between the two Ranchos in making roads

The Rancho of the Domingos is also known as the Rancho of the San Pedro. There are two miles of stones on the boundary between the two Ranchos that are above mentioned and another that was not far from it and is in front of a Lake Laguna called Laguna de Ca

5 Question Do you know the Rancho of the Curvas of Juan de la Cruz occupied it since you first knew it

Answer I know it it was occupied when I first knew it by Juan de la Cruz and after that by his children

6 Question Do you know the boundary line between the lands of the City of Los Angeles and the Rancho San Gabriel Mission

Answer I do not know any monuments between them but there is a Salitral which is recognized as the boundary

Question by Mr Greenham as to Law Agent

Question

Did you see any of the piles of stones which you speak of



A 4

as mammals erected over you know  
by what authority they were placed there  
and

I do not see them  
there and do not know by what authority  
they were placed, I saw them there along time  
ago and they are there yet

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Thomas A. Sanborn

This testimony was given  
in the Spanish Language Mr Fisher  
Secretary of the Commission acting as  
Interpreter

Subscribed and sworn  
before me at San Francisco  
this 10th day of October A.D. 1853

Alphonse Felch  
Commissioner

Filed in Office October 11th 1853

Signed

Geo Fisher

Secretary

Re covers in Vol 3 page 247

Signed

Geo Fisher

Secretary

Copy  
Deposited  
R. Gallardo  
in 391

Los Angeles November 6th 1852  
Antonio and Rupre Commissionaire (Beland)  
Has come before Rafael Gallardo a witness  
in behalf of the Claimants Henrique  
Abreu Petitioner Number 39, and was  
asked under his name being interpreted  
by the Secretary

The United States Associate  
Law Agent was present

In answer to questions  
by Counsel for the Claimant the witness  
has testified as follows.

His name is Rafael  
Gallardo and is fifty two years and  
reside in Los Angeles



15-

papers were shown me pointing to  
a Petition for Grant and a professional  
Grant to ascertain what land which  
paper is referred to the Department of  
Mineral Development, San Felipe taken  
in this case

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Have seen this paper before  
I think in 1843 my signature is on  
the paper and it was placed there by me  
at the time it was made

Juan Alcalde  
and acted as such at the time a map  
is now shown me which I recognize to  
be the same that was made at the  
time.

I made report to the Governor and  
is the same that is mentioned in said  
report said map is made under and  
numbered 1814 No 1

In answer to questions by the  
associate Law Agent the witness says  
the land was inherited by Anastasio  
Alba at the time he arrived and  
made report to the Governor

He has a  
house on it in which his family reside  
and he cultivated the land and had  
cattle and hives, there another house  
is being on the land etc

signed

Rafael Gallardo  
Sworn and subscribed  
before me

signed Hilario Hall  
Commissioner

I George Fisher Secretary of the Board  
of United States Land Commissioners  
to ascertain and settle the Private Land  
claims in the State of California and  
to certify the foregoing to be a true  
and correct copy of the Depo-  
sition of Rafael Gallardo as taken before



Commissioner Heland Hall on the  
 16th of November 1852 on Case Number  
 391 Henrique Abela's claimants  
 and that the same is upon the coming  
 the Archisepais Board and the  
 my care and custody as Secretary  
 witness my hand this  
 28th day of June A.D. 1854  
 signed  
 Geo Fisher  
 Secretary

Filed in Office June 27th 1854  
 signed  
 Geo Fisher  
 Secretary

Copy  
 Depo of  
 A. Stearns

Case Number 391  
 United States Land Commissioner  
 San Francisco March 10th 1854  
 On this day before Commissioner R. A. May  
 Thomas Carne Abel Stearns a witness  
 in behalf of claimant Henrique Abela  
 Case Number 391 who after being  
 duly sworn deposed as follows  
 Present J. B. Bryant Counsel  
 for defendant and J. H. McKim  
 U.S. Law Agent

Witness states his name  
 is Abel Stearns his age is fifty four years  
 and resides in the City of Los Angeles  
 California

Tested by claimants  
 counsel

As you are acquainted  
 with the tract of land situated in  
 the County of Los Angeles formerly  
 occupied by Anastacio Abela and  
 now occupied by Henrique Abela  
 and claimants in this case if so  
 State bearing thereon are known  
 it



7/4564

answer

I know said track of land and have been acquainted with it for the last twenty two years

Question by same

Look upon the

account marked 1414 not answer to the deposition of Rafael Gallardo and filed in this case and state if the map therein delineated represents the track of land above spoken of what would be the eastern boundary of said track of land

Question objected to by the witness, states that a person claiming this town and purchases the interests in answer

answer

Witness (Lutteran) leading from Los Angeles to the Rancho of San Pedro belonging to Dominguez, said road runs nearly north and south

It is a public highway and was travelled for years as the road leading to the Port of San Pedro

Question by same

Witness said Rancho what have been its reported eastern and northern boundaries

Objected to by the same Grounds as above

answer

The reported northern boundary has always been the lands belonging to the City of Los Angeles known as Los Angeles

The reported eastern boundary is a line that is the road leading from Los Angeles to San Pedro

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Question by same

What is the reported boundary of the Epidus of Los Angeles

Answer

This four leagues square two leagues in each direction to the four points of the compass with the Church in the City of Los Angeles as the centre of the square

Question by same

State what would be the north east corner of said tract of land claimed in this case

Answer

The north east corner would be the point of intersection of the boundary of said Epidus or Town (called of Los Angeles) with the said road leading from Los Angeles to San Pedro

Question by same

Who occupies said tract of land at this time

Answer

It is occupied by Henrique Alcala and several of the children of Anastasio Alcala

Question by same

In what manner is it occupied

Answer

There are two houses on it and perhaps three inhabited by the children and family of Anastasio Alcala deceased they have on it a very considerable stock of cattle and horses and have seen a considerable portion of the land under cultivation in alfalfa fields

How many of our authors on the land except the reported owners



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8/436+

Cross Examined by United States Law Agent

Question by same

How many square leagues are contained in the said tract of land  
Answer There is perhaps a league a little more or less

Question by same

What lines on said map represent the bounds of said Rancho as you understand them

Answer

The exterior line beginning north from the corner colored blue would describe nearly the road before mention of as the eastern boundary

Question by same

What natural or artificial object represents the western boundary

Answer

I have always understood the western boundary to be the line of the Rancho of Antonio Alcala called San Lorenc

Question by same

What natural or artificial object represents the northern boundary

The southern line is the Rancho of the Gamignoz called San Pedro. I know of no natural or artificial object on that line though there may be some. I do not know of any

Question by same

By whom and in what manner were the limits of the City of Los Angeles established and do you know where they are

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Answer

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I do not know by whom or how they were established nor do I know where they are

In speaking of the boundaries of the Bishop of San Angeles I spoke from the general report of what these boundaries were. Instructions by Mannings Council

Having been appointed the boundaries of the Ranchos claimed in this case to be as you have described them

Answer

Having so known them for a number of years, I cannot say how long

signed

Abel Stearns

Sworn to and Subscribed

Reference

March 10th 1854

signed

Nancy Thompson

Commissioner

I George Fisher Secretary of the Board of United States Land Commissioners to ascertain and settle the private Land claims in the State of California as fully certify the foregoing document to be a true and correct copy of a document on file in this office in case number 391 Henrique Alcala et al. Mannings and among the archives of said Board and in my care and custody as such Secretary witness my hand this 29th day of June 1854

Geo Fisher Secretary Filed in Office June 27th 1854

Geo Fisher Secy



Ranch + Map  
of  
La Ballona

354 SD

1.

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14

Here Preceded  
}  
} Map }  
}

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

Por cuanto los ciudadanos Agustín e Ignacio Machado Felipe y Lucas Salamanteo han pretendido para sus beneficios personales y el de sus familias el paraje conocido con el nombre de Ballona, ebndidante al Oriente con el Rancho del C. Polcaimio Figueroa al Norte con el del C. Alanis al Poniente con el del Sr. José Sepulveda practicadas previamente las diligencias y averiguaciones concernientes segun lo dispuesto por leyes y Reglamentos usando de las facultades que me son conferidas à nombre de la Nacion Mexicana he venido en concederles el terreno mencionado declarandole la propiedad de el por las presentes letras sujetandose à la aprobacion de la Comision Junta Departamental y à las condiciones siguientes.

1<sup>ra</sup> podra ser usado sin perjudicar las travesias, caminos y servidumbres lo dispuesto para libre y libre servimto destinandolo al uso o cultivo que mas les acomode.



pero dentro de un año fabricaron casa y Estera habitada.

2<sup>a</sup> Solicitacion del juez Respectivo que le de posesion juridica en virtud de este despacho por el cual se demarcaran los limites en unos limites pondra a mas de las mofoneras algunos arboles frutales o siveles de alguna utilidad.

3<sup>a</sup> El terreno de que se hace mencion es de la Estension que demuestra el pliego que corre en el Expedite. El juez que diere la posesion lo hara medi conforme a Ordenanza, quedando el sobrante que Resulte a la Estacion para los usos comunes.

4<sup>a</sup> Se sujetara a lo que resultare sobre terminos de la municipalidad de la ciudad de los angeles.

5<sup>a</sup> Si contraviniere a estas condiciones perderan su derecho al terreno y sera denunciabile por Otro.

En consecuencia mando que temendose por firme y Valido este titulo se tome Razon de el en el Libro Respectivo y se entregue a los interesados para su resguardo y acausos fines. Dado en Monterrey a veinte y siete de el mes de Noviembre de mil ochocientos treinta y nueve.

Juan P<sup>o</sup> Alvarado  
Manuel Jimenez. Secretario  
Se tomo Razon en el libro Respectivo a f.  
13.

Office of the Surveyor General  
of the United States for California  
J. John B. Hays Surveyor General  
of the United States for the State of California and as such, having in my Office and in my Charge and Custody a portion of the Archives of the former Spanish and Mexican Territory or Departments of Upper California, by Virtue of the power vested in me by Law, Do hereby Certify, that the three preceding and hereto annexed



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pages of tracing paper numbered from One to three inclusive, exhibits a true and accurate copy of part of a Record entitled "1839. Espectiente homicidio por los Ciudadanos Agustín e Ignacio Machado, Felipe y Tomas Salazar y otros en sociedad de un paquete nombrado Bellona (184)"

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In Testimony Whereof I have hereunto signed my name Officially and caused my seal of Office to be affixed at the City of San Francisco this twenty eighth day of June 1854.

John C. Hays  
U. S. Surveyor General  
for California

Filed in Office July 21 1854

Geo. Fisher Deery

Stipulation

Antonio Ignacio Abela

United States U. S. Consul Commission

It is hereby stipulated between the United States and the claimant in the above claim that certified copies made by the Secretary of said Commission of the decree of confirmation in No 369 of the depositions of Abel Shanno and Rafael Gallardo with the document marked H. H. No. 101, annexed, taken in June 1839, may be read and considered in the hearing of this claim with the same effect and force and subject to the same objections as if originally addressed and proven herein, copies of said documents to be furnished by the claimant to be filed marked by the claimant at the hearing of this case.

J. H. Whinn  
Law Agent  
San Francisco  
Att. for claimant

Filed in office June 26 1854  
Signed Geo Fisher Deery



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Consent to read  
certified copy of  
deposition of  
Borba  
taken in No. 398

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No 456 Sausal Redondo y Guaypita  
Antonio Ignacio Abila claimant

It is hereby agreed and stipulated between  
Robert Grushen, Appointe Law Agent on  
behalf of the United States, and J. Sarmiento  
Brent, atty for the claimant that a certified  
of the deposition of Borba taken in the  
sum of San Pedro 398 may be read on the  
hearing of the first entitled claim in the same  
manner & with the same effect as if taken  
originally in the said said claim  
Oct 14, 1853.

R Grushen  
App Law Agent

J Sarmiento Brent  
atty for claimant

Filed in office Oct 14, 1853  
(signed)

Geo Fisher Secy



B  
Translation  
of A

The Citizens Juan B Alvarado Governor  
ad interim of the free and Sovereign State  
of Alta California and President of the  
Honorable Assembly forming a consti-  
tuent Congress

Translation  
of 118 Not  
annexed to  
Disposition of  
Jose Antonio  
Carrillo

Whereas the Citizens An-  
tonio Ignacio Alcala has petitioned for  
his own personal benefit and that of  
his family, friends and plans, known by  
the name of Sausal Redwoods within  
the limits as per the map which accom-  
panies his petition

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Having previously  
practised all the steps relative thereto  
according to the dispositions of the Laws  
and Regulations on the subject matter  
using the powers which are conferred  
on me in the name of the Mexican Na-  
tion I have granted him the above men-  
tioned tract of land, according to what  
was desired by the Honorable Assembly  
forming a Congress, the resolutions of  
which is as follows

That there is conceded to the Citizen  
Antonio Ignacio Alcala the tract of  
land called Sausal Redwoods and  
Guaspala which he actually occupies  
with his property without prejudice to  
the pasture lands of the cattle and horses  
of the community of the City as it has  
not marked with the landmarks (Cajales)  
which belong to it

And that if the lands to which reference  
is made in the foregoing article should  
be confiscated, within the (Cajales)  
of which mention is made the same  
shall be subject to the Government  
and (Community) which may be  
and any

Santa Barbara May 14th 1837  
J. N. Estrada F. J. Alvarado



In consequence whereof I command,  
that the present document showing  
him as a rebel and being held as a prisoner  
and a traitor be removed in the correspon-  
ding book and be delivered to the  
interested party for his security and  
other purposes

Given in the Government  
house in Santa Barbara 20th May 1837

Juan B. Alvarado  
Victor Prudon

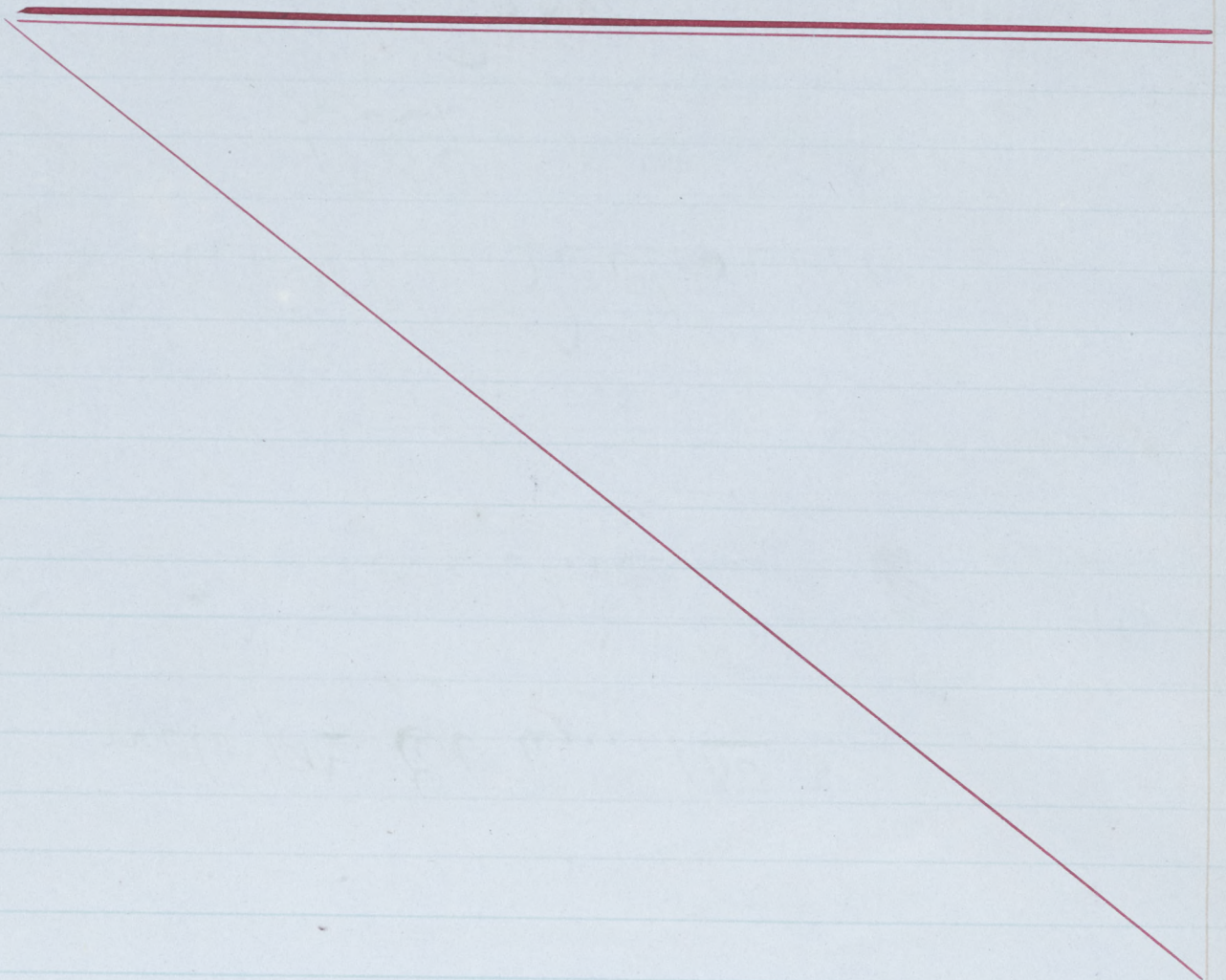
Secretary  
Pro Tem

The warrant will attach to this exhibit  
stamped fifty dollars in order that it  
may conform to Law

Victor Prudon

Filed in Office November 5th 1852  
Signed

Geo. Fisher  
Secretary





27 I. S. D. K

# Expediente

Promovido por El Cuiel<sup>no</sup>

Expedite

Ignacio Arila

En solicitud del Teniente nombrado

Juacal Redondo

1839

N.º 339

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28  
2. S. D. R. Susgado 1<sup>o</sup> con } Remito a V. S. informado  
de los angl<sup>os</sup> } el Expediente pumario  
Sta Barbara At. } p<sup>o</sup> Dr Antonio Ig<sup>o</sup> Cirila  
11. de 1834. } conforme lo previene en su  
a la comision de } decreto de 31 de Enero del  
Teniente Valdivia } presente año constante en  
Alvarado } el mismo expediente y  
de D<sup>o</sup> Ignacio Machado  
que p<sup>o</sup> acuerdo de este D<sup>o</sup> p<sup>o</sup> asunt<sup>o</sup> también

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3. S. D. R. } en seccion de 18 del corriente dispuso se  
hiciese uno ambos escritos y pasara todo  
al sup<sup>o</sup> Gobierno del Territorio para que  
mirando uno y otro disponga lo conveniente  
sobre el particular como lo verifico remiten-  
do a V. S. otro escripto compuesto de lo fo-  
utiles y el disen<sup>o</sup> que le acompaña.

4. S. D. R. } Div<sup>o</sup> y Libertad Angeles Jho 21 de  
1834. }  
El Jbara

5. S. D. R.

(Here follows)  
map

6. S. D. R. Informe el V. } Don Gobernador  
Asunt<sup>o</sup> de } Antonio Ignacio Cirila de  
Esta Ciudad } Esta Vecindad con el  
sobre los puntos } mayor respecto hace a V.  
a que se conhae } presente que en el año de  
los anteced<sup>os</sup> } 1822. me fue concedido para  
solicitud. } ena de ganado el sitio llama-  
Angeles 31. de Cr<sup>o</sup> } do causal Redondo enfo  
de 1834. Alvarado } disen<sup>o</sup> es el que acompaña.



29

En el año de 1828. por disposición del Sr  
 Alcalde se le concedió al Ciudadano Ignacio  
 Machado un terreno perteneciente a otro sitio  
 mas habiendolo yo reclamado se le Retiro  
 aquella concesion para que yo lo ocupara  
 Despues de pasado algun tiempo y a muchas  
 suplicas que me hizo el señor Machado  
 le permití el que sembrara allí por aquel  
 año asi lo verifico abusando de su favor  
 volví a pedirlo a este Ilustre Ayuntamiento  
 haciendole presente los trapajos que ya  
 tenia adelantados y si lo concedieron  
 no obstante mis repetidas nuevas, repeti  
 dos nuevos Reclamos el derecho de propie  
 dad. Esto señor bien meditado por V. D.

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J. G. D. R

espera que se sirva administrarme la  
 justicia que me asista atendiendo  
 tambien al merito por los servicios muchos  
 que tengo prestados en Beneficio de esta  
 Ciudad.

Por tanto. a. V. D. suplico  
 atienda a mi pedido y se surta Recibido  
 en papel comun por falta del sellado que  
 corresponde. por V. D.

Ang<sup>l</sup> Enero 30. de 1834.  
 a Ruego del Otorgante por no saber firmar  
 Antonio M<sup>o</sup> Osio  
 Angeles Febrero 11 de 1834.  
 Dado cuenta al Ilustre Ayuntamiento de  
 esta Ciudad en sesion de hoy con la  
 inst<sup>a</sup> y acieto que antecede a cordi pasa  
 ra a la comision de terrenos baldios  
 para q<sup>e</sup> informe.

El Obrero # Narciso Botello Sr<sup>o</sup>  
 Y. A.

J. G. D. R

La Comision de terrenos baldios avendo  
 examinado el Exped<sup>te</sup> promovido por  
 Don Antonio Ignacio Avila y la Exposi  
 cion de Don Ignacio Machado referentes  
 amos acreditado su propiedad en el terreno  
 llamado aguayo del centinela; dice que  
 Don Antonio Ignacio Avila alega pertene  
 cerle dicho terreno por que se comprende  
 dentro de los que se le concedieron en



1822. y Ignacio Machado comprueba perteneciente por of. Este y 4/10<sup>os</sup> corporacion le dio el Escribado para ya con frecuencia de Este Título puso su uelta cerca el terreno y condujo las aguas a los Riegos

El Causal Redondo Salinas y Guashita son terrenos pertenecientes a esta comunidad lo mismo que muchos otros que poseen varios vecinos y es evidente y ca<sup>to</sup> del título que tiene D<sup>o</sup> Ant<sup>o</sup> Ignacio Avila que se le consedió bajo la Intelligencia de que si otros vecinos de este pueblo quisieran agregarse lo podían hacer poniendo su haba<sup>so</sup> de suerte que no esta consedió que lo aya<sup>so</sup> y<sup>ndido</sup> el Sr Avila de que cualquier ra podía y<sup>o</sup> agregarse a dichos terrenos poniendo su haba<sup>so</sup>.

Esta I<sup>ta</sup> Corporacion considerando sin duda estos fundamentos consedió en 1835. a D<sup>o</sup> Ig<sup>no</sup> Machado el Escribado terreno con el nombre del Centinela y dicho vecino a puesto en el ma. Dina. sercos, y ha conducido las aguas a los Riegos, la Comision no en cuenta justo que se desposea al vecino Machado de su propiedad adquirida con justo título y concluye poniendo a la Deliberacion de V. <sup>a</sup> la siguiente proposicion:

q. Q. D. R de Don Ignacio Machado formen un Espect<sup>o</sup> y con el presente informe se remite todo al superior Gobierno del <sup>er</sup> Intorio para su conocimiento.

Angeles Febrero. 18 de 18 34

Basilio Valdez

M. J. Ayuntamiento

al Avri ditamen sobre la antecedente comision e informan como debemos como debemos con verdad en el Encargo que nos an confiado, vemos que diam<sup>o</sup> llamam<sup>o</sup> se haya apuesto nuestro socio a nuestra Opinion tanto para el Dictamen como



para el informe y en este supuesto el mis-  
mo ha de darle por si solo.

Al desempeñar nuestro Encargo, tenemos  
presente la Verdad con que debemos acci-  
-lo: Cuius proes mas o menos, quince años  
que ha los señs Machados se les concedio  
el sitio que ocupan con su ganaclo; en el  
a mas de que hay mucho lugar para abre-  
vadero hay tambien para Lavar y en abundan-  
cia de Regadio; tantas quantas sus puestas  
no son capaces de cultivar no obstante Ig-  
nacio Machado por los medios Urubanos y su-  
plicatorios previo el consentimiento del Sr Avi-  
-la hizo una diembra con el aguaje llama-  
do sentinela y que abusando de este favor  
desde aquel tiempo pretende cercenarla  
dicho paraje al Sr Avila quien dice que lo oc-  
upa con su ganaclo desde el año de 1826.

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10. L. D. R

Es probable que los aguajes que tiene el  
sitio son Lagunas Chicas que solo toman  
agua segun las Lluvias y no hay otro ma-  
rential que el de la sentinela, asi es  
que en un año Estiel todas se secan  
enteramente y no queda mas aguaje que  
en dicho Vertiente y si este se le quita  
al Sr Avila sera segun la perdida a  
de su ganaclo y el de Dario Vecinos que  
con el de este Sr se hallan moelados  
y en este concepto la comision es de pare-  
cer que se haga de con dicho paraje de  
los dos solicitantes a quien el gobierno  
menciente convint. segun el merito de  
cada uno

Ciudad de Los Angeles Mexico 18 de

Angelas Febr 18 34  
Francisco Pantofa

11. L. D. R

Seclipe Lugo.  
Muy Sr Asuntammto de Esta Cui-  
dad.

Ignacio Machado natural y  
Vecino de Esta Ciudad ante V. Repre-  
sento. Que ha llegado a mi noticia qd  
Sr Antonio Ignacio Avila ha pretendido  
ante el Gobierno del Territorio que se me



despues del parage llamado aguaje de la  
Sentinela el cual poseo p. título que V. D.  
se sirvió concederme para cultivarlo como  
lo he verificado.

Dicho parage se hallaba  
baldo y lo solicite ante V. D. en 1834  
se siguió el Expedite y en 1839 se concluyó  
y se me libo el título que poseo y en virtud  
del cual emprendí mis trabajos y planté  
la uva que hoy tengo ya consistente en  
mas de seis mil pies labrados ya.

El Sr. Antonio Ignacio Avila hace  
mucho tiempo que esta queriendo que  
tome el parage en cuestion y no presente  
el título que tiene de propiedad de suerte  
que no justifica su pretencion mas no  
porque no tiene documento de su tenencia  
sino p. que sabe bien que sus papeles  
no expresan el parage que reclaman.

12. G. D. R

Es este una copia de seis documentos en  
el archivo del juzgado de esta Ciudad  
sacada del Original que se le entrego  
al Sr. Avila cuando estaba pretendien-  
do lo mismo ante y así se ve que no tiene  
Razon para Reclamar porque se le concedieron  
los sitios de Sanzal Redondo, Salinas y  
Guashita con estas terminantes palabras  
se concede al suplicante la gracia que  
solicita, en la inteligencia que si otros  
Vecinos del pueblo quiescieren aprepase  
à el mismo parage ò a los demas que en  
estos terminos estan concedidos podian  
hacerlo poniendo el trabajo correspondiente

De lo Espuesto venchá V. D. en  
conocimiento de que en la concecion hecha  
à Sr. Ant. Ignacio Avila en 1822 no com-  
punde el aguaje de la Sentinela que yo  
poseo en virtud de título que V. D. me conce-  
dió y en donde tengo yo dos casas, mas de  
seis mil pies de uva y los trabajos de con-  
ducir la agua à los sembrados, trabajos  
que nunca nadie había emprendido

13. G. D. R



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asi, y aunque quisiera el Sr. Avila  
 decir q' el aguaje del Centinela corresponde  
 al caudal Redondo, Salinas o Guaspita  
 no por eso puede quitarme postum<sup>te</sup> porque  
 el posee otros terrenos bajo la intell<sup>ta</sup> de que  
 si otros Vecinos del p<sup>ble</sup> quieren aprehense  
 pueden hacerlo poniendo el trabajo corres-  
 pondi<sup>te</sup>. Asi le fueron concedidos el cau-  
 dal Redondo, salinas, y Guaspita y Estaba  
 Sr. Avila tan conforme con esta concecion  
 que ocho años despues de obtenerla cono<sup>ci</sup>  
 que a su titulo le faltaba la toma de  
 Razon y ocurrio, sin duda, al Gob<sup>no</sup> para  
 este fin y consta que otro titulo de que tengo  
 copia esta tomada Razon en 30 de Enero  
 de 1830 a p<sup>as</sup> 64 del Libro de Registros. R. L.  
 A. V. S. pido y suplico que cuando informe  
 al superior Gob<sup>no</sup> del Territorio en este  
 asunto tenga la bondad de poner en cono-  
 cimiento del Gob<sup>no</sup> cuanto llebo expuesto  
 para que no se despoje de una propiedad

14. L. D. R

consistente en mas de seis mil peses de  
 Vina, cereos, dos casas y otros trabajos  
 puestos p<sup>ra</sup> mi en el paraje citado y que  
 todos estan bajo el amparo de V. S. M. G.  
 y del sup<sup>or</sup> Gob<sup>no</sup> como que soy un Vecino  
 que he prestado al servicio de la civil  
 muchos mas servicios que Sr. Antonio G.  
 nacio Avila. Divase. V. S. admitirme  
 este en papel comun p<sup>er</sup> no haber del  
 sellado Respectivo.

Angelo febre 10 de 1834.  
 A. Ruego del postulante p<sup>er</sup> no saber  
 Escribir.

Manuel Requena  
 Angl<sup>o</sup> febre 11 de 1834.

Dado cuenta al J. Ayuntamiento de Cota  
 Ciudad en sesion de hoy con este Escri-  
 to a efecto pasare a la comision de terrenos  
 baldios para q' informe lo contri<sup>nt</sup> sobre  
 el particular.

Gil. Itana  
 Narciso Botello Sr.  
 Angelo febre 18 de 1834.



15. L. D. R. Dado cuenta al Il<sup>mo</sup> Ayuntamiento de esta Ciudad en Occión de hoy con los informes que anteceden, de la comision de terrenos baldios a efecto se forme mi Es pediente con las presentes instancias y con todo se de cuenta al superior Gobierno del Territorio p<sup>a</sup> su conocimiento.

Al Il<sup>mo</sup> Sr.  
Francisco Botello Sr<sup>o</sup>

Exmo Sr.

La comision de terrenos baldios se ha impuesto del Exped<sup>te</sup> promovido por el Ciudad<sup>no</sup> Antonio Aguilari Avila y en el aparece apegada una instancia del Ciudad<sup>no</sup> D<sup>o</sup> Machado, como tambien el dictamen de una parte de la comision de terrenos baldios perteneciente al Ayuntamiento de la Ciudad de los Angeles y todo compuesto suficiente<sup>te</sup> tener mas derecho en el paraje llamado el Aguaje de la Sentinela, el Ciudad<sup>no</sup> D<sup>o</sup> Machado por q<sup>e</sup> lo adquirio por concecion de aquel Ayuntamiento para su cultura pero las informaciones legales y necesarias que se tomaron p<sup>a</sup> saber el estado en que se hallaba dicho paraje y encontrandose no pertenecer en ninguna forma, ni ha el Ciudad<sup>no</sup> Ant<sup>o</sup> D<sup>o</sup> Avila, ni alguna otra persona se procedio a la concecion de dicho y en consecuencia planto el Repitido machado seis mil cepas, hizo dos casas y emprendio otros trabajos Rusticos sin perjudicar los sitios de causal Redondo Salinas, y Guaspita que ocupa el mencionado Avila, quien los tienen concedidos en los terminos dist<sup>os</sup> de concede al suplicante la gracia que solicita en la intellig<sup>ca</sup> que si otros vecinos del pueblo quisiesen apegarse a el mismo paraje o a los demas que en estos terminos estan concedidos podrian hacerlo poniendolo al trabajo correspondiente.



35-

Por tanto se ve que enalequiera persona  
pueda cultivar en esos parajes que no tie-  
nen mayor concesion con el de la sentinela  
que ocupa y posee con justo permiso  
el dicho Cuclno D<sup>o</sup> Machado. En tal virtud  
pone a la Deliberacion de D. C. las sig<sup>tes</sup>  
proposiciones.

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1<sup>ra</sup> p<sup>tese</sup> se concluyam<sup>te</sup> el paraje  
nombrado el aguape de la sentinela  
al Cuclno Ignacio Machado.

14. L. D. 12 2<sup>a</sup> De sugetar al Cuclno ant<sup>o</sup> D<sup>o</sup>  
Anla a los sitios nombrados Sansul  
Redondo, Salinas y Guaspita, bajo las  
condiciones que tiene con sedicho propietario  
neces a los Ejidos del pueblo.

Sta Barbara 13 de Abril de 1834  
Jose St. de la Cruz y Canillo  
Antonio Buelna

Sta Barbara Ab<sup>l</sup> 19 de 1834  
En seccion de hoy repuro la corporacion en  
lo general por no hallarse el Exped<sup>te</sup> en  
estado de Resolver definitivamente el ne-  
cio bajo de la proposicion que sigue  
que el Exped<sup>te</sup> vuelva al Excmo Sr Go-  
bernador para que sura mandas a prepa-  
a pedir los antecedentes que aparecen  
haber p<sup>a</sup> que en visto de todo pueda re-  
solver la Corporacion

Alvarado

18. L. D. 12 Sta Barbara Mayo 12 de 1834  
Victor Juncos Secret<sup>o</sup>

En seccion de hoy decreto la Corporacion  
pase a la Comision de terrenos baldios  
para que en Vista de los antecedentes  
presente nuevo dictamen

Buelna

Jose M<sup>a</sup> Covarrubias  
D<sup>no</sup>.



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

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

In testimony whereof I have  
hereunto signed my name Officially  
and affixed my private seal, not having  
a seal of Office, at the City of San Fran-  
cisco, Cal. This 21<sup>st</sup> day of October 1852

Sam<sup>l</sup>. D. King  
Surv<sup>r</sup>. Gen<sup>l</sup>. Cal

Filed in Office Oct<sup>r</sup>. 10<sup>th</sup> 1855

Geo: Fisher Secy



37

First County Justice }  
Court of Los Angeles }

Translation  
of  
Espediente

I transmit to your Honor the Espediente presented by Don Antonio Ygnacio Abela reported in accordance with the dispositions of your decree of thirty first January of the present year contained in the same Espediente annexing an exposition of Don Ygnacio Machias which the most Illustrious Ayuntamiento in session of 18th inst ant resolved to transmit to the Superior Government of the Territory.

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Together with the other writings in order that the same might in due time come to the competent determination on the particulars which have complained with transmitting to your Honor the aforesaid Espediente annexing the folios with the accompanying map had and sent to Los Angeles 24th February 1837

Signed  
J. Barra

Don Governor of the State  
Santa Barbara April 11th 1837  
To the Committee on vacant lands  
Alvarado

Don Governor  
Antonio Ygnacio Abela of this Vicinity with the highest respect presents before your Honor that in the year eighteen hundred and twenty two the tract called San Jacinto Redondo was granted to me for raising cattle the map return of same

In the year eighteen hundred and twenty eight another being the said tract was granted to the Citoyen Ygnacio Machias according to the disposition of the Sr. Alcalde

Myself have ever presenting my claim the aforesaid tract was with a narrow outlet from



that I occupying the same after the lapse  
of some time and prompted by many  
requests of Señor Maclean I gave him  
the permission to send them during  
that year which he did and after hav-  
ing profited by this sacrifice he allowed  
this favor and receiving his petitions  
to the Illustrissimos Apartments for the  
same.

Representing to that Body the  
labor which he had already bestowed  
thereon and the same was granted to  
him without standing repeated and  
renewed claims to the High Govern-  
ment.

On one consideration I hope that  
your Honor will render me all justice  
admitting likewise the merits of  
the services I have rendered in benefit  
of this City.

Whomsoever I solicit I am  
to listen to my Petition and to be pleased  
to receive the present on common  
paper for want of the appropriate  
stamped paper etc

Angels January 21st 1837 one thousand  
eight hundred thirty seven

For the Petitioner who does  
not know how to write  
Signed  
Auto Maria Clara

Let  
the Illustrissimos Apartments refer on  
the points on which the foregoing Petition  
is founded.

Angels 21st January one thousand eight  
hundred thirty seven  
Alvarado

Angels February 11th 1837  
The foregoing petition and more were  
referred to the Illustrissimos Apartments  
of this City on to a decision resolved that  
the same should pass to the Committee  
on vacant lands. José Maria  
Sarcos Publico Secretary



## Illustrations Ayuntamiento

The Committee on vacant lands after having examined the Expediente promoted by Don Antonio Ignacio Abela and the exposition of Don Ignacio Machuca in reference to the ownership of the tract called Aguaje del Sautula say

That Don Antonio Ignacio Abela alleges that said tract belongs to him for the reason that it is comprised within the one granted to him in 1822 and Ignacio Machuca sets forth that the same belongs to him on the grounds that this Illustrations Body gave the tract in question to him in consequence of which he laid out his garden enclosing the grounds and conducting water into the ditches.

The Council Reminds Salinas and Guaspata all tracts belonging to this Community the same as many others possessed by different neighbors, and it is evident that on the title which Don Antonio Abela possesses the grant was made to him with the understanding that if other residents of this Pueblo should wish to purchase they might do so by investing their labor. If whole consideration Don Antonio understood that anyone might sell on said tracts by investing his labor.

This Illustrations Body without doubt taking in consideration this foundation granted to Don Ignacio Machuca in the year 1822 and the tract in question known by the name of Aguaje del Sautula and when this neighbour has laid out some yards and fenced the same.



and has conducted the water into the  
ditches the Committee does not consider  
it just that neighbour Maclean should  
be deprived from his property which  
he acquired by just title and concludes  
by submitting to your arbitration the  
following proposition

That an Expediente  
supplies of the Expediente of Don  
Juan Maclean and that the same  
be transmitted to the Supreme Government  
of the Territory together with the present  
report for its intelligence  
Angels February 18th 1837  
Basil Valdez

To the Illustrations Ayuntamiento

On forming  
the decision of the foregoing Committee and  
on reporting as is our own obligation with  
truth on the change which we were instru-  
cted with me to make that our associate  
has appeared our opinion in the decision  
as well as in the report and has therefore  
endeavored to make the same alone

on  
the discharge of our trust we take in  
consideration the truth with which we  
are obliged to do so. it is about five years  
more or less since the tract occupied by  
the cattle of Sr Maclean was granted  
to them.

Moreover there are a great many  
spots fit for watering places as well  
as agricultural grounds in abundance  
and irrigated lands so much so  
that the business is not capable of culti-  
vating.

and notwithstanding that of Juan  
Maclean by just title and supplying  
means obtaining the consent of  
Don Abel in order to



H1

cutthroat some agricultural lands  
in the vicinity of the Springs called San  
- tula has claimed this farm from that  
time since pretending that this tract  
was ceded to him by Don Alcala who has  
occupied the same with his cattle since  
1826

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It is probable that the Springs on the  
tract are naturally warm & warm which  
only appear warm after the rains and  
there is no other but that of the Santula  
that appears water continually from  
under ground that during the year  
all may dry up entirely and since  
but this source remains and if this  
is taken from Don Alcala the loss  
of his cattle and that of several neighbors  
whose cattle are mixed with the former  
is inevitable.

And for these reasons it is  
the opinion of the Committee that this  
tract be bestowed to either of the two  
Petitioners to whom the Government  
may deem it convenient according  
to the merits of each.

City of Los Angeles February 18th  
1837

Los Angeles 18th February 18. 1837

Felipe Lugo  
Francisco Pantoya

Most Excellent Department of this  
City

Agustin Mendez anative and  
resident of this City before your presents  
that I have learned that Don Antonio  
Alcala has petitioned to the Government  
of the Territory that he might be dispossessed  
of the tract called Aguaje de la San-  
- tula the ownership of which he  
claims by title which you will be  
pleased to transmit for the purpose  
of certifying the same which I have done



Said tract was vacant and put to waste  
to you for the same in 1834 an Expediente  
was formed in 1834 and concluded in  
1839 and the title which I possess was  
issued to me in virtue whereof I comm-  
enced by labor and planted among  
which there were consisting of  
more than six thousand vines cultivated  
abundantly.

It is already a long time since  
Sr Antonio Ignacio Avelar has been  
desirous of taking possession of the tract  
in question and does not present his  
title of ownership wherefore he does not  
pursue his claim not because he does  
not possess a document for his land  
but for the reason that he well knows  
that his papers do not express the tract  
which he claims.

In the archives of the court  
of this city there exists a copy of a docu-  
ment copied from the original which  
was delivered to Sr Antonio Avelar  
instituted the same claim before Sr  
Don Mariano Avelar.

And from that it  
may learn that his claims are not just  
for the reason that the tracts of San  
Mateo Salinas and San Pedro were  
granted to him under the following  
terms.

The said petition for is granted to the  
petitioner with the understanding that if  
other inhabitants of the public lands be  
desirous of settling on the same tract or  
on any other that are granted under these  
terms they may do so by investing their  
corresponding labor.

From this exposition  
you will learn that the grant made to  
Sr Antonio Ignacio Avelar in 1827 does  
not comprise the Aquejeda de San Mateo



43

which I own in virtue of title which  
you granted to me on which I have two  
houses more than six thousand feet  
of vines and sustained the labor of over  
a century more to the point as labor which  
I have ever sustained on the same

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PAGE 43

although for a while I have said that  
the agency all sustains belongs to Samuel  
Redmond Salinas and Gasparito he  
cannot for that reason putty into the  
same form me as he owns these tracts  
into the understanding that if other acts  
attendants of the Public should wish to  
settle them on they may do so by looking  
in the corresponding work in the  
same

Under these terms Samuel Redmond  
Salinas and Gasparito were granted to  
own and for a while would well satis-  
fied with this concession that eight  
years after he had received it he did  
write that he told had not been  
recorded and under the copies to  
the Government for this purpose and  
it shows that this title (the copy of which  
I have) was entered of record on the 30th  
January 1839 and put in the Book of  
Records P. 3.

When the request was made for a  
able Body that you will have the kind  
was when you report to the Superior  
Government of the Territory of this matter  
to inform the Government of what  
I have stated in order that I may not  
be disappointed of a property consisting  
of more than six thousand feet of vines  
and houses and other improvements  
made by me on the tract in question  
and of which I acquire by the power  
of your Honorable Body and that  
of the Superior Government



H H

as likewise that I am a citizen who  
has rendered more services to the na-  
-tion than any other citizen of the

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Be  
pleased to admit this on common  
paper pursuant of the appropriate  
Stamp of Mexico, February 10th 1837  
for the Department who desires  
nothing more than to write  
Manuel Requena  
Mexico February 11th 1837

This writing  
was presented to the Illustrations of the  
Committee of this City in session of to-  
day and it was resolved that the same  
be referred to the Committee on vacant  
lands that the same may report in  
a convenient manner on the  
particulars

El Ybarra  
Narciso Botello

Secretary  
Mexico February 18th 1837

The foregoing  
report of the Committee on vacant  
lands was presented to the most Illus-  
trous Ayuntamiento in session of  
this day, resolved that an expediente  
be formed of the present instance and  
that the whole be referred to the Superior  
Government of this Territory for its  
intelligence

El Ybarra  
President  
Narciso Botello  
Secretary

Most Excellent Sir

The Council of the  
vacant lands have informed them  
- selves of the expediente presented by the  
citizen Antonio Guain Abila to which an  
instance of the citizen Guain Macrao



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is annexed as likewise the decision of a part of the Committee on vacant lands, belonging to the Trustees and inhabitants of the City of Los Angeles and of which sufficiently shows that the City of Guadalupe had a better right to the tract called Apagea de la Surtimela as he acquiring the same by agreement of the same Trustees and inhabitants in order that he might not treat the same after all the legal and necessary reports were made in order to show the state in which said tract was situated and it being found that the same did not in any manner belong to either the City or the State of Guadalupe or any other person the agreement in fact was made.

In consequence of which the aforesaid Guadalupe planted six thousand vines constructed two houses and made other farming improvements in the tract causing injury to the crops of Juanal Medondo Salinas and Juan Pita occupants by the aforesaid Avila to whom the same were granted under the following terms.

The said Avila is granted to the Petitioner with the usual stamping that is given to the tenants of the Public Lands of Mexico respecting the same tract or on any others that are granted under the laws that may be so by sustaining their corresponding labor thereon.

By which it is shown that any person may cultivate such tracts the Grants for which are not unlimited that that of the Surtimela held the aforesaid City of Guadalupe had occupied and possessed by past permission heretofore of the following proposition



H6

is laid before your Honorable Body for  
determination

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1st The tract called Aguaje de San  
Antonio de las Barras, & in vicinity to the  
city of Guayaquil

2nd City of Antigua Guayaquil, and the  
limits thereof to the tract called San  
Jose de las Barras, and San Antonio  
under the constitution of the tract above  
to form belonging to the City of the  
Kubla

Santa Barbara 13th April 1837

Jose de la Sierra y Carrillo  
Alcalde Mayor

Santa Barbara April 19th 1837

In session  
of today on account of the Espinosa  
not being in estate to come to a definite  
resolution the corporation deferred  
the matter until the following preparation

That  
the Espinosa returns to the most  
Excellent Sr. Don Juan that he may  
be pleased to order the proceedings  
that may have been taken to be annulled  
in order that in view of the article a  
resolution may be formed

Alvarado

President

Victor Prados

Secretary

Santa Barbara May 12th 1837

In session of today the corporation re-  
solved that the same returns to the  
Committee vacant lands in order  
that the same may be one of the  
preliminaries for a new decision

Perdugo

Jose Maria Cuadros

Secretary

Filed in Official Notes 10th 1853

by Fisher Secretary



47  
 El Ciudadano Juan B. Alvarado Gobernador  
 int<sup>o</sup> del Estado libre y soberano de California y presd<sup>te</sup> de la Exma Diputa  
 cion exigida en Congreso constituyente.

A  
 Original  
 Grant  
 Doc: H. H. C. V.  
 annex: to the  
 Scho of Am<sup>l</sup>  
 Carrillo.  
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Por Decreto el Ciudadano Anto  
 nio J<sup>no</sup> Abila, ha pretendido p<sup>a</sup> su beneficio  
 personal y el de su familia y el terreno cono  
 cido con el nombre de Sanjal Redondo  
 dentro de los límites del Diceno que  
 acompaño a su solicitud: practicadas  
 todas las diligencias coner  
 ntes segun lo dispuesto p<sup>a</sup> las leyes y  
 Reglamentos de la materia: usando de  
 las facultades q<sup>e</sup> me son conferidas a  
 nombre de la Nacion Mexicana, he venido  
 en concederle el terreno mencionado confor  
 me a lo acordado p<sup>a</sup> la Exma Diputa  
 cion exigida en Congreso en su dictamen  
 es del tenor sig<sup>te</sup>.

1<sup>o</sup> De concederle al Ciudadano Antonio J<sup>no</sup>  
 Abila los parajes de Sanjal Redondo  
 y Guaspita, q<sup>e</sup> actualmente ocupa con  
 sus bienes sin perjudicar los abrevaderos  
 de los ganados y caballería del comun  
 de la Ciudad p<sup>a</sup> no tener los demanea  
 dos los ejidos q<sup>e</sup> le corresponden.

2<sup>o</sup> Que si el terreno de q<sup>e</sup> habla la proposi  
 cion anteri<sup>or</sup> comprehendiere a los ejidos de  
 que se hace mención se sujetará el agra  
 ciado a pagar el canon que se le señale

Ota. Barbara Mayo 14 de 1834

Jose R. Estrada  
 Francisco J. Alvarado

En consecuencia, mando q<sup>e</sup> avi  
 5 mendole de título el pres<sup>te</sup> y teniendose  
 p<sup>a</sup> firme y Validos se tome Razon en el  
 libro q<sup>e</sup> corresponde y se entregue al  
 interesado p<sup>a</sup> su resguardo y demas p<sup>a</sup>ns  
 con vintes

Dado en la Casa de Gobierno en  
 Ota. Barbara a 20 de Mayo de 1834  
 V.eta puelon. Juan B. Alvarado.

Dño: Dn<sup>o</sup>



48

El agraciado apeará tanfado un pliego de  
a seis p. conforme a la ley.

Q. Proudon

Filed in Office Nov 5<sup>th</sup> 1852

Geo. Fisher Clerk.

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18/1567

49

Translacion  
of Grant  
to La  
Ballona

Juan B Alvarado Governour of the Department of the Californias

Whereas the Citizens Agustin and Ygnacio Machado Felipe and Tomas Salcamantes have petitioned for their personal benefit and that of their families the legal removal of the name of Ballona bearing on the East by the Ranch of the Citizen Policarpo Requena

To the intent of that of the Citizen Alvarado on the West by that of the Citizen Antonio Ygnacio Alvarado and on the South by that of the Senior Jose Sepulveda

The proper steps and investigations having been previously completed with in accordance with the regulations being of the powers conferred upon me in the name of the Mexican nation

I do hereby conclude with them the matters being declared with to be in the ownership thereof by these persons others being subjecting themself to the approval of the Most Excellent General Department and to the following conditions

1st They may enclose or within or between the cross roads and structures be they any or parts and be closed by cutting any of the said and cultivation which they may plant but in their one year they shall build a house and it shall be inhabited

2nd They shall solicit of the respective Magistrate to give them juridical possession in virtue of this patent by means of which the boundaries shall be marked, with in which boundaries shall place besides the land marks

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Some part of some of the  
by the land of whose members is  
made up of the estate shown in the  
(return plan attached to the certificate)

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The  
Magistrate giving the possession shall  
cause it to be measured conformably  
to an ancient bearing to the nation for  
the common use of the (subscribed)  
surplus that may result therefrom  
to the King shall subject themselves  
to that which shall be determined  
upon in relation to the common of the  
Municipality of the City of Los Angeles

5th If they contravene these conditions  
they shall lose their right to the land  
and shall be open to a new award  
by another

Wherefore I bear that this  
title being held as private and valid  
records made of it in the respective  
books and that it be shown to the inter-  
ested parties further security and  
other ends

Given in view of the  
twenty fourth of November one thousand  
eight hundred and thirty four  
Signed

Juan B. Alvarado

Signed Manuel Jimenez  
Secretary

Filed in Office July 21st 1854

Signed George Forbes  
Secretary



57 I. P. D. 12

16  
Dito del Sausal Redondo de Antonio  
Lopez Abila

Petition  
License to  
Occupy

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16

Señor Capitán Antonio Ignacio Abila  
Vecino del pueblo de ~~este~~ de los Angeles  
del mandado de D. ante V. con el mas profun-  
do respectu hace presente los ataxon q<sup>d</sup> por  
razon de no poder reducir el corto numero  
de bienes q<sup>d</sup> se acompañan aun solo punto  
de los del sitio de Este pueblo y que hallando  
medio p<sup>a</sup> acortar este perjuicio con las enca-  
stancias de no resultar en perjuicio de los  
demas de un igual: peticion de la benigni-  
dad de V. de le conprie permiso p<sup>a</sup> poseerlos  
y aduenerciarlos en el sitio del Sausal Re-  
dondo, sitio de Las Salinas y guaspita. Abi-  
tacion de la cabellacia mestena p<sup>a</sup> enijo  
sin Espera de le permita al mismo tiempo  
el hacer un Cortal en otro punto respectivam<sup>te</sup>  
a la cantidad de los bienes. a la Vista  
senor la sencillez de mi solicitud q<sup>d</sup> solo  
se estende a no perder el fruto de mi trabajo  
q<sup>d</sup> infaliblm<sup>te</sup> sucedera de lo contrario  
p<sup>a</sup> motivo de ser algunos mis animales y  
el campo señalado p<sup>a</sup> este vecindario muy  
estendido de que resulta q<sup>d</sup> nunea se puede  
conseguir la total con p<sup>a</sup> de estos  
bienes p<sup>a</sup> hacer un legitimo Reconocimiento  
y pagar sin Escrupulo los Diezmos de el  
M. la S. Iglesia. y no a otro mi intento q<sup>d</sup>  
el de al campar una pracia.

Por tanto a V. Rendidant<sup>e</sup>  
suplico se digna tomar un voto de conside-  
racion en Obsequio de mi peticion y de-  
cretar si a bien lo tiene el tenor de ella  
de lo q<sup>d</sup> quedara reconocido.

Dios qu<sup>e</sup> a V. m<sup>te</sup> o<sup>e</sup>

Pueblo y Marzo 14 de 1822

Antonio Lopez Abila

Q<sup>ta</sup> Barbara 15 de Marzo de 1822

Se concede al suplicante la gracia q<sup>d</sup>  
solicita en la Intelligencia q<sup>d</sup> si otros vecinos  
del pueblo quisieren aprefense al mismo  
paraje q<sup>d</sup> ~~se solicita~~ a los demas q<sup>d</sup> en estos



terminos estan en ecclidos podran ha  
 cerlo, poniendo el tabajo correspondiente

Escopia: St. Barbara Ine 30 de 1830.  
 A. Q. Jomocano

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Office of Surveyor General of  
 the United States for California.

I Samuel D. King Surveyor  
 General of the United States for the State  
 of California, and as such now having  
 in my office and under my charge and  
 control a portion of the Archives of the  
 former Spanish and Mexican Territory  
 or Department of Upper California  
 do hereby certify that the preceding  
 and hereunto attached page of tracing  
 paper numbered (64) and which is veri-  
 fied by my initials (S. D. K.) exhibits  
 a true and accurate copy of a page  
 in an unbound Book in my Office  
 and forming a part of the said Archives  
 thereof.

In Testimony whereof I  
 have hereunto signed my name  
 Officially and affixed my private  
 seal (not having a seal of Office)  
 at the City of San Francisco this 9th  
 day of November 1852.

Sam: D. King  
 Survey. Gen. Cal.

Filed in Office Oct- 26<sup>th</sup> 1853

G. Fisher  
 Secy



53

Translation  
of Petition  
of License to  
occupy

Part of Sausal Redwoods of Anthony  
Garcia Alcala  
Sir Captain

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Antonio Garcia Alcala  
resident of the Pueblo of Sta. Barbara  
Angels under your Government before  
you with the most profound respect  
represents

That in consideration of the  
draw backs resulting from the multi-  
-ity of reducing the number  
of stockholders to one single part  
and that having found a remedy for  
this injury committal with the cir-  
-cumstance of not being injurious to  
his fellow creatures

He with your goodness  
to grant me the permission of placing  
and keeping it on the tract of Sausal  
Redwoods Petric Alcala Salinas of Guaspete  
occupied by Messrs. for which purpose  
he hopes that the permission will be  
granted to him of constructing a canal  
and a place in accordance with the  
number of stock.

and in view of the im-  
-minence of your petition which is entirely  
related to the cause of not having  
the fruit of my labor which on the  
contrary would be inevitable for the  
reason that I possess <sup>certain</sup> a number of stock  
and this vicinity of the land with the vicinity  
being very extensive, the result of  
which is that the whole number of the  
stock can never be gathered to make  
a just estimate and to pay the various  
- duty of tax present to our Holy Mother Church  
and my intention is no other than that  
of receiving a grace. Wherefore humbly



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use such great facilities to take a  
moment's consideration on my claims  
and to decree in accordance with the  
just demands of our people

May God guide your govern-  
ment our people  
March 14th 1822

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Antonio Ignacio Abella  
Santa Barbara 14th March 1822

We have  
submitted by the Petitioner's granted  
into the main standing that of others  
of the Public should wish to annex them  
return to the same track or to others  
that are granted by these terms they  
may as so doing the necessary work  
on the same

Avriga

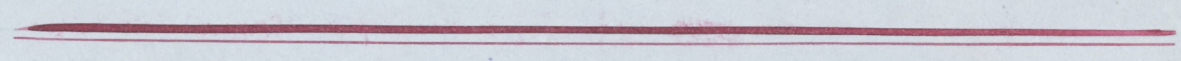
This is a copy

Santa Barbara January  
30th one thousand eight hundred and  
twenty

A. N. Zamorano

Filed in Office October 26th 1853

By  
Geo. Fisher  
Secretary





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391

Sello cuarto dos reales.

Doc. A. to depo.  
of Manuel Do-  
minguez in  
Case No. 391

Habilitado provisionalmente por la  
Aduana Maritima del Puerto de Monterey  
en el Departamento de las Californias,  
para el año de mil ochocientos cuarenta  
y tres.

Micheltorena.

Manuel Castaneros

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*[Decorative flourish]*

Excmo.

*[Decorative flourish]* Anastasio Avila, Mexicana  
por nacimiento y residente en el  
Departamento de Californias, ante  
V. E. con el mas profundo respecto  
compareco y Digo: que haciendo el  
dilatao tiempo de veinte y tres años  
que poco tranquilamente, es paraje  
nombrado Jajanta, por los pasos legales  
q. tengo el onor de manifestar a  
V. E. por medio del Documento que a  
continuacion acompaño; y á mas de  
tenerlo todo este tiempo, cubierto con  
vienes; Caza habitada; y tener una  
numerosa familia, suplico á V. E. se  
digne comunicar su Suprema orden  
para que se me de la posesion Juridica  
q. en esta solicito por el adjunto  
diseño q. con toda sus medidas acompaño.

A. V. E. suplico acceda á este mi pedido  
por la bondad de su corazon, jurando no  
obrar de malicia y lo necesario.

Angelos Junio 19 de 1843.

A cargo del Interesado. Mariano Alvarado



56

(Marginal Decrees)

Augs. Junio 17. de 1843.

Yng<sup>te</sup> la prefectura del Distrito segundo.  
Michelt<sup>a</sup>354 SD  
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Augs. Junio 23 de 1843.

Pase este expediente al Tor. 2<sup>o</sup> Juez de Paz de esta Ciudad p<sup>a</sup> q. previa la correspondiente veduria, informe circunstanciadamente sobre el particular, con expresion del tiempo de ocupacion del terreno q. se requiere: con q. clase de viñas y demas circunstancias del q. representa; y concluido vuelva a esta Prefa. p<sup>a</sup> los demas fines consiguientes.

Man<sup>l</sup>. Domingues.

Narciso Botilla

Lris.

Señor Prefecto

En vista del Superior decreto que antecede pase en persona al terreno que solicita Don Anastasio Avila, y previa citacion de Colindantes, vi ser el mismo que espresa en adjunto diseño, y ocupa el solicitante desde el año de mil ochocientos veinte con caballada y ganado: tiene ademas una casita y corral, y no hubo quin manifestarse obstaculo alguno, por lo que si V. S. lo encuentra conveniente se puede conceder.

Augs. Julio 5/ 1843.

Rafael Gallarda



57

L B

Excm<sup>o</sup> For.

La Profectura del 2.<sup>o</sup> Distrito en virtud del informe q<sup>e</sup> antecede, cree de acceder a la solicitud del interesado, pues q<sup>e</sup> a mas del D<sup>o</sup>. incuestionable q<sup>e</sup> le asiste con la ocupacion del terreno q<sup>e</sup> espresa, p<sup>o</sup> el tiempo de veinte y tres años, sin interrupcion alguna, es Ciudadano Mexicano, honrado y con una numerosa familia; mas no obstante, V. E. con vista de todo servira resolver lo q<sup>e</sup> sea de su Superior agrada

Angelus Julio 5 de 1843.

L B

Manuel Dominguez  
Narciso Botello.

Ang<sup>o</sup> Julio 5. de 1843.

Vistos los informes, sirva este de titulo provisional al interesado con la obligacion de ocurrir a q<sup>e</sup> se le espida en forma, cuando sepa q<sup>e</sup> este gob<sup>o</sup> se radica definitivamente.

Michelto.

Filed in Office Oct. 14<sup>th</sup> 1852

Geo. Fisher  
Geo.



5-8



59

Stamp Fourth Two Rials

Provisionally provided by the Merantine Custom House of the Port of Monterey in the Department of California for the year 1843.

Micheltoena

Mannel Castaneda

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Translation  
of  
Document  
"A"

to the Deposition  
of Manuel Dominguez,  
in Case No.  
391

( Marine Custom )  
( House of Monterey )

( Government of the )  
( Department of )  
( California )

Angeles June 17,  
1843. Let the Pre-  
fect of the Second  
District report  
(Sd) Micheltoena

Angeles June 22<sup>nd</sup>,  
1843. Let this  
Expediente be trans-  
mitted to the 2<sup>nd</sup>  
Justice of the Peace,  
of this city in order  
a proferenspec.  
tion, he may re-  
port minutely  
upon the subject  
stating the time

Most Excellent Sir,

J. Anastacio Avila, a  
Mexican by birth, residing  
in the Department of California  
before J.C. with the utmost  
respect appears and says:  
That having for the long  
period of the last twenty  
three years peaceably pos-  
sessed a place called "Tajanta"  
through due course of law  
as I have the honor to  
show J.C. by the Document  
annexed hereto, having had  
it moreover during all that  
time occupied with stock  
& an inhabited house, and  
having also a numerous  
family I pray J.C. will  
be pleased to give an order  
that Juridical possession be  
given to me - as herein  
solicited according to the  
Sketch annexed hereto con-  
taining the mensuration  
thereof.



of occupation of  
the land mentioned  
the kind of stock  
and the position  
of the same be  
returned to this  
Prefecture for other  
subsequent purpo-  
ses.

(Signed)

Martín Domínguez

(Signed)

Marcelo Botello  
Secretary

I pray Your Excellency  
to accede to my petition.

I swear I do not act  
from malice & as required  
by law.

Angeles June 17, 1843,  
at the request of the party

(Signed)

Mariano Albarado

Mr Prefect:

In pursuance of the foregoing Superior decree  
I went personally to the land which Don  
Anastasio Avila herein solicits, and after  
having given notice to the adjoining land  
owners I noticed that it was the same  
tract as expressed in the annexed sketch  
& the petitioner has occupied it ever since  
the year 1820 with stud of horses & cattle;  
he has also a small house and a corral  
therein; and there was none who inter-  
posed any obstacle whatever.

Therefore it may be granted, if V.  
Honor find it proper.

Angeles July 5<sup>th</sup>, 1843

(Signed)

Rafael Gallardo



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(Seal of the  
Prefectura)

Most Excellent Sir,

The Prefect of the 2<sup>nd</sup> District in view of the preceding report I think that the petition of the party interested should be granted: since besides the unquestionable rights which he acquires by the occupation of the tract of land mentioned for the period of twenty three years without any interruption he is a Mexican citizen, an honest man, and has a numerous family; but nevertheless G. O. they may thereupon determine what may be proper.

Angeles July 5<sup>th</sup> 1843

(sgd) Manuel Dominguez

(sgd) Marciso Batello Secy.

{ Government of  
the Department  
of California }

Angeles July 5<sup>th</sup> 1843

In view of the foregoing reports, let this serve as title for the time being to the party interested - he being under the obligation to apply for a title to be issued to him in due form when he knows that this Government is finally established.

(Signed) Michelletti



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Certificate

I George Fisher Secretary to the Board  
of U.S. Land Commission for ascertaining &c.  
do hereby certify that the foregoing is  
a true and correct translation of a Span-  
ish Document of the purport as above  
set forth exhibited & filed in case No 391  
now the Docket of said Board now in this  
Office

San Francisco August 10<sup>th</sup> 1854,  
Geo. Fisher Sec.

Filed in Office Aug 16, 1854,  
Geo. Fisher Sec

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17/456+

63

DECREE  
of  
Confirmation  
of  
No 369

Boards of Commissioners  
to ascertain and settle the  
Private Land Claims in  
the State of California

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PAGE 62

In the Matter of the Claim  
of Augustin Michaud  
et al to a tract of land  
called Ballona and  
situated in the State of  
California being Case  
Number 369 on the books  
of this Board

Decree of Confirmation

In this case  
after hearing the proofs and allegations  
it is adjudged by the Commission that  
the claim in this case is valid and  
it is therefore decreed that the same  
be confirmed

The lands of which  
confirmation hereby made are  
known by the name of Ballona and  
containing and described as follows  
to wit

Beginning with a cotton wood  
tree in which cuts of a hat track were  
made and running from thence south  
eight hundred and thirty four varas  
to a little late bridge thence running  
some mile thousand and eight hundred  
and varas to the mouth of a creek  
thence along the sea coast in a westerly  
direction four thousand and three  
hundred varas to a point called the  
cup Gallies thence north in a direct  
line to strike the said cotton wood  
tree four thousand and eight hundred  
and varas to the place of beginning



67

Inference for further description to be  
had to the original grant files in  
this case and to the map which forms  
a part of the traces copy of the certificate  
bearing a map which is also filed as  
evidence in this case

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Signed

Alphus Fitch  
Thompson Campbell  
N. C. Thompson  
Commissioner

George Fisher Secretary to the Board  
of United States Commissioners to  
ascertain and settle the Private Land  
Claims in the State of California  
do hereby certify that the foregoing is a  
true and correct copy of the decree of  
compensation in case Number 269 now  
on file in this office and in my care and  
custody as such Secretary

GIVEN UNDER MY HAND

THIS TWENTY SEVENTH DAY OF  
JUNE A.D. 1854

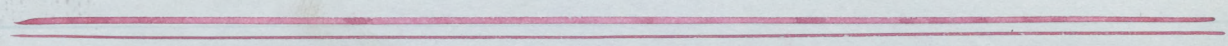
Signed

Geo Fisher  
Secretary

Filed in Office June 27th 1854

Signed

Geo Fisher  
Secretary





65-

Opinion  
of the  
Board

Number 436  
Antonio G. Avila  
of  
The United States

} For allan called  
} Sausal Redondo situated  
} in the County of Los  
} Angeles containing five  
} square leagues

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The claimant in this  
case has offered in evidence a grant issued  
to him by Governor Juan B Alvarado dated  
the 20th day of May 1837 and has given satisfactory  
proof of its genuineness

and has  
also proven that he was in possession of  
the same before the issue of the grant and  
since and has cultivated portions  
of it and the boundaries are well established  
by the proofs

We think this a valid claim  
and a decree will be entered accordingly

Confirmed  
Filed in Office June 19th 1855

Signed

Geo Fisher  
Secretary

Recorded in Record of Decisions Vol

Signed

Geo Fisher  
Secretary

Decree  
of  
Confirmation

Number 436  
Antonio G. Avila  
of  
The United States

}  
}  
}  
}

In this case on  
hearing the proofs and allegations it is  
adjudged by the Commissioner that the  
claim of the said Petitioner is valid  
and it is therefore decreed that his applica-  
tion for a confirmation thereof be allowed

The  
land of which confirmation is hereby granted  
is situate in the County of Los Angeles



66

and is called San Sebastian containing  
five square leagues and bounded as follows  
to wit

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PAGE 65

On one side by lands of Don Juan  
Gonzalez by the Sea Coast on another  
land of Don Juan de San Juan and  
on another by the Rancho called Cumbre  
Requena being that to the front and  
back accompanying the Expediente which  
in this case and the Deposition of Don  
Antonio Carrillo

Wm Aug. Thompson

S. B. Farnell

Commissioner

Filed in Office June 19th 1855

Signed

Geo Fisher

Secretary

Recorded in Record of Deeds at

Signed

Geo Fisher

Secy

and if appearing to the satisfaction of  
the Board that the land hereby describ-  
ed is situated within the Southern

District of California it is hereby ordered  
that two transcripts of the Proceedings  
and of the decision 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 Tra-  
nscripts 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.

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 *Sixty six* pages, numbered from  
1 to *66*, 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. *456* on the Docket of the said Board,  
wherein

67

*Antonio Ygnacio Abila* is  
the Claimant against the United States, for the place known by  
the name of "*Sausal Redondo*"

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 first* day of *November*  
A. D. *1855*, and of the Independence of the  
United States of America the ~~seventy~~ *eighty* ~~fourth~~ *fourth*.

*Geo. Fisher.*





354 354  
U. S. DISTRICT COURT,  
*Southern* District of California.

No. 35

THE UNITED STATES

vs.

354  
*Antonio M. y. Abila*  
*San Cal Redondo*

TRANSCRIPT OF THE RECORD  
FROM THE  
BOARD OF U. S. LAND COMMISSIONERS,

In Case No. 456

Filed, Dec. 6 1855

*C. E. San Cley*  
*By J. R. Sumner,*  
*Deputy*

354



Office of the Attorney General of the United States,

Washington 31. Dec. 1855.

456. "Anual Redonda"

Antonio Ygnacio Abila Claimant

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 December, 1855 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. 354

U. S. Dist Court  
South Dist of California

Ant. Ygn.: Abila  
appellee

vs

The United States  
appellants

Notice of appeal

Filed July 12<sup>th</sup> 1856

J. E. Jones  
clerk

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*Antonio Ignacio Abila* Appellant

ad

*The United States* Appellant.

Docket No. 354.

Transcript No. 456.

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

The Petitioner of *Pacificus Ord*, a resident of said City, County, and State, Attorney of the United States for the Southern District of California, who petitions in this behalf for the United States, and being present here in Court, in the name and behalf of the United States, represents as follows: That heretofore, to wit: on or about the 5<sup>th</sup> day of November A. D. 1852, *Antonio Ignacio Abila*

presented a petition to the Commissioners to ascertain and settle the private land claims in the State of California, when sitting as a Board, claiming a tract of land called *Sausal Redondo y Hospita* in the County of Los Angeles State of California, which said petition is referred to for a description of the land claimed, a copy of which appears in the transcript hereafter referred to. That thereafter, to wit: on or about the 19<sup>th</sup> day of June A. D. 1855, the said Commissioners confirmed, by final decision, the said claim of said petitioner. That thereafter, to wit: on or about the 6<sup>th</sup> day of December A. D. 1855, a duly certified transcript of the proceedings and decision of the said Commissioners in said cause, and the papers and evidence on which the said decision was founded, was filed in the Office of the Clerk of the District Court of the United States for the Southern District of California, and marked No. 456; reference to which it is prayed may be had and made part of this petition. That on or about the 18<sup>th</sup> day of December A. D. 1855, the Honorable Caleb Cushing, Attorney-General of the United States, received a duly certified duplicate of said transcript of the proceedings and decision of said Commissioners in said cause, and the papers and



evidence on which said decision was founded. That thereafter, to wit: <sup>as aforesaid</sup> on the 12<sup>th</sup> day of February — A. D. 1856, the said Attorney-General of the United States filed, or caused to be filed, in behalf of the United States, a notice with the Clerk of said District Court of the United States, that the appeal in said cause from the said decision of the said Commissioners, in the District Court of the United States for the Southern District of California, would be prosecuted by the United States. Your petitioner further represents, that the land claimed, as aforesaid, is situate in the Southern District of California, and within the jurisdiction of this Honorable Court. Your petitioner further represents and insists, that the said claim is invalid; and the said decision of said Commissioners is erroneous, and ought to be reviewed, reversed and set aside, for many errors and imperfections of law and evidence, apparent in said certified transcript of the proceedings and decisions of said Commissioners in said cause, filed and appealed from as aforesaid. And your petitioner denies all and singular, each and every allegation in the said petition of said claimant, presented as aforesaid to said Commissioners. And your petitioner further denies that the said claimant has any valid right or title to said land claimed as aforesaid, or any part thereof.

And no sufficient proof having been made of the allegations in said petition to said Commissioners, or in support of the said claim, no decision confirming the same should have been made by said Commissioners; but the



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

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

J. P. M.

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



N. 354.

Filed this 5th January  
A.D. 1857  
C. Smith clerk  
of Mr Coleman  
Dep

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

The President of the United States,

TO

Antonio Ygnacio Avila

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PAGE 73

Greeting :

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against ~~the Court~~ *You* in the District Court of the United States, in and for the Southern District of California, on the *5th* day of *January*, in the year of our Lord one thousand eight hundred and fifty-~~seven~~, at the City and County of Los Angeles, in said District, by

*P. Ord U.S. Atty* praying  
said court to review the decision of the U.S  
Land Commissioners of the 19th June  
1855 confirming your claim to the  
Land called

*Sausal Redondo, Guaspita*

and that *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 *14th* day of *January* A. D. 1857.



*C. J. Smith* CLERK.  
*J. H. Coleman*  
*Sup*



No. 254

Marshal Cost

Copying Summons 66.  
Serving do 3.  
Petition 3.  
\$ 6. 60

UNITED STATES OF AMERICA,

Southern District of California,

U. S. DISTRICT COURT.

Antonio Ignacio Avila  
vs  
The United States

Filed on return this 14th  
January 1857  
J. McKeown  
sep

SUMMONS.

Received January 14th 1857.

Edward Hunter

U. S. MARSHAL,

W. M. Goodman  
Deputy.

354 SD

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I served this Summons, together with a certified copy of the Petition, upon *E C Crosby*  
Atty for appellee by delivering to him personally  
a true Copy of same

at *Los Angeles*  
the *14*

day of *January* A. D. 1857.

in the Southern District of California, on

Sworn to and subscribed before me, *this*  
*14th January 1857*  
*McKeown*

CLERK.

*J. McKeown*  
sep

*Edward Hunter*

U. S. MARSHAL.

*W. M. Goodman*  
Deputy



Deposition of Tomas Talamantes taken before  
Erwin United States Commissioner for  
the District of California at the United  
States Court House in the City of San Angeles  
on Wednesday the 14th January A.D. 1854  
at 3 o'clock P. M. on behalf of the  
Appellee by consent and agreement of par-  
ties, to be used in testimony in a certain  
Cause now pending in the United States  
District Court for the Southern District  
of California, being case No. 354 on docket  
of said Court wherein the United States are  
appellant and Antonio Ygnacio Avila are  
appellees

Present Ood W. S. M. on behalf  
of Appellants and E. O. Crosby Esq. on  
behalf of Appellees



Antonio G<sup>o</sup> Abela

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Appellee

No 354

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The United States

Appellants

"Sausal Redondo"

Thomas Salamantes a witness on the behalf of the appellee, being duly sworn deposes and avers as follows,

Just What is your name age and place of Residence

Ans My name is Thomas Salamantes am 64 years of age and reside in Los Angeles County and have lived in this County since I was born

Just Do you know the Rancho Sausal Redondo claimed by Antonio Separed Abela in this case, if yes, where is it situated?

Ans I do - It is situated in this County about two leagues from this City, and adjoins the Ranch of "Las Cuevas" and the Ranch of "San Pedro" and the Ranch of "Ballona" and also by the Lands of this City and by the Ocean

Just What connection if any, did the Southern boundary of the Common Lands of Los Angeles, have with respect to this land?

Ans It was the Common lands of Los Angeles. The Southern boundary line of this tract of Land was also the boundary line of the Common Lands of the City of Los Angeles



Just - Please state what you know of the Estab-  
lishment of the Southern line of the Common  
Lands of Las Alamos?

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Ans In about the year 1815 A. D. the ~~Gov~~  
Gov of Las Alamos made a petition to the  
Governor Vicente Salo, that he should cause to  
be defined the Lands appertaining to the town  
in consequence of which a Commission  
was appointed by the Governor, to mark out  
the said Common Lands which Commission  
went upon the Lands and marked the line of  
division between said Common Lands and  
the Lands of Gutierrez, now known as  
the Ranch of San Pedro - At which time  
a Sycamore tree near the San Gabriel River  
and a little below the present Ranch of Antonio  
Maria Lopez, and a Willow tree, at the edge  
of the table Lands, near the present Residence of  
Henry Abila, were made boundaries of  
between the Lands of San Pedro and the  
Common Lands of Las Alamos - From this  
Willow tree, the line was established to the edge of  
of the Ocean, passing along on the South side  
of the "Salinas" - About 3 years subsequent  
being then employed by Gutierrez, who was order-  
ed by the Authorities of Las Alamos, to place monu-  
ments along this line I was sent by him, to place  
said monuments, I went in company with Do-  
son Sepulveda and Manuel Gutierrez and placed  
said monuments - The monuments were  
placed by us on the line that had been marked  
out by the Commission



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SUB

Q Please describe what kind of monuments they were, that you placed on said line and where they were ~~placed~~ placed?

A They were some large stones, and were placed on the hills or elevations along the line

Q Does this line extend westwardly to the sea shore?

A It does -

Q When did you last see these stone monuments and were they at the time you last saw them in the same places as when you placed them in the year 1817 or 1818

A I saw them last about a month since - They were not there in the same places as when I first placed them

Q Please state what change has been made?

A Those monuments near the coast have been moved to the north a distance equal to the length of the "Salinas" bay about three (300) ~~steps~~ hundred steps

Q Were there any monuments along this line previous to those placed there by you

A There was none



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Ques - Was this line of which you have spoken as established in the year 1815 and always been the recognized Southern boundary of the Rancho of "Sausal Redondo";

Ans - It has  
Ques - Are you positive this line of which you have spoken, passed on the South side of the "Salinas" ~~off~~ to the Sea shore;

Ans - I am -  
Ques - Was Cayetano Barrios with you at the time you assisted in placing these monuments;

Ans - He was not -  
Ques - Please state upon what Rancho the "Salinas" of which you have spoken is situated

Ans - They are upon the Rancho of Don Juan ~~Enriquez~~ Abila, Antonio Ignacio Abila, which is called "Sausal Redondo", "Lentiniella", "Guasputa" and "Salinas"

Copy annotation by D. D. W. City

Ques - Are you <sup>not</sup> interested in the Land known by the name of Sausal Redondo claimed in this case, If yes, state in what manner and the extent of your interest -

Ans - I am not interested in  
I own 2500<sup>00</sup> acres upon the 14th day of July 1857 of the same use as  
Thomas H. Williams  
mark



United States of America  
State of California  
County of San Angeles

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I, C. Lewis, United States Commissioner for the District of California do hereby certify that the foregoing deposition of Tomas Talamante was taken before me in accordance with the request and agreement of the said attorney, at the United States Court House in the City of San Angeles, State of California on behalf of the appellee, that the said Tomas Talamante was by me duly sworn according to law as a witness in said cause in the caption of this deposition mentioned, and after being so sworn his testimony was by me reduced to writing in his presence, and that of the said attorney, and after having been by me carefully read to him, and by him corrected as he desired was by him signed in my presence.

In witness whereof I hereunto set my hand and affix my private Seal (having no seal of the office)  
this 14th January A.D. 1857  
C. Lewis  
W. Con<sup>re</sup> of ~~the~~  
Seal





W. 354

United States Dist Court  
for Southern Dist California

Antonio Ygn<sup>a</sup> Ariles  
appellee  
vs

The United States  
appellant

Deposition of Tomas Salamante

Filed this 14th January  
A D. 1857 C. S. in c. k  
of H. Coleman  
sup

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Antonio Jimenez Abitia  
appellee No 334

vs  
The United States  
Appellants "Sausal Rancho"

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Jose Sepulveda a witness on behalf  
of the appellee being duly sworn deposes  
and answers as follows,

Ques What is your name age and  
place of Residence?

Ans My name is Jose Sepulveda  
am 53 years of age and reside in  
the County of Los Angeles and have lived  
in said County since 1814 - was born  
in Sausalito County

Ques Do you know the Southern  
boundary of the Rancho "Sausal Rancho"?

Ans I do, it is the same as the common lands of Los Angeles.

Ques How long have you known it - how is it  
marked, and please state by describing  
the monuments, if any,

Ans I have known it, since 1817 or 1818  
as the boundary line between the common  
lands of Los Angeles and the lands of the Cautin  
us, now known as that of the Descendants

There was a row of stones ~~at~~ placed at  
intervals along the line from a Sycamore  
tree <sup>marking Rancho of Diego</sup> southwardly to the Ocean -

Ques Please state whether there are in the  
vicinity of this line any "Salinas", if yes, state  
their position ~~relatively~~ relatively to the line you



man above described, —

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Ans. There are some known as the "Salinas" of Las Cruces, they have always been on the north side of the line and in the lands pertaining to the Town — The line passing along the Southern Extremity of them

Ques. — When did you last see these monuments and do they now occupy the same position they did when you first saw them?

Ans. It is nearly a month since I saw them the last time — One of them is not in the place in which it was originally placed, that is "the one that if near the "Salinas" is "moved" — It is now two or three hundred yards to the north of where it was previously or originally placed,

Ques. Please state what effect the removal of this stone has in determining the relative position of the "Salinas" to the old line that you have just described

Ans. The effect is that the "Salinas" is placed in the other side of the line and consequently being then within the lands of the Dominguez

Ques. Which line has always been recognized as the true line or boundary on the south side of the Rancho of "Lausal Redondo", the line first described by you or the line that would be formed since the monument has been removed



Ans The Southern line; the one that I  
have just described as the boundary  
of the Common Lands of La Cuesta;

Ques When long since you noticed the  
removal of this stone or monument, from  
the place where you first found it, to its pres-  
ent position

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1354

Ans About two years, more or less, since I  
noticed it -

Ques Are you positive that this monument  
has been removed, as you have above  
stated

Ans I am positive;

Copy Examination by  
Phd Whitty

Ques - Are you not interested in the land  
known by the name of Sausal Redondo  
Clanner in this case - If so - state  
in what manner and the extent of your in-  
terest;

Ans My wife <sup>is the daughter of</sup> ~~is~~ an ~~son~~ of Antonio Siqueros  
Abila - She has no present ~~an~~ interest  
in the land, but it is one of the presumed  
heirs - I have no deed of conveyance  
from Antonio Siqueros Abila,

Shown & taken before me  
this 14<sup>th</sup> day of July 1857  
John W. Conroy

Jose Siqueros



Deposition of Jose Sepulveda taken before  
E. Lewis United States Commissioner for the  
District of California at the United States  
Court House in the City of Los Angeles on  
Thursday the 14th day of January A.D. 1887 at  
4 1/2 O'Clock P. M. on behalf of the appellee by  
consent and agreement of parties to be used in  
testimony in a certain cause now pending  
in the United States District Court for the Southern  
District of California, being case No. 354 on  
docket of said Court, wherein the United  
States are appellants and Antonio Sep-  
ulveda is appellee

Present: P. Ord W. S.,  
Att. on behalf of Appellants and  
E. Crosby Esq., on behalf of the appellee



United States of America  
State of California  
County of Los Angeles

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J. C. Smith

United States Commissioner for the  
District of California, do hereby Certify  
that the foregoing deposition of Jose  
Sepulveda was taken before me in  
accordance with the request and agreement  
of the said Attorneys at the United States  
Court House in the City of Los Angeles -  
State of California, on behalf of the  
appellee, that the said Jose Sepulveda  
was by me duly sworn according to law  
as a witness in said Cause in the Caption  
of this deposition mentioned, and after  
being so sworn, his testimony was by  
me reduced to writing in his presence  
(and) that of the said Attorneys, and after  
having been by me carefully read to him  
(and) by him corrected as he desired, was by  
him signed in my presence

In witness whereof I hereunto  
set my hand and affix my  
private seal, (there being no  
seal of the office) this 14th  
of January A.D. 1857

J. C. Smith  
U.S. Com'r





No 354

U S District Court  
for Southern Dist Cal

Antonio Ygg. & Coils  
appellants  
vs

The United States  
appellants

Deposition of Juan Sepulveda

Filed this 14th January  
1857  
C. S. Clark  
J. M. Coleman  
Clerk

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Deposition of Vicente Elisaldi taken before  
C. Lewis United States Commissioner  
for the District of California at the United  
States Court House in the City of Los Angeles  
on Thursday the 15<sup>th</sup> day of January A.D. 1857  
at 3 o'clock P.M. on behalf of the Appellee  
by consent and agreement of parties to be used  
in testimony in a certain cause now pending  
in the United States District Court for the South  
-ern District of California, being case No. 334  
on the Docket of said Court, wherein the United  
States are appellants and Antonio Ygnacio White  
is appellee

Present P. Ord U.S. Atty  
on behalf of Appellant. and E. P.  
Crosby on behalf of Appellee



Antonio Ignacio Abila

appellee

vs

The United States

appellant

3  
3  
3  
3  
3  
3  
3  
3

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Witness Elisaldi a witness on the part of  
of the appellee very truly sworn deposes  
and answers to the annexed interrogatories  
as follows,

Ques. What is your name age and  
place of residence?

Ans. My name is Vicente Elisaldi  
am, ~~45~~ 45 years of age and <sup>have</sup> resided in  
the County of Los Angeles since I was  
a boy

Ques. Do you know the Boundaries of  
the former common Lands of Los Angeles  
if you describe the Southern boundary  
line and state how long you have known  
it?

Ans. I know the Boundaries,  
The Southern line runs from a  
Pecan tree, near the house Antonio  
Mano Lugo, to the Ocean on the line  
then <sup>is</sup> a number of stones placed at  
intervals, some of which are on elevations,  
The line passed on the South side of the  
"Salinas", which <sup>(Salinas)</sup> were in the Lands of the  
Public. I have known it ever since  
I was a small boy



Quest

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Please state what line was recog-  
nized at the Rodas on the Ranch of San-  
Pedro and the Common Lands of  
La Cuyles as the dividing line and  
what opportunity have you had of exam-  
ine upon the subject?

Ans

The line which I have just  
described was the recognized line.

I knew it because, when I was a  
child I went with my uncle Antonio Reyes  
to the Rodas both on the Ranch of San Pedro  
and on the Lands of the Pueblo and from  
my own observation and from the con-  
versation of ~~my~~ the old People at  
the Rodas, I always understood this to  
be the line and it has been so recognized  
by the Substantants ever since I can  
recollect.

Quest

Do you know of any Stone or  
monument existing upon the line  
at the time you first knew it  
was the "Palinas" of which you have  
spoken?

Ans

I do

Quest

Please state if that monument or  
Stone is now in the first position as  
when you first knew it?

Ans

It is not

Quest

Please state ~~and~~ in what di-  
rection and how far it has been  
removed from its former position?

Ans

It has been removed ~~from~~ to the  
north about three Hundred & forty or fifty  
varas from its former position



Ques: Please state if you know whether any other monuments or stones on the line have been removed, if so, in what direction and how far?

Ans: One more has been moved - the one up to the East ~~has~~ It has been removed to the north about two hundred & thirty five or forty Varas?

Ques: State what Effick the removal of the line to the place where the stone now is would have in determining the position of the "Lalinas" ~~and~~?

Ans: It would take aside a part of the large "Lalina"; I mean it would run through it.

Ques: According to your knowledge who has been the recognized owner of the "Lalinas" and upon what Ranch, situated?

Ans: Formerly or previous 1837 the Community of Las Trujas and since that time Antonio Guadalupe Obida. They ~~have~~ are situated in the Rancho of Manuel Leonidas.

Ques: Have you been judge of the Plains if so, state at what time and how long?

Ans: At various times from 1840 to 1856. I have been Judge of the Plains ~~at different times~~ 3 or 4 years.

Crisp's Enumeration by Westly

Ques: Have you any interest in the Lands in this part or land claimed in this case?

Ans: I have none whatever.

Cristóbal



Wm. Packard & Co. before me this 18<sup>th</sup> day  
of June 1857

Witness  
My hand

Wm. C. [unclear]

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United States of America  
State of California  
County of Los Angeles

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I, C. Sims United States Commissioner for the District of California do hereby Certify that the foregoing deposition of Melchi Elisaldi was taken before me in accordance with the request and agreement of the said attorneys at the United States Court House in the City of Los Angeles, State of California on behalf of the Appellee; that the said Melchi Elisaldi was by me duly sworn according to law as a witness in said Cause in the Caption of this deposition mentioned, and after being so sworn, his testimony was by me reduced to writing in his presence and that of the said attorneys, and after having been by me carefully read to him, and by him corrected as he desired, was by him signed in my presence.

In witness whereof I have  
Set my hand and affix the  
~~Seal of said Court~~  
My Seal this 10<sup>th</sup> day of  
January 1857  
C. Sims  
U.S. Commissioner







*Antonio Esp. Abila*  
*Appellee*

*vs*  
*The United States*  
*Appellants*

Case No. *354*  
*Mensual Ransom*

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**Deposition of**

*Fernando Sepulveda*

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on ~~Friday~~, the *15* day of *January* A. D. 185*7*, at *9* o'clock *P* M., on said day, on behalf of the *appellee*

by the *Consent and agreement of the parties* to be used as testimony in a certain cause now pending in the *United States Court for the County, Dist of California* being Case No. *354*, on the Docket of

said Court, wherein *Antonio Espinosa Abila* is ~~an~~ *appellant*, and *The United States* are appellees.

Present *John Esp. Abila* Attorney in behalf of the appellants  
and *Ed Crossen* in behalf of appellees.



Antonio Lopez Abila

No 357

appellee

vs

The United States

appellants

"Sausal Redomas"

Fernando Sepulveda being duly sworn on the oath of the appellee deposed and answers to the annexed interrogatories as follows:

Ques

What is your name, age and place of residence?

Ans

My name is Fernando Sepulveda and 41 years of age and was born in the County of Los Angeles & have resided here since the time of my birth.

Ques

Do you know the Southern boundary line of the Lands formerly the common lands of Los Angeles, dividing them from the tract of Land now known as the Tract of San Pedro? And how long have you known it?

Ans

I do, and have known it since from childhood, but more particularly since 1839 or 40 or thereabouts.

Ques

Please state how this line is marked by describing the monuments of any, existing at the time you know it?

Ans

There was a stone near the Salinas and from there onwards towards the Agave tree near the Residence of Antonio Maria Lopez, and large stones placed at different points along the line.



Just Please state when this line runs  
in respect to the "Salinas" of which you  
have spoken and did said line extend  
westward to the Sea Shore?

Ans  
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From the Stone monument the  
"Salinas" the line passed to the Ocean  
going between the two "Salinas". The one  
on the South of the line being known as  
the Small "Salina" and the other on the  
North side of the line, being known as the  
Large "Salina".

Just Please state what line was  
recognized at the Rodas upon the  
Rancho of San Pedro and the Common  
Lands of Las Angles and what opportunity  
have you had of knowledge upon the subject?

Ans The line which I have de-  
scribed was <sup>the</sup> recognized line at  
the Rodas upon said Rancho of  
San Pedro and the Common Lands  
of Las Angles. In marking Rodas  
it was customary to ride along upon  
this line, the Cattle which pointed off to  
the North were taken to the Rodas upon  
the Common Lands, while those which  
voluntarily moved off to the South, were  
taken to the Rodas on the Rancho of San  
Pedro. I have always been in the  
habit since above, of attending Rodas in  
that vicinity.

Just Was the Stone monument upon  
this line of which you have spoken  
as near the "Salinas" been removed from



the line you have described —

Ans  
Quest

It has been removed  
Please state in what direction it  
has been moved from its former  
position? and how far?

Ans

It has been removed to the  
north and I should judge about three  
Hundred Varas or little more —

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Quest

Please state what effect the re-  
moval of this stone has in determining  
the relative position of the <sup>"Salinas"</sup> "old line" that  
you have just described?

Ans

When the stone now is, it throws  
the line more to the north, passing through  
the "Salinas".

*Copy of examination by Atty*

Quest

Have you any interest in the re-  
sult of this case or in the lands claimed  
in this case?

Ans

I have none

Quest

Re-examination by Atty for appellee  
According to your knowledge what  
has been recognized as the owner of  
these salt ponds? ~~and if~~

Ans

I formerly understood that it be-  
longed to the Pueblo and subsequently I under-  
stood as belonging to the "Sausal Indians"

sworn sub. <sup>et</sup> before me the 15<sup>th</sup> July 1857  
his S. Sepulveda  
Atms W. Tom



*the line you have indicated, &*

States Court of the Southern District of California  
July 11, 1891



I, **C. Sims,** of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing

Depositions of Fernando Sepulveda was taken before me on the 15 day of January A. D. 1857, according to the Attorney's request and consent of the said attorney

at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the

That the said Fernando Sepulveda was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this 15 day of January, A. D. 1857

C. Sims  
United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

*A. J. Abila*

*ad  
vs  
The States*

Deposition of

*R. Sapulveda*

Filed this

*19th Day 1857*

*Chas  
ad*  
354 SD

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*Antonio Gyroco Abila*

*appellants*

*and*

Case No. *354*

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*The United States Appellate "Causal Reasons"*

**Deposition of** *Jose del Carmen Lopez*

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on *Friday*, the *14* day of *January* A. D. 185*7*, at *3* o'clock *P* M., on said day, on behalf of the *appellants* by the *consent of a firm made up of the parties* to be used as testimony in a certain cause now pending in the *United States District Court for the Southern Dist of California* being Case No. *354*, on the Docket of said Court, wherein *Antonio Gyroco Abila* ~~is~~ *are* appellants, and *The United States* are appellees.

Present

*R. B. Day* ~~United States~~ Attorney in behalf of the appellants

and

*C. C. Crosby*

in behalf of appellees.



Antonio Siguero Abila  
appella  
ad  
The United States  
appellans

No 357  
Luis Alvarado

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Jose del Carmel Lugo a Gutierrez on the  
part of the appella in the above cause being  
duly depose and answers to the annexed  
interrogatories as follows

Ques What is your name and place of res-

ance,  
Ans My name is Jose del Carmel Lugo  
am 44 years of age and resided in Los  
Angeles County, I have resided here since Sanborn

Ques Do you know the Lines of the Lands  
heretofore known as the Common Lands of  
Los Angeles;

Ans I do

Ques By What Lands are the said Common  
Lands bounded on the South

Ans By the Lands of the Dominguez called  
San Pedro

Ques What line divides these Lands from  
the Lands of the Rancho of San Pedro, and  
do describe the same

Ans From the River San Gabriel to the Seashore  
running Eastwardly there was first a Sycamore  
tree beyond which was a ditch and a  
stone and next was a "Willow tree" from  
which there ~~was~~ <sup>there</sup> stones & along the line ~~west~~  
until in the immediate vicinity of the Salinas,  
which was the last one towards the Ocean



Ques What means has you had of knowing this line?

Ans About the close of the year 1833 and at the beginning of 1834, my Father bought a pack of the Cattle of Suterres, when he purchased those cattle he put me at work on the Ranch of San Pedro and he marked out on showed to me where I was to take care of these Suterres Cattle, and he particularly instructed to me not to pass over this line dividing the Ranch of San Pedro from the Common Lands of Las Animas and he told me that when I was passing have a Rodeo on the other side of this line that I should apply to the Judge of the ~~Plan~~ Planes, that he ~~should~~ must give me Rodeo upon those Lands lying to the north of the line.

Ques At what places were these Rodeos given by order of the Judge of the Planes?

Ans Oh the "Salinas" or near them and at "Guaspita" and ~~at~~ <sup>at</sup> a small hill on the plain called "Cerrito"; ~~They also~~

Ques Please state particularly where this line runs with reference to the "Salinas"

Ans The line, at the time I was employed on the Ranch of San Pedro, was recognized as passing between the two "Salinas" the larger one being on the north of the line and the smaller one was on the south side of it. My knowledge of this line extends back <sup>to</sup> to the year 1838 and has been ~~the~~ recognized at the dividing line between the



Community and the Rancho of San Pedro.  
Quesh Please state when you were last upon this line  
in the vicinity of the Salinas, and state whether  
any of these monuments which you have before described  
have been removed from said line;

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Ans The last time that I was on the line  
was about 4 or 5 days ago, at that time  
some monuments on it, ~~was~~ I observed, had  
been removed

Quesh State which ones, had been removed, how far  
and in what direction they had been moved

Ans The two stones nearest to the Salinas on the  
East had been removed to the North of where  
they were originally placed, - The one near  
est to the Salinas had been moved about 300  
or 350 Varas - The other one about 240 or  
50 Varas -

Quesh What difference does the removal of these  
monuments on said line, make in the loca-  
tion of Salinas with reference to the particu-  
lar Ranch on which they are situated;

Ans - The difference which it makes, is,  
that formerly the large Salina was upon  
the Common Lands of the Pueblo and now  
by adopting the line which the present  
location of the stones indicates, the Salinas  
are on the Rancho of San Pedro -

Quesh On what Ranches have the Salinas always  
been recognized as belonging, since you  
have known them;

Ans They have always been on the  
Rancho of Antonio Aguirre Abida, which  
Rancho is known by the name of Salinas



"Salina Seco" - "Quasita" and Sausal  
Records -

Ques

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PAGE 105 SD  
Please state if any time you have  
been a member of the Ayuntamiento  
of Los Angeles and what action if any has  
they ever taken with reference to the "Salinas"  
(Specified by Mr. Kelly)

Ans

I have been a member of the ayun-  
tamiento of Los Angeles in 1838-39 and in  
1849. There was a complaint against  
Antonio Diego Abila, by a person I think  
who had been refused by Antonio Diego Abila to take  
salt from the "Salinas". In consequence of  
this complaint made to the Alcalde, the  
Alcalde brought the subject to the consen-  
sation of the Ayuntamiento. I do not  
recall the exact ~~steps~~ proceedings but I do  
recall that an order was passed by the  
Ayuntamiento that no persons should  
take salt from the "Salinas" except during a  
specified period. And it was further orde-  
red that Antonio Diego Abila should by  
himself or some other person, prevent the  
taking of salt at any other time and  
that during this period, they should pay  
to him or the person in charge, a com-  
pensation of 50 Cents for each person

Ques

Please state whether this compensation was  
paid to Abila as owner of the "Salinas" or  
to him, representing the Town, they claiming  
the owners estate

Specified by Mr. Kelly

Ans

It was to pay the man who had charge of the



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Salinas. They they were considered as  
as the property of Antonio Soto Abila  
while according to the Customs then existing the inhabitants  
enjoyed the privilege of procuring Calk for  
their use from these "Salinas"

Qust Are the Records of the Ayuntamiento,  
of the time of which you have spoken now in  
existence?

Ans I do not know

Qust Were you at any time alcalde or Jefe  
of Salinas and did you give any orders  
or did there occur any transaction respecting  
the "Salinas" or the Lands of the Rancho of  
Havasac Rancho -

Ans I was Jefe of First Instance  
at such time by an order I called  
the person in charge of said Rancho for the  
purpose of instructing him that he should  
permit no person to take Calk from the "Sa-  
linas" until he had first notified me  
of such fact that the Calk was in a  
suitable state to be removed from the  
"Salinas" that I might notify the In-  
habitants of the town that they might go and  
get Calk - - - - -

Qust, Why did you as Jefe of First Instance  
exercise jurisdiction over the Salinas  
subject matter

Ans, For the benefit of the Inhabitants of the  
Rancho -



Ques - Did the Pueblo of Los Angeles claim  
ownership of the "Salinas"?

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— Depicted by his atty —

Ans - They did not - The ownership  
belonged to the Autonomous Agrario Abila

Propaganda by the Atty

Ques - How long had the Pueblo of Los Angeles enjoyed the privilege  
of taking salt from the "Salinas" pre-  
vious to 1839?

Ans - I have known that they enjoyed  
this privilege from the time I was  
able to go about the place

Ques - How long have they enjoyed this  
privilege since the year 1839?

Ans - In 1839 I went to San Bernardino  
and do not know how it has since  
been managed

Ques - Who was in charge of the "Salinas"  
at the time you made the visit, as you  
said, of which you have spoken?

Ans - Pedro Abila

Ques - Did the Agreements of the Pueblo



Appoint him to take charge of the Salinas  
and to charge 5 Reals for each person who took  
salt from them;

Ans No, I did it as Alcaide  
and as an Individual, - I gave it verbally

Ques Are you intouch in the Lands owned  
in this Quib, ~~etc~~

Ans I am not

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José del Barro men Lugo

Given publicly before me this 16<sup>th</sup>  
day of January 1857

Ofices  
W. Com<sup>re</sup>



**I, C. Sims,**

of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing

Depositions of *José del Carmel Lugo* was taken before me on the *16<sup>th</sup>* day of *January*, A. D. 185*7*, according to the *due subpoena* of the said *attorney*

at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the

That the said *José del Carmel Lugo* was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this *16* day of *January*, A. D. 185*7*

*C. Sims*  
United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

*Auto, Dep, Abila*

*ad*

*The States*

Deposition of

*Don de la Camilla*

Filed this

*19th day of July*

*1857*

*J. J. ...  
Chk*

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*Antonio Synneco Abila*

*Appellee*

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Case No. 357

*The United States*

*Appellants*

*Sanuel R. Adams*

**Deposition of**

*Severino Valenzuela*

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on *Wednesday*, the *14* day of *January* A. D. 185*7*, at *4* o'clock *P*. M., on said day, on behalf of the *Appellee* by the *Government* and consent of the parties to be used as testimony in a certain cause now pending in the *United States Court for the District of California* being Case No. *357*, on the Docket of said Court, wherein *Antonio Synneco Abila* is ~~an~~ appellant, and *The United States* are appellees.

Present *Wm. D. Esq. U.S.* Attorney in behalf of the appellants

and *E. Crosby* in behalf of appellees.



Antonio Guadalupe Abila

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Appellee

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vs

The United States

Appellants

Southern Railroad

Secundino Valenzuela a witness on the part of the Appellee, being duly sworn depose and answer as follows

Q What is your name, age and place of residence

A My name is, Secundino Valenzuela am 44 years of age and reside in Los Angeles County, have resided in this County all my life -

Q Do you know the Southern boundary line bet of the Lands, formerly the Common Lands of Los Angeles, dividing them from the track of Land now known as the <sup>Ranch</sup> of San Pedro?

A I do. - I have known the line since the year 1837

Q Please state how this line is marked by describing the monuments, if any, existed at the time you first knew it?

A I only know of one Stone monument that was on that line, which was opposite to the Lower or Southern point of the "Salinas"

Q Please state, when this line run in respect to the "Salinas" of which you have spoken and what line was recognized at the Roads and what opportunity have you had to know this line,



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Ans - The line run on the south side of the Salt  
Ward, to the Sea Shore - Was for many  
years ~~in the~~ since 1837 in the employment of  
Antonio Ignacio Abila as a herdsman on the  
Ranch of Sausal Redondo, and in the collect-  
ing of Cattle in said ranch for Rodas  
We were always instructed to go down as  
far as that line which I have ascended  
to collect the Cattle but not to pass over  
or beyond it - I have also frequently heard  
the adjoining proprietors speak of that  
as the dividing line. I know that the  
proprietors of the Rancho of San Pedro  
(Don Dominguez), in the collection of cattle  
for Rodas on their Ranch, came up to  
that line, and I never saw them  
pass beyond that Ranch to the north  
of it -

Ques - From your own knowledge as well  
as from common <sup>and known</sup> reports, to whom the  
"Salinas" ~~land~~ <sup>(objectioned to by US Atty)</sup> ~~land~~ <sup>land</sup> ~~belonged~~ <sup>belonged</sup> on the north  
of the ~~above~~ <sup>above</sup> ~~described~~ <sup>described</sup> lands belonged?

Ans - Yes, they belonged to Ant<sup>o</sup> Ignacio  
Abila - They are situated on the  
Ranch sometimes called the "Salinas"  
~~the~~ "Cusputa" and Sausal Redondo

The people work to the "Salinas",  
bought Salt and asked Pedro Abila, the  
son of Ant<sup>o</sup> Ignacio Abila, permission to  
do so and sometimes they paid  
Pedro for taking Salt from them  
Pedro was busy there managing the  
affairs of his Father (objectioned by US Atty)  
Corp examined by US Atty.



Just - I have interest, if any, have you the  
result of this case.

Ans

I have no interest -

Sworn of subserend to affirm  
on this 14th day of July  
1857

Secundina Valenzuela  
matr.

Ofims  
Nelson

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I, **C. Sims,** of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing

Depositions of *Secundus Valenzuela* was taken before me on the *14* day of *January*, A. D. 1857, according to the ~~the~~ *consent* and agreement *of* of the said *attorney*

at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the *Appellus*

That the said *Secundus Valenzuela* was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this *14* day of *January*, A. D. 1857

United States Commissioner *C. Sims*



*C*  
No. 354

United States District Court for the  
Southern District of California.

*A. J. Abela*  
*att*  
*The United States*

Deposition of

Filed this

*S. Valenzuela*  
*19th day of June*  
*1887*

*Christ*  
*chr*  
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Antonio Ignacio Abila,

appellee

vs

Case No.

354

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The United States appellants

### Deposition of Jose Maria Abila

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on Tuesday, the 20 day of January A. D. 1857, at 11 o'clock A. M., on said day, on behalf of the appellee by the Consent and agreement of the atty of the parties to be used as testimony in a certain cause now pending in the Dist Court for the Southern Dist of California being Case No. 354, on the Docket of said Court, wherein Antonio Ig<sup>o</sup> Abila is ~~the~~ appellant, and The United States are appellees

Present

J. W. U. States Attorney in behalf of the appellants

and

E. Crosby Esq in behalf of appellees.

Ques What is your name age and place of residence

Ans My name is Jose M<sup>a</sup> Abila, I am 34 years of age and have resided always in the County of Los Angeles

Ques Do you know the line between the lands of "San Pedro" and the lands formerly known as the Common Lands of Los Angeles, if yes, please state your means of knowledge how long you have known it and how it is defined?

Ans I do. - On one occasion, going with my father to the "Salinas" and the Sea shore, my father pointed out to me the monuments on this line. At which time the lands formerly known as the Public Lands were known as the Land of Ant<sup>o</sup> Ig<sup>o</sup> Abila



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At another time when in the employment of Manuel Dominguez, he instructed me to recognize this same line as the boundary of San Pedro and not to pass over it, in collecting Cuttle.

I have known this line about 18 or 19 years - Standing on this line with your face to the sea, the Salinas were on the right hand side of it. - A small portion of the "Salinas" were on the left hand side - I was in the employment of Manuel Dominguez in the years 1848 & 9, this was the time that Dominguez instructed me not pass over the line

Cross Examination of W. Petty

Ques Are you directly or indirectly interested in this Land in question

Ans I am not

Wm. Petty  
his  
Jas W. Petty  
mark

Sworn to before me this 20th day of January 1857

Official  
W. C. ...



I, **C. Sims,** of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil cases pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing Depositions of *Eusebio M. de la* was taken before me

on the *20* day of *January*, A. D. 185*7*, according to the *affidavit* of the said *parties*

*and request of the attys* at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the *Appellee*

That the said *Eusebio M. de la* was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this *20* day of *January*, A. D. 185*7*

*C. Sims*  
United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

*Antonio Ygnacio Abila*  
appellee  
vs  
*The United States*  
appellants

Deposition of *Jose Maria Abila*  
Filed this *20th January AD 1857*

*Cesaris clerk*  
*J. McColman*  
*Dep*

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Antonio Aguirre Abila  
appellee

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Case No. 357

The United States, appellants, San Sal Ramos

### Deposition of Juan Ramirez

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on Monday, the 19<sup>th</sup> day of January A. D. 1857, at 4 o'clock P. M., on said day, on behalf of the appellee by the consent and agreement of the attorneys of the parties to be used as testimony in a certain cause now pending in the United States District Court for the Southern Dist of California being Case No. 357, on the Docket of said Court, wherein Antonio Ag<sup>o</sup> Abila is ~~are~~ appellee, and The United States are appellants

Present Ford United States Attorney on behalf of the appellants  
and E O Crosby Esq on behalf of appellees.

Just What is your name age and place of Residence?

Ans My name is Juan Ramirez, I am fifty two years of age and reside in Los Angeles County State of California

Just Do you know the line <sup>known</sup> heretofore known as the Common Lands of Los Angeles?

Ans I do

Just Please describe the Southern boundary line, by describing the monuments, if any existed at the time you first knew it and <sup>State</sup> how long ~~have~~ you <sup>have</sup> known this line?

Ans On this side of the River San Gabriel, there is a tall Sycamore tree, and near the Road



Leading from Las Angles to the Rancho of "San Pedro" there is a stone monument and between the "Laguna dea" and the "Laguna" of the "Chorro" there is a stone monument, and in the vicinity of the "Migans Colorado" upon the plain there is a stone monument and another upon the point of the "Migans Colorado" and from the last mentioned point, it runs in a straight direction on the lower side of the "Salinas" to the Sea Shore. ~~Extends~~ The first stone monument from the "Migans Colorado" was on the foot of a Hill, the second one, was upon another hill and in a line from the Migans Colorado to the Sea Shore on the South of the "Salinas". I have known this line about 26 or 27 years -

Ques. What has been your occupation recently and what means have you had of knowing this line?

Ans. I have been a Cattle Herder, I was three years acting as Mayordomo ~~for~~ on the Rancho of San Pedro for Mr. Gutierrez and had charge of the Cattle of Gutierrez as also the Cattle of the Dominguez on said Rancho - This was about 24 or 25 years since -

Ques. What Rancho lies on the South side of this line that you have described?

Ans. The Rancho of San Pedro



2  
Qust

Were you in the habit of attending the Rodas  
and what line ~~was~~ was always respected as  
the dividing line between the Rancho of San  
Pedro and the Common Lands of Los Angeles

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Ans

I was. The line that I have above  
described is the one that was always  
respected as the dividing line between the  
Rancho of San Pedro and the Common Lands  
of Los Angeles

Qust

Please state what Rancho lies upon the north  
side of the line you have described

Ans

The Rancho of "Guasmita," "Sentinilla"  
"San José Redondo" and the "Salinas," these  
are different localities on the Rancho San  
José Redondo where they had Corrales, for  
herding cattle -

Qust

What line has always been respected  
at the Rodas between the Rancho of "San José  
Redondo" and the Rancho of San Pedro and what  
has been your means of knowledge upon  
the subject?

Ans

It is the same line that I have  
~~at~~ described. It was formerly the prac-  
tice ~~of~~ in collecting the cattle into Rodas  
to pass along this line. Collecting the cattle  
on the north side of this line into Rodas  
upon the Common Lands, while those upon  
the south side of the line were on the  
same day taken to the Rodas upon the  
Rancho of San Pedro. The unmarked



Cattle which did not recognize a marker having a mark in those Rodos in the Common Lands, belonged to the Community. Subsequently when the San sul Records was occupied by Ante, Dgo, Abila, the same Custom and usage respecting the collecting of Cattle was continued. The unmarked Cattle (Orejanos) ~~in the Rodos~~ from that time to the present being considered and taken by Ante, Dgo, Abila as his property. This practice was universally recognized by the Inhabitants.

Ques. Please state when you last saw the two monuments or stones near the "Salinas", and ~~are~~ <sup>were</sup> they ~~there~~ <sup>there</sup> in the same position upon the <sup>ground</sup> ~~land~~, you have heretofore described as formerly.

Ans. I saw <sup>them</sup> last year at that time they were not in the same position as formerly.

Ques. Please state how far and in what direction they now are from their former position.

Ans. They have been moved to the setting sun ~~about two or three~~ One of them has been moved about three hundred yards and the other about two hundred yards. The one near the "Salinas" has been removed the furthest from its original position.



Quest State, if you know, on what  
Ranch, is the "Salinas" situated?

Ans On the Ranch of Ant<sup>o</sup>, J<sup>o</sup>, Abila  
called "Sausal Redondo"

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Crop Examination by US  
aty  
2<sup>ms</sup>.

Have you an interest, present or future  
in the lands claimed herein.

Ans No. I have none whatever.

Wm<sup>h</sup> Ramsey  
mark

Investigate, before me this  
20th day of July 1833

C. J. Smith  
C. J. Smith



**I, C. Sims,** of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing

Depositions of *Juan Ramirez* was taken before me on the 20<sup>th</sup> day of *January* A. D. 1857, according to the *assurances* and request of the *attorneys* of the said *parties*

at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the *Appellee*

That the said *Juan Ramirez* was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this 20<sup>th</sup> day of *January*, A. D. 1857

*C. Sims*  
United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

*Antonio Ygnacio Abela*  
appellee  
vs  
*The United States*  
appellor

Deposition of

Filed this

*Inan Ramirez*  
*20th January 1857*  
*John C. ...*  
*J. H. Coleman*  
*clerk*

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Antonio J. Abila  
Appellee

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Case No. 337

The United States

vs  
Saul Medanos

## Deposition of Pio Pico

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on Friday, the 23<sup>rd</sup> day of January A. D. 1857, at 11 o'clock A. M., on said day, on behalf of the Appellee by the Agreement of the Attorney of the parties of on said to be used as testimony in a certain cause now pending in the US Dist Court for the South<sup>th</sup> Dist of California being Case No. 337, on the Docket of said Court, wherein Ant<sup>o</sup> J<sup>o</sup> Abila is ~~an~~ appellant, and The United States are appellees.

Present O. Crosby Esq<sup>r</sup> Attorney in behalf of the appellants  
and Pord Esq<sup>r</sup> in behalf of appellees.

Q. What is your name age and place of residence?

A. My name is Pio Pico, I am 56 years of age and reside in Los Angeles County, and have resided here since the year 1849. I was born in the State of California.

Q. Please state what offices you have held under the Mexican Government in the State of California and at what time?

A. I have been Governor of the Department of the Californias, from the latter part of the year 1844 until September 1846.



Just Please look upon the doc<sup>ument</sup> ~~shown~~ now  
shown by you and marked "D.K.C." <sup>made a part of the deposition</sup>  
"Presumably to be a grant from Rio Rico  
to Antonio Synasco Abila, and still  
if you know the signatures to the  
said document, whose are they  
and <sup>where</sup> were they made (by the US  
Atty")

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PAGE 129  
and I know the signatures, one is  
my signature and the other is  
Jose Matias Moreno, Secretary of  
State - they were signed on the <sup>4th</sup> ~~22nd~~  
of June in the year of 1844

This document here shown  
me is genuine and was made  
at the time it bears date.

Copied & examined by US Atty

Just In whose handwriting is the body  
of the Document marked D.K.C.

and I think it is in the handwriting  
of one of the Clerks in the office of  
the Executive Department, I think  
but the writing of Cayetano Arenas

Just You have state that the Document  
was signed on the 4<sup>th</sup> of June 1844,  
What Reason have you for stating  
it was signed on that day?



2

because his the date which the  
document bears and the document  
says so

Q. Now you any other reason that  
it was signed on that other than  
the one you have just stated?

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A. I have none other

Q. At the time was the Land pe-  
titioned for by the Claimant

A. Yes - as it was ~~to be~~  
is set forth in the grant

Q. Now you any interest in this suit  
any

A. I have not

Pio Pidge

Monks Subd. of Section 33 & 34  
23<sup>1</sup>/<sub>2</sub> day of January 1857

J. M. M.  
W. L. M.



Don Pio Gobernador Constitucional del Departamento de  
California.



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Por cuanto Don Antonio Ignacio Avila á Justifi-  
ficado pertenece el praso conocido por la sen-  
tuela, guaspita, salinas y sausal Redondo entre  
los linderos de los Padres, Padres Gutierrez, los Cueros  
la Siemga, la Ballona, y la playa y es en es-  
tension de cuatro sitios de ganado mayor poco  
mas ó menos; practicadas por tanto las dili-  
gencias concernientes segun lo dispuesto por la  
ley y reglamentos, mando de las facultades que me  
son conferidas en nombre de la Nacion Mexicana  
en todo en concederle el terreno mencionado bajo  
las condiciones siguientes

- 1<sup>a</sup> Podrá cercarlo sin perjudicar caminos trancias  
y veridumbres, lo disputara libre y exclusivamente  
destinandolo al uso y cultivo q. mejor le conenga
- 2<sup>a</sup> Solicitara del Juez respectivo la porcion ju-  
dicial que se le clasa en virtud de este despa-  
cho por el cual se demarcaran los linderos en sus  
por limites respondan las enajenaras respectivas
- 3<sup>a</sup> El terreno de que se hace mención es de cuatro  
sitios de ganado mayor poco mas ó menos.

En consecuencia mando q. sirviendole de título  
el presente y teniendolo por firme y valdoso se to



me raron de el cual libro respectivo y rentu  
que al interesado para su resguardo y demas fines  
Dado en la Ciudad de los Rios en este papel co  
mun por falta de sellado respectivo a cuatro de  
Mil ochocientos cuarenta y seis.

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José María Moreno  
Pro. Pro.

Queda firmada razon de esta  
Superior despaes en el libro respectivo.

Moreno



*J. S. C.*  
*Sausal Redondo*

---

*Filed this 23<sup>rd</sup> Jan'y*  
*1857* *Clarius CLK*  
*J. H. Coleman*  
*Dep*

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Pio Pico Constitutional Governor of the  
Department of California

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In as much as Antonio Ygnacio Abila has fully proved that the tract of land known as the Sutilula, Guaspita, Salinas and Sausal Redondo, between the boundary lines of the Palos Verdes Entierros, the Querbos the Langa, the Ballona and the Sea Shore and to the extent of four square leagues a little more or less. The usual ~~steps~~ steps having been taken in accordance with the laws and regulations, in virtue of the powers conferred upon me, in the name of the Mexican Republic Government I have determined to grant the before mentioned lands upon the following conditions

1<sup>st</sup> He may enclose the same but without prejudice to Highways, crossings and servitudes he will freely and exclusively enjoy it making such use or cultivation of it, as he may deem proper -

2<sup>d</sup>. He will request of the corresponding authority the juridical possession which he will give him by virtue of this title, by which the ~~with~~ boundary lines will be marked out at the terminations of which the respective monuments will be placed.

3<sup>d</sup>. The lands mentioned in four square leagues a little more or less.

Accordingly I order that serving him as a ~~title~~ title this present instrument, and being held firm and valid, notice of it to be taken



in the corresponding Book and delivered to  
the donee for his Security and all other purposes  
~~from~~ Given in the city of Los Angeles on  
this unstamped paper for want of that of  
the proper Stamp - June 4<sup>th</sup> 1846. P. Rico.

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Jose Matias Morino -

Secretary pro tem.

Notice of this Supreme act is taken  
in the corresponding book - Morino



No. 354.

United States District Court  
Southern District of California

The United States  
Appellants

vs

Antonio Y<sup>a</sup> Abila  
Appellee

Copy Grant of Rio Pico  
dated June 4<sup>th</sup> 1846

Filed this 23<sup>rd</sup> of  
January 1857

Clerk at  
J. H. Coleman  
Clerk

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I, **C. Sims,**

of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing Depositions of

*Rio Rico*

was taken before me

on the 23 day of January, A. D. 185

*afirmant of the attorneys* of the said *parties*

at the United States District Court House, in the City

of Los Angeles, and State of California, in behalf of the

*appellee*

That the said

*Rio Rico*

was by me duly sworn

according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this 23 day of January, A. D. 185

*C. Sims*

United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

Deposition of *Pro Pico*  
Filed this *23* January 1854  
*Witness*  
*J. M. Coleman*

*217* 354 SD  
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Antonio Lopez Abila

Appellee

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Case No. 357

The United States, appellants vs. Manuel Redondo

Deposition of Narciso Domiguez

taken before C. SIMS, United States Commissioner for the District of California, at the United States Court House, in the City of Los Angeles, on Friday, the 23rd day of January A. D. 1857, at 1 o'clock P. M., on said day, on behalf of the appellants by the defendant of the above of the parties aforesaid to be used as testimony in a certain cause now pending in the U.S. District Court for the Southern Dist. of California being Case No. 357, on the Docket of said Court, wherein Antonio Lopez Abila is are appellants, and

The United States are appellees.

Present E. Crosby Esq Attorney in behalf of the appellants

and R. D. Esq, W. Esq in behalf of appellees.

J. Warner was sworn and interpreter

Q What is your name age and place of residence

A My name is Narciso Domiguez I am about 64 years of age I reside in the County of Santa Barbara Was born and have always lived in the State of California

Q Do you know the boundary line of the land, formerly the Common Lands of Gasdups?

A I do  
Q Please state describe the Southern boundary line state how long you have known it and what have been your means of knowledge?



and

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There was a monument on that  
 line near the Road ~~of~~ running from  
 Los Angeles to the House Gutierrez on  
 the Ranch of San Pedro - Further on  
 towards the Ocean there was another  
 Stone Monument - Still further  
 on upon the Table Land there was  
 another Monument - The last  
 Stone Monument upon this line was  
 in the vicinity of the "Salinas" from  
 which point the line ran to the Sea Shore  
 leaving the "Salinas" on the right hand  
 side and in the Common Lands and  
 some small salinas of no importance  
 on the left hand side and on the Ranch  
 of San Pedro - I have known  
 it upwards of 30 years - I know the  
 line because he was in the Service  
 of Employment of those occupying  
 on the South Side of it as well as of  
~~those~~ a citizen of Los Angeles  
 and attending the Roads on the  
 Common Lands - This line  
 has always respected abided by both  
 by the owners of the Ranch of San Pedro  
 and the Citizens of Los Angeles

Crop examined by H. S. Atty.

Must have been any interest present



or Contingent in the Lands claimed  
in this case or in the result  
of this cause —

and — I have none at all

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his  
Nemacio Dominguez  
more

Presented before me this  
23<sup>rd</sup> day of January 1835

John  
W. Combs



**I, C. Sims,** of the City and County of Los Angeles, and State of California, Commissioner to take Affidavits and Bail, in civil case pending in the Courts of the United States, and Depositions under the Acts of Congress, approved September 24th, A. D. 1789, February 20th, A. D. 1812, and March 1st, A. D. 1812, by virtue of my office of Clerk of the United States Court of the Southern District of California, and by special appointment by the United States Circuit Court for the State and circuit of California, do hereby certify that the foregoing Depositions of *Bernardo Domínguez* was taken before me on the *23* day of *January*, A. D. 185*7*, according to the

*agreement of the attys* of the said *parties* at the United States District Court House, in the City of Los Angeles, and State of California, in behalf of the *Appellee*

That the said *Bernardo Domínguez* was by me duly sworn according to law as a Witness in said cause in the caption of this Deposition mentioned, and after being so sworn, his Testimony was by me reduced to writing in his presence, and after having been by me carefully read to him, and by him corrected in every particular as he desired, was by him signed in my presence.

In witness whereof, I hereunto set my hand and private Seal, (having no Seal of Office,) this *23<sup>rd</sup>* day of *January*, A. D. 185*7*

*C. Sims*

United States Commissioner.



No. 354

United States District Court for the  
Southern District of California.

Auto Ygnos Avila  
appellu  
ad  
The United States  
appellu

Deposition of

A. Dominguez

Filed this

23<sup>rd</sup> January 1897

C. Luis clerk

J. H. Coleman

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The United States  
Appellants

vs

Antonio Ignacio Abila  
appellee

No. 354.

Now comes the appellee and  
respondent in this cause and for answer  
to the petition of the appellant filed herein  
says It is true that the lands described in  
said petition and in said transcript  
filed in this court lie within the Southern  
District of California and within the jurisdiction  
of this court;

But this respondent denies that  
his said title is invalid - and avers that the  
same is a good and valid title and ought  
to be confirmed - and prays that the decis-  
ion of said board of Commissioners may  
be affirmed and his said title deemed a  
good and valid title -

E. T. Crosby Atty  
counsel for appellee  
respondent.



No. 354

U.S. District Court for the  
Southern District of California

The United States  
appellants

vs

Antonio Yg<sup>ra</sup> Abila  
appellee

answer

Filed this 27th January  
A.D. 1857

Christy clerk  
J. H. Coleman  
dep

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E. Crosby  
Atty for appellee



December Term 1856.

The United States

appellants

vs

Antonio Ygnacio Abila

appellee

Book No. 354.

This cause, coming on to be heard on appeal from the decision of the board of Land Commissioners to ascertain and settle private land claims in California under the act of Congress approved March 3<sup>d</sup> 1851, upon the transcript of proceedings and decision of said board, and the papers and evidence upon which said decision was founded, all of which have been duly filed in this Court, and upon further evidence taken in this cause by order of this Court, and counsel for the respective parties having been heard, It is ordered, adjudged and decreed that the decision of said board confirming said claim be and the same is hereby affirmed, and the title of said Antonio



Aguacillo Abila is a good and valid  
title.

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The lands of which confirmation  
are hereby made are known by the name  
of Sausal Redondo, and Guaspita being  
the same lands granted by Juan B.  
Alvarado May 20<sup>th</sup> 1837, and situated  
in the present County of Los Angeles, and  
being of the extent and within the bound-  
aries of the map which accompanies  
his original petition to the Governor for  
the said lands; reference being had for  
more particular description to the  
said original grant of said lands and  
the said map belonging thereto, filed in  
this cause and copied in said transcript  
provided the lands contained within said  
boundaries do not exceed eleven square  
leagues then confirmation is hereby made  
for that quantity and no more within  
said boundaries, but if a less quantity  
be contained within said boundaries  
then confirmation is hereby made to such  
less quantity.

James S. Ogden  
U.S. Dist. Judge  
for the S. Dist. of Cal.



No. 354.

United States District Court  
Southern Dist of California

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The United States  
appellants

vs

Antonio M<sup>ca</sup> Abila  
appellee

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Deer

Filed 10 February  
1837  
C. Simcox  
J. M. Lawrence  
clerk

Record in page 166

354 SD

PAGE 148 F. Crosby

Account for appellee



California Land Claims  
Attorney General's Office  
3 Febr'y 1857.

Sir: In the case of the claims of  
Antonio Yruacio Abila, confirmed to  
the claimant by the Commissioners,  
Case no. four hundred and fifty-  
six, (456), appeal will not be pro-  
secuted by the United States.

I am,

Respectfully,

Cantigny

Pacificus Ord Ely  
U. S. Attorney,  
Los Angeles.



No. 354,

C

Filed 4 March 1858.  
D. Sims. Clk.  
for W. W. Stetson,  
Dypty

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