

CASE No.

360

**SOUTHERN DISTRICT**

---

**LA CIENEGA O' PASO DE LA TIJERA GRANT**

---

**CASILDO AGUILAR AND WIFE**

**CLAIMANT**

# TRANSCRIPT

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PAGE 1

OF THE

# PROCEEDINGS

IN CASE

NO. 45-8

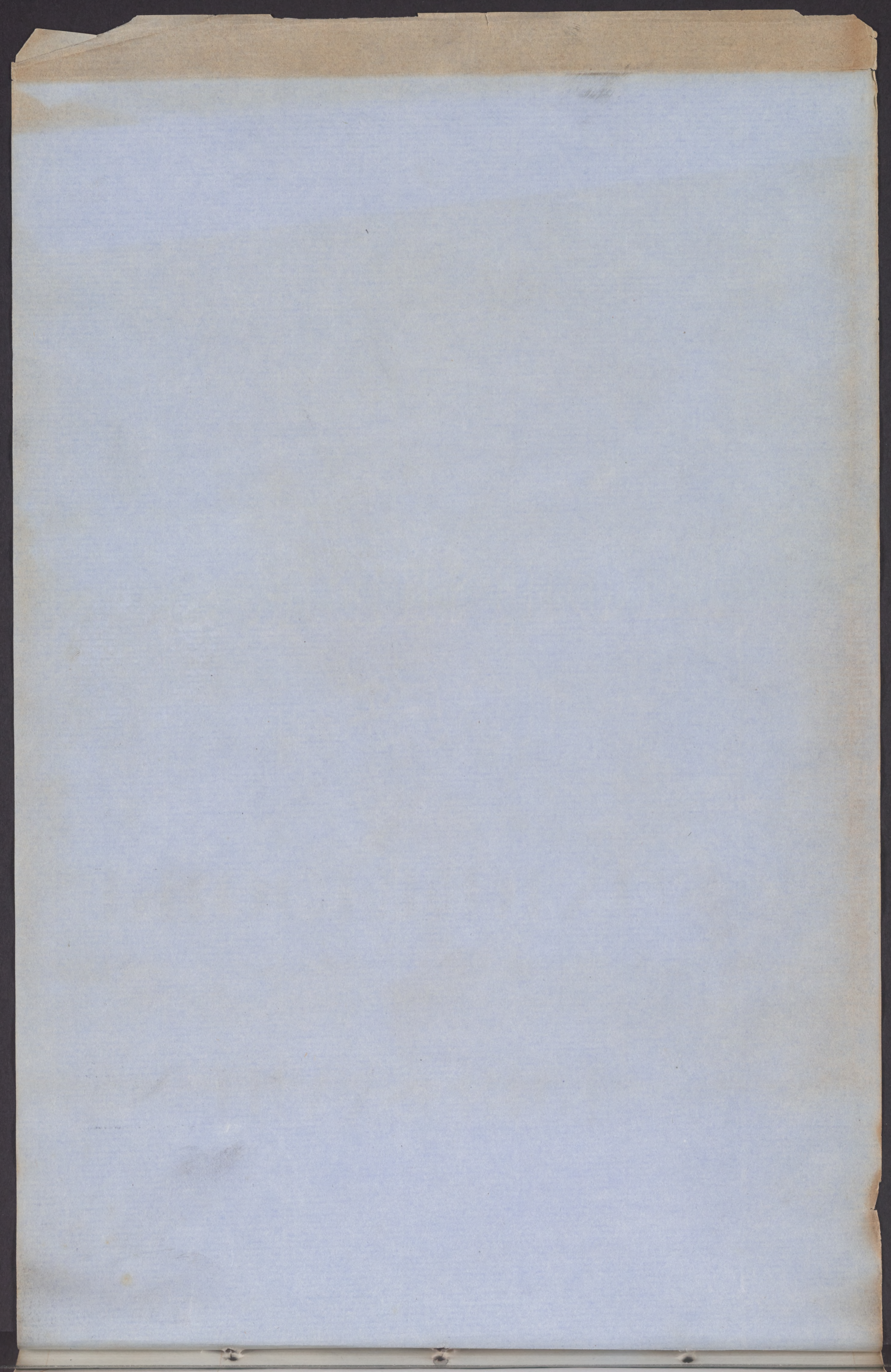
*Casildo Aguilar & Wife* CLAIMANT *S.*

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

*San Crismega o Paso de la Tijera.*



Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

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Be it Remembered, that on this *Sixth 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 *Casildo Aguilar & wife* for the Place named *La Cienega ó Paso de la Tijera* was presented, and ordered to be filed and docketed with No. 458 and is as follows, to wit:

(Vide page 5 of this Transcript.)

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

*Los Angeles. November 13. 1852*  
In case No 458. *Casildo Aguilar et al* for the place named "*La Cienega*" ó "*Paso de la Tijera*" the deposition of *Abel Stearns*, a witness in behalf of the claimants taken before *Comisario Hiland Hall* with documents marked H. H. Nos 142 and translations thereof, annexed thereto, was filed:

(vide page 7 of the Transcript)

*San Francisco December 13. 1852*  
In the same case the deposition of *Basilio Valdez* a witness in behalf of the claimants taken before *Comisario Hiland Hall*, was filed:

(vide page 8 of this transcript)

*San Francisco Oct. 31. 1853*  
Case No 458 was ordered to the fact of the docket

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San Francisco March 14, 1854

In cases No 427 Tomas Sanchez et al. for the place named "La Cienega ó Paso de la Tijera" and No 458, Casildo Aguilar et al for the same place, the counsel for the claimants in both cases filed the following motion, to wit:

(vide page 75 of this transcript)

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San Francisco April 4, 1854

In the same cases Commisario Alphonso Idet defined the decision of the Board upon the motion of the counsel for the claimants, filed hereafter, to wit, on the 14<sup>th</sup> ult. asking the consolidation of the above named two cases, overruling the motion and denying the prayer.

San Francisco Sept. 29, 1854.

In case No. 458, Casildo Aguilar et al. for the place named "Cienega ó Paso de la Tijera" the counsel for the claimants filed the following stipulation to wit:

(vide page 45 of this transcript)

San Francisco Oct 10, 1854

In the same case the deposition of Juan Marin Sepulveda, a witness in behalf of the claimants taken before Commisario R. Gray Thompson was filed:

(vide page 9 of this transcript)

San Francisco October 24, 1854

Case No 458 was submitted without agreement and taken under advisement

San Francisco July 9, 1855

In cases No 427 Tomas Sanchez et al and No 458 Casildo Aguilar et al for the place named "La Cienega ó Paso de la Tijera" the counsel for the claimants, filed the following stipulation, to wit:

(vide page 14 of this transcript)

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San Francisco July 10. 1855

In the same case Commissioner R. C. Thompson  
delivered the opinion of the Board confirming  
the claims;

(vide page 77 of this transcript)

and the following order was made, to wit:  
(vide page 82 of this transcript)

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5-Petition

To the Honorable, The United States Commissioner  
for ascertaining and settling private Land claims  
in California

Your petitioners Basilio Aguilar and  
Victoria Yguera his wife, residents of the County  
of Los Angeles and State of California respectfully  
represent; That said Land was originally granted  
to Vicente Sanchez by Manuel Micheltorena  
while Governor of California, and as such fully  
empowered in the premises, by deed of grant in  
fee simple, dated the 16th of May A.D. 1843.  
That at the time of said grant the said Victoria  
Yguera was the lawful wife of said Sanchez  
and so remained until his death, which  
occurred about the year 1846, that shortly pre-  
ceding to his death the said Sanchez made a  
will, by the terms of which the said Victoria  
Yguera, and his certain free grandchildren named  
in said will, were by him constituted his legal  
heirs -

At the time of his decease the said Sanchez  
left among his other personal and real estate the  
Ranch above named. That not only by the said  
will, but also by an Agreement entered into by  
said Victoria Yguera and the five other heirs  
therein named, she became owner of the one undi-  
vided half of said Ranch, it being always  
considered as ganancial property acquired during  
her marriage with said Sanchez - which agree-  
ment bears date the 7th of March A.D. 1849, at  
which time she had become intromitted with  
the said Basilio Aguilar, and who acted  
as her Attorney in said Agreement. That immedi-  
ately after the date of the aforesaid grant pedi-  
cine possession was given to the said Sanchez  
On the 3d of June A.D. 1843 where by the bounda-  
ries of said Ranch are defined in detail -  
That said Ranch is bounded on the South  
by the Ranch of Ygnacio Machado; on the  
North by the ditch ("Sanjon") of the water of  
"Rodeo de en medio" containing one league of  
grazing land, a little more or less as the diagram  
expressing which accompanied the respective  
"Expediente". It is situated in the County of

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Los Angeles.

There are no interfering claims, except the pretension of the other heirs aforesaid inter-eres, which is set up in their petition No 427, in which the undivided sixth part is alone allowed by them to the said Victoria Ygnara, said petition being filed in the Secretarys Office of your Hon. Board. The said Ranch has never been surveyed by the Surveyor General of the United States, for California.

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Your petitioners rely in support of their claim on the following Documentary Evidence filed before your Honorable Board to wit:

- 1st. Copy of the Original Grant Marked A.
- 2<sup>d</sup> " of Judicial possession " B.
- 3<sup>rd</sup> " of the Will of Vicente Sanchez " C.
- 4<sup>th</sup> " of Agreement " D.
- 5<sup>th</sup> " of Receipt of J. A. Sanchez et al " E.

These papers are accompanied by a translation of the Original grant Marked 1. They will rely upon such other Documentary Evidence and oral testimony as are thought necessary to support said claim.

Your petitioners further state that, all the conditions of the grant of said Ranch have been fulfilled; and they ask for confirmation to Victoria Ygnara of her claim. And as in duty bound &c.

Scott & Granger  
Attys for Petitioners

Nov. 6th 1853.

Filed in Office Nov 6th. 1853

Geo. Fisher Secy

Recorded in Record of Petitions Vol 1  
Pages 410. 411. & 412

Geo. Fisher Secy

7 Deposition of  
Abel Stearns

Los Angeles Nov. 13th. 1852

On this day before Comr. Silvano Hall came  
Abel Stearns, a witness on behalf of the  
claimants Casilda Aquino et al, petition  
No. 458 and was duly sworn.

The U. S. Associate Law Agent was present

In answer to inquiries by Counsel for Claimants  
the witness testified as follows.

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My name is Abel Stearns, my age is fifty  
four years & I reside in the city of Los  
Angeles. I have lived in California over  
twenty three years

A paper is now shown me purporting to be  
an Official Copy of last Will & Testament of  
Vicente Sanchez. The signatures of Leonardo  
Lota & Jose Vicente Guerrero on said paper  
I believe to be genuine. I am acquainted with  
their signatures. Said Lota was acting Alcal  
de in 1846 and at the date of said paper.  
It is hereto annexed & marked "H. H. No. 1."

A paper is also shown me purporting to be  
an instrument dividing the property of Vicente  
Sanchez between his heirs dated March 7. 1849  
& an other instrument relating to said division

The signatures of Jose Vicente Guerrero,  
Jose Antonio Lopez, Francisco de Johnson, Tomas  
A. Sanchez, Jose del la Sego, Jesus Guerrero, &  
Jose Anto. Yorba appearing on said paper I believe  
to be genuine. I am acquainted with their signa  
tures. Jose V. Guerrero was an Acting Alcalde  
March 7. 1849. Said Sego was also an acting  
Alcalde at the date of the paper to which his  
signature is attached. Said <sup>paper</sup> is hereto annexed  
& marked "H. H. No. 2."

The wife of Vicente Sanchez  
was Victoria Ygquera, the place called "La  
Cienega" was occupied by Vicente Sanchez when  
I first came to this place in 1833 was occupied  
by him to the time of his death in 1846. He left

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the said Victoria a widow, but no children,  
He had a son who died before he died leaving  
children. She has since married Basilio  
Aguilar

Alice Stearns

Sworn & Subscribed

Before me Helene Hall Comr.

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Filed in Office Nov. 13<sup>th</sup> 1853

Geo. Fisher Secy

Recorded in Ev. B Vol 2 p 297

Geo. Fisher Secy

Los Angeles Nov. 17. 1853

Deposition of  
B. Valdez

On this day before  
Comr. Helene Hall came Basilio Valdez a  
Witness in behalf of the claimant Basilio  
Aguilar et al petition No. 458 and was duly  
sworn his evidence being interpreted by the  
Secretary.

The U. S. Special Law Agent was present

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

My name is Basilio Valdez  
my age sixty years and upwards and I reside  
in Los Angeles.

I knew Vicente Sanchez and  
his wife Victoria Figueroa from my youth  
They were married when I was a young man  
She was the only wife he ever had - He died  
about five or six years ago as near as I  
can recollect. She has since married  
Basilio Aguilar & she is now living with  
him, know. When Vicente Sanchez was mar-  
ried to the said Victoria he was a soldier  
and had no property of any kind & she  
had none. When he died he left a stock  
of cattle and horses & he left her, a place

Recorded in  
Ev B Vol 2 p 330

Geo. Fisher

Secy

Called the witness

Sworn & Subscribed

before me Helene Hall Comr.

Basilio Valdez

Filed in Office Dec 13. 1853.

Geo. Fisher Secy

9 Deposition of  
Juan Maria  
Sepulveda.

Case No. 458.

United States Land Commission.

San Francisco Sept. 30. 1854

On this day before Commissioner R. A. Thompson  
Came Juan Maria Sepulveda a witness on  
behalf of the Claimants Basildo Aquilar et al  
Case No. 458 who after being duly sworn deposed  
as follows, his evidence being interpreted by  
the interpreter for the Board

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Witness states in answer to question, that his  
name is Juan Maria Sepulveda; his age  
twenty six years, and his residence Los  
Angeles County California.

1st Question. by Claimants Counsel  
Do you know the Rancho Called La Conega  
o Pano de la Figura, if yes; state what you  
know of its Occupation, Cultivation, and  
improvement, and by whom it was so  
Occupied?

Answer. I have known said  
Rancho since the year 1839 - it was then  
Occupied by Vicente Sanchez. He had on it  
at that time an adobe house, which was  
Occupied by his Mayn domo and his servants  
he had also about two thousand five  
hundred of Cattle and about 250 or 300  
head of horses and some and some ten or  
fifteen acres of the land in Cultivation -

Vicente Sanchez continued so  
to occupy the land until his death which  
occurred in 1845. or 46. Since which time  
it has been Occupied by his heirs who  
built another house on the land and  
now live on it

Question by Associate Law Agent

What were your means of knowledge  
in relation to the Occupation & Cultivation  
of which you have testified in the preceding  
Answer.

Answer. I lived near said Rancho &  
was frequently there. I saw the house and  
the Mayn domo and servants living on it. I also

Saw the Cattle and horses of Sanchez on the land  
I also saw the land in cultivation, both  
Sanchez and the Mayor Domo told me it  
was occupied by Sanchez

Juan Ma. Sepulveda

Claimant's license and U. S. Associate

Law Agent present

Sworn to and fees received

before me Sept 30th 1854

R. A. Thompson Comr.

Filed in Office Oct. 10, 1854

Geo. Fisher Secy

Recorded in Gov. B. Vol 3 p 434

Geo. Fisher Secy

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Deposition of  
Abel Stearns

437.

Los Angeles Nov. 1<sup>st</sup> 1853

On this day before Comr. Mil and Hall  
came Abel Stearns a witness in behalf of  
the Claimants Tomas Sanchez et al petition  
No. 437 and was duly sworn, his evidence  
being given in English

The U. S. Associate Law Agent was present

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

My name is Abel Stearns, my age is fifty  
four years & I reside in Los Angeles -  
I have resided in California over twenty  
three years -

I am acquainted with the sign  
atures of Manuel Michelena, Francisco  
Ayce, Narciso Botello, Antonio Coronel  
Juan Apollas & Mariano R. Rodan & Manuel  
Gamon.

A paper is now shown me purporting  
to be a grant to Vicente Sanchez of a tract  
of land called La Bienega dated 16th  
day of May 1843. to which is attached  
a testimonial of the governing judicial  
power. June 1843

The signatures of the  
said several persons appearing on said paper

I believe to be genuine. Said Coronel was acting Alcalde at the time of said possession. Said paper is hereto annexed & marked A A No 1c

I am acquainted with the Rancho Lienega - It is situated a league and a half or two leagues westward from this place. Vicente Sanchez was in possession of the Rancho when I came to this place twenty years ago. He continued in possession until the time of his death in 1846. There was a small house on the Land & he was generally in possession of from two to three thousand heads of cattle & a stock of horses - which ranged on the Land.

Since the death of said Sanchez the place has been in possession of his heirs & representatives up to this time.

Abel Stearns

Sworn & Subscribed Before me

William Hall Comr.

Filed in Office Nov. 1<sup>st</sup> 1853

Geo. Fisher Secy

Recorded in Ev. B Vol 3 p 194

Geo. Fisher Secy

Deposition of  
Julian Chaves

Los Angeles Nov. 3<sup>rd</sup> 1853

On this day before

Comr. William Hall came Julian Chaves a witness in behalf of the Claimants Tomas Sanchez et al. and was duly sworn his being given in Spanish was interpreted by the Secretary.

The U. S. Associate Judge Aguirre was present

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

My name is Julian Chaves, my age is forty four years & I reside in Los Angeles

I knew Vicente Sanchez who is now deceased. He had a son named Pedro

who died before his father. Pedro was mar-  
ried to a daughter of Ignacio Abila & left  
a widow & six children - three of whom were  
sons, named Tomas, Guadalupe & Felipe  
& three daughters, one named Josefa and  
another Louisa. The third name of the third  
I do not recollect.

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Julian Chavez

Sworn and subscribed  
Before me William Hall Comr.

Taken in Office Nov. 3<sup>d</sup> 1833

Geo. Fisher Secy

Recorded in Ev. B Vol 2 p 198

Geo. Fisher Secy

Deposition of  
Aug. Olvera

Los Angeles Nov. 6<sup>th</sup> 1833

On this day before  
Comr. William Hall came Augustin Olvera a  
Witness in behalf of the claimants Tomas  
Sanchez et al petition No. 327 and was duly  
sworn, his evidence being interpreted by the  
Secretary.

The U. S. Associate Judge Aguirre present  
In answer to inquiries by Counsel for the  
claimant the witness testified as follows

My name is Augustin Olvera  
My age is thirty two years and I reside  
in Los Angeles

I am acquainted with the  
children of Pedro Sanchez & Concepcion  
Abila his wife. They are Tomas, Guadalupe  
Felipe, Josefa, Juana & Louisa. I believe  
Pedro Sanchez was the only son & only child  
of Vicente Sanchez & so understood from  
Vicente Sanchez

Augustin Olvera

Sworn & subscribed Before me  
William Hall Comr

Sworn &

Taken in Office Nov. 6<sup>th</sup> 1833

Geo. Fisher Secy

Recorded in Ev. B Vol 2 p 225

Geo. Fisher Secy

13 Deposition of  
J. J. McClain

Office of the Board of  
Commissioners to be be be

This day before Com:  
Thompson Campbell came J. J. McClain a witness  
in behalf of Clemente Tomas Sanchez et al  
No. 427 who after being duly sworn deposed  
as follows.

What is your name age and  
place of residence?

My name is J. J. McClain  
I am forty five years of age and I reside  
in San Diego.

Are you acquainted with a tract  
of land called La Bieniga o Paso de la  
Laguna and if so, state the time when you  
first knew said tract and by whom was  
it first occupied?

I know the place, I  
first knew it in the month of April 1832  
it was then occupied by Vicente Sanchez  
as a Stock Ranch, there was a large  
number of cattle running about on it  
there was a good corral and an adobe  
house on it, During my residence in Los  
Angeles up to the year 1844, it continued  
to be occupied by Vicente Sanchez in  
like manner.

Associate Survey Agent present

J. J. McClain

Sworn to & subscribed  
before me this 18th day of <sup>Oct</sup> A.D. 1853

Thompson Campbell Com

Filed in Office Oct. 18 - 1853

Geo. Fisher Secy

Recorded in Ev. B Vol 3 p 266

Geo. Fisher Secy

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U. S. Land Commission

Stipulation

Tomás Sanchez et al. No 427  
United States vs La Ciénega.

Casilda Aguilar wife No 458  
United States vs La Ciénega

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It is hereby stipulated by the parties claiming in the above cases that a decree may be entered by the Commission in case the title to the land should be decided valid confirming one undivided half of the said land to the claimants in No 427 and the remaining half to the claimant in No. 458.

J. S. Smeaton  
Atty for claimants in No 427  
Tomás Sanchez et al.

J. R. Seate,  
Atty for Casilda Aguilar wife  
in case No. 458.

Filed in office July 9, 1855  
(Signed) Geo Parker Gray

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Doc. H. H. 4<sup>o</sup> 1.  
ann<sup>d</sup> to Depo. of  
Abel Stearns before  
Com<sup>r</sup> H. Wall.

Copia del Testamento de  
Don Vicente Sanchez. Año de 1816.

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Sr. Alcalde en turno. = Victoria Higuera y Tomas Sanchez albaceas y herederos del finado Don Vicente Sanchez ante V. en la mas bastante forma y como mas haya lugar en derecho comparecimos y olemos: que el citado Don Vicente Sanchez de esta vecindad hallandose muy agravado de la enfermedad que padecia: pero en su juicio natural y conciderando que segun la critica situacion con que estaba constituido moriría ab. intestato por evitar que esto sucediese mediante no haber escribano en esta Ciudad ni Juez que actuase como receptor, se dio orden para que veniesen los vecinos mas inmediatos que fuesen cinco o tres por lo menos que lo fueron los ciudadanos Ignacio Coronel, Juan Nepoceno Baro y Manuel Lopez y a su presencia se formo el testamento que obviamente acompaño: y como es preciso hoy que hay Juez darle la forma legal de derecho. = A.V. Suplicamos humilde llamar a los precitados testigos y interrogados segun las clausulas que se les levan del mencionado testamento se le de a consecuencia la autorizacion Solemne nuncupativa: y fecho senos devuelva para los usos necesarios. Justicia que dar imploramos y en lo que recibira gracia. Juramos no ser de malicia y lo necesario de<sup>o</sup> dispensando el papel comun por falta de sellado. = Angeles. Octubre dos de mil ocho cientos cuarenta y seis. = Por mi y por mi abuela Victoria Higuera, Tomas Sanchez. =

Angeles dos de Octubre de mil ochocientos cuarenta y seis. = Por presentado y admitido en cuanto ha lugar como lo pide el Solicitante hagase comparecer a los vecinos que menciona el anterior escrito. y interrogados en forma declaren lo que sepan en el particular para que de hay partan las diligencias respectivas. Asi Yo Leonardo Lota Regidor de Lawo del Ilustre Ayuntamiento de este manote y firmé con los de asistencia segun derecho. = Leonardo Lota. = Ana. Vicente Guerrero

Poderoso Amen. Yo Vicente Sanchez hijo de...

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adu. Casildo Aguilar. = En el nombre de Dios todo poderoso Amen. Yo Vicente Sanchez hijo de legitimo matrimonio de Ladoo Sanchez y de Petra Abutil ya difuntos siendo ya natural de este departamento y ha lláudome gravemente enfermo: pero en mi enteno juicio creyendo y confesando como firmamente creo y confieso el misterio de la Santissima Trinidad, padre, hijo y espíritu Santo, tres personas distintas y un solo Dios verdadero y todos los demas Sacramentos que creí y confieso nuestra Santa madre Iglesia Catolica, Apostolica, Romana en cuya verdadera fe y en ensenã he vivido y visto y protesto morir como Catolico fiel cristiano tomando por mi intercesora a nuestra Señora Maria Santissima de los Angeles. para q. impetore por mi y me perdone el Señor mis culpas y yo con mi alma a gozar de su presencia, temeroso de la muerte que es tan natural y precisa a toda esenitura otorgo hago y ordeno mi testamento en la forma siguiente.

Encomiendo mi alma a Dios que la erio y mi cuerpo mandado a la tierra de que fue formado, dejando mi entierro y demas a cargo de mis albaceas. = Segundo declaro ser casado con Maria Victoria Reynera de la que tube seis hijos siendo el primero Pedro Sanchez que caso con Josefa Avila y habiendo fallecido el citado Pedro dejó seis hijos que son tres varones y tres emboras: y de los otros cinco hijos que tube, murieron parvulos. = Tercera declaro por mis herederos a mi esposa y nietos los que son Tomas Maria Josefa Guadalupe Pelipe: noni: Guadalupe. Ana Maria Luina los cuales heredan en el modo y forma que las leyes demarcan. = Quarta. Declaro que para cumplir lo que impone este testamento nombro por mis albaceas a mi esposa mi nieto Tomas Sanchez para que pagadas mis deudas segun consten de justificantes, hagan la reparticion con arreglo a derecho. = Quinta. Declaro que no hayo enumeracion de bienes por

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por tenerlos muy conocidos mi familia y previo el in-  
-entario respectivo si hara la division. = Y por el presente  
revoco anulo todos los testamentos y demas disposiciones  
testamentarias que antes hubiere echo, para que ning  
-uno haga un juicio ni fuera de el, esento este  
testamento y memoria escrita que quiere y manda  
se estime por tal, y se observe y cumpla en todo  
su contexto como mi ultima deliberada voluntad  
en la via y forma que haya lugar en derecho asi  
lo otorgo y ante los testigos por no haber juez ni  
escribano. En la Ciudad de los Angeles a veinte y  
cinco de Septiembre de mil ochocientos Cuarenta  
y seis, en este papel comun por falta de sello.

Por no poder firmar el otorgante, lo hizo atarreyo.  
Ignacio Coronel. testigo, Ignacio Coronel. = testigo  
por Juan Nepomuceno Baro. Ignacio Coronel.

Manuel Lopez. = En la Ciudad de los Angeles del  
Departamento de Californias a los dos dias del mes de  
Octubre de mil ochocientos Cuarenta y seis, ante mi el  
Juez que suscribe comparecio el Ciudadano Ignacio  
Coronel Vecino de esta Ciudad a quien recibí juramento  
en jur de derecho bajo el cual opeio decir verdad  
en lo que supiere y fuere preguntado y siendolo por  
mi al tenor del testamento que le motivo dijo: que  
el testamento que se le acaba de leer es el mismo que  
otorgo el finado Don Vicente Sanchez y el que aprisa  
como su ultima voluntad y efectivo testamento pues  
cuunque estaba enfermo de gravedad se hallaba  
en su entera acuehdo y juicio natural sin vacilar  
en lo mas minimo que esto que paso en aquel acto  
y puede declarar y toda la verdad y bajo del jur  
-amento que dije echo, en que se afirmo ratifico  
y lo firmo y otorgo ser de los cuenta y dos años de  
edad y no ser pariente ni tocante las generales de  
la ley. = Don Manuel Cota. = Ignacio Coronel.  
ana. Vicente Guerrero. = ana. Casilda Aguilar

En seguida comparecio el Ciudadano Nepomuceno  
Baro

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tambien vecino de esta Ciudad a quien recibí juram<sup>to</sup>  
en forma de derecho bajo el cual ofreció decir verdad en  
lo que supiere y fuere preguntado, y siendo lo jur  
mi al tenor del testamento que se le lego y pedimento  
que se le acaba de leer es el mismo que otorgó el finado  
Don Vicente Sanchez y el que espuso como su ultima  
y postia nueva voluntad y efectivo testamento, pues  
aunque estaba enfermo de gravedad se hallaba en  
su entera acuerdo y juicio natural sin vacilar el  
Citado Sanchez en lo mas minimo: que esto que  
paso en aquel acto y puede declarar, siendo la verdad  
segun el juramento que deja echo, en que se afirmo  
y ratifico y no firmo por no saber haciendo una  
señal de cruz, pues en el testamento firmo a su rago  
el Ciudadano Ignacio Coronel y dijo ser mayor  
de veinte y cinco años de edad y no ser pariente  
del finado ni tocarle las generales de la ley. = Leonardo  
Cota. asistencia Vicente Guerrero. = asst. = Pasildo  
Aguila = iteto continuo y en la misma fecha comp  
areció el vecino Manuel Lopez a quien recibí jur.  
amento el la forma legal de derecho bajo del  
cual ofreció decir verdad en lo que supiere y fuere  
preguntado y siendo lo jur mi al tenor del pedi  
miento que lo motivo dijo: que habiendo llegado  
casualmente antes de aspirar Don Vicente San  
chez no otorgar el testamento este Señor: pero si  
lo oyo leer, y las testigos a la vista de la familia y  
del finado Dijeron que hera el mismo y como el  
declarante conoce a los precitados testigos por hombres  
de bien y vio que la familia no puso reparo alguno  
eré que sera efectivo el testamento este Señor pero si  
lo oyo leer y los testigos a la vista de la familia y del  
finado dijeron que hera el mismo y como el declar  
ante conoce a los precitados testigos por hombres  
de bien y vio que la familia no puso alguno eré  
que sera efectivo el testamento que es lo que puede  
decir bajo del juramento que dejó echo en que se

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aprimo y ratifico leida la presente declaracion y otijo  
ser mayor de veinte y cinco años de edad no ser  
pariente del difunto ni tocarle las generales de la ley  
y que no sabiendo firmar hace una señal de la cruz  
de la misma manera que lo hizo en el testamento  
dovote estampo su nombre por el, el Ciudadano  
Ignacio Coronel. = Leonardo Cota. = asst. Vicente  
Guerreno. = asst. Casildo Aguilar. =

En la Ciudad de los Angeles a los dos dias del  
mes de Octubre de mil ochocientos cuarenta y seis  
yo Leonardo Cota Regidor de cargo del Ilustre  
Ayuntamiento de la referida Ciudad dije: que mediante  
resultar por las contestas declaraciones de los testigos  
mencionados que fueron instrumentales de la disposicion  
bajo de que fallecio Don Vicente Sanchez bino que fue  
de esta Ciudad devia declarar y declaraba por  
su testamento nuncupativo ultima y deliberada voluntad  
y en su consecuencia mando que como tal se observe  
y cumpla integra e inviolablemente que atas antes  
se protocolisen tan luego como aparesca el archivo  
en los Juzgados de esta Ciudad, estimandose como  
escritura publica autorizada por el presente Juez  
y que de todo se den a los intervinientes las testimonios  
que pidieren y quese de dar de manera que  
hagan fe: mandandose estas diligencias originales  
que estan unidas al testamento bajo del depósito  
de las Aduanas, pues para su mayor validacion  
subsistiere en autoridad cuanto ha lugar en  
derecho. Mdo lo decreté mandé y firme con  
los de asistencia. Segun derecho. y como al calote  
estuvoro por asistencia de los otros. = Leonardo Cota.  
= asst. Vicente Guerreno. = asst. Casildo  
Aguilar. = Nota. en la fecha se entregaron  
estas diligencias en siete fojas utiles a los intervinientes  
= Publica. = Razon habiendo el presente Juez  
en turno que el Ciudadano Nepomuno Barro  
Sabé. firmar y que no lo hizo al tiempo del

ls. 21

por estas razones de una mano hoy lo hizo estampar  
su firma en el testamento y declaración para com-  
-probar su verdad. y se anota por constancia. Lota.

Certifico y doy fé que las anteriores oblig-  
-ciones estan fiel y legalmente sacadas de su original  
del que se sacó corregio y compuesto en estas siete fojas  
de papel comun por falta de sellado.

En testimonio de verdad.

Severando Lota.

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Mo. José Vicente Guerrero. Ana. Ant<sup>a</sup> Peña.

Filed in Office. Nov. 13<sup>th</sup> 1852.

Geo. Fisher. Secy.





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Translation of To the Town Judge in Form  
Doc. No. 458. The Victoria Higuera and Tomas Sanchez  
annexed to the Executors and heirs of the late Vicente Sanchez  
deposition of before Your Honor in due form, and as the  
Abel Stearns, late may favor us best, appear and say:  
That the said Vicente Sanchez of this place

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finding himself oppressed with the illness, that  
he was suffering, but in sound mind and  
Consciousness that under the critical situation  
that he was, he might die intestate: - to prevent  
that, and there being no Notary Public in  
this City nor a Judge who might act as  
Commissary, he gave order, to get to call on  
him the most distinguished residents, to be five  
or three at least, being Citizens Ygnacio Coronel  
Juan Nepomaceno Baro, & Manuel Lopez; and  
in their presence the testament, which I (see)  
dearly annex hereto was made, and as it is  
necessary now that the same should be  
legalized, we pray Your Honor will cite the  
said witnesses; and after their being interro-  
gated according to the Clause to be read to  
them of the said testament, give thereupon  
Your solemn nuncupative authorization thereto  
and afterwards it may be returned to us for  
necessary purposes. And we shall ever pray  
&c. Desiring it to be no malice & as  
required &c. Hoping your Honor will dispense  
with the stamped paper, there being not to  
be procured.

Angeles October 2<sup>nd</sup> 1846.  
In myself and my  
grandmother Victoria Higuera  
Tomas Sanchez

Angeles October second One thousand eight  
hundred and forty six. Received it as presen-  
ted, and received as far as it is admissible  
and as prayed by the petitioners. Let the  
residents mentioned in the foregoing petition  
be Cited to appear; and that after being  
dearly interrogated they do state what they  
know about the matter in order that  
further proceedings may follow thereupon  
Thus I Leonardo Heita Senior Magistrate

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of the Soul. Corporation decreed & signed  
it, together with the witnesses according to  
law.

Leonardo Botta

Witnesses Vicente Guerrero. Leonardo Aguilar

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In the Name of Almighty God amen:

I Vicente Sanchez, son by lawful marriage  
of Juaco Sanchez, and of Petra Mutiel name  
deceased: being a native of this Department  
and finding myself dangerously ill, but in  
sound mind, believing and confessing as I do  
firmly believe, and confess all the mystery  
of the Most Holy Trinity, Father, Son, and  
the Holy Ghost Three distinct persons, and  
Only One true God; and all other Sacraments  
which Our Holy Mother the Roman Catholic  
and Apostolic Church believes and confesses,  
in which true faith and creed I have lived  
and still am living, and I protest to die as  
a faithful Catholic taking for my intercessor  
Our Lady Most Holy Mary of the Angels,  
that she may entreat ~~my~~ for me, and Our  
Lord may forgive my faults, and let my  
Soul enjoy his presence: fearing the death  
which is so natural to all creatures.  
I do make and bear this my testament in  
the following manner:

I commit my Soul to  
God who created it & my Corpse I send onto the  
earth of which it was made, leaving my  
funeral &c. to the Charge of my Executors.

In the second place. I declare I am  
married to Maria Victoria Higuera, from  
whom I had six children - the first being  
Pedro Sanchez who married to Ascension Avila;  
and the said Pedro having died left six  
children, three being male & three female; and  
as to the other five children I had, they died  
minors.

In the third place I declare to be  
my heirs my wife and my grand children,  
Tomas, Maria Josefa, Guadalupe, Felipe  
Neri, Guadalupe, and Ana Maria Maria

born as prescribed by law. Also I declare

Louisa, who shall inherit in the manner and form as prescribed by law. Also I declare that for the Execution of testament, I have appointed as my Executors my wife Victoria and my grandson Tomas Sanchez; that they may after all my debts, as proved to be just, being paid, make the partition according to Law.

Also I declare that I do not make an enumeration of my property, for it is well known to my family; and after an inventory thereof, the division shall be made.

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And I do hereby revoke and make void all testaments and other testamentary dispositions that I might have heretofore made; that none shall be valid whether judicially or extra judicially; but this said testament; which I do wish and order to be held as such, and to be wholly observed and executed as my last deliberated will, in the manner and form aforesaid in Law.

Thus I execute it before the witnesses there being no Judge or a Notary Public in the City of Los Angeles, the twenty fifth day of September One thousand eight hundred and forty six, it being written on this common paper, for want of stamped paper. The testator being unable to sign, I signed it at his request.

Ygnacio Coronel

Witness Ygnacio Coronel, witness for Juan Nepomuceno Baro - Ygnacio Coronel - Manuel Lopez  
At the City of Los Angeles in the Department of California on the 2<sup>nd</sup> day of the month of October 1846 before me the undersigned Judge appeared Citizen Ygnacio Coronel, a resident of this City, and I took his oath in form of Law; upon which he promised to tell the truth as to what he knows and may be questioned; and being questioned by me regarding the tenor of the testament, he stated; that the testament first read to him

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is the same which the late Vicente Sanchez  
 executed, and which he expressed to be his  
 last will and testament: that although he  
 was dangerously ill, he was in his senses &  
 sound mind and not the least Confused  
 and that was what had happened on the  
 Occasion; that it is all true upon his Oath  
 which he affirmed and ratified; he said  
 he was fifty two years Old - is no relation  
 to the deceased nor is Comprehended in the  
 general Exceptions made by the Law to  
 Witnesses = Leonardo Lota = Ignacio Coronel  
 Witnesses  
 Vicente Guerrero      Leusido Aguilar

Affidavits appeared Citizen Nepomuceno  
 Buro also residing in this City; and I took  
 his Oath in form of Law; upon which he  
 he promised to tell the truth as to what he  
 knows and may be questioned; and being  
 questioned by me regarding the terms of the  
 will, which was read to him & the petition  
 of the Executors; he stated that the will which  
 is just read to him is the same that the late  
 Vicente Sanchez executed & it was expressed  
 in his last will and testament; that altho  
 ugh he was dangerously ill he was in his  
 senses & sound mind, and not the least  
 Confused; and that is what had happened  
 on that Occasion; & it is true upon his Oath  
 which he affirmed and ratified & did not  
 sign, as he could not do so, marking it only  
 with a cross mark as in the testament  
 Citizen Ignacio Coronel signed for him and  
 at his request; he declared to be upwards  
 of twenty five years Old, and is no relation  
 to the deceased, nor is he Comprehended in  
 the general Exception, made by the Law  
 to witnesses.      Leonardo Lota  
 Witnesses      Vicente Guerrero.      Leusido Aguilar

Immediately and on the same day appeared  
 Citizen Manuel Lopez & I took his Oath in  
 the legal form, upon which he promised to tell

questioned: and he was

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the truth as to what he knows and may be questioned; and being questioned by me about the matter; he stated that having happened to call just before the Saca Vicente Sanchez, that he did not see him execute the will; but he heard it read; and the other witnesses in the presence of the family and of the deceased Saca that it was the same will; and as the deponent knows them to be honest men, and noticed that the family did not make any remarks, he believes it is true will; and that is all he can state upon his oath which he affirmed and ratified. After this deposition having been read to him, he further stated, that he is upwards of twenty five years old, is no relation to the deceased nor is he comprehended in the general exceptions made by the law to witnesses - and as he cannot sign he makes a cross mark in the same manner as he did in the will. Whose Citizen Ygnacio Coronel put his name for him -

Leonardo Lota  
Witness.

Vicente Guerrero - Basilio Aguilar  
Witness.

At the City of Los Angeles on the second day of the month of October One thousand eight hundred and forty six.

I Leonardo Lota Senior Magistrate of Honorable Corporation of the said City pronounced. That since from the corroborating declarations of the Examined Witnesses, who were Sulescible Witnesses to the testament of the deceased Don Vicente Sanchez, lately of this City, it appears that I should declare it to be his last will and nuncupative testament ~~testament~~, Whenceupon I do Order that as soon as it shall be obtained and executed integrally and unrevocably, that these proceedings be registered as soon as the Archives appear in the tribunals of this City, to be held as public Instrument. Authorized by the present Judge, and that Authenticated Copies thereof be given to the parties, when they request them, and in

such manner as they may appear legal; these Original proceedings as attached to the testament, to be kept in trust by the Executor and for the better validity thereof I interpose my authority as far as permissible in law thus I decreed Read and Signed it together with the accompanying witnesses according to law, and as the Jacon Judge in turn, in the absence of the Judges.

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Leonardo Cota  
Witness Vicente Guerrero. Ute. Basilio Aguilar

Note. On the date the proceedings written on seven full pages were delivered to the parties -  
= Scree = Remarks. Having the present Judge in turn understood that Citizen Nepumeceno Baro Can Segn - and that he did not do so at the time of witnessing the testament, his hand being then hurt, has this day caused him to put his signature to the testament, and deposition to confirm the same and in testimony thereof it is so noted  
Cota

I certify and attest that the foregoing proceedings are faithfully and legally copied from the original, with which they were compared and connected on these seven pages of common paper for want of stamped paper  
In testimony of the truth

(Signed) Leonardo Cota

Witness (Signed) Jose Vicente Guerrero

Witness (Signed) Ant. Arona

I George Fisher Secretary to the Board of the United States Land Commission for ascertaining and settling Private Land Claims in the State of California, do hereby certify that the foregoing is a true and faithful translation of a Spanish document of the purpose as above set forth Exhibited and filed in Case No. 458 on the Docket of the said Board now in this Office

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In testimony whereof I have hereunto subscribed my name -

Office of the Secretary  
of said Board, San Francisco in the State  
of California Aforesaid this 27th day of  
September A.D. 1854

Geo. Fisher Secy

Filed in Office Sept. 27. 1854

Geo. Fisher Secy



1871

En la ciudad de los Angeles de la alta California a los siete dias del mes de Mayo de mil ochocientos cuarenta y nueve ante mi Vicente Guerrero Alcalde de la referida ciudad y por ante mis testigos de asistencia con quienes actuo por receptoria a falta de escribano publico a unos de los instrumentales que al fin se nombraran comparecieron los Señores Don Casilob Aquilar esposo y apoderado de Dona Victoria Ygueroa, y Don Tomas Sanchez por si y como apoderado de sus hermanos cuyos poderes presentaran en debida forma y dijeron: que con motivo de haberse pasado demasiado tiempo sin que se haya echo el reparto de los bienes del finado Don Vicente Sanchez y considerando que esto es de un detrimento de los herederos y nuevos cabos de los intereses, han convenido despues de un maduro examen y previas las consiultas necesarias con personas expertas, en que se haga el reparto de las mencionados bienes bajo de las condiciones siguientes.

Primera. = La casa de alto que se haya situada junto a la del vecino Don Ignacio Coronel queda a beneficio de Don Tomas Sanchez y hermanos con todo el menaje que tiene dentro y la ribenda baja que consta de cinco piezas incluso la mitad del patio, quedan a beneficio de Dona Victoria Ygueroa y con respecto al cuarto donde tiene taberna Don Nepomuno Baro, quedara a beneficio de Dona Victoria, cuando este Señor muera: como tambien el cuarto que hoy ocupa alumbrado, queda a beneficio de Don Tomas Sanchez y hermanos en el acto de la particion. .. Segunda = La huerta o viña que esta junto a Dona Benancia Sotelo, queda a beneficio de la misma Dona Victoria con todos los aperos casa y demas que tenga existente: y lo

Doe. H. H. n<sup>o</sup> 9.  
 un<sup>o</sup> to Depo. of  
 Abel Stearns before  
 Com<sup>r</sup> H. Hall.

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otra viña y casa que se haya continguo al Alviso queda a beneficio del estado Don Tomas Sanchez y hermanos, con todos los aperos que tenga en ser: Tercera. = De los ganados existentes en el Rio de Santa Clara, la lieuega y sus inmediaciones de los Gutierrez a esta Ciudad y que tengan el fiero y señal del finado Don Vicente Sanchez se hara un reparto igual, tocando la mitad de toda clase sin escepcion a Dona Victoria y lo mismo a Don Tomas y hermanos.

Cuarta. De la caballada bronca y mansa que aparesca en ambos ranchos con el fiero del propio Don Vicente Sanchez se partira por mitad de la manera: esceptuandose las bestias que son dueñas a mi prieto govanors que son de la propiedad de Don Tomas. Quinta. De la borregada que haya de la pertenencia del finado tambien se haya igual reparto por mitad de toda clase.

Sesta. Para pagar las deudas del finado Don Vicente Sanchez y para que el reloj de Santa Constanca queda a favor de Dona Victoria se quedara Don Tomas Sanchez y hermanos con ciento sesenta reses que tienen en los alisos de San Juan Capistrano ..

Septima. De las deudas que aparescieren a favor de Don Vicente Sanchez en caso que se cobren, seran tambien partibles por mitad.

Octava. El fiero y señal del finado Don Vicente Sanchez queda a favor de Don Tomas y hermanos todos: ya favor de Dona Victoria queda al fiero de Felipe de Jesus Sanchez, por ser fiero registrado y arrolado. = Novena. En los ranchos y sitios de la lieuega y Santa Clara, tendrán igual derecho Dona Victoria Iguala y Don Tomas Sanchez y hermanos en general.

Diez. = Fue en virtud de este convenio y avenio esto, quido concluido el testamento y otras papeles del finado y sucesor a esto:

Quena: si se cobran pertenencia del finado. Y habiendo

y no se honra despues del convenio de la uncion ni  
-guerra: Si se cabran pertenencia del fincudo. Y habiendo  
Concluido con estas condiciones, declaran que no hay  
en sus poderantes ni en ellos engañio ni dolo de ninguna  
dase. Y para la mejor firmeta y validacion obligan  
sus poderantes y ellos; sus personas y bienes presentes  
y futuros, y con ellos se sometan al fuero y jurisdic-  
-cion de los señores Jueces que de este negocio puedan  
y devan conocer para que les compelan y apremien  
a su cumplimiento, como por sentencia pasada en  
autoridad de cosa juzgada consentida y sin mas  
recurso, renuncian las leyes de su favor y obsequio  
con la general del derecho en forma en cuyo testimo-  
-nio ací lo otorgaron y firmaron con ruego y los  
de asistencia segun derecho, fueron los instrumentales  
los ciudadanos. Ignacio Coronel y José Maria  
Doperto, presentes y vecinos ob y fe. = José Vicente  
Guerrero. = Exsilola Aguilas. = Tomas A. Sanchez.  
Instrumental. Ignacio Coronel. = Instrumental José M<sup>o</sup>  
Doperto. = asistencia = Manuel Lopez. = atda. José N.  
Molizano. de la Cruz.

En seguida con su original a que me remito  
y se halla en el protocolo de los Jueces del que se  
saco corregio, confrontado fiel y legalmente en estas cinco  
fojas de papel comun.

En testimonio de verdad.

atda. José Vicente Guerrero.  
Fran<sup>co</sup> dep. Johnson. atda. José Anto. Lopez.

n<sup>o</sup> 1.

Digo yo Tomas Sanchez que he recibido de mi  
abuela D<sup>a</sup> Victoria Guerra viuda que fue de mi  
abuelo D<sup>o</sup> Vte. Sanchez, cuatrocientos cuarenta y  
tres reses de toda clase, treinta vacas caballerias  
Broncas, nueve Vol. mantas y cincuenta y dos borregos  
en chico y grande, de cuyos bienes se me ha hecho  
entrega por su segundo esposo y apoderado de mi  
citada abuela D. Carlota Aguilas, por mi parte  
y como apoderado de mis hermanos Judalure

Josefa, Juana Felipe y Luisa segun convenio otorgado ante suer competente. Igualmente he recibido una casa de alba de habitacion con todos sus enseres una buenta de vina con casa y todos sus enseres. Ciento sesenta reses en permuta de un reloj de sala con nuncia que recibio D. Casildo Aguilar, de cuyos bienes hoy este recibo interino se concluye la particion por mi y a nombre de mis citados, hermanos poderen- ter, pues cuando este sea elivado dare el que correspondi- eramente se recite. Y para la debida constancia enserido el presente en la ciudad de los Ang.<sup>les</sup> a los diez dias del mes de agosto de mil ochocientos Cuarenta y nueve.

Por mi y nombre de mis hermanos  
Jomas A. de Sanchez.

José del Carmel Lugo Juez. 1<sup>o</sup> Instancia de esta Ciudad y su Comprobenion.

Certifico en cuanto puedo otero y el otro me permite que a mi presencia estando D. Jomas Sanchez, por si y como apoderado de sus hermanos el anterior recibo a D. Casildo Aguilar esposo y apoderado de D<sup>a</sup> Victoria Iguala Abuela de Sanchez y hermanos, asi mismo certifico que la prima que aparece al calle de otro recibo es de la letra que era y acostumbre el esposo D. Jomas Sanchez y apertinencia del repetido Jomas estando el presente certificado en la ciudad de los Angeles a los diez dias del mes de agosto de mil ochocientos Cuarenta y nueve. Y lo autorizo con testigos de asistencia en la forma ordinaria. Doy fe.

José del C. Lugo.

Asa. Jesus Quirado. Asa. José Ant<sup>o</sup> Gorbo.

Soñ. Juez de 1<sup>o</sup> instancia.

Casildo Aguilar, de esta viudedad, apoderado qual. de mi esposa D<sup>a</sup> Victoria Aguiera como Comra del titulo que respectivamente manifiesto y pido de me devuelva ante V. como mas haya

lugar en derecho panesco y oligo: que por la vía mas conforme a estilo y p<sup>o</sup> conviene a la parte que representa y a sus descendientes por quienes hace p<sup>o</sup> si y a nombre de sus hermanos, de ambos socios, D<sup>o</sup> Tomas Sanchez en la herencia que por fin y muerte de D<sup>o</sup> Vicente Sanchez quedó y les correspondio por legitima, en obvio de desavenencias y reclamaciones que algunos dudas ocurridas o que pudiesen ocurrir entre los interesados y con el noble fin de que p<sup>o</sup> que todos y cada uno de los herederos lo aplicara la posesion de aquella que fué justamente lo correspondio con vecinos al dicho D. Tomas Sanchez, bastantando y yo con el caracter legal ya indicado en lo que se advierte del instrumento publico que debidamente a compaña en cinco fojas utiles marcado con el n<sup>o</sup> 1. para que obre los efectos que convenga relativos al proposito unio y demas que se contrae.

Con gran sentimiento unio hizo a la vez uso del caracter con que me viviste el primer documento de q. dejó hecha manifestacion, por que tengo q. hacerlo solo cesando por la via pretoria el cumplimiento de aquel convenio que hasta hoy se halla sin haber tenido su verificativo como debiera: pues aunque se ha puesto en practica lo estipulado alguna vez. Jamas ha tenido su conclusion a preterito de lo que no podria dar una cuarta idea.

Dijo que alguna vez se ha puesto en practica lo estipulado y que jamas ha tenido su conclusion por que despues de celebrado el enunciado convenio en el mes de Agosto del año pasado se verificó en parte como se registra del documento n<sup>o</sup> 2 que con el mismo respeto tambien acompaña: y desde entonces puede el negocio sin concluir a pesar de algunas relaciones amistosas que se ha hecho al precitado D. Tomas Sanchez.

Por Juez.

Lo linto del gusto reclamo que hoy hago al Sr. D. Tomas

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Sanchez consiste en: que desde luego me entregue  
el resto de las buyes que por mitad debieron correspon-  
der a mi madre y poderante, pues hasta ahora  
no he recibido mas de tres: Obisuelo Sr, pori mas  
o menos doce con agravo de la parte que represento:  
igualmente el del ganado Vacuno de las Ranchos  
Cienega y las Jaticas de las inundaciones de esta  
Ciudad: y en seguida el del Rancho de Sta Cruz:

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Por tanto lo expuesto: A V. pido unido haber como  
concluyo: que es Justicia pido con costas: Yuro no  
proceder de malicia. La

Angeles. 13 de Novbro 1850.

Cardelo Aguilar.

Filed in Office. Nov. 1<sup>st</sup> 1852.

Geo. F. Mer. Fey.

3/ Translation of  
"H. H. No 2"  
annexed to depo.  
of Abel Stearns

"H. H. No. 2"

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At the City of Los Angeles in Upper California, on the seventh day of the month of March in the year One thousand Eight hundred and Forty Nine, before me Vicente Guerrero, Secunda Alcalde of the aforesaid City, and my assisting Notaries, with whom I act for want of a Notary Public beseeches the instrumental witnesses who were appointed for the purpose, came the Messrs. Don. Cesario Aguero, the husband and Attorney of Dona Victoria Ygera, and Don Tomas Sanchez for himself and as the Attorney of his brothers and Sisters, whose powers of Attorney, they presented in due form and said:

That in consequence of having elapsed too much time without being made the division of the property of the deceased Don. Vicente Sanchez, and considering that this results to the detriment of the heirs and the diminution of the Estate, after mature deliberation, and having obtained the necessary advice of intelligent persons they have agreed that a division of the said property be made under the following conditions—

First. The two story house which is situated adjoining that of the Citizen Don Ignacio Leonce, with all the morcellas therein remains to the benefit of Don. Tomas Sanchez and brothers, and the One story dwelling which consists of five rooms with one half of the yard remains to the benefit of Dona Victoria Ygera; and with respect to the room in which Don. Nepomoceno Baro has his store it shall remain to the benefit of Dona Victoria, at the death of the said Señal (Baro) as also the room which Almanza at present occupies remains to the benefit of Don Tomas Sanchez and Brothers in the act of the division.

Second. The Orchard or Vinyard which



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adjoins Dona Benancia Sotelo remains to the  
benefit of the said Dona Victoria, with all  
the tools, harness and every other appurtenance  
thereunto belonging - and the other Vineyard  
House which is contiguous to the Alamo  
(Aliso) with all the tools <sup>thereunto</sup> belonging remain  
to the benefit of the said Tomas Sanchez  
and Brothers.

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Third. Of the Stock which is on the "Rancho de Santa Elena" the "Cienega" and their propinquities from the "Secureros" to this City. having the brand and mark of the deceased Don Vicente Sanchez, there shall be made an Equal Division - One half of every species without Exception belonging to Dona Victoria and the other half to Don Tomas and Brothers.

Fourth. The wild and tame horses having the brand of the said Don Vicente Sanchez which may appear on both Ranchos, shall be divided Equally in the same manner. Except the Anomals which are annexed to a black Stallion, which are the property of Don Tomas.

Fifth. Of the Sheep that there may be of the property of the deceased, there shall be made an Equal Division, also by halves of every Clap thereof.

Sixth. For the payment of the debts of the deceased Don Vicente Sanchez, and in order that the Clock and Music box (Musica) may remain in favor of Dona Victoria, the One hundred and sixty head of Cattle which Don Tomas Sanchez and Brothers have at the "Alisos de San Juan Capistrano" shall remain to them.

Seventh. The debts which shall appear due to D. Vicente Sanchez, in case they are collected shall also be divisible into two equal parts

deceased Don. Vicente Sanchez shall remain

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shall also be divisible into two equal parts

Eighth The branding iron and mark of the deceased Don. Vicente Sanchez shall remain in favor of Don Tomas Sanchez and all of his brothers; and the branding iron of Felipe de Jesus Sanchez remains in favor of Dona Victoria, it being a registered and Archived brand.

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Ninth. Dona Victoria Ygeara of Don. Tomas Sanchez and brothers in general shall have equal rights in the Ranchos and sites of the "Lienega" and "Santa Clara"

Tenth. That by virtue of this agreement and settlement, the will of the deceased is concluded, and all other papers in relation thereto; and after the agreement, there shall be made no reclamation nor shall the rights of the deceased be recovered. And having concluded the conditions, they declare that neither in their attorneys, nor themselves is there any deception, or fraud of any kind whatever. And for the greater force and validity hereof their attorneys with them and themselves, their persons, and their present & future property and therewith, submit themselves to the authority and jurisdiction of the Senores Jueces who may and should take cognizance of this transaction, in order that they may compel and coerce them to a compliance herewith, as by a sentence passed in authority, of res Judicata consented to and without appeal.

They renounce their own right dominion and residence thereunto, and the success in their favor and defense with the general laws of legal exceptions.

In testimony whereof they executed and signed their names hereunto with me and the assisting witnesses according to Law - The Instrumental Witnesses here <sup>Citizens</sup> Ignacio Coronel and Jose Maria Popoito present and resiants which I certify (Signed) Jose Vicente Guerrero

(Signed) Casildo Aguilar (Signed) Tomas A Sanchez

Instrumental:

(Signed) Ignacio Coronel (Signed) Jose Ma Popato  
Assisting Ulicnepes

(Signed) Manuel Lopez. Alceifonso de la Cruz

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A true Copy of the Original to which I refer  
and which is in the Register of the Juegados  
from which it was faithfully and legally  
Copied, Corrected and Compared on these  
five folios of Common paper.

In testimony of the truth

(Signed) Jose Vicente Guerrero  
Assisting Ulicnepes

(Signed) Franco Alp Johnson

(Signed) Jose Antonio Lopez

No 2.  
I Thomas Sanchez hereby declare that I  
have received from my grandmother  
Dona. Victoria Niquera, who was the widow  
of my Grand father Don Vicente Sanchez,  
four hundred and forty three head of Cattle  
of every class, thirty six horses nine teams  
do. and fifty two sheep both young & old  
and in accordance with the agreement  
executed before competent authority for myself  
and as attorney for my brother Casadulpe  
and my sisters Josefa, Juana Felipe, and  
Luisa I have received the aforesaid  
property from Don Casildo Aguilar the  
second husband and attorney of my said  
grand mother -

I have in like manner received  
a two story dwelling house, with all of the  
appurtenances thereto belonging - a yard  
with its house and everything thereunto  
pertaining; One hundred and sixty head of  
Cattle in Exchange for a Clock and Music  
Box which Don Casildo Aguilar received,  
whereof, for myself and in the name of my  
said Constable brothers I give this receipt  
meanwhile the division may be concluded  
at which time I will give that which may

H1

be correspondingly required - and for the due  
validity hereof I give the present, at the city  
of Los Angeles on the tenth day of the month  
of August One thousand eight hundred and  
forty nine For myself and in the name of  
my brothers

(Signed) Tomas A Sanchez

Jose del Carmel Lugo, Just Judge and Judge  
of the First Instance of this city and its  
Jurisdiction.

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I certify in due form that Don  
Tomas Sanchez for himself and as the Attorney  
of his brothers, in my presence; gave the  
foregoing receipt to Don Cesario Aguilar,  
husband and Attorney of Dona Victoria  
Aguilar the Grand mother of Sanchez and  
brothers - I likewise certify, that the signa-  
ture which ~~which~~ appears at the foot of  
said receipt is in the hand writing which  
the said Don Tomas Sanchez customarily uses,  
and at the instance of said Don Tomas, I  
extend the present certificate, at the city of  
Los Angeles, on the tenth day of the month  
of August One thousand eight hundred  
and forty nine, and I authorize the same  
with assisting witnesses as is customary  
which I certify

(Signed) Jose de la Lugo

Assisting witnesses

(Signed) Jesus Securado (Sga) Jose Antonio Yorba

Señor Judge of 1<sup>st</sup> Instance  
I Cesario Aguilar resident of this vicinity,  
Attorney General of Dona Victoria Aguilar,  
my wife, as set forth in this title which  
is respectfully submitted herewith, and  
which I pray, may be returned to me, appear  
before your Honor, in the best form of Law  
and State: - That in the manner most  
conformable to Law, and because the crea-  
use of the party whom I represent, and her  
descendants for whom Don Tomas Sanchez

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for himself and in the name of his brothers and sisters, acts in the Estate which Don. Vicente Sanchez deceased left at his death and which corresponds to them in their respective portions of the said Estate, in order to obviate discrepancies and doubts occasioned by some doubts which have been or might be entertained between the interested parties; and for the laudable purpose of that to all and every one of the heirs there may be allotted their portion of the said Estate which justly belongs to each one, use the aforesaid Don Thomas Sanchez, with authority, and with the aforesaid legal power, which is made to appear from the public instrument, which I duly accompany on five written folios, marked with the No 1, in order that it may produce the desired effect relative to the proposition of myself and others interested, agreed

I deeply regret to exercise at the present time the power with which I am invested in the last document which I submitted because I have to solicit by vice jure, the fulfilment of the said agreement, which until the present exists without a due compliance therewith, and although at some time the stipulations have been carried into effect, they never have been fully complied with, upon some pretext, of which I am not able to give an accurate idea.

I say that at some time the stipulations been carried into effect, and that they never have been fully complied with, because that, after the execution of the aforesaid agreement, it was in part verified in the month of August of last year as is shown by Document No 2. which I also accompany with the same respect; and the matter has remained unfinished ever since, notwithstanding some amicable demands which I have made of the aforesaid Don Thomas Sanchez—

The truth of the present demand

Don Tomas Sanchez  
 Señor Juez - The truth of the just demand which I this day make of Don Tomas Sanchez consists in, that he deliver to me immediately the balance of the Oxen which by an equal division of like parts ought to belong to my wife and constituent, since up to the present time I have not received more than three: the number should be twelve, a few more or less, with the damage sustained by the party which I represent - likewise the balance of the real Cattle of the Ranchos "Leonego" and "Los Gallineros" in the vicinity of this City and also that of the Rancho "Santa Clara"

Wherefore, I pray your Honor to Order as I petition. I ask judgment with costs - I desire not to proceed from Malice to Angeles March 13<sup>th</sup> 1830  
 (Signed) Basildo Aguilar

I George Fisher Secretary to the U. S. Land Commission to ascertain and settle private land claims in the State of California hereby certify the foregoing to be a true and correct translation of a document in Case No 458 marked "No No 2" annexed to Depo. of Abel Stearns" &c wherein Basildo Aguilar claims the place called "La Leonego o Past de los Tijeros" now on file in this Office.

In testimony whereof I have hereunto subscribed my name Office of the Secretary of the above named Commission at the City of San Francisco Cal  
 This 26<sup>th</sup> day of September A.D.  
 1834 -

Geo. Fisher Secy

Filed in Office Nov. 13. 1832

(Signed) Geo. Fisher Secy

Filed in Office Sept. 27. 1834

Geo. Fisher Secy



4 Motion

To the Honorable the Board of Commissioners for the Settlement of Private Land Claims in California

The undersigned J L Brent atty in Case No. 427 and Scott & Chango attys in Case No. 458 would respectfully make your Honor that the said Cases may be consolidated and considered together

March 14. <sup>th</sup> 1854

Wm J Scott & Chango  
Attys in Case 458

J L Brent atty 427

Filed in Office March 14. 1854

Geo. Fisher Secy

Recorded in Journal Vol 3 page 603

Geo. Fisher Secy

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Stipulation

Before the U. S Land Commission for the settling of Private Land Claims in the State of California

It is mutually stipulated and agreed between Louis Blandin Associate Law Agent on the part of the United States, and by Scott and Chango attys for Basilda Aguilar & Victoria Aguilar his wife in Case No 458 that all the depositions papers and documents used in Evidence in the Case of James Sanchez in Case No 427 shall be received and considered in Evidence in said Case No. 458

Datede Sept. 29<sup>th</sup> 1854

Louis Blandin  
Asso Law Agent

Scott & Chango atty for  
Case 458

Filed in Office Sept 29. 1854

Geo. Fisher Secy

Recorded in Journal Vol 4 page 52

Geo. Fisher Secy



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v

1911  
20

1. G. D. 12

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Año De 1843.

Espeque ante promovido por El  
Vecino de este Lugar. D<sup>no</sup> Vicente  
Danchez en Solicitud del título y  
Posecion de la Hacienda y Paso de  
"La Tijera"

N<sup>o</sup> 532

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2. L. D. R. (S. L. D. R.) Excmo Sr.

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Excmo Sr. Vicente Sanchez Nepi  
 canopo nacimiento y  
 Ampl. Mayo 3. Vecino de esta Demarcacion  
 de 1823. Dura } unta D. E. con el debido  
 se informar al } Respecto y como mas halla  
 2. respecto del } lugar en derecho: digo. Que  
 Distrito segundo } por el Adjunto documento  
 D. Santiago Ar. } que respectivamente a com  
 guello. } pano se imponda D. E. de  
 Michelt. } lo antigua posesion que  
 tiempo del teneno nombrado  
 la Bienega. o paso de la Tijera, marcada  
 en el Diseno que va unido a esta solicitud  
 pero como la concecion es provisional, y de  
 es obtener el titulo de propiedad lo de  
 nuncio en averda forma como teneno, o  
 cupado por mis bienes para que previa  
 la veencia respectiva y con sujecion  
 al canon si toca a los ejidos se digna  
 la superioridad el mandado estender de  
 Repetido titulo por tanto. A. D. E. supli  
 es que en Vista de lo Expuesto haga  
 como pido en lo que recibre gracia por  
 no ser de Malicia y lo necesario. V. P.  
 Dignandose igualmente admitiendo  
 esta en papel comun por falta de  
 sellado.

Angelos Mayo 2 de 1849

Vicente Sanchez

Excmo Señor.

S. L. D. R.

El interesado en esta  
 solicitud pose el teneno conocido con  
 el nombre de la Bienega y paso de la tje  
 ras desde el año de 823. por titulo pro  
 visional que le Espicua la Defatura  
 politica aquella vez y como ha la tja  
 lo ha poseido pacificamente y con bienes  
 suficientes es de pue ser esta prefectura  
 se le Estienda el titulo que solicita y  
 se le de la posesion juridica si asi fue  
 del supo. agrado de D. E. en Razon al  
 tiempo que lo ocupa y que se sujeta a  
 pagar el censo que se establezca por

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por la parte que toque a los Episcopos de  
Esta poblacion

Angeles Mayo 11 de 1843.

D. Anquello

Angeles Mayo 12 de 1843.

Leon, Méx. Espidase el título  
Micheltre

Jose R. Anquello Dño.

4. G. D. R Angeles Mayo 16 de 1843.

Vista la peticion con que da principio  
este Expediente el informe del Sr  
procurador de este segundo Distrito el del  
juez de paz 1º de esta Ciudad en todo  
lo demas que se tubo presente y de ver  
cumplido de conformidad con las leyes  
y reglamentos de la materia de Censos  
a Don Vicente Sanchez dueño en proprie-  
dad del paraje conocido con el nombre  
de la Brenega o paso de la Sierra colmado  
dante por el O. con el Rancho de Don  
Ignacio Machaco por el O. con la Danga  
de Agua de la Sierra por el O. con la  
punta de la Brenega y al p. con la  
Danga del Rodero de Enmedio en Esten-  
cion de un sitio de ganado Mayor por  
mas o menos se pido Explicar el dicho es-  
pectivo sujetandose a pagar el Censo o  
censo que se le imponga si el Excmo Sr  
teniente que solicita llepare a resulta-  
dento de los Episcopos de Esta Ciudad  
cuando Esta haya su medicion corres-  
pondiente. Librese el correspondiente  
despacho tomese Razon en el libro respec-  
tivo y dirijase este Expediente a la  
Excmo Junta Departamental para  
su aprobacion. El Sr. Dn Manuel  
Micheltreña Gobernador Comandante General  
e Inspector del Departamento de ambas  
Californias. asi lo mandó decretar y  
firmo de que doy fe.

5. G. D. R

Copia del título interior de  
Don Vicente Sanchez  
año de 1842.

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C. S. D. R. Don Luis Antonio Arguello Capitán de la Compañía de Caballería, presidial de S. Francisco en la provincia de la Alta California y Jefe superior político y Militar interino de la misma.

Considerando justos los derechos que le asisten y expone el Ciudadano Don Vicente Sanchez residente y vecino del pueblo de nuestra Señora de los Angeles en esta provincia de mi mando en instancia que ha elevado a esta superioridad con fecha veinte de Febros del presente año. respectiva a la posesión pacífica que solicita obtener con afecto y pertenente derecho en el sitio nombrado el paso de la <sup>vef</sup> Gissia y contigua que se halla ubicados a inmediaciones del mismo pueblo hajase saber al señor Alcalde y su Ilustre Ayuntamiento que pudiese le otorgar y conceda la posesión interina a dicho sitio con la gracia que le interese hasta en tanto sea prefijada y publicada el decreto colonial que trata de la materia luego que sea expedido a esta provincia por el congreso imperial de donde se espera su remisión por concurrir en este Ciudadano en circunstancias que lo hacen recomendable y meritorio a esta gracia que efectivamente le concedo como beneficio útil y provechoso a la Nación y su patria, e igualmente que por concurrir las Debenos sentimientos amor y verdadero adhección al nuevo sistema. In dependiente amen propio proteje el entusiasmo en su favor por lo cual en cargo a dicho señor Alcalde e Ilustre Ayuntamiento del referido pueblo de nuestra Señora de los Angeles que al expresado Don Vicente Sanchez se le conserve en la posesión del mencionado sitio favoreciéndole y protegiéndole como a tal Ciudadano e im-

concedo  
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C. S. D. R. con pacífica que solicita obtener con afecto y pertenente derecho en el sitio nombrado el paso de la <sup>vef</sup> Gissia y contigua que se halla ubicados a inmediaciones del mismo pueblo hajase saber al señor Alcalde y su Ilustre Ayuntamiento que pudiese le otorgar y conceda la posesión interina a dicho sitio con la gracia que le interese hasta en tanto sea prefijada y publicada el decreto colonial que trata de la materia luego que sea expedido a esta provincia por el congreso imperial de donde se espera su remisión por concurrir en este Ciudadano en circunstancias que lo hacen recomendable y meritorio a esta gracia que efectivamente le concedo como beneficio útil y provechoso a la Nación y su patria, e igualmente que por concurrir las Debenos sentimientos amor y verdadero adhección al nuevo sistema. In dependiente amen propio proteje el entusiasmo en su favor por lo cual en cargo a dicho señor Alcalde e Ilustre Ayuntamiento del referido pueblo de nuestra Señora de los Angeles que al expresado Don Vicente Sanchez se le conserve en la posesión del mencionado sitio favoreciéndole y protegiéndole como a tal Ciudadano e im-

C. S. D. R.

concedo

C. S. D. R. Ayuntamiento del referido pueblo de nuestra Señora de los Angeles que al expresado Don Vicente Sanchez se le conserve en la posesión del mencionado sitio favoreciéndole y protegiéndole como a tal Ciudadano e im-

impediendo se le perpetuque en ello  
y para su resguardo le otorgue este  
Documento que firmo en el presidio  
de San Francisco el 23 de febrero  
de 1823.

Luis Antonio Arguilla  
pueblo de S. J. de los Angeles y  
marzo 21 de 1823.

10. G. D. R. Decernimos a lo ante dicho del señor  
Juez politico y Militar de la provincia

Manuel Gutierrez  
y Francisco Morales. secretario.  
tachado = D. novales = entre renglones.  
unos. c.

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Quinto 1º de los Angeles.  
convenida con su Original que se  
halle en poder del interesado de la  
que se saca fiel y legalmente en esta  
tes copias de papel comun por falta  
de sellado y se saca hoy diez y Ocho  
de Julio de mil Ocho Cientos Cuarenta  
y dos.

En testimonio de Verdad  
Man. Dominguez

Cross  
Srno Coronel # Felipe Valenzuela  
Cross

Office of the Governor General  
of the United States for the State  
of California

I, Samuel D. King, Surveyor  
General of the United State of Califor-  
nia and as such now having in my Office  
and under my custody a portion of the  
archives of the former Spanish and  
Mexican Territory or Department of  
Upper California do hereby certify  
that the ten preceding and hereunto  
annexed pages of tracing paper numbe-  
red from One to Ten inclusive and  
each of which is verified by my  
initials (S. D. K.) Exhibit true and  
accurate copies of certain docu-

on file and forming part of the said  
archives in this Office.

*Seal* In Testimony whereof  
I have hereunto signed my name  
Officially and affixed my private  
seal (not having a seal of Office) at  
the City of San Francisco, Cal. the  
Eighth day of October 1852.

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Saml D. King

Surgt Genl Cal

Filed in Office Octo 26<sup>th</sup> 1853

Geo. Washburn

53 Translation of  
Petition & Grant

Most Excellent Sir

Vicente Sanchez a Mexican  
by both and a rescent of this demarcation  
before your Excellency with due respect and  
in the most legal form state:

That by the  
annexed document which I respectfully accom-  
pany, you will inform yourself of the ancient  
possession I have of the tract, called La  
Lienega o' Paso de la Tierra, laid out on the  
map annexed to this petition: But as the grant  
is provisional and as I desire to obtain the  
title of ownership, I denounce the same the  
same in due form, as land occupied by  
my stock, that after due examination and  
subject to taxation if it results to be within  
the city limits, the Superiority may be  
pleased to cause the appropriate title to be  
issued.

I therefore solicit your Excellency that  
in virtue of the aforesaid, you will please  
grant my petition, by which I shall receive  
grace; I make oath not to proceed through  
malice and the necessary &c. &c.

Be pleased to admit the present  
on common paper, there being none stamped  
Angles May 3<sup>d</sup> 1843.  
L. S.

Angles May 3. 1843

Let the Prefect of the Second District of  
Angles be pleased to report

Micheltorona

Most Excellent Sir:

The petitioner has possessed  
the tract known as La Lienega o' Paso de  
la Tierra since the year 1823. by provisional  
title, issued to him by the Real Audiencia politica  
at that time, and whereas he has been in  
peaceable possession of the same up to date  
and with sufficient cattle, this Prefecture  
is of opinion that the title he solicits may  
be issued and the judicial possession  
granted to him, if this should be the Superior  
disposition of your Excellency, in virtue of the



time he has occupied it. Subjecting himself  
to pay the taxes payable on lands within  
the limits of this City

Angeles May 11. 1843

L.S. Arquello.      Jose R. Arquello Sec.

Angeles May 13. 1843

Let the title be issued  
in Conformity with his request

Micheltorona

Angeles May 16. 1843

Seen the petition with which  
this Expediente originates the reports of the  
Prefect of this 2<sup>nd</sup> District and the 1<sup>st</sup> Justice  
of the Peace of this City with all that was  
present besides and concerned to see; in  
Conformity with the Success and Requisitions  
on the Subject, I declare to Don Vicente  
Sanchez the Ownership of the tract known  
as the "Cienega o' Paso la Tijera" bounded on  
the South by the Rancho of D<sup>n</sup> Ignacio  
Machado, on the North by the water ditch  
de la Tijera, on the East by the "La Fuente  
de la Cienega" and on the West by the water  
ditch "del Rodeo de Medio", of the extent of  
One Seal for large Cattle and or less as is  
represented by the respective map. Subjecting  
himself to pay the taxes that may be laid  
on him if the land in question which he  
solicits should result to be within the  
City limits, after the respective measurement  
be made.

Let the appropriate patent be  
issued recorded in the appropriate Book and  
let this Expediente be directed to the Most  
Excellent the Departmental Assembly for  
its approval.

In. Don Manuel Micheltorona  
Governor, Commandant General and Inspector  
of the Department of both Californias, has  
so ordered and decreed which I certify

Don Luis Antonio Arguello Captain of  
 Company of the Garrison of San Francisco in  
 the Province of Upper California, Superior  
 Political Chief Magistrate and Military  
 Chief ad int. of the Same.

Considering the rights  
 just, which assist the Citizen Don Vicente  
 Sanchez, a resident and Citizen of the Town  
 of San Simón de los Angeles in this Province  
 under my government, exposed in the instance  
 elevated to this Superiority under date of  
 20th February of the present in reference to  
 the peaceable possession he solicits to obtain  
 of the tract named "El Paso de la Virgen"  
 (by virtue of actual and pretended rights)  
 situated in the vicinity of said Town:

Let the Alcalde and Ilustres Ayuntamiento  
 be notified that by the Present I declare  
 and grant the provisional possession of this  
 tract, with the condition that he shall  
 enjoy the Same, until the Colonial Code  
 be regulated, and publishes, treating on  
 the Subject, immediately after its issue to  
 this Province by the Imperial Congress  
 from which source its remittance is expected  
 there being circumstances recommending this  
 Citizen and entitle him to this grace, which  
 is actually granted to him with the view  
 that it be beneficial, useful, and of  
 interest the Nation and its Country, as  
 likewise for the reason that the new  
 independent system is met with good feeling  
 love and true adhesion, which protects  
 the enthusiasm in its favor;

I therefore  
 Charge said Alcalde and Ilustres Ayuntamiento  
 of the aforesaid Town of  
 Los Angeles that the said Don Vicente  
 Sanchez be sustained in the possession of  
 the aforesaid tract, favouring and protecting  
 the said Citizen and impede his being  
 enjoined in that Same -

And for his security  
 I issue the present Decree which I signed

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in the Garrison of San Francisco on the  
23<sup>rd</sup> of February 1833

Lucas Anto. Arguello  
Pueblo de Sta Senora de Los Angeles March  
21<sup>st</sup> 1833. We obey the foregoing order of  
the Superior Potestad and Military Chief  
of the Province.

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Manuel Gutierrez  
Francisco Morales Secy

Justi Justice Court of Los Angeles  
conformed with the Original in  
possession of the party interested, from which  
it has been truly and legally taken on these  
three pages of Common paper in view of  
the Stamp; taken to day the 18th of  
July 1842.

In testimony of truth  
Manuel Dominguez

Asst.  
Jp. Coronel

Asst.  
Felipe Valenzuela

Filed in Office Oct. 26. 1853

Geo. Fisher Secy

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Arturo y  
Posecion del Rancho de Ca

"Ciencaga"

Año de 1823.

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1. Manuel Micheltorena Gobernador,  
Comandante General e Inspector del  
Departamento de ambas Californias

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Señor Por cuanto el Ciudadano  
Vicente Sanchez ha pretendido  
para su beneficio personal y el de su  
familia el pasaje conocido con el nom-  
bre de la Ciénega o paso de La Tijera  
coincidente por el S. con el Rancho de  
D<sup>no</sup> Ignacio Machado por el E. con  
la Sampa de Agua de la Tijera por el  
O. con la punta de la Ciénega y por el  
N. con la Sampa del Rodeo de inmedi-  
practicadas previamente las diligen-  
cias y averiguaciones convenientes  
según lo dispuesto por leyes y Reglamentos  
usando de la facultad que me son  
compeñidas a nombre de la Estacion  
Mexicana, he venido en concederle el  
terreno mencionado, declarándole la pro-  
piedad de el por las presentes le has supe-  
rándose a la aprobacion o de desaprobacion  
de la Comision Junta Departamental,  
y bajo las condiciones siguientes.

1<sup>a</sup> Se sometera el interesado a pagar el  
censo o canon que se le imponga si el  
interesado terreno que solicita llegare a  
resultar dentro de los ejidos de esta Ci-  
udad, cuando esta haga su medicion  
correspondiente.

2<sup>a</sup> podra ser arado sin perjuicio las  
haciendas, caminos y servidumbres lo  
disputara libre y sucesivamente desti-  
nados al uso o cultivo que mas le  
aconviene pero dentro de un año a lo  
mas fabricara casa y Estera habitada

3<sup>a</sup> Solicitara del juez respectivo que  
le de la posesion juridica en virtud  
de este Despacho por el cual se demar-  
caran los linderos en sus limites o  
poncha a mas de las Mojoneras al  
juno Arbole o frutales o silvestres  
de alguna Utilidad.

2<sup>a</sup> El terreno de que se hace donacion es de un sitio de ganado mayor por lo menos segun explica el diceno que corre apegado al Expediente respectivo. El juez de aqui la posesion lo hara medi conforme a Ordenanza que elanda el sobrante que resulte a la Nacion para los usos conuinos

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5<sup>a</sup> Si concurriere a estas concieones perdiera su derecho al terreno y seria denunci-able por otro.

En consecuencia mando que sirviendole de titulo el presente y teniendose por firme y valedero se tome Razon de el en el libro a que corresponde y se en-tergue al interesado para su resguardo y demas fines. Dado en la Ciudad de los Angeles a diez y seis de mayo de mil ocho cientos cuarenta y tres.

Man<sup>do</sup> Micheltoena

Francisco Cree. Oyo. Int<sup>o</sup>

Quea tomada Razon de Este Despacho en el Libro respectivo a f<sup>o</sup> 41

Francisco Cree Oyo Int<sup>o</sup>

El C. J. Gobernador y Comand<sup>te</sup> General de Este Departamento ha dispuesto se tome Razon de esta concecion en la prefectura de Este segundo Distrito.

Francisco Cree

En Esta fha se tomo Razon de Este Despacho en la prefectura del 2<sup>o</sup> Distrito conforme se prescribe, conotante a f<sup>o</sup> 4 del libro respectivo.

Angelas Mayo 29. de 1843.

Francisco Botello Oyo.

En la Ciudad de los Angeles del Departamento de las Californias a los tres dias del mes de Junio de mil Ocho cientos cuarenta y tres ante la solicitud echa por Don Vicente Sanchez para que se le diese posesion judicial del paraje conocido con el nombre de Ca Biengal o paso de la Sierra de campo terreno tiene el titulo respectivo

concedido por el Excmo Don Gobernador y Comandante General. pasese por mi y testigos de asistencia al referido sitio y procedase a dar la posesion juridica en virtud del mencionado despacho q es de fecha diez y seis de Mayo del presente año. Asi yo Antonio Frances Coronel de siete mande y firme con los de Asist<sup>encia</sup> según derecho en este papel comun por falta de sellado.

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Antonio <sup>el</sup> Coronel =

Asistencia Asistencia  
José Simon O. Donoju # Basilio Valdez  
En la misma fecha pasé oficio a los señores colindantes manifestandoles que iba a remiclar el terreno de la Buena Vista con el fin de dar a Don Vicente Sanchez y firme concurran para situarse en sus linderos lo que asiento por diligencia que autorise y firme con los de asistencia según derecho.

Antonio <sup>el</sup> Coronel =

Asistencia Asistencia  
José Simon O. Donoju # Basilio Valdez  
En seguida para la practica de estas diligencias nombre dos Oficiales letrados los que por no saber escribir se omiten sus nombres en los que recibí juramento en forma bajo el cual aparecieron a desempeñar sus funciones legalmente en el cargo lo que asiento por diligencia que autorise y firme con los de asistencia según derecho.

Antonio Frances Coronel =

Asistencia Asistencia  
José Simon O. Donoju. Basilio Valdez  
En la misma fecha y hallandome en el paraje nombrado la Buena Vista o paso de San Ciprián a efecto de verificar las demarcaciones y posesion que corresponde a Don Vicente Sanchez previos los requisitos de ley y otorgado ante mi los testigos de Asistencia y los Oficiales letrados hice medir un corral con estante de cien varas, el cual fué

examinada y reconocida por mi y por mi  
 observacion y calculo por mi disposicion  
 se tiro el primer cordel desde una lomita  
 que es moronera de Augustin Machado  
 rumbo S. E. y se midieron y contaron dos  
 mil novecientos varas que remataron  
 en una pedrea grande de un dia del mis-  
 mo Machado.

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(Corregido)

de hay se tiro el cordel Rumbo Este  
 y se presento Don Antonio Ignacio Avila  
 el ver tenelo que por aquel punto colm  
 ante con el, como habian tomado las  
 medidas inmediatas a su casa lo  
 tomaron parte de su terreno. En tonces  
 le dio los documentos y dijo de lo ha-  
 bian las papadas: pero tem luego como pare-  
 ciesen las presentaria. Convinio Don Vicente  
 Sanchez y Espino, que siempre que los  
 documentos del señor Avila fuesen  
 anteriores al suyo, serian respetados  
 y se devolvieron el pedazo que se dis-  
 puta en lo que se conformaron: por lo  
 que continue con las medidas y se con-  
 taron seis mil setecientos varas que  
 remataron en la Ovilla de un Dalihal  
 de aqui con que se tiró el Norte tiro el  
 cordel y se midieron y contaron tres  
 mil varas que remataron en el pas-  
 donde se puso una moronera de hay  
 se tiro el cordel rumbo S. W. donde  
 comparecio Don Juan Carlos Avila re-  
 mandando que se le tomaba tierra, tambien  
 le pedi sus documentos y me enseño una  
 instancia decretada por la cual le con-  
 cedieron licencia a su padre para  
 situarse contiguo a la bienega pero sin  
 poder formar casa ni obtener propiedad  
 con tal motivo y ser un verdadero tite-  
 lo el de Don Vicente Sanchez y mi  
 corte el terreno de la disputa continue  
 y se midieron y contaron seis mil  
 setecientos varas que remataron  
 en la misma sempa. De aqui y por toda  
 la Ovilla de ella se tiro el ultimo cor-



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=del. y reclamaron los dueños que se metían en parte de sus terrenos los huérfanos que me pusesen a hacer los documentos y cédulas no tenerlos continue con las medidas y se midieron y contaron siete mil Varas, que remataron con una loma a donde se mandó poner una mojonera con lo que se dio por eluid el act que autorice y firme para con asistencia con los de Asistencia según derecho. Antonio. <sup>de</sup> Coronel.

Asistencia Asistencia  
José. O. O. Donoso # Basilio Valdez  
Desele testimonio a la parte de las presentes diligencias. Así el piez que subscribe de este, mande, y firme con los de Asistencia según dno.  
Antonio. <sup>de</sup> Coronel

Asistencia Asistencia  
José O. O. Donoso # Basilio Valdez  
En la fecha se libó el testimonio respectivo. Rubrica.  
Concuerda con su Original a que me Remito y se halla en el libro de Instrumentos publicos de este año del cual se sacó fiel y legalmente, correjo y confrontó en estas cinco folios de papel común por falta de sellado.

<sup>dos p</sup>  
An. <sup>de</sup> Coronel

Asa. Asa.  
Juan Spafosa # Man. R. Roldan  
13. Sello Quinto un Real:  
Habilitado provisionalmente por la Aduana Maritima del Puerto de Monterey en el Departamento de las Californias para los años de mil ochocientos cuarenta y cuatro y mil ochocientos cuarenta y cinco.

Micheltrera Pablo de la Guerra  
Por Cua. del Admin.  
Guille. Odo. Hartnell  
de los Anq. = se agrégó en cu  
pha.

63

Here follows,  
2 Maps. }

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7

14. El que Susenbe Secretario del Gobierno del Departamento de California sea típica. Que el diseño que se demuestra en la plana anterior es igual al Original que existe en el Archivo del Gobierno.

Monterey, Veinte de Mayo  
de mil ochocientos cuarenta y cuatro

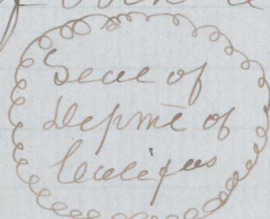
Man: Jimeno

Chicano Office Nov 10th 1852

Geo. Joshua Secy



65 Translation of Manuel Mechetrona Governor and Commander  
General and Inspector of the Department  
annexed to Depo of both levels for use as:  
of Abel Stearns  
in case No. 427



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PAGE 80

Whereas the Captain Vicente Sanchez has petitioned for his personal benefit and that of his family, for the place known by the name of the Hacienda or the Top of the Tijra bordering on the S. by the Rancho of Ignacio Machado, on the N. by the ditch of water of the Tijra on the E. by the point of the Hacienda and on the E. by the ditch of the Arroyo of the Calle.

Having diligently practiced all the observances and relative investigations according to the dispositions of the Laws and regulations, using the powers conferred on me in the name of the Mexican Nation I do hereby grant to him the above mentioned land, declaring it to be his property by these present letters subjecting it to the approbation or disapprobation of the Excellent Departmental Assembly and under the following conditions

1<sup>st</sup> The interested party shall subject himself to pay the tax or contributions which may be imposed on him, if the above mentioned land which he solicits, shall be within the public lands of the City, and when its proper measurement shall be made.

2<sup>o</sup> He may fence it without obstructing the crops, houses or sanctuaries, he shall enjoy it freely and exclusively, adapting it to the use or cultivation that best may suit him, but within a year he shall build a house and it shall be inhabited.

3<sup>o</sup> He shall solicit of the proper Judge that he give him Judicial possession in virtue of this decree and by whom shall be marked out the boundaries upon whose limits he shall not only plant land banks but fruit trees or useful trees of some utility.

11th. The land of which donation is made is of One league of ganado Mayor a little more or less as explained in the map that accompanies the Expediente -

The Decree who may give possession shall cause it to be measured according to the Ordinance leaving the surplus to the Nation for its most convenient use.

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PAGE 81

3th. If he shall violate any of these conditions he shall lose his right to the land and it may be denounced by another -

In consequence I command that the present Survey as a title, be held as firm and valid and that it be recorded in the Corresponding Book and be delivered to the interested party for his security and other ends.

Given in the City of Los Angeles on the sixteenth of May One thousand eight hundred and forty three -

(Signed) Manuel Micheltorena  
Francisco Ace. Sci. into.

This Decree is recorded in the respective Book fo. 4.

Francisco Ace Sci. into.  
H. E. the Governor and Commanding General of the Department thus Ordered that this Decree be recorded in the Prefecture of the Second District

Francisco Ace  
On this day the decree is recorded in the Prefecture of the Second District as a decree fo. 4 of propa Book -  
Amp May 29. 1843 Francisco Botello

In the City of Los Angeles Department of the Californias, on the third day of June One thousand eight hundred and forty three, in virtue of a solicitation made by Vicente Sanchez that he might be given judicial possession of a place known by the name of

the town of the top of the signa of which land he has the right to...

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the Bieneza or the Pass of the Tizna of which land he has the proper title granted by his Excellency the Governor and Commanding General - I proceeded with my assistant witnesses to the place referred to and proceeded to give the precees papers in virtue of said decree dated the twentieth of May of the present year - Accordingly I Antonio Flores Coronel decreed ~~decreed~~ Commanded and signed with my assistant witnesses according to Law on this Common paper for value of stamped paper -  
 Antonio Flores Coronel  
 Assistants - Jose Simon Odonojn. Basilio Valdez

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 PAGE 62

On the same day I notified the neighbors manifesting to them that I was going to measure the land of the Bieneza granted to Vicente Sanchez and they promised to assemble to establish their boundaries which I recorded authorized and signed with my assistant witnesses according to Law  
 Antonio Flores Coronel  
 Assistants Jose Simon Odonojn. Basilio Valdez

In continuation for the fulfillment of this object I named two official cart bearers who not knowing how to write their names are omitted - I received them according to form and by which they promised to discharge their duties faithfully and legally - This just being duly recorded I authorized and signed with my assistants according to Law  
 Antonio Flores Coronel  
 Apt. Jose Simon Odonojn, Apt. Basilio Valdez

On the same day finding myself at the place called the Bieneza or the Pass of the Tizna in order to effect the measurement and papers on corresponding to Vicente Sanchez according to the requirements of the Law, and being before me, my assistant witnesses and the Official Cart bearers, I ordered a Cart be measured of one hundred Venas, which was examined and approved by me, and having proceeded made Observation and Calculation for my

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PAGE 63

government, the first line was drawn from a  
 little hill which is a land mark of Augustin  
 Machado in a S. E. direction, they measured  
 and counted six thousand seven hundred  
 varas which which terminated at a large  
 stone the line of said Machado. From thence  
 the line was drawn in an East direction and  
 Antonio Ignacio Avila giving notice that,  
 that point bordering on him as they had  
 taken the measurement near his house and  
 had taken from him a part of his land -  
 Then I demanded his documents and he said  
 that he had misplaced them, but as soon as  
 he found them, he would present them.  
 Vicente Sanchez agreed and said that if the  
 documents of the Dona Avila were anterior to  
 his, they should be respected, and the piece  
 in dispute should be settled which was  
 agreed to. with which I continued with  
 the measurement and they counted six thou-  
 sand seven hundred varas which termina-  
 ted at the edge of a little bed from here  
 they took the direction of the North measuring  
 and counting three thousand varas which  
 terminated in the rock where they placed a  
 land mark, From thence they took the N. E.  
 direction when Juan Antonio Avila presented  
 himself claiming that they had taken from  
 his land, I also demanded his documents  
 and he showed me a document in which  
 license was granted to his father to locate  
 near the hacienda, but that he should not  
 build a house nor obtain possession, caused  
 among that the title of Vicente Sanchez was  
 a true one and the piece of land in dispute  
 very small, I continued and they measured  
 and counted six thousand seven hundred  
 varas which terminated at the same ditch  
 From thence and following its edge measured  
 the last line, they claimed the Higueras that  
 they were partly entering upon their land; I  
 demanded to see their documents and saying  
 they did not have them I continued with the  
 measurement, measuring and counting seven

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Threescore varas which terminated at a hill  
where I ordered a land mark to be placed  
with which was enclosed, the which I auth-  
orized and signed as valid with my assisting  
witnesses according to law

Antonio J Coronel  
Assistance Jose Simon O'Donojo, Basilio Valdez

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PAGE 64

Let a copy of these present proceedings be  
given to the party - Thus I the Judge that  
subscribed, did decree, Command and sign  
with with of my assistance

Antonio J Coronel  
Assistance - Assistance -  
Jose Simon O'Donojo, Basilio Valdez

Agreeing with the Original to which I  
refer and which is formed in the Book of  
Public Records for this year, from which  
it was faithfully and legally taken,  
Corrected and Compared on these free pages  
of Common paper for want of stamped paper  
I certify

Antonio J Coronel  
Assistance Assistance  
Lucan Marc<sup>o</sup> R Roldan

Filed in Office Oct. 29th 1852  
Geo. Fisher Secy

Annexed to the deposition of Abel Stearns  
of Nov. 1 /52  
Geo. Fisher Secy



70

1875

En (ca) ... de Los Angeles

71

Original  
Deed of Guadalupe  
Sanchez

360 SD  
PAGE 65

En la ciudad y Condado de Los Angeles en el Estado de California hoy el día seis de junio del año de mil ochocientos cincuenta y dos, yo Guadalupe Sanchez en consideracion a la suma de trescientos pesos que he recibido en moneda efectiva de Tomas. A. Sanchez, Josefa Sanchez Juana Sanchez Felipe Sanchez y Luisa Sanchez he convenido en ceder vender y has pasar el derecho que tengo y puedo tener en el Rancho <sup>y sus mesajos</sup> de la Bienega a inmediaciones de esta ciudad, como heredero en la testamentaria del finado mi apuelo Vicente Sanchez cuyo terreno o Rancho fue concedido por el Sr. Gobernador D. Manuel Michelarena el cuyo derecho desde de ahora para siempre haso venta y haso a los Referidos Tomas Josefa, Juana, Felipe y Luisa Sanchez en enajenacion perpetua para siempre jamas del enunciado derecho que tengo y puedo tener en el referido Rancho de la Bienega Declarando que este Derecho no lo tengo vendido, enajenado ni empeñado ni gravado en manera alguna y como tal lo vendo y enajeno para que los otros Tomas Josefa, Juana, Felipe y Luisa Sanchez y los suyos posean gozen y disfruten como cosa suya adquirida por justo titulo y quiero que desde ahora en tren y se disfruten del terreno indicado por el derecho que les vende sin intervencion de la autoridad y prometo que ninguno les inquietara a los compradores ni les movera pleito sobre la propiedad, goze y disfrute de dho derecho y si alguno lo molestare o inquietare yo saldare a la defensa y seguire el pleito a mi costa hasta ponerlos en pacifica y quieta posesion y remunerendoles todos los danos y perjuicio que se les originen y oyeses tambien que nunca dire nada en contrario a lo dho en esta Escritura por mi ni por otro ni por ninguna Razon. antes bien la

guardar y cumplir fiel y exactamente en todas sus partes; y para ello comprometo mi persona bienes presentes y futuros, muebles y Raices para que se me compela y apremie en todo Risor de derecho y por via ejecutiva como si fuere en sentencia pasada en autoridad de cosa juzgada consentida no apelada y sin mas recursos.

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En cuyo testimonio subscribo mi nombre nonso mi sello en esta Ciudad en California arriba citada = Entre Renplones = y sus mejoras = Dale.

Guadalupe Sanchez (Selle)

State of California,  
County of Los Angeles } On this the Sixth day  
of July in the year of Our Lord One thousand  
eight hundred and fifty two personally  
appeared before me William L. Dryden  
a Notary public in and for the County of  
Los Angeles, Guadalupe Sanchez who I know  
to be the person described in and who exe-  
cuted the foregoing instrument and acknow-  
ledged to me that he executed the same  
freely and voluntarily for the uses and pur-  
poses therein mentioned.

(Seal) In Witness whereof I have subscribed  
my name as Notary public and affix-  
ed my seal of Office in the City of Los  
Angeles, the day and date above written

W. L. Dryden Notary public

Received the above & foregoing Document  
for Record on the 10<sup>th</sup> day of July A. D. 1852  
at 14 minutes past 9 O. Clock. Am. and  
Recorded the same at 44 minutes past  
10 O. Clock a.m. on the 19<sup>th</sup> day of July  
at Request of Tomas Sanchez in Book  
1. of Deeds page 199.

Wilson Jones Recorder  
Filed in Office Nov. 28. 1853.  
Geo. Fisher Secy

73  
Translation of In the City and County of Los Angeles, State  
Deed of Transfer of California to day Tuesday the 6th of  
of Sanchez July One Thousand Eight hundred and fifty  
two, I Cecilio Sanchez in consideration  
of the sum of three hundred dollars received  
in Effectual Money of Thomas A Sanchez  
Viciana Sanchez Felipe and Socorro Sanchez  
Cowan and to cede sell and transfer the right  
I have to the Rancho of "La Leonera" and  
the improvements thereon, in the vicinity of the  
City, as heir to the Estate of my grand father  
Vicente Sanchez deca, which tract or Rancho  
was granted by the Ex Governor Don. Manuel  
Micheltorena, the right to which is ceded  
from hence forward by Sale and transfer to  
the spouses Thomas, Josefa Viciana Felipe  
and Socorro Sanchez in perpetual Alameda  
forever embracing the right I have and  
may have to the aforesaid Rancho of  
"La Leonera" declaring that I have not sold  
mortgaged nor pledged that right, nor is  
the same in any way incumbered and as  
such I sell and transfer the same, that the  
aforesaid Thomas, Josefa, Viciana, Felipe  
and Socorro Sanchez and their family may  
peaceably enjoy and derive the benefit thereof  
in the same manner as of an Object agree  
d by just title, and it is my will that  
from this moment they shall enter into and  
possession of the aforesaid tract in virtue  
of the right I dispose of, without intervention  
of the authorities and I promised that no  
one shall disturb the purchasers, nor shall  
any one sue them for the benefit and enjoy  
ment of the property, and that I shall  
defend them at my expense until I shall  
place them in peaceable possession, being  
liable for all the damages and injury they  
may sustain and likewise offer that I  
shall not Contradict, what I state in this  
Instrument nor shall any other person do  
so, but that I shall truly and exactly  
comply with and fulfill all its parts, for the  
fulfillment of which I pledge my person

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present, and real and personal property, that  
it may be exacted from me by execution, as  
if sentence had been passed by authority  
in a cause tried, waiving appeal and other  
relief.

In testimony of which I subscribe  
my name and affix my seal in the City  
of Los Angeles on the date aforesaid.

Guadalupe Sanchez

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PAGE 68

Filed in Office Nov. 28. 1853

Geo. Fisher Secy

Motion -

To the Honorable the Board of Land Commissioners for the settlement of private Land claims in California

360 SD  
PAGE 69

The Messrs J. B. Brint attorney in Case Number 427 and Scott & Grainger Attorneys in Case Number 438 would respectfully move your Honor that the said cases may be consolidated and carried out together

March 14th 1854

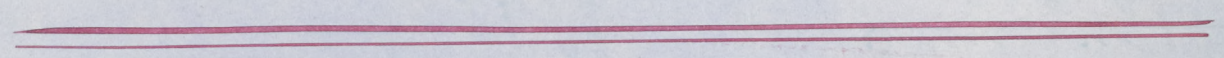
Scott & Grainger  
Attorneys in Case 438  
Law Castro Brint  
attorney in 427

Filed in Office March 14th 1854  
Signed

Geo. Fisher  
Secy

Recorded in Journal Vol 3 page 603  
Signed

Geo. Fisher  
Secy



76

77

100

Opinion of  
Board  
by Comm  
Thompson.

No 427

Thomas Sanchez et al  
vs.  
The United States

No. 458

Casildo Arguello et al  
vs  
The United States

In the place called  
La Laguna de San  
de la Tijera contain  
ing one square  
league of land  
in Los Angeles  
County

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PAGE 70

The lands claimed in these two cases were originally held by Vicente Sanchez by virtue of a provisional right of occupation issued to him by Gov. Don Luis Arguello on the 23d February 1833 by which the use and enjoyment of the premises were conceded to him until the opening of the general Land Colonization by the Imperial Congress. Thence this right Sanchez entered upon the premises and continued in the possession and occupation of them from its date until the 2d of May 1843 when he presented his petition to Gov. Manuel Micheltorena accompanied by a certified copy of the former grant from Gov. Arguello, and a map of the premises, praying for a title in full ownership to the same.

Upon this petition after the customary investigations and inquiries the Governor on the 16th. of the same month issued to the petitioner a formal title to the land describing the boundaries and declaring the quantity to be one square league a little more or less as described by the map which accompanied the Expediente.



78  
The deed of possession of the premises was given by the proper Officer on the 3<sup>rd</sup> of June 1843.

The testimony of this act is duly certified by the Officer who executed it, with the Original grant from Governor Micheltorene attached as file in Case No 427 and the genuineness of both documents established by the testimony.

The boundaries of the land are laid down with unusual accuracy and precision, and the quantity ascertained to be within a fraction of that allowed for in the grant.

The evidence is clearly sufficient to establish the validity of the title in the Original grantee - the only remaining question is as to the respective rights and interests of the present Claimants in the premises.

Vicente Sanchez died in the year 1846 leaving a widow Victoria Ygea who has since remarried with Casado Arguelon, and six grand Children, Thomas A, Lucia, Maria, Josefa, Felipe and Concepcion Sanchez, Children of his son Pedro Sanchez deceased, has only heirs at Law - and the two Claims now under Consideration, are presented by those parties for a Confirmation of their respective interests in the premises above described.

The claims originally presented in No 427. Thomas Sanchez vs the United States was for six tenths of the Land claimed in the two Cases, leaving one seventh as the portion to be

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appeared to Victoria Steyena the widow  
of Vicente Sanchez

In case No. 458

Casildo Arguelan and wife claim for  
her One undivided half of the prem  
ises by virtue of the last will and  
testament of said Sanchez. An agree-  
ment entered into between the said  
Casildo Arguelan as the husband of  
and Attorney of Victoria Steyena and  
Thomas Sanchez for himself and  
his Attorney for his brothers and Sisters  
and also Sanchez his grandaunt regre-  
ces the wife of the said Vicente  
Sanchez.

By stipulation entered into  
On the 14th of March 1854 it was  
agreed between the Counsel for the  
Claimants in the two Cases that  
they should be consolidated and  
consecrated together and by a second  
stipulation entered into by the same  
parties and filed in the Cases July  
9<sup>th</sup> 1855 it is further agreed that in  
the event of the Confirmation of the  
Original title, Decrees may be entered  
giving to the Claimants in each case  
One undivided half of the Lajas  
Claimed in the two Cases - In  
accordance with which Decrees  
will be entered -

Filed in Office July 10<sup>th</sup> 1855

Geo. Fisher Secy

Recorded in Record of decisions  
Vol page

Geo. Fisher Secy

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PAGE 72

*[Faint, illegible handwriting in blue ink, possibly bleed-through from the reverse side of the page.]*

Decree Casildo Aquilar and wife }  
 vs. }  
 The United States } 3

360 SD  
 PAGE 73

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

The land of which confirmation is here by made is situated in the County of Los Angeles being one undivided half of the tract known by the name of "La Cienega o' Paso de La Tijera" containing one square league as described and set out in the Original grant, the testimonies of the act of judicial possession, and map thereto annexed filed in Case No. 427 in which a decree has been this day entered for the other moiety, to all of which said documents reference is herein made for a more particular description -

R. Aug. Thompson }

S. B. Fawcett }

Commissioners

Filed in Office July 10. 1855

Geo. Fisher Secy

Recorded in Record of Decisions  
 Vol. page

Geo. Fisher Secy

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And it appearing to the satisfaction of  
the Board that the same has by a duly  
sworn is selected in the Southern  
District of California. It is hereby  
Ordered that the two transcripts of  
the proceedings and 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 transcripts  
shall be filed with the Clerk of the  
United States District Court for the  
Southern District of California  
and the other be transmitted  
to the Attorney General of the United  
States -

Office of the Board of Commissioners,

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

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PAGE 75

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 *Eighty two* pages, numbered from  
1 to *82*, both inclusive, to contain a true, correct and full Tran-  
script of the Record of the Proceedings and of the Decision of the  
said Board, of the Documentary Evidence and of the Testimony  
of the Witnesses, upon which the same is founded, on file in this  
Office, in Case No. *458* on the Docket of the said Board;  
wherein

*Casildo Aguilar, et al,* are  
the Claimant, against the United States, for the place known by  
the name of *La Cienega & Paso de la Tijera.*

In Testimony Whereof, I hereunto set my hand  
and affix my private Seal (not having a Seal  
of Office) at San Francisco, California, this  
*Seventh* day of *December*  
A. D. *1855*, and of the Independence of the  
United States of America the *seventy-eighth*.

*Geo. Fisher*

360  
U. S. DISTRICT CO  
*Southern* District *California.*

No. 360.

THE UNITED ST

360  
*Casildo Aguirre*  
*"La Cee"*

TRANSCRIPT OF TH  
FROM THE  
BOARD OF U. S. LAND CO  
In Case No.

Filed,

358  
357  
360

Washington, 11. Feby - 1856.

458.) "La Cienega's Pass de la  
Aguera"

Casildo Aguilar + Wife Claimants

You will please take notice that in the above case, decided by  
the Commissioners to ascertain and settle private land claims in  
the State of California in favor of the claimant, and a transcript  
of the proceedings in which was received in this office on the  
1st day of January, 1856., the appeal  
in the district court of the United States for the Southern  
district of California will be prosecuted by the  
United States.

*Quincy*

Attorney General.



No. 360  
U. S. Dist. Court  
South Dist of California

Casildo Aguilar et ux

ads

The United States

Notice of Appeal

Filed June 3<sup>d</sup>

C. E. Canaan  
By O'Keefe & Co.

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1856

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

CITY AND COUNTY OF LOS ANGELES--STATE OF CALIFORNIA.



*Casilda Aguilar Wife*

360 SD

*appellant*

Docket No. 360.

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*vs*

*The United States, Appellee*

Transcript No. 458.

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

The Petition of Pacificus Ord, a resident of said City, County, and State, Attorney of the United States for the Southern District of California, who petitions in this behalf for the United States, and being present here in Court, in the name and behalf of the United States, represents as follows: That heretofore, to wit: on or about the 6<sup>th</sup> day of November A. D. 1852; *Casilda Aguilar Wife*

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 *La Cienega &c*

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 10<sup>th</sup> day of July A. D. 1855, the said Commissioners confirmed, by final decision, the said claim of said petitioner. That thereafter, to wit: on or about the 5<sup>th</sup>

day of January A. D. 1856, 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. 458; reference to which it is prayed may be had and made part of this petition.

That on or about the 1<sup>st</sup> day of January A. D. 1856, the Honorable Caleb Cushing, Attorney-General of the United States, received a duly certified duplicate of said transcript of the proceedings and decision of said Commissioners in said cause, and the papers and

evidence on which said decision was founded. That thereafter, to wit:  
on <sup>or about</sup> the 3<sup>d</sup> day of June 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 claimants  
presented as aforesaid to said Commissioners. And your petitioner further  
denies that the said claimants <sup>have</sup> any valid right or title to said land claimed  
as aforesaid, or any part thereof.

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

said claim should have been rejected by them. And the said claimants 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 claimants or ~~his~~<sup>their</sup> attorneys may be served with a copy of this petition; and that this Honorable Court will review the said decision of said Commissioners, and reverse the same; and decide on the validity of the ~~same~~<sup>said claim</sup>, and decree the alleged title to be invalid: with costs and general relief.

J. Ord

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

N. 360.

Filed January 5th 1857  
C. S. C. C.  
J. McCallum  
S. C.

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

TO

The President of the United States,

Carlito Aguilar & Wife

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GREETING:

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

P. Orr U.S. Atty praying  
this court to review the decision of  
the U.S. Land Commissioners of the  
10th of July 1855. confirming their  
your claim to the Land called  
La Cienega &c.

and that you, and each of you, are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said petition, or that judgment by default will be taken against you, and each of you, and the prayer of the said petitioner will be granted, with costs. *the 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 the said Court, this 14<sup>th</sup> day of January in the year of our Lord one thousand eight hundred and fifty-~~two~~ at Los Angeles aforesaid.

C. Smith

Clerk.

J. A. Coleman  
Clerk

Marshall Cost  
Copying same 60  
same 2  
Petition 3.  
J. G. Co

360

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

Carilda Aguilar & Wife  
The United States  
Sharon returned this 14th of  
January A.D. 1857  
C. S. in att  
J. McGoodman  
Deed

SUMMONS.  
January 14th 1857.

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I served this summons along with the proper copy of the petition upon J. R. Scott  
Atty for Appellee by him acknowledging  
service of same

at Los Angeles  
the 14 day of January in the Southern District of California on  
A. D. 1857.

Sworn to and subscribed before me, this  
14th January 1857 }  
Clerk.  
C. S. in att  
J. McGoodman  
Deed

Edward Hunter  
U.S. Marshal.  
J. McGoodman  
Deed





I have served this Answer upon P. Ord  
U.S. Atty by delivering to him a true  
Copy of same at Los Angeles Jan'y 15th 1857.

Edward Hunter  
U.S. Marshal  
per W. Goodman  
Sept'y

Sworn to & Subscribed  
before me this 15th Jan'y  
1857  
J. McLean  
Sep

Case No 360.  
U.S. Dist. Court  
South - Dist California

Carillo's Deeds  
Appellees

vs

The U. States  
Appellants

Answers

Filed this 14th January

A.D. 1857

W. Goodman

Sub

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J. R. Cort

Marchal Cort

Serving Answer \$3.00

In the District Court of the U-  
nited States, in and for the South-  
ern District of California.

Josildo Aguilar & } Case n<sup>o</sup> 360  
Victoria Figueroa, his wife }  
Appellees. }  $\frac{1}{2}$  "La Lienega" etc  
Ad }  
The United States } Transcript 458  
Appellants }

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This Cause coming on to be heard  
on appeal from the decision of the  
United States Board of Land Com-  
missioners to ascertain and settle  
the private land claims in the State  
of California, under an Act of Con-  
gress approved March 3<sup>d</sup> 1851, on a  
Transcript of the proceedings and de-  
cision of said Board and of the pa-  
pers and evidence upon which said  
decision was founded, and it ap-  
pearing to the Court, that the Trans-  
cript aforesaid and the Notice of  
Appeal have been duly filed accor-  
ding to law, and Counsel for the res-  
pective parties having been heard;

It is ordered, adjudged and de-  
creed that the decision of said Board  
of Commissioners be, and the same  
is hereby, affirmed.

And it is further adjudged and  
decreeed that the claim of the Ap-  
pellees herein, Josildo Aguilar and  
Victoria Figueroa, his wife, is good

and valid, in right of the said wife  
Victoria, and the same is hereby  
confirmed to said Victoria Higue-  
ra, wife of said Casildo Aguilar, to  
one undiv<sup>id</sup>ed half of the lands called  
"Lienega" or "Paso de la Tijera", situate  
in Los Angeles County; of the extent of  
one square league, and no more,  
within the boundaries specified  
in the grant filed in this case, and  
in the map to which said grant  
refers, a certified copy of which  
map is also filed in this case, to  
wit; on the South, the Rancho of Don  
Ygnacio Pacheco; on the North, the  
"Sanja de Agua de la Tijera"; on the  
East, the "Punta de la Lienega"; and  
on the West, by the "Sanja del Rodeo  
de surmedio".

Provided, that should the quan-  
tity of land within said boundaries  
be less than one square league, then  
confirmation is hereby made of  
one undivided half of such less  
quantity.

Conrad K. O'Neil  
U.S. District Judge  
for the S. Dist. of Cal.

Case 30a  
U. S. Dist. Court, Et.  
South<sup>th</sup> Dist. California

Casildo Aguilar et al  
Appellee

vs

The United States  
Appellant

Decree

Filed Jan 27<sup>th</sup> 1957  
G. W. S.  
clerk

Recorded in page 158

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

United States  
vs  
Casildo Aguilar  
and Wife

Case No 360  
Transcript No 458

In pursuance of a notice from the  
Attorney General of the United States herunto annexed  
it is hereby stipulated and agreed that by consent of parties an  
~~order of the Court may be entered~~  
~~order be entered~~ <sup>order</sup> in this cause vacating the order of  
appeal heretofore granted in this cause, and that the claimants  
have to proceed under the decree of this Court heretofore rendered  
in their favor as a final Decree.

J R Scott  
Atty for Claimant

P. Ord Dist Atty.

N<sup>o</sup> 360.

Carildo Aquilar et al  
Appellans

vs

The U. States.

Appellants.

Stipulation

Filed 4 June 1890  
A. S. Taylor  
Spt. Clk

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

Sir:

In the case of the claim of  
Casilda Aguilar & wife, confirmed  
to the claimants by the Commis-  
sioners, case no. four hundred and  
fifty-eight, (458), appeal will not  
be prosecuted by the United States.

I am,

Respectfully,

Cushing

Placians Ad Eq  
U. S. Attorney,  
Los Angeles.

No 360

Field 4 June 1894  
A. S. Taylor  
Sps. Col.

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

Casildo Aguilar & wife

Case No 360

360 SD

Appellees

PAGE 93

vs

"1/2 La Lienega"

The United States.

Appellants

Manuscript 458

Notice having been given by the Attorney General of the United States, that the appeal in this case to the Supreme Court will not be prosecuted by the United States, and a stipulation having been entered into between the District Attorney of the United States and the attorney of the Claimants, that the former order of this Court, granting an appeal herein to the Supreme Court, may be vacated, and that the Decree of this Court heretofore <sup>entered</sup> ~~made~~ in this case, may, by order of this Court, be made final;

It is ordered, That the order of this Court heretofore made in this case, on the 24<sup>th</sup> day of February A.D. 1857, granting an appeal to the Supreme Court from the Decree of Confirmation of this Court, filed on the 27<sup>th</sup> day of January A.D. 1857 be and the same hereby is vacated; and that the Claimants have leave to proceed under said Decree as

under a final decree.

Thus done and signed in open  
Court this 4<sup>th</sup> day of June 1857.

*James K. Ogden*  
U. S. Dist. Judge

Case No 360

U. S. Dist. Court. South Dist

Louise Aguilera & wife

vs

and

The United States

Attorneys

Order vacating Release

John J. Bennett

A. Taylor

Att. Gen.

360 SD

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