CASE NO.
386
SOUTHERN DISTRICT

LOS ANGELES PUEBLO LANDS GRANT

CITY OF LOS ANGELES
CLAIMANT

Pages 1-to 205

183 missing 10/26/1960

Mapp. NW 1435

page 88 - missing (not numbered)

1 To 174 Transcript

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LAND CASE 386 SD pgs. 205

ALSO AVAILABLE ON MICROFILM

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TRANSCRIPT

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PAGE 1

OF THE

PROCEEDINGS

IN CASE

NO. 422

City of Los Angeles CLAIMANT S.

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

"Pueblo Lands."

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Office of the Board of Commissioners,

To ascertain and settle the Private Land Claims

IN THE STATE OF CALIFORNIA.

Be it Remembered, that on this twenty sexth day of October, 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 City of Los Angeles, for ~~the Place named~~ Pueblo Lands was presented, and ordered to be filed and docketed with No. 422 and is as follows, to wit

(Vide page 3 of this Transcript.)

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

Los Angeles, November 6th 1852.

In case no. 422, City of Los Angeles for Pueblo Lands, the deposition of Agustin Olvera, a witness in behalf of the claimant, taken before Commissioner Leland Hall, was filed;

(Vide page 7 of this Transcript)

Los Angeles, November 8th 1852.

In the same case the depositions of José Antonio Carrillo, Antonio F. Coronel, and Manuel Requena, witnesses in behalf of the claimant, taken before Commissioner Leland Hall, were filed;

(Vide pages 11, 15 & 20 of this Transcript)

Los Angeles, November 13th 1852.

In the same case the deposition of Santiago Argüello, a witness in behalf of the United States, taken before Commissioner Leland Hall, was filed;

(Vide page 25 of this Transcript)

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San Francisco October 18th 1853.

In the same case the Counsel for the Claimant files the following Stipulation, viz:

(vide page 2 of this Transcript)

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San Francisco, April 25 1854

Case no. 422 was ordered to be placed at the foot of the Calender of the 1st Class Cases on the trial docket.

San Francisco July 25 1854.

Case no. 422, on motion of the Counsel for the Claimant, with the consent of the Law Agent, was Ordered to be placed at the foot of the Calender of the 3d Class Cases on the trial docket, for motives set forth in the Affidavit of said Counsel.

(vide page 2 of this Transcript)

San Francisco, December 12 1854.

Case no. 422 was submitted under the Rule of March 21st 1854.

San Francisco, Febuary 5th 1856.

In the Same Case Commissioner S. B. Farnell delivered the Opinion of the Board enjoining the claim;

(vide page 187 of this Transcript)

and the following order was made, viz:

(vide page 192 of this Transcript)

To the Honble Board of Commissioners for ascertaining and settling private land claims in California.

Petition.

The petition of the Mayor and Common Council of the City of Los Angeles respectfully shows, that they claim in fee a tract of land situated in the County of Los Angeles known as the Pueblo Lands, containing sixteen square leagues.

That represent to your Honble Board that in the year 1781, Governor Philipe de Neve, Commandant General of the Internal Provinces of the West gave formal directions therewith submitted marked A. with a translation marked (B.) for the foundation of the Pueblo de la Nuestra Senora la Reina de los Angeles and that in 1786, Governor Fajes instituted a commission, which on the 4th of September of that year gave formal possession of their building and farming lots to the settlers of said Pueblo.

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Your petitioners further show to your Honble Board that since that date the said Pueblo has continued to the present day, that in the year 1835 by an Act of the Federal Mexican Congress it was raised to the rank of a City and made the Capital of the Territory of the California, that on the 4th of April 1850 by an Act of the Legislature of California, it was declared incorporated according to the provisions of an act entitled "An act to provide for the incorporation of Cities" approved March 18th 1850, and further that it should succeed to all the rights, claims and powers of the Pueblos de los Angeles in regard to property.

Your petitioners further show to your Honble Board that they claim the

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said Sixteen square Leagues in virtue of the general laws of Spain, and particularly of an ordinance of His Majesty the King of Spain whereby he provides for the establishment of the town of Pitic in Sonora, and order that the formalities relative thereto should be followed in the foundation of any new Pueblos in the jurisdiction of the Commanding General of the Internal Provinces of the West, of which California constituted a part, a certified copy of said ordinance from the office of the Surveyor General is herewith submitted, marked C. and a translation marked D.—

Your petitioners further show to your Honble Board that they claim the boundaries and limits of said sixteen square leagues to be as follows, taking the Plaza of the City at the centre and running four lines due North, South, East and West, to points two leagues distant therefrom and then intersecting said points by lines drawn through them at right angles and connecting so as to form a square of four leagues each way except on the side of the Mission of San Gabriel where lands it is supposed may prevent the proper extension from being taken in that direction, so that the corresponding complement of the area is claimed to be taken on the Southern side by extending the line thereof.

They further state that for more than sixty years they have had peaceable and quiet possession of this tract and that said possession was known to and regarded by the Spanish and Mexican

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Governments, and that all the lands in the neighborhood are subject to their claim and have always been so granted and held.

They further show to your Hon^d. Board that no record of any judicial possession can be found, but at various times different lines have been marked out by competent Spanish and Mexican authority, and that in 1841 a commission was appointed to run the lines as above described, by competent authority, but that after running one or two lines it suspended its operations from unavoidable causes, and that in May 1846 again a commission was named to run the lines of the said Pueblo lands in conformity with a decree of Govr. Pico, hereunto annexed marked (E) and a translation thereof marked (F.) and which after running three of said lines, also was interrupted by the breaking out of war in the then Department of California.

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Your petitioners further show to your Honble. Board that the said lands were granted to the Pueblo as its common lands, in pursuance of the policy and object of the Spanish Government to encourage in California the increase of cattle and horses, that, as the fruits of that policy, the settlers of the Pueblo became and now are large stock owners, and necessarily needed and still need the common lands which were granted them for the pasturage of their herds.

They further show that about five square leagues of said tract of land are covered by the houses, gardens, and farming lots of the city, and that the remaining quantity of land claimed is

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barely sufficient to afford pasturage to their horses and cattle owing to its sterility and the absence of water; and there are no conflicting claims to the same either in virtue of title or possession.

They therefore submit the aforesaid documents, and rely upon the same and upon such other and further documentary and verbal testimony as they may be advised are necessary.

Wherefore they pray the Hon.ble Board to take their claim into consideration and to decree it to be good and valid and confirm it.

By their Atty.
A. Lancaster Burt.

Filed in Office Oct 26 1852.
Geo: Fisher
Secy.

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Los Angeles Nov. 6th 1852.

On this day before Comr. Hiland Hall came Agustin Olvera, a witness in behalf of the claimants, City of Los Angeles, petition No 422, and was duly sworn, his evidence being interpreted by the Secretary.

Deposition of Agustin Olvera.

The U. S. Associate Law Agent was present.

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

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My name is Agustin Olvera, my age is thirty two years, and I reside in the City of Los Angeles.

I have resided in the City of Los Angeles ever since the month of November 1836 - The extent of the Egidos (or common lands of the town) I have always understood to be two leagues in each direction from the center of the Plaza - the Egidos forming a square of four leagues on each side, the lines of the square running North and South and East and West. When I came here there was an Ayuntamiento established and the boundaries are understood to be as I have mentioned.

Do you know of any attempt to measure the Egidos?

Answer.

I do. The Ayuntamiento at different times have passed resolutions for measuring the Egidos and marking the boundaries but they have not been carried into effect. In 1841 Ignacio Palomares then acting as Justice of the Place, received an order from the

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Subject to have the Egrides measured. He appointed a Surveyor and two assisting witnesses and they proceeded to measure two leagues to the East from the Church door, they returned to the Church door and then measured to the West two leagues, and again returned and from the same point measured towards the South, but before that line had been completed the Surveyor was taken sick and the work was suspended. At the end of the two lines measured stones were placed as land marks, and there was also a mark placed at the point on the third line where the work was suspended. I was one of the assisting witnesses. It was all done in one day.

Do you know whether the Subject acted by order of the Governor or not?
Answer.

I do not recollect.

Were the Egrides claimed by the City as their property?
Answer.

They were claimed as the property of the town?

Who exercised the right of collecting cattle on the Egrides?
Answer.

Every Ranchero had the right of collecting cattle or exercising the rodeo on his own land, with the assistance of at least one Judge of the plains and those who signed within the limits of the Egrides and had cattle exercised that night.

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Do you know of any persons living within the limits of the Egidos, who do not hold their lands from the city authorities, or who are not required to pay to the city a rent?
Answer.

I do not know how the titles are held.

How do persons generally hold their land lying within the limits of the Egidos as far as you know?
Answer.

I do not know. They ought to hold by titles derived from the Ayuntamiento.

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In answer to questions by the Associate Law Agent—.

What do you understand by the term Egidos?
Answer.

I understand it to be the right which a city or town has to a certain tract of land, to rent it out or to sell it, for the purpose of raising means for supplying its wants. By the right to the land I mean ownership.

Do you understand that to be the exact legal meaning of the word Egidos?
Answer.

I do.

What do you understand by the word propios of a town?
Answer.

I understand it to be the same as Egidos.

Agustin Olvera

Sworn and subscribed
Before me
Hiland Hall.
Comr.

Filed in Office Nov. 6th 1852.
Geo: Fisher,
Secy.

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Deposition of José Antonio Carrillo.

Los Angeles Nov. 8th 1852.

On this day before Comr. Hiland Hall, came José Antonio Carrillo a witness in behalf of the claimant, City of Los Angeles, petition No 422, and was duly sworn, his evidence being interpreted by the Secretary.

The U. S. Associate Law Agent was present.

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

My name is José Antonio Carrillo, my age fifty seven years, I reside in the City of Los Angeles and have resided here thirty two years. I am a native of California.

I know the Egidos as they are when I came here. I do not know how they are now.

What do you understand by the Egidos of the Pueblo?
Answer.

Lands which were recognized as the town lands from the time when the town was established. lands which were granted by the

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Government to the people of the town to live on in common.

What is the extent of the Egidos?
Answer.

When I came here in 1820 the extent of the Egidos was from the Plaza to the South to the land of Manuel Dominguez, to the South east to the lands of Ignacio Maria Sepo, to the West to the sea coast, and to the North to the lands of the Mission of San Fernando, and to the East to the creek called Rosa de Castilla. Within these boundaries the Governor have since granted some Ranchos.

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Was the Pueblo regarded as the owner in fee of these lands?
Answer.

I cannot explain how that is. The land was granted to the first settlers that they might live on it with their stock in common, and though the Missions took all the lands they wished, they always respected the Egidos of the Pueblo.

In what manner was the claim of the Pueblo to these lands manifested?
Answer.

I believe there was some measures taken since the first settlement of the town in 1781. but I never saw any title papers, the archives having been subject to many accidents. The inhabitants of the town made use of the wood and water. That the Ayuntamiento have passed regulations for owners of cattle within these limits to mark them annually. The cattle were herded in common

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for the purpose of marking, each marking his own.

Did any one have the right of collecting cattle or grazing rodeo within those limits, except under the authority of the town?
Answer.

No one had the right, without the authority of the town.

Had the neighboring Ranchmen the same rights of wood, water and pasture on those lands, that the citizens of the town had?
Answer.

They had not, and when their cattle entered those limits they were compelled to drive them off.

Do you recollect if the Pueblo ever caused the Mission of San Gabriel to remove some sheep corals from their lands, and how was it?
Answer.

I recollect that the Mission removed the corals upon the complaint of the Pueblo.

Did the citizens of the Pueblo own large number of cattle and horses?
Answer.

They did. The land was well stocked, but I cannot state the number. It was thickly stocked.

Were you ever appointed a Commissioner by the Government in relation to the Pueblo, and what did you do as such?
Answer.

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I was appointed in 1828 by the Political Chief acting as Governor a commissioner to go and settle some disputes that had arisen about boundaries between several persons who were living on the Egidos and to whom lands had been lent by the Pueblo. I settled the question between the parties and marked out their boundaries between the parties each other. They were tenants to the city, the land being lent to them, they did not pay rent.

When did you first hear that the city claimed as its Egidos two leagues to each cardinal point from the Plaza?

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Answer.

I do not know anything about it.

Questions by the Associate Law Agent.

What do you understand by the Egidos of a town?

Answer.

If you think proper we can bring the Dictionary of the Spanish language and that will give a better definition than I can.

Do you understand that the authorities of a town had a right to sell or grant any of the lands of the Egidos to individuals?

Answer.

I believe they had no such authority.

Were any of the lands of the Egidos of Los Angeles ever granted to individuals by any person in the country?

Answer.

Some of the lands have been thus granted by the Departmental Government.

Do you know whether the town of Los Angeles possesses any propios lands?
Answer.

I do not know, nor do I know what the meaning of propios is.

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By what authority were the town lots in Los Angeles granted to individuals?
Answer.

I do not know.

What were the duties of the Commissioners in this town before the Independence of Mexico?
Answer.

I do not know.

Question by Counsel for the Claimant.

Do you know whether any land was ever granted by the Govmen of California within the limits of the Egidos of this Pueblo, which were not made subject to a censo or rent to the city?
Answer.

I do not know anything about it.

José Ant°. Carrillo.

Sworn and subscribed
Before me
Hiland Hall.
Comr.
Filed in Office Nov 8th 1852.
Geo: Fisher. Secy.

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Los Angeles Nov 8th 1852.

On this day before Com.r Hiland Hall, came Manuel Requena, a witness in behalf of the claimant City of Los Angeles, petition No 422, and was duly sworn, his evidence being given in Spanish was interpreted by the Secretary.

Deposition of Manuel Requena.

The U. S. Associate Law Agent was present.

In answer to inquiries by the claimant the witness testified as follows.

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My name is Manuel Requena, my age is fifty one years, and I reside in Los Angeles and have resided here for eighteen years past.

Do you know the extent of the Egidos of Los Angeles?
Answer.

I do not know, but I have heard of it.

What has been the general reputation in regard to the extent?
Answer.

It has been generally reputed to extend to the West as far as the Rancho of San Vicente in the direction of the Rancho of Dominguez to near a place called Los Cuervos in the direction of the Mission of San Fernando to the Cahuenga, in the direction of the Mission of San Gabriel to a small creek called Rio de Castilla.

By what acts has this claim been shown?
Answer.

By public conversations and talking

about it. In 1834 a man by the name of Luis Urenas asked the Ayuntamiento for permission to cultivate a piece of ground, in the direction of the place called Los Cuevas which was granted and he cultivated it in 1835. In 1836 while I was Alcalde there was a controversy between the occupants of the ranchos of San Vicente and Ballenas and by direction of the Ayuntamiento I adjusted the difference between them. They had applied to the Ayuntamiento, considering themselves as within the limits of the Ejidos acknowledging the authority of the town over the land and I settled the matter between them. It was customary every year at a certain season for a day to be appointed by the Ayuntamiento for gathering together the cattle that rove on the Ejidos that the owners might take and mark them, and the owners of the adjoining ranchos were notified and public notice was given at the church door for the people to go to the Alcalde's office and there notice was given that the Pueblo would give a rodeo in the Ejidos on a certain day or days. This rodeo was the gathering of the cattle for the purpose before mentioned. The same was done in regard to the horses on the Ejidos.

In 1836 while I was Alcalde application was made to me by some persons to be permitted to take wild horses that were running on the Ejidos. I reported the application to the Ayuntamiento who decided me to grant the permission it being customary to give such permissions.

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Did the people of the adjoining Ranchos have the same right to take wood from the Egidos as the inhabitants of the Pueblo?
Answer.

I do not know in regard to the right the question so far as I know not having been made or decided. With regard to water, in 1836 the Mission of San Fernando appropriated water from the Egidos to the urging of the inhabitants of the town, but on the remonstrance of the town the Mission desisted.

From whom do persons within the Egidos generally hold their lands?
Answer.

Previous to my coming here some grants were made by the Commissioners and some by the Ayuntamiento of the town. Since I came here lands have been granted by the Governor and in some of them which I have noticed the grants are made subject to a payment of a censo, or ground rent to the city—The Ayuntamiento has also made grants since I came here.

Do you know what the city now claims as the Egidos?
Answer.

They claim two leagues from the Plaza in the direction of the four cardinal points. This claim to the same extent had been made by previous Ayuntamientos. In 1850 there was a request from the Governor for the town authorities to make and place on file in their Archives plats of their respective towns. A

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plat of the town of the extent of two leagues in each direction from the Plaza was then made out and placed on file. The extent of the Egidos was taken from the statements of the Prefect and common report.

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Questions by the Associate Law Agent.

What do you understand by the term Egidos?
Answer.

A tract of land granted to the towns for their use and purposes.

Do you understand that according to any laws of Spain or Mexico, the authorities of a town may dispose of these lands by sale or grants to individuals in fee simple or full ownership?
Answer.

The Ayuntamientos had the right to grant the use of the land to individuals reserving the right of ownership in the town.

Can you refer to any particular law of Spain or Mexico giving such a right to an Ayuntamiento?
Answer.

I cannot refer to any such law. I ground my opinion on the custom and practice here and in Mexico.

What do you understand by the term propios of a town?
Answer.

A tract of land that commences at

the last or out side houses of a town and extending to some distance, on which lands country seats or pleasure grounds may be erected and which are subject to certain censa or ground rent, which lands may be alienated or leased, for the purpose of creating a town revenue.

When was an Ayuntamiento first established at Los Angeles?

Answer.

I was not hear and do not know.

Do you know of any case in which a censa has been paid to the town for lands in the Egidos?

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Answer.

I do not know. There has never been any censa established here.

Is there much land within what is considered the Egidos of Los Angeles that has not been granted to individuals?

Answer.

There must be some, but I believe not much.

What rights does the city claim in the lands claimed to be within the Egidos?

Answer.

The right of ownership—

Does the city claim the right of ownership over lands that have been granted by the Government of Mexico or under the Mexican Colonization law and regulations?

Answer.

I do not know whether any lands have been granted within the Egidos under

the Colonization law.

What powers had the Commissioners of whom you make as making grants of land, and by whom were they appointed?

Answer.

The Commissioners were appointed and exercised their authority before I came here, and I cannot speak definitively in regard to their authority.

Manl Regnera.

Sworn and subscribed
Before me
Hiland Hall.
Com.

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Filed in Office Nov. 8th 1852.
Geo. Fisher.
Secy.

Deposition of Antonio F. Coronel.

Los Angeles Nov. 8th 1852.

On this day before Comr. Hiland Hall came Antonio F. Coronel, a witness in behalf of the claimants, City of Los Angeles, petition No 422, and was duly sworn, his evidence being interpreted by the Secretary.

The U.S. Associate Law Agent was present.

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

My name is Antonio F. Coronel, my age is thirty three years, and I reside in Los Angeles.

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What is the reputed extent of the Egidos of the Pueblo of Los Angeles?
Answer.

Four leagues square, two leagues in the direction of each cardinal point from the Plaza.

Do you know of any attempt under the Mexican Government to measure the Egidos of the Pueblo?
Answer.

In 1841, as I think, the Ayuntamiento attempted to measure the Egidos and they measured some part of it. Again in 1846 as I think, another Commission was appointed by the Ayuntamiento, of which I was one for the same purpose. We measured a part, but suspended our operations in consequence of some political disturbances. I think it was in consequence of Castro having come here as Commandant General and having commenced raising troops.

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What is the custom of the country in giving rodeos or collections of cattle?
Answer.

At the season of the year when it was proper to mark the calves, it was the duty of the owner of the Rancho to give notice of the day when he would collect together his cattle (give a rodeo) that they might come and claim any that belonged to them for the purpose of having them marked and branded. The owner of a rancho could only collect cattle that were on his own land and could not pass over on to the land of others for that purpose without

permission.

Who gave ordes in the Egidos of the Pueblo of Los Angeles?
Answer.

The Judge of the plains of Los Angeles.

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In giving a rodeo in the Egidos, did or did not the city authorities act in the same manner as the owner of a Rancho?
Answer.

The people of the town were represented by the Judges of the plains; they gave the notice to the adjoining ranchers and to the people of the town of the rodeo — upon which day the ranchers were to come and take their cattle away, and the people of the town were to come there and brand theirs and leave them there. The Ayuntamiento fixed the times of the rodeos by a general regulation.

What is the distance of the Rancho Los Feliz from the Plaza of the City.
Answer.

The boundary of the land is about one league distant.

How many and to what distance were lines run by the Commission in 1846?
Answer.

They measured two lines one to the West and the other to the South from the center of the Plaza, each two leagues.

How far is the Arroyo of the Sanchez from

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the Plaza?
Answer.
Abont one league and three quarters.

What is the distance from the same point to Sausal Redondo of Ulila?
Answer.
It is nearly two leagues.

What the distance from the same point to the Rancho of José Maria Aguilar?
Answer.
A little more than one league.

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What the distance to the town of Desiderio Ibarra, and how does he hold his land?
Answer.
Abont a league and a half. He holds it by a provisional title from the Ayuntamiento, as I believe.

What is the distance from said point to the Rancho of Los Bros of the Rockes?
Answer.
To the nearest boundary line it is about a league and a half.

How do they hold their land?
Answer.
I do not know how they hold it now, but I have seen a document that was a provisional grant from the Ayuntamiento.

I am acquainted with the handwriting and signature of Ignacio Coronel, José D. Estudillo, Juan Dios Padillo and José Matias Moreno.
A paper is now shown me purporting

to be an order for measuring the lands of the city, the last date being May 30 1846. The signatures of the said several persons appearing on said paper is believed to be genuine. The said Ino. W. Mines was acting as Secretary of the Government at the time of the date of the paper signed by him — Said paper is hereto annexed and marked No. 10. No 1.

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Questions by the Associate Law Agent.

By what law or authority were the Egidos of Los Angeles declared to extend two leagues in each direction from the Plaza?
Answer.
I do not know.

Why, in the measurement was that distance assumed?
Answer.
I understood at the time I was acting as Commissioner that it was done by superior authority, either by the Prefect or the Governor. I have seen an order from the Prefect and as far as I can recollect it was there mentioned that it was by order of the Governor. I understood that the people or Ayuntamiento for them had petitioned the Governor, and that the Governor applied to the Assembly and they authorized the Governor to cause the Egidos to be measured, and the Governor authorized the Prefect and the Prefect the Ayuntamiento, who appointed the Commission before mentioned —

What do you understand by the term Egidos?

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Answer.

I understand by it the boundary line which mark the lands granted to a town for the purpose of acquiring seconie.

Can there lands be sold or alienated by the authorities of the town?

Answer.

I do not Know whether they can be or not.

Have you ever Known any censo to be paid by them to whom lands have been granted by the Ayuntamiento?

Answer.

I have not. The censo has never been established here.

Do you Know whether there is any or much land in the Egidos that has not been granted to individuals?

Answer.

I think there is some but not much. The land not granted is less than one half of what was formerly considered to be the Egidos.

A. F. Conmel.

Sworn and subscribed
Before me
Hiland Hall.
Comr.

Filed in Office Nov. 8th A.D. 1852.
Geo. Fisher.
Secy.

Deposition of Santiago Argüello —

Los Angeles Nov. 15th A.D. 1852.
On this day before Comr. Hiland Hall,

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came Santiago Argüello, a witness in behalf of the United States, "City of Los Angeles" Petition No 422, and was duly sworn his evidence being interpreted by the Secretary.

The U. S. Associate Law Agent was present.

In answer to questions by the Associate Law Agent, the witness testified as follows—

My name is Santiago Argüello, my age is sixty years, and I reside at San Diego. I am a native of California.

Was there ever any Ayuntamiento in the town of Los Angeles before California became independent of Spain?
Answer.

I have not known that there was.

When was there one established?
Answer.

One was established after the Independence.

What were the duties of the Commissioners in this town under the Spanish Government?
Answer.

I do not know.

J. Argüello.

Sworn and subscribed
Before me
Hiland Hall.
Com'r.

Filed in Office Nov. 13th 1852.
Geo: Fisher.
Clerk.

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Mayor and Common Council of the City of Los Angles vs United States.

No 422. U.S. Land Commission.

Affidavit to stay over case.

I, Lancaster Brent being duly sworn, depose and says, that he is the Attorney of claimants in the above cause; that he is informed and believes that there are several old and aged witnesses residing in the County of Los Angles, who can give important testimony relative to the merits of the claimants and in their behalf respecting any ancient transactions.

Affiant further says that he is ignorant of any witnesses out of said County of Los Angles who can testify to the same fact.

Affiant further states that he is informed that in all probability a session of the Commission will be held in the City of Los Angles, and that by that means the testimony of said old and aged witnesses may be there obtained as well as the testimony of other important witnesses.

Affiant further states that the application to postpone the hearing of this claim, is not made simply for the purpose of delay, but that right and justice may be done in the premises.

L. Lancaster Brent.

Sworn to and subscribed before me this 25th day of July, 1854.

Alpheus Felch.
Commissioner.

Filed in Office July 25 1854. Geo: Fisher. Dep.

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No 422. Mayor and Common Council of the City of Los Angeles.

Stipulation.

It is hereby agreed and stipulated between Robert Grunbon, Associate Land Agent on behalf of the United States, and J. Lancaster Brent, Atty for claimants, that the City of Los Angeles was regularly incorporated and declared to be the Capital of California by a law passed by the Mexican Congress, ~~that~~ 23rd May 1835. That said City was in existence on the 7th July 1846, and that it was reincorporated by act of the Legislature of California, passed 4th April 1850, and that under the name of the claimants in the above claim, it succeeded to all the rights, claims and powers of the Pueblo de Los Angeles, in regard to property.

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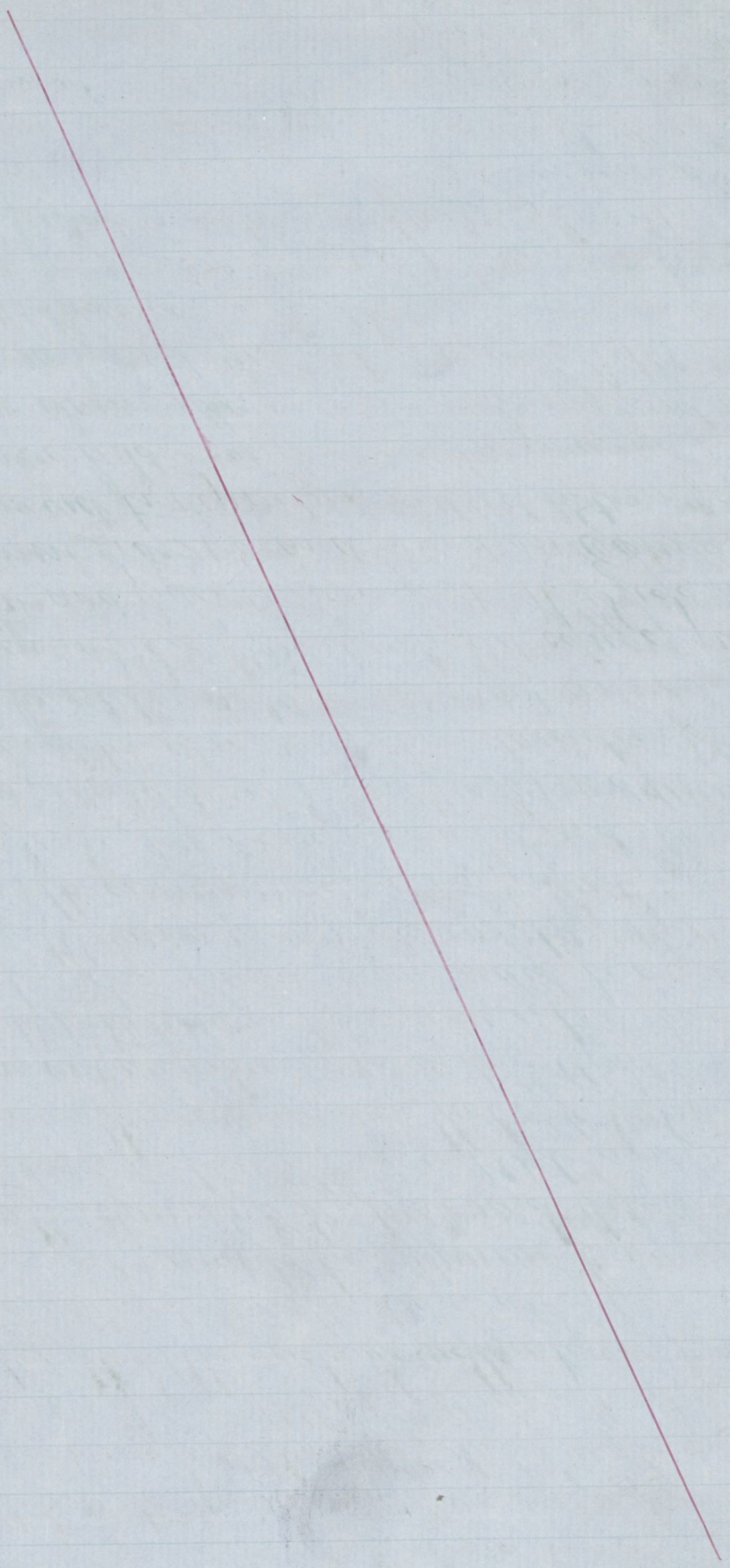
It is further agreed and stipulated by and between the Land Agent and Attorney that certified copies of the deposition of J. A. Carrillo with the document annexed taken in No 487, and certified copy of petition and order thereon of A. M. Diego pension in No 308, and found in Exhibit B. annexed to deposition of Abel Stearns, may be read and considered on the hearing of the above claim in the same manner and with the same effect as if the originals thereof had been duly proven thereto.

Robt Grunbon.
Asst. Land Agent.

Filed in Office Oct 18th, 1853.
Geo: Fisher.
Dep.



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Los Angeles Nov 23d. 1852.

On this day before Comr. Hiland Hall, came Ant. Antonio Camillo, a witness in behalf of the claimant Antonio Rocha, et al, petition 487 and was duly sworn, his evidence being interpreted by the Secretary.

Exhibit G. La Brea Grant

A. Camillo

The U. S. Associate Sean Agent was present.

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

My name is Ant. Antonio Camillo, my age is fifty seven years, and I reside in Los Angeles.

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PAGE 29

A paper is now shown me purporting to be a permission to occupy land given to Antonio Ant. Rocha and Nemisio Dominguez, dated April 8. 1828. My own genuine signature is on said paper and was placed there at the date to which it is appended. I was at the time first Alcalde and Judge of the First Instance. The petition was presented to me in person by Rocha and Dominguez, who acknowledged their signatures. That of Dominguez being in cross. The whole paper is a genuine official document and what it purports to be. I was President of the Ayuntamiento and the paper was executed by me with their approbation after consulting them. The land mentioned in the paper was at the time considered as belonging to the town. How it is now I do not know. Rocha and Dominguez immediately occupied the land, and I believe had continued occupying it to the present time. Dominguez

has left the place, and the present occupants are the children of Jose Antonio Rocha — Whether they occupy in person or by their agents and servants I cannot say. It is recognized as their property.

Said paper is here annexed and marked H. H. No 1.

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Questions by the Associate Law Agent.

Before the occupancy of the land by Rocha and Dominguez, it was occupied by the town of Los Angeles. No person lived on it. When the land was sold to Rocha and Dominguez it was not occupied by Nepomuceno Alvarado nor any one else. It belonged to the town. Dominguez has left this land and has gone to another Rancho — I do not know that any other grant of this land has been made to those persons.

[Signed] José Ant°. Camillo

Sworn and subscribed
Before me
[Signed] Hiland Hall.
Comr.

I, George Fisher, Secretary of the U. S. Land Commission to ascertain and settle the private land claims in the State of California, do hereby certify that the foregoing is a true and exact copy of a document in case No 487. Ygnacio Rocha, et. al. "La Brea" now on file in this office.

In testimony whereof I have hereunto set my name this 19th day

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of October 1853.
(Sigd) Geo: Fisher.
Secy.

Town of Los Angeles
8th of April 1828.

The parties interested in this petition can build their corrals, place their stock, make their fields on the lands which they have signified, on the same terms, conditions & circumstances as the other citizens have done who have received such a favor, being responsible for one, and only to report any crime, which they may notice within their boundaries.

(Sigd)
Camillo.

Most Illustrious Ayuntamiento.

Citizens Antonio Ore Rocha and Nemisio Dominguez established in this Town, before the well known integrity of your Honors represent; That being under necessity to place the nourishment of a stock of cattle, that his some part may assist them to the comforts of life, and being in need for the end indicated of a tract of land, on which they may immediately depend with regular security for the increasing of stock, they solicit of the beneficence of your Honors to deign to grant them the place called the Rancho de la Brea, (bitumen) which Nepomuceno Alvarado formerly occupied in a provisional manner; by reason whereof they solicit it, to be permitted to the petitioners to build the necessary corral and house to take care of the number of four hundred head of cattle, which both individuals possess.

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Wherefore they supplicate of your Honors to deign to grant it as prayed, whereby they shall receive favor &c.
Town of Los Angeles January 6th. 1828.
[Signed] Antonio Ignacio Rocha. x
(a) Nemezio Dominguez

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I George Fisher, Secretary of the U. States Land Commission to adjudicate and settle the private land claims in the State of California, do hereby certify, that the foregoing is a true and correct copy of a document in case No 487. Antonio Rocha et, al, "Los Brea" now on file in this office.

In testimony whereof I have hereunto set my name this 20th day of October 1853.

[Signed] Geo: Fisher.
Secy.

M. Y. A.

Pueblo de los Angeles 8 de Abril de 1828.

Los interesados en esta instancia piden formar sus corrales á quienes sus bienes hacen las labores en los terrenos que se les han señalado en los mismos terminos condiciones y circunstancias q.

Los Ciudadanos Antonio José Rocha y Nemesio Dominguez radicados en este Pueblo ante la conocida integridad de V.S. hacen presente: Que siendoles precisa poner un pie de ganado que en alguna parte les ayude á las necesidades de la vida, y careciendo para el fin indicado de sitio en que puedan desde luego contar con la seguridad regular para la cria, solicitan de la beneficencia de V.S. se digne

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PAGE 33

los hun hecho los demas ciudadanos q. han recibido esta gracia, responsables al cuidado, y solo de dar parte de los excesos que noten en la demarcacion.

(Signd) Carrillo

concedanles el Paraje nombrado el Rancho de la Brea que ocupaba anteriormente Ntro. mencionado Alvarado con la calidad de interino y en cuya virtud lo solicitan permitiendoseles á los que representan poder poner el corral necesario y casa para cuidar del numero de quinientas cabezas que ambos individuos poseen.

Por tanto á V.S. suplicamos se digne proveer como pedimos en que recibirán gracia &a.

Pueblo de los Angels Enero 6 de 1828.

(Signd) Antonio Jose Rocha
(") Nemisio Dom.z +

I, Geo. Fisher, Secretary of the U.S. Land Commission to ascertain and settle the private land claims in the State of California do hereby certify that the foregoing is a true and correct copy of a Spanish document in Case No. 487 Antonio Rocha et al, "La Brea" now on file in this office.

In testimony whereof I have hereunto set my name this 19th day of October 1853.

Geo. Fisher
Secy.

Filed in Office Oct. 27, 1853.

Geo. Fisher
Secy.

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Translation of License to Anto. Mª Longo.

Exhibit K.

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Pueblo of Los Angeles April 14th 1834.

In session of the 17th of March this Illustrious Ayuntamiento resolved that the land which the party interested solicits, should be lent to him, as he has some merits to have this favor granted to him; while the Most Excellent Territorial Diputation may determine what may be deemed proper relative to this sort of lands as they belong to the commons of this Pueblo. The grantee should be made to understand that he shall on no account enjure the cattle and other property of the community of this place to be injured. The constitutional Alcalde of said Pueblo thus signed this with the respective Secretary.

(Sig'd) Jose Diaz Vicente Moraga.

Secy.

I, George Fisher, Secretary of the U. States Board Commission to ascertain and settle the private land claims in the State of California, do hereby certify that the foregoing is a true and correct Extract of a document in case No 308. Antonio Maria Lugo "San Antonio", now on file in this office.

In testimony whereof I have hereunto signed my name this 21st day of October 1853.

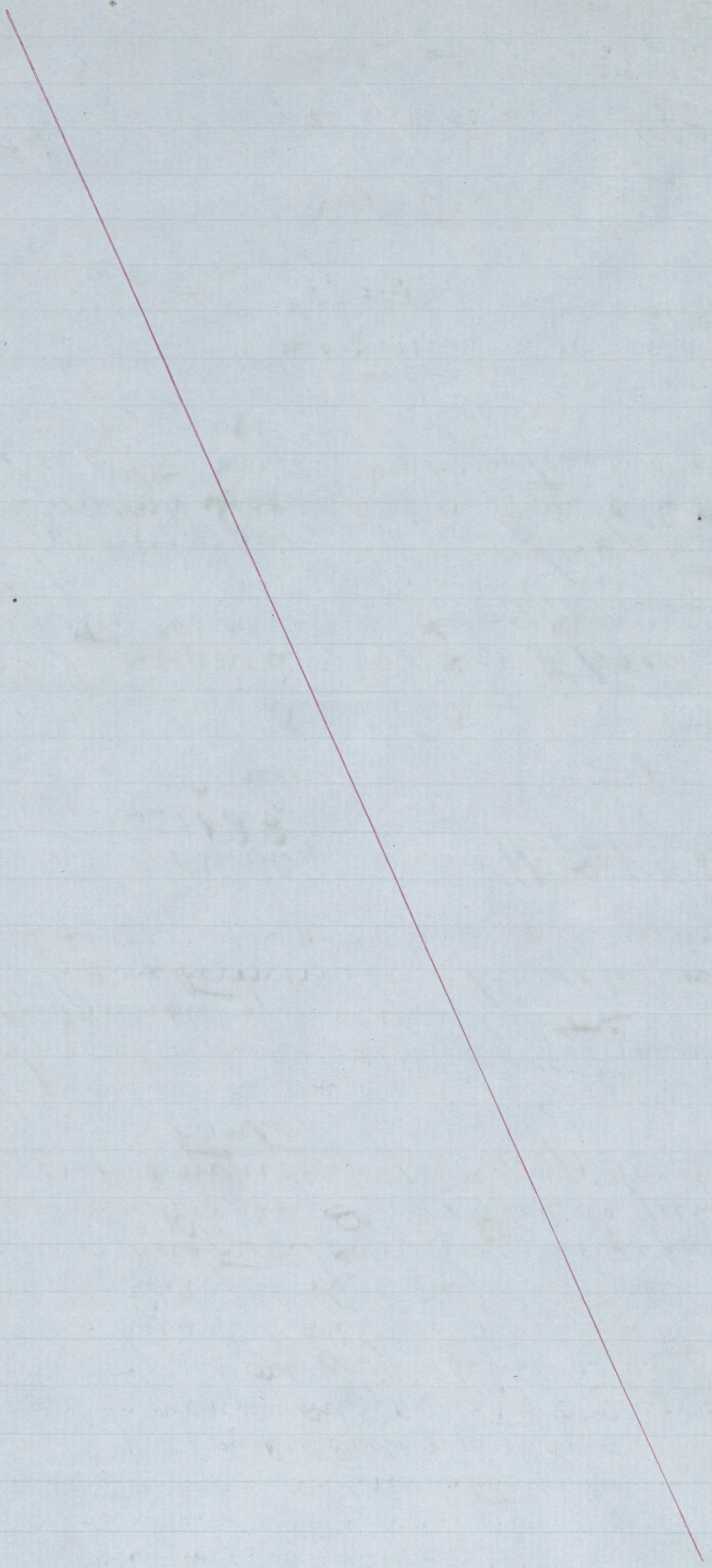
(Sig'd) Geo: Fisher

Secy

Filed in Office Oct. 27/1853.

Geo: Fisher.

Secy



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4 2 2

M. M. Ayuntamiento

El Ciudadano Antonio Mª Lugo Vecino de este pueblo ante. V. M. con el Respeto devido espresenta y dice. que teniendo ya un crecido numero de ganado mayor y no siendo suficiente pª su fomento el terreno en que se halla pide á V. M tenga á bien ampliarle este, por el rumbo Este desde el Reclamadero de la Cañada de los Alisos hasta el camino principal y Vega del Rio de Sn Gabriel lo que no estenciva comprenda á los ejidos del pueblo. por tanto.

A. V. M. suplica se sirva concederle la gracia que solicita protestando no ser de malicia y lo necesario &c

Juro en devida forma no usar este on papel comun por no haberlo en el lugar de ningun sello.

Pueblo de los Angs. Sept. 6. de 1833.

Signed) Antº. Mª Lugo

I. George Fisher Secretary to the U. States Land Commissioner to Ascertain and settle the private Land Claims in the State of California do hereby Certify that the foregoing is a true and correct Copy of a Spanish Document in Case #308 Antonio Mª Lugo "San Antonio now on file in this Office.

In testimony whereof I have hereunto signed my name this 26th day of October 1853.

Geo. Fisher Decy

Filed in Office Octr 24th 1853

Geo. Fisher Decy

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#1

Most Illustrious Ayuntamiento.

Petition for Extending Boundaries

Citizen Antonio Maria Lugo, resident of this Pueblo, before your Honors with due respect presents himself and states; that having now a great number of black cattle and the land on which they are, not being sufficient for their increase, he prays your Honors will please to extend it for him on the East from the narrow outlet (sudamadero) of the Alder trees Valley — (canada de los Alisos) to the main road and the plain of the river San Gabriel — which to this point includes the commons of the Pueblo. —

Wherefore he prays your Honorable Body to have the goodness to grant him the favor which he solicits; protesting that it is not done with evil intent and whatever else may be necessary &c. Having the goodness also to receive this on common paper, there being none of any stamp in the place —

Pueblo of Los Angeles September 6th 1833.

Signed/Antonio Maria Lugo.

I George Fisher, Secretary of the U. States Land Commission to ascertain and settle the private land claims in the State of California, do hereby certify that the foregoing is a true and correct extract of a document in Case No 308. "U. Antonio Maria Lugo — " San Antonio" now on file in this office.

In testimony whereof I have hereunto signed my name this 24th day of October 1853 —

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(Sigd) Geo: Fisher. Jr.
Secy.

Filed in Office Oct 24/1853.
(Sigd) Geo: Fisher.
Secy.

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43 1. G. D. K para la fundacion del pueblo de la Reyna de los Angeles à la ymediacion del Rio de porciuncula y en el terreno señalado à este Efecto deven reconocerse todas las tierras a que alcance el Veneficio del Riego demarcando el paraje mas comodo para hacer la saca de Agua de modo que pueda repartirse à mas porcion de tierras.

A

Instructions for founding the Pueblo of Los Angeles

Verificado se hara eleccion del sitio en que ha de ubicarse el pueblo en terreno que sea medianamt.e lebantado y que gosen descubiertos los Vientos de Norte y mediodia precaviendo los Riesgos de havenidas y solicitando lo mas comoda y mediación al Rio ò ymediacion à la acequia madre de no convenir lo primero; procurando q.e del pueblo se descubra el todo ò la mas parte de las Tras de Labor.

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La plaza ha de ser de doscientos pies de ancho y trescientos de largo; de la plaza deven salir quatro Calles principales una por medio de cada costado: y demas de estas dos por cada esquina las quatro Esquinas miren à los quatro Vientos principales por que saliendo asi las calles de la plaza no estaran espuestas à los quatro vientos que seria de mucho inconviniente; con cuya consideracion y que la poblacion podra yr en aumento se demarcara todo el terreno conviniente para situar el pueblo de modo que exiciendo el Vecindario y pobladores puedan edificar y à

2. G. D. K. este Efecto se midieran tantos Solares quantas Suertes de tierras alcance el Veneficio del Riego dejando à mas sobre las partes à que las tierras de labor un ambito docientas Varas de tierra entre ellos y el pueblo.

Cada solar compondra de 20 Varas de ancho y quarenta de largo.
Cada Suerte de tierra asi de Regadio como de Secadal ha de ser de 200 V.s de largo y 200 de ancho por ser este el terreno que comunmt.e ocupa una fanega

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de Raiz en Sembradura. El Repartimt
que de estas Suertes como de los Solares ha
de hacerse á Nombre del Rey N.ro S.or á
los nuevos pobladores se hara con igualdad
y proporcion por el Sorteo á los nuevos po
=bladores de modo que precidida la Cor=
respondiente medida del Terreno que lo=
gre el Veneficio del Riego reservando Cad
=uas la quarta parte del N.o q.e resulte
excediendo con el de pobladores si alcan
zasen, se repartiran á dos suertes á ca
da uno de Regadio y otras dos de Cadal
y de los restantes se señalaran las com
=brientes para propios del pueblo y de las
Realengas se hara Merced á los que de nue
vo entren á poblar, en cuya regla á de
observarse con los Solares por lo respectivo
á pobladores demarcando el Terreno con
3.- L.D.R =veniente para Yglesia Casas Reales,
Carcel y posito.

Al frente de la playa que mira
al Oriente quedara reservado para con=
struir á su tiempo la Yglesia y Casas Re
ales, con las demas Oficinas publicas y
en los Restantes los Costados se repartiran
los pobladores; estableciendo por hora
en el principal la Guardia con cuyo
conocimiento se hara la demarcacion
conviniente y por lo respectivo á Suertes
de tierras governara la demostracion ad
junta y sin entendido que la medicion
ha de hacerse con separacion de cada
una Suerte que se demarcare con estas
cas dejando el correspondiente margen
divisorio de una á otra; de modo que
exaquada la demarcacion de tierras
y numerando las Suertes principiando
por las contiguas al pueblo echo Sorteo
por los pobladores el que tire el primer
N.o le corresponde el 2.o y el que saque
el 3.o le corresponderá el 4.o por cuyo
Orden se evita la incomodidad que
se resultaria de intermediar distintas
suertes á las correspondientes á cada

H S

Pobladov.

2, L. D. K Misión de Dn Gabriel 26. de Agt. de 1798

Phelipe de Neve.

Office of the Surveyor General
of the United States for California

I, Sam.l D. King, Surveyor
General of the United States for the
State of California and as such having
in my Office and under my charge and
custody a portion of the Archives of the
former Spanish and Mexican Territory
or Department of Upper California do
hereby Certify that the foregoing
and hereunto annexed pages of Tracing
paper numbered One, two, three and four
and each of which is verified by my ini-
tials (S. D. K) exhibit a true and accu-
rate Copy of a document on file and
forming part of the said Archives in this
Office.

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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. this 20 12
day of April 1852

Sam.l D. King
Surveyor Gen.l Cal.

Filed in Office Oct.r 26.th 1852

Geo: Fisher Deputy

#7

For the foundation of the Pueblo of la Reina de los Angeles in the neighborhood of the River of Porciuncula, and upon the land selected for this purpose; all the lands should be ascertained which can have the benefit of irrigation, marking out the most suitable place for constructing the "Zaca de Agua" (water dam) in such manner that the greater portion of the lands may be subdivided.

S.B. Translation of A.—

When the selection of the site is completed, upon which the Pueblo is to be located, upon land that may be slightly elevated and that may be duly open to the North & South winds, guarding against the risks of sudden overflows, and selecting the most suitable location to the neighborhood of the river or the mother ditch if the land be not suitable, arranging it so that the whole or the greater part of the lands for cultivation of the Pueblo should be served.

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The Plaza (main square) must be two hundred feet wide by three hundred in length, from the sides of which four principal streets are to issue, one through the middle of each side, and besides these, two through each corner (angle) the four corners to look towards the four principal cardinal points, so that the streets issuing from the plaza may not be exposed to the four winds which would be of much inconvenience with which consideration, and also that the Pueblo will go on increasing; all the lands proper for the location of the Pueblo shall be marked out in such manner that the neighborhood and the population increasing they may be able to build and to this effect, as many house lots (solares) shall be measured as there are farm lots (suertes) to obtain

the benefit of irrigation, leaving besides upon the tracts that may be lands for cultivation a circuit of one hundred varas of land between them and the Pueblo.

Each [solar] house lot shall consist of twenty varas in width by forty in length.

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Each [suerte] farm lot, as well irrigable as dry land, shall be two hundred varas in length and two hundred varas in width, this being the land that commonly requires a fanega of corn in planting; the partition of said "suertes" as well as of the "solares" must be in the name of the King our Master, to the new settlers; it shall be made equally and in proportion by the Government to the new settlers, so that it may precede the corresponding measurement of the land that has the benefit of irrigation, reserving vacant the fourth part of the number that may result, counting with that of the settlers, if they should remain; they shall be divided by two suertes to each one of the irrigable land and two others of dry land, and from the rest shall be selected those suitable for property [propios] of the Pueblo, and from the Royal lands [baldeyas] grants shall be made to those who newly enter to settle which equal rule must be observed with the solares [house lots], marking out the land suitable for church, public houses, prison and granary.

The front of the Plaza that looks towards the East shall remain reserved for constructing in time the Church and Royal edifices, with the other

HG

public Office, and on the three remaining sides shall be partitioned off, the inhabitants establishing the guard extending on the principal one, with which condition the proper demarcation shall be made, and with respect to the suertes, the following rule shall govern, it being understood that the measurement is to be made with the separation of each suerte, that shall be marked out with stakes, leaving the corresponding dividing margin from one to the ~~margin~~ other, so that the marking out of the lands and numbering of the suertes being finished by those nearest to the Pueblo, lots are to be cast by the settlers; he that draws the first No. to him corresponds the 2d. and he that selects the 3d. to him shall correspond the 4th. by which means the inconvenience is avoided that would result to them from mixing together distinct suertes corresponding to each settler.

Mission of San Gabriel May 26th. 1781.

Philipe de Neve.

Filed in Office Oct 26th 1852.

Geo: Fisher.

Sec'y.

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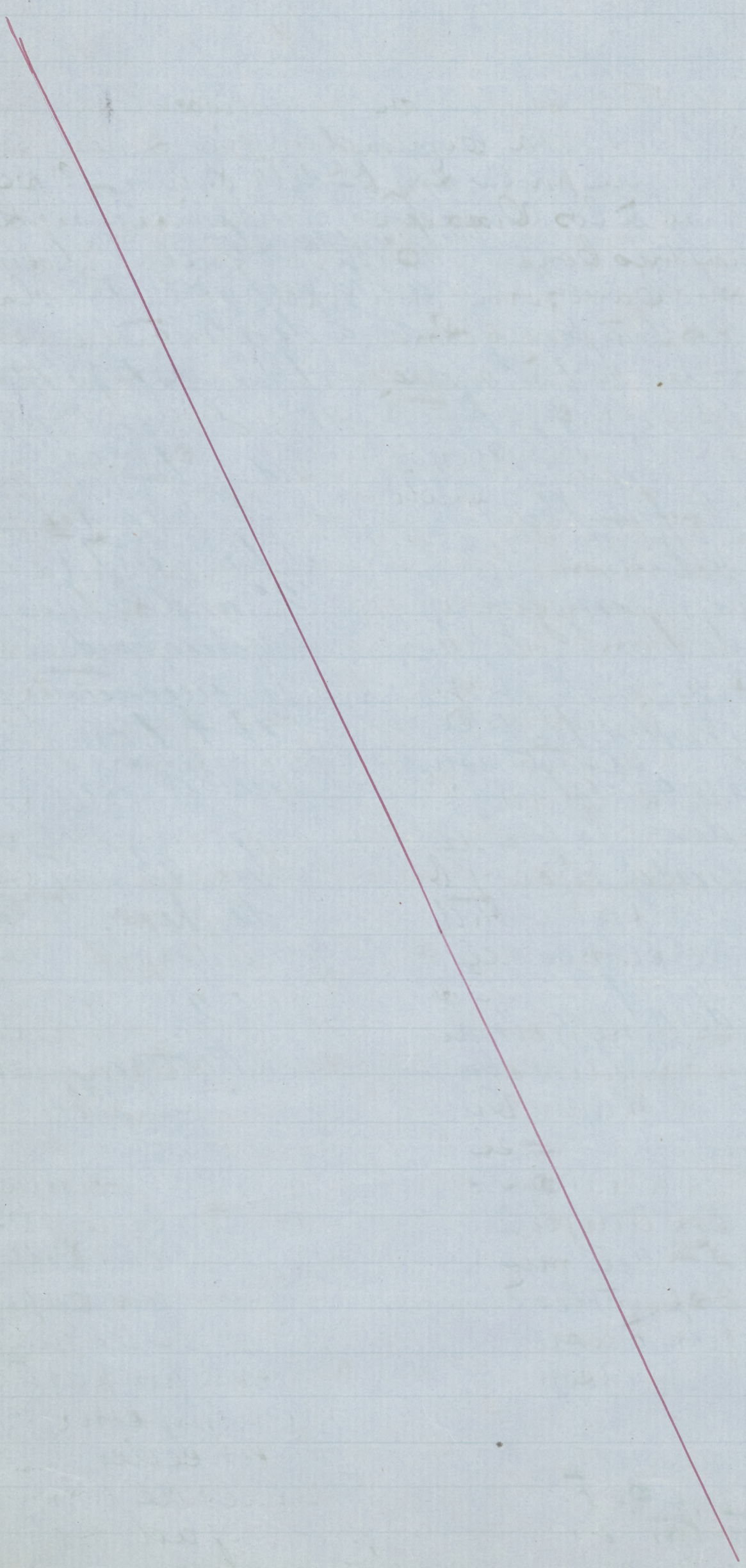

57 1. S. D. R. Nº 319.

Instruccion aprovada por S. M. que se formo para el Establecimiento de la nueva Villa del pitic en la provincia de Sonora mandada adaptar à las demas nuevas poblaciones proyectadas y que se establescen en el distrito de esta Comandancia General

6. 1º. Aunque por la Ley 6ª tit. 8. libro 4º se prohibe à los Virreyes, Audiencias y Governadores conceder Titulos ò Villas ò exsma de sus Cavezeras principales à la Pueblas de Españoles ò Indios es limitada esta providencia à las que ya estuvieren fundados pues en cuanto à las nuevas poblaciones y fundaciones previene se guarde lo dispuesto refiriendose à las otras Leyes que tratan del asunto y como la 2ª tit. 7º. del mismo libro dispone que eligida la tierra, provincia y lugar en que se huviere de hacer nueva poblacion y averiguada la comodidad y aprovechamientos que puede haver declare el Sr. Governador en cuio distrito estubiere o confinare si ha de ser Ciudad, Villa o Lugar y que conforme à lo que declarare se forme el concejo republica y Oficiales de ella, en uso de esta facultad, teniendo presente las proporciones del sitio Elegido y las ventajas que prometen sus terrenos fertilizando con el beneficio del Riego por medio de la gran azequia construida à este fin puede V. S. declarar Villa à la Nueva poblacion señalandole el Nombre que deva usar y tener para su Distincion y Conocimiento

Ordinance relative to the foundation of 'Pitic.'

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2. S. D. R. 2º. Con arreglo à lo dispuesto en la ley 6ª tit. 5º del mismo libro 4º. para las Villas de Españoles que se fundasen por Capitulacion ò asiento y por la 1ª para las que a falta de Asentista se exigieron por particulares pobladores que fundaren y concordaren entre ellos se podrà conceder à la de que se trata quatro leguas de termino ò territorio en quadro ò prolongado segun lo proporcionare la mejor disposicion del

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teneno que se desiñara y amojonara para
que se sepan y conozcan los verdaderos
limites à que se estiendo en lo que no pueda
haver inconveniente mediante distar
mucho mas de cinco leguas de qualesquie
=ra otra Villa, Ciudad ò lugar de Es=
pañoles, y no resulten perjuicio à persona
particular ni à ningun pueblo de Indios
que deven quedar libres de los Oficios dentro
de esta demarcacion; como parte o barrio
de la Nueva poblacion sujeto à su ju=
risdiccion y con la Ventaja de disfru
=tar en Calidad de Propios los mismos
beneficios publicos y comunes que tengan
los pobladores y de que ahora carecen a=
=quellos naturales por su dilatada falta de
Aplicacion y de intelligencia reservando
les la facultad de elegir sus Alcaldes
y Regidores con la jurisdiccion Econom
=ica y demas circunstancias que previe
nen las Leyes 15 y 16. titulo 3º. libro 6º.
3º Haviendose trasladado el predicho
S. S. D. R. de Dn. Miguel de Orcasitas al paraje
del pilar para que à su resguardo y abri
go se forme la Nueva poblacion, en forma
à lo disp.to en los Articulos 1º y 2º tit.º 11.
del nuevo reglamento de Presidios de
10 de Septiembre de 1772 y en el 50 del
antiguo del Sor. Virrey Marquez de Ca
=valierte de 20 de Abril de 1723 que
por Real Orden de 15. de Mayo de 1793.
esta mandado observar, corresponda
à su Capitan ò Comandte. el Govierno
politico y la jurisdiccion Real Ordina
=ria civil y criminal en primera instan
cia de la Nueva poblacion la que deverà
exercer interin subsistiere el presidio
en aquel destino, con las Apelaciones
à la Real Audiencia del Distrito pero
hallandose D. S. resuelto que la compañia
se considere como destacada en la nue
va poblacion y de consiguiente que el
uso y exercicio de la Real jurisdiccion
quede à cargo del Governador politico

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de la provincia y del Alcalde Mayor o Teniente que nombrare se hace preciso que recaiga la Eleccion de este empleo en Sugeto de bastante instruccion y conocimiento para promover el fomento de la Nueva poblacion, hacer los repartimientos de Casas Solares y Aguas y observar en exactitud los Capitulos de esta Provision y las demas providencias que subsecesivamte. se le fueron comunicando.

2º. para su mejor regimen y govierno conforme à lo dispuesto en las Leyes 1º. tito 5º. 2y. 19 tito y 1ª 2ª y 3ª tit.º 10 libro 4º de la recopilacion luego que el numero de los nuevos pobladores ascendieren à el de treinta Vecinos se formara un Concejo Cavildo ò Ayuntamiento compuesto de dos Alcaldes Ordinarios, seis Regidores, un procurador Sindico ò personero del comun y un Mayordomo de propios à cuyo Cargo correra el Govierno de Economico el cuidado de la Abasto y del Aseo y policia de la Nueva poblacion, eligiendose los referidos Capitulares la primera Vez, por todos los vecinos y en las subsecesivas por los Vocales del Ayuntamto. con arreglo à lo que previenen las Leyes sobre este punto y las Elecciones deveran remitirse anualmente al Govenador politico de la provincia para que mediante su aprovacion puedan los Electos tomar posecion y entrar al uso y Exercicio de sus respectivos empleos.

Continued

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3º Los dos Alcaldes Ordinarios exercerán Jointly acumulativamte. y prevencion con el Alcalde Mayor ò Comisionado la jurisdiccion Real Ordinaria Civil y Criminal en primera instancia, con las apelaciones à la Real Audiencia al Govenador ò à el Ayuntamto. en los casos en que cada uno corresponda por las leyes del Reyno como lo previenen las 1ª y siguientes. titulo 8º libro 5º

6º Demarcado y amojonada que sea el
Terreno de quatro leguas concedido à la
nueva poblacion sus pastos, montes Aguas
5-L.D. Klaga, pezca, piedra, Arboles puntales y
demas Especies, que produzcan estas
de Aprovechamt. comun para los Espa-
les è Indios avecindados en ella y en su
386 SD Barrio ò Aldea de los Seis y tambien de
PAGE 47 lavar los pastos que se sembraren en ellas
como lo disponen las Leyes 5ª y siguien-
tes titulo 14. libro 2º de la recopilacion
4º- Igualmente disputaren los Vecinos
y naturales de los montes pastos, Aguas
y demas aprovechamientos de las tierras
realengas y Baldios que hubiere fuera
del Terreno señalado à la nueva poblacion
en comunidad con los Vecinos y Natura-
les de los pueblos inmediatos y colindan-
tes en su forma y facultad subsistirá
hasta que por S. M. se mercenen ò Enajenen
en cuyo caso se arreglaren à lo que se
previniere en las mercedes que se espidan
à favor de los Nuevos pobladores. ò propie-
tarios.

8º Hallandose Elegido y señalado
el Sitio que se ha considerado mas opor-
tuno para Ubicar la Nueva poblacion,
cuidara el comisionado à su Establi-
cimiento, de que todas las Casas y de-
mas Edificios que sucesivamente
se fueren construyendo se arreglen à la
Planta ò plano formado por el Ingeniero
6. L.D.R Extraordinario Don Manuel Mascaro
que à fin de que se tenga presente se
mire y ponga por Cabeza de esta instruc-
cion y Ordenanza Municipal, bajo su
yo methodo salgan las Calles derechas
mas proporcionadas para facilitar
el trafico y comunicacion de los Vecinos
y pobladores y contribuyendo su igual
dad y semetria à hermosear la poblacion
limpieza y sanidad en beneficio de los
que se fijaren en ella.

9º Estando señalado en el Plano ò

S-S

planta el terreno que deve ocupar cada
Manzana y no siendo facil preservar
el solar que sea suficiente para cada
Vecino, poblador por la desigualdad q.
haya entre las familias, medios y propor
=ciones de los que se determinaren á serlo
se deja al prudente arbitrio del comisi
=onado la facultad de concederles los
varios de solar que segun sus familias
caudal y demas justas consideraciones
estimare que cada uno puede necesitar
labrar y Edificar el que sea correspondte
á sus facultades podra repartirseles
una Manzana media ó quarta, ó Octava
parte que son los divisiones mas ade
=cuadas para conseguir el fin de informar
en lo posible, los edificios de la poblacion
10. para evitar las quexas que podria
ocasionar el señalamiento Voluntario
de solares por la preferencia ó mejoria
de los unos respecto de los otros, se execute
ra el repartimiento entre los primeros
pobladores haciendo suertes como lo
dispone la ley 7. tit.o 4. libro 4.o de la
Recopilacion.

6. Ordenanza continued

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y. L. D. R.

11. Havendo señalado el Ingeniero ex
traordinario Don Manuel de Mascaro
el sitio en que deve Edificarse la nueva
poblacion se deslindara por los cuatro puntos
de su Circunferencia ejidos competen
=tes para que puedan hacerse los
pobladores, salir sus ganados sin
hacer daños y para que a medida q.
se aumenten en lo sucesivo hayan te
=rreno que poder mercenarles, para que
edifiquen sus Casas, y habitaciones
segun lo disponen las Leyes 4.a 13. y
14. del Titulo 4.o tit.o 7 de la Reco=
pilacion.

12. Asi mismo se procedera á señalar
y demarcar la Dehesa ó prado Real
que se regulare suficiente p.a que pue
=dan pastar abundantemente y con
comodidad las Ganados de Labor

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y los que hubiere para el abasto de la nueva
poblacion procurando Elegir à este fin
las tierras abundantes de pastos que no sean
de la mejor calidad, para producir trigo
u otras frutas, y las montes utiles à el
consumo y subsistencia de los pobladores
y sus familias como lo disponen las esta-
das leyes 4ª y 14. tit.º 4º libro 4º de la re-co=
pilacion.

13. Evacuado el Deñalamiento de los
Ejidos y à la Deesa Comun ò prado Ro
S. G. D. R. -yal formara el comisionado un pru=
dente Calculo de todo el terreno util y
productivo que por medio de la Azequia
construida pueda regarse y del Restante
que sin tener este beneficio considere à
proposito para siembras y cosechas de
Temporal y dividiendo uno y otro en-
suertes iguales de quatro-cientos varas
de largo y dos-cientas de ancho que es lo
que comunmente ocupa una fanega de
Maiz de Sembradura, teniendo en conoci
=miento del numero de suertes de ambas
Clases que hubiere para repartir à los
nuevos pobladores y à los que se apre=
garen à aumentarlen en lo subsecivo.

14. Divididas asi las suertes de las mas
utiles è inmediatas al pueblo que go=
zen el beneficio del Riego se deñalaran
ya mojonaran todo que quedaron aplica
das para fondo de propios cuyos produc
=tos se administraran por el Mayordo=
mo que nombrare el Ayuntamiento
con obligacion de dar cuentas anual
=mente que se examinaran y aprova
=ran oyendo previamente sobre ellas al
procurador Sindico ò personero del
comun para que en su defensa les ponga
las glosas ò reparos que estime justifi
cados y correspondientes: y ultimo
que dhos productos deven emplearse
en beneficio publico de todos los mora
=dores bajo las reglas que se hallan
dictadas para afianzar su fiel y

57 q. S.D.K manejo y legitima imbersion y que actu
=almente no hay fondo alguno publico
con que poder costear los gastos de sus
primeras labores, siembras y cosechas ten
=drem obligacion los pobladores y que sino
se convenir à hacerlas personalmente
ò por medio de sus peones Limitas y Da
=rados en la forma equitativa que dis
pusiese el comisionado que entre partira
las faenas del trabajo de modo que todos
participen de ellas con igualdad sin
escepcion de poblador ni de sino alguno
en la intelligencia de que esta Operacion
hade limitarse à las primeras Labores
siembras y cosechas con cuyos produc
=tos se costearan despues los subsec ivos
quedando el Resto liquido à beneficio
del fondo propio para imbertirlo en los
objetos del bien publico aun que por las
leyes del Reyno estan destinados estos
caudales.

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10. Verificado el Amojonamiento y Ap
=plicacion de los ocho sitios de Regadio
à favor de los propios de la Nueva pobla
=cion los restantes que huviere utiles en
su distrito ya sean de Regadio ò temporal
quedaran à beneficio de los pobladores
à quienes se hiran repartiendo y mer ce
=nando à medida que se vayan esta
=blesiendo en ella y no siendo posible dar
regla fixa sobre el numero de Suertes
que podran repartirse y mercenarse
à cada poblador se deja al prudente ar
=bitrio del Comisionado la facultad
10. S.D.K de Regular y mercenar la las que consi
=dere suficientes à la manutencion de
la familia de cada uno, teniendo para
ello presente el numero de Individuos
que la componen la que huviere en he
llas utiles para el trabajo y labrio, los
aperos y demas utensilios que cada uno
tubiere para emprenderlo, y finalmente
su respectiva Aplicacion por ser justo
que el que la tubiere consigo en premio

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de alla mayor numero de Suertes que la
ql. por desidia ò inaplicacion dejaren sin
cultivo las que se les hubiere señalado;
bajo cuyas consideraciones. ebaquera
el primer repartimiento entre los actuales
pobladores sin Exceder de tres Suertes
las que podra conceder à cada uno de-
jando las restantes para repartirla à los
que subsecivamte se fueren agregando
à la poblacion, à los hijos de familias
que tomando estado pasen à la Clase de
Vecinos; ò à los mismos pobladores que
por la Industria y Aplicacion en que
se hayan Esmerado en el Cultivo de las
primeras suertes repartidas se hagan
acreedores à que se les aumenten otras
las que nunca podran Exceder de qual
numero à el que en el primer repartimi
ento se les hubiere señalado.

16. siendo muy conviniente à los poblado
res que el numero de Suertes que se les repar
tieren se hallen unidas y contiguas unas à
otras para que de este modo puedan atender
mejor à su cultivo sin las distracciones que
ocasiona la distancia de unas tierras à
otras procurara el comisionado tener presente
esta consideracion para proporcionarla en
quanto sea posible el beneficio de la Reunion
de Suertes ò à lo menos la menor distancia
que pueda facilitar entre las que se cedan
particion y para evitar las quejas que pu
dieren resultar por la mejora de unos tene
nos respecto de otros, divididos que sean en
la forma que ba prevenido procederà à ejecu
tar el primer repartimiento hechando suer
te entre los pobladores segun y como que
da dispuesto por lo respectivo à los Solares
en el Articulo 12. de esta Instruccion.

17. El comisionado à cuyo Cargo Estubiere
la Nueva poblacion y el Repartimiento de
tierras y Solares; debera formar un Libro ò
Quaderno, donde Escriban las diligencias
Originales de Repartimiento que fuere
practicando el de conservarlo Archivado

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11. L. D. K

en el Ayuntamiento de la Nueva pobla cion y con referencia de dhas dara à cada po=blador un Testimonio ò hijuelo certificado que explique con brevedad distincion y clari=dad la Cavida y linderos del solar y suerte que respectivamente se les hubieren asigna=do à su mysturm.te les servira de Titulo de pertenencia para ellas, sus hijos y descendi=entes advirtiendoles que à este fin deven guardarlo y que si lo perdieren por algun ac=idente involuntario puedan ocurrir al comisionado ò del Ayuntamiento à que se les de otro igual de las diligencias que con este Objeto quedaran archivados.

12.L.D.R

18. Asi en las diligencias Originales de repar=timiento como en las hijuelas ò titulos de pertenencia que se dieren à los pobladores espresara igualmente el comisionado que los solares y tierras se reparten y mar=caren à nombre de D. N. perpetuam.te para siempre jamas y por juro de heredad para si sus hijos y descendientes con las precisas condiciones de que han de mantener ar==mas y Caballos y estar prontos à defender el pais de los Insultos de los Enemigos que le hostilizasen y à salir contra ellos siem pre que se les mandare, que han de labrar y tener sus Casas y residir con sus familias en la nueva poblacion à lo menos por espacio de quatro años: que durante este termino no han de poder enagenar ypotecar ni impo=ner grabamen alguno sobre las tierras y solares que se les hubieren repartido aun que sea con motivo piadoso: que dentro del preciso termino de dos años tengan cul=tivadas y en labor las tierras que se les hubieren merecenado y à lo menos empeza=das las Casas en los solares que se les hu vieren señalado bajo la pena de perder unas y otras el que los abandona por este tiempo para dt. pasado que sea puedan darse à otro mas aplicado. que habiendo cum plido estas condiciones, y residido por quatro años con su casa y familia en la Nueva

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13. L. D. K.

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poblacion ad quirian el verdadero do=minio de las tierras y solares que se les hubieren repartido y de las Casas y Edifi=cios que hubieren labrado en ellas y ten==dran facultad de allí adelante para poder venderlas; y hacer de ellos à su vo=luntad libremente como de cosa suya propia segun lo dispone la Ley 1ª titº 12. libº 2º de la recopilacion pero con la calidad de que ninguna hen de poder ven=derlos ò enagenarlos à Iglesia, Monasterio persona Eccª= comunidad ni otra de las que llamen manos muertas, como lo dispo=ne la Ley 1ª del mismo titulo y libro bajo la pena al que lo contraviniere, de perder las tierras y Edificios que en este caso po=drán repartirse à otras y finalmente que à los tres meses de haverseles hecho la merced y repartimiento tendrán obligacion de tomar posesion de los solares y tierras que se les hubieren señalado y de plantar toda la lindes ò cerca de estas de arboles frutales u otros que sean utiles à el abasto de la poblacion por cuyo medio gozara un distrito de buena y apacible disposicion y podrán aprovecharse de la fruta, Leñas y madera que produjeren para sus usos domesticos y para los Utensilios de Labran=za que indispensablemte necesitan como lo dispone la Ley 11. del citado titulo y libro.

19. Siendo el Beneficio del Riego el princi=pal medio de fertilizar las tierras y el mas conducente al fomento de la poblacion por dos particulares cuidado el comisiona=do en distribuir las aguas de modo que todo el terreno que sea regable pueda par=ticipar de ellas especialmte en los tiem=pos y Estaciones de primavera y Verano en que son mas necesarias à las sementeras para asegurar las Cosechas, à cuyo fin valiendose de peritos à intelligentes dividira el territorio en partidas ò hereda=mientos, señalando à cada uno un ca=

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14. S. D. R

=bellon ò Azequia que saldrá de la madre
principal con la Cantidad de Agua que
se regule suficiente para su riego; en
los Enunciados tipos y en los demas del
año que lo necesitaren por cuyo medio ob
=ras cada poblador la Hta y Azequia en
que deve regar su heredamiento y que
no puede ni tiene facultad para tomar
el agua de otro destino ni en mayor canti=
=dad que la que cayere à la suya; ò en
=yo fin y el de que no se aumente en per=
=juicio de los herederos situada en el terreno
Catexon ò mas bajo vera combiniente que
los arbellones ò repartidores se conthuyan
en la Azequia Madre de Caly Cauto a
casa de los mismos pobladores.
20. para que estas disputen con equidad
y justicia el beneficio de las Aguas à pro
porcion de la necesidad que tuvieren sus
respectivas Hemhas se nombrará anual=
=mente por el Ayuntamiento un Alcalde
Demandador de cada Hta à cuyo cargo
estara el cuidado de repartirlas en las
heredades, empendidas en el partido
ò heredamiento que se regare con ellas
à proporcion de la necesidad que tuvieren
de este beneficio señalando por lista que
formara las oras del dia ò de la Noche
en que cada heredero devera regar sus sem=
brados; y para que por descuido ò desidia
de los dueños no queden sin Riego los que
los necesitaren ni se pierdan las cosechas
en lo que ademas del perjuicio particular
resulta tambien el publico y comun que
produce la falta de provisiones y basti=
mentos, vera tambien del cargo del Alcal
=de ò mandadon de cada Hta, tener un
Peon ò Jornalero instruido en la hora, del dia
ò de la Noche señalado para el Riego à
cada heredad ò sembrado el cual à falta
15. S. D. R de su Dueño cuidara de Regarlo regulan
=dose despues por el comisionado ò por la
Justicia el justo precio de sus trabajos que
se le hara pagar inmediatamt. por el dueño

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de la tierra ò heredad regada.

21. Los Repastos y Limpieza que se estan
las Azequia, Madre para su conservacion
se haran à costa de todo el vecindario en
los tiempos que señalaren el comisionado
y Ayuntamiento, concurriendo à ellas cada
vecino con su assistencia y trabajo per-
sonal ò en su defecto con la Cantidad que
por repartimiento y prorateo Equitativo
se le señalare para pagar y satisfacer à
los peones y por lo respectivo à los reparos
y Limpias de los Albellones repartidores
y Azequias destinadas al Riego de los
partidos ò heredamientos en que deve
dividirse el terreno seran del Cargo de
los Hacendados ò herederos cuyas suertes
y posesiones se regaren con ellas en he
los quales se repartira el gasto que a ca
sionare a prorrata del numero de suertes
que cada uno poseyere en aquel pueblo
ò heredamiento correspondiendo al Ca
=bildo ò Ayuntamiento de Acuerdo con
el comisionado determinarlos en que im
perjuicio de los sementeras; deven hacerse
las Encomendadas limpias y reparos.

22. para Evitar los daños y perjuicios
que por descuido de sus dueños hacen
los ganados mayores y menores en las
sementeras se nombraran anualmte
por el Ayuntamiento dos Alcaldes ò
Guardias de Campo que el uno Cuide las
funciones de dia y el otro de Noche: y
con ministros publicos que juraran en el
Ayuntamiento hacer bien y fielmente su
Oficio seran exadas sus deposiciones à
menos que contra ellas se presente prueva
suficiente à justificar lo contrario y ambos
tendran la Obligacion de velar de dia y
de noche que los ganados no causen daños
en las sementeras del Vecindario y la de
aprehender à los que encontraren haciendo
dolos, los que conduzcan à un Corral q.e
se formara à este fin y llamara Corral
del Consejo donde la tenga y denunciando

16. L. D. 12

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inmediatamente á la Justicia para q.
baxo su disposicion prnada, proceda ex=
mana y efectivamente y haga reconocer
y tasar el daño que hubieren causado y
obligar al dueño del ganado aprehendido
á que lo pague y satisfaga á el de la demen
=tera que lo hubiere padecido.
22. Y siendo suficiente para contener y
enfrenar los daños q.e frecuentem.te ocasionan
los ganados en las sementeras obligar á
sus dueños al pago del importe en que
se justipreciaren, se hace preciso p.a con=
=seguirlo imponerles alguna otra moderada
pena pecuniaria que exijidan irremisi
blem.te en todos los casos de contravencion
les obligue á cuidarlos y á procurar que
no reincidan y siendo forzoso para regula
la enunciada pena pecuniaria un prolixo
practico conocim.to del pais de la calidad
de sus habitantes y del valor q.e tengan
los ganados se reserva este punto al
Ayuntamiento para q.e de acuerdo con el
comicionado señalen y determinen lo q.e
podrá imponerse y exigirse en los casos
de contravencion, entendiendo que sea ma
yor la que señalaren por los que causa
ren daño de noche pero la mayor dijeni
=do de ser aprehendidos y castigados.
24. Y por ultimo siendo propio y priva=
=tivo de los Cabildos ó Ayuntamientos
como mas instruidos de lo que combiene al
comun y publico q.e representan acor=
dar y proponer los puntos y providencias
q.e consideren mas utiles y conducentes
á su mejor regimen y govierno Economico
y politico las q.e deben observarse como
Leyes particulares de cada poblacion
en quanto no se opongan á las generales
Establecidos por el Soberano, gozara esta
misma facultad el Ayuntamiento
de la Nueva poblacion y en uso de ella
procederá á acuerdo con el comisiona
do. á su Establecimiento resolberan y
entenderan los Capitulos ú Ordenanza

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municipales que estimaren mas utiles y conducentes de qe. daremos cuenta á este supor. Govno p.a qe. mediante su aprove-vacion tenga Vigor y Observancia.
Es copia.

Chihuahua 14 de Noviembre de 1783.

Luem Gassiot y Micalles.

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

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

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.) this 28th day of April 1852

Saml. D. King
Surveyr. Genl. Cal.

Filed in Office Octr. 26th 1852

Geo: Fisher Deputy

1422

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No 313.

Instruction approved by H. M. which was formed for the establishment of the new town Pitic in the Province of Sonora, and ordered to be adapted to the other new projected towns that may be established in that general command.

Translation of C.

1st. Although by the law 6th title 8 book 4th it is prohibited to the Viceroys, audiences and Governors to grant titles of villages or cities or to exempt their principal owners of Spanish or Indian towns, this resolution is limited to those that might already have been formed, but as relates to the new towns and foundations they are directed to follow the present disposition, having regard to the other laws relating to this subject and as the 2d. title 7th of the same book disposes that being selected the land, province or place in which there may be made a new town, and calculating the advantages and benefits that may arise, in which district it might be situated or limited whether it is to be a city, village or place, and in conformity to what he shall declare, they shall form a republican council and officers by me of this faculty, having present the particulars of the place shewing the advantages that the land promises, fertilizing it by means of some ditch constructed for this purpose. Then you can declare a new village of the new settlement giving it the name which it ought to have to distinguish it and know it.

2d According to the provisions in the law 6th title 6th Book 4th concerning Spanish Villages, that may be formed by agreement

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or treaty and by the 10th concerning those which for want of contractors may be erected by individual settlers which they may form or agree in forming concerning which they contract, be granted to the Pueblo four leagues square of land or ten[illegible] in a form square or oblong according to the best disposition of the ten[illegible] that may be granted. It shall be located and the bounds placed that the true limits may be known, It shall be located in such a way as not to be inconvenient and not much nor distant that five leagues from any other town, city or place. & It shall not be to the injury of any person or Indian village, It shall be limited to its own demarcation as a part or unit of the new town subject to the jurisdiction and enjoying in equality of a neighbor the usual public and common benefit as the villages [illegible] and of which certain natives and now deprived owing to their idleness or want of application or personal intelligence / the faculty of electing their Alcalde or Magistrates with an economical jurisdiction that is provided by the law 15th & 16th title 3d book 6th 3d Having removed the garrison from Miguel de Orcasitas to the town of Pitic for its safety or protection formed by the new town in conformity to article 9th and 2d title 11 of the new regulations of garrisons and those of September 1772 and in the 50th of the ancient Viceroy Marquez de Cazadueste of 20 of April 1723 that by Royal order of the 5th of May of 1779 commanded to be observed, consisting of

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a Captain or Commander the Political Gouvn-
ment and the Royal Ordinance of jurisdic-
tion civil and criminal of the first instance
of the new village, and that which ought in
the mean time maintain the garison in
that place with the application of the Royal
ordinance of the district having resolved that
the company shall be considered as in the
town and consequently, that the use and
exercise of the royal jurisdiction shall be
left to the Political Gouvnor of the Province
and of the first Alcalde and Lieutenant
which may be named. It shall be necessary
that the direction of the employ shall be sub-
ject to a purity of instruction and knowl-
edge to promote the interest of the new town,
to make the division of the houses and lots
and waters, and to observe with exactitude the
chapter of instruction and the other provisions
that subsequently might be communicated.
4th. For its better regulation and government
in conformity with the regulations of the
laws 1st title 5th 2d. 19th 7th 1st 2d. & 3d.
book 4th. of the summary as soon as the
number of settlers shall exceed thirty they
shall form a civil, ~~comicial~~ concil or
assembly composed of two ordinary Alcaldes
six magistrates, one attorney or deputy of
the people and one overseer of property and
agent of the government and police of the
new town, making known for the first
time the agreement to the neighbours by
voice of the Assembly according to the re-
gulations of the laws upon this subject — The
elections ought to be permitted annually
for Political Governor of the Province, their
approbation being made known they may enter
into the exercise their respective employments.

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5-th. The two ordinary Alcaldes shall exercise accumulatively with Principal Alcalde or Commissioner, the royal ordinary criminal law, civil jurisdiction of the first instance with the appealing to the royal ordinance, Governor or Assembly in the case corresponding to each of them by the laws of the Kingdom or Province in the laws and following title 3.d book 4th

6th. The land four leagues square being laid out and the land marks placed to the new town, its pastures, mountains, waters, homes, fisheries, stones, fruit trees and other articles of production shall be of common use for the Spanish and Indians in their vicinity or in their ward and also the pastures of their lands, and the fruits that they shall produce as provided in the law 5th of September title 17th book 4 of the abridgment.

7th. The settlers and natives shall equally enjoy the benefits of the woods, pastures, waters and other advantages of the royal lands and that shall be outside of the given lands of the new town in community with the settlers and natives of the immediate town & neighborhood which favor and facility shall exist until H. M. shall alienate or grant them, in which case it shall be regulated according to the grants which shall be made in favor of the new owners or possessors

8th. Having chosen and marked out the site which is considered most appropriate to make a new town, the Commissioner shall take care that all the houses and establishments that should thereafter be made

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should be regulated according to the plan formed by the Govt. engineer Don Manuel Marcano to the end that they shall have it present he shall it shall be united and put to the head of this instruction and municipal ordinance, under which method the streets shall be laid out straight and well proportioned to facilitate traffic and communication of the settlers and villages continuing with regularity, scenery and beauty of the new town and health and for the benefit of those live in it.

9th. Having marked out the plan or map of the land that each need ought to occupy, and it not being easy to prescribe the lots that would be sufficient for each village owing to the inequality that might be in the families in the means and proportions of the settlers which they might make or have, it will be left to the prudent decision of the commissioner the faculty of conceding the varas of the lots according to the families wealth or the just consideration that each family might want to work or build on, and all should have according to their facilities - a square might be divided into a half quarter or eighth & eighth part that in the divisions must adopted to the end that the edifices may be most uniform in the town.

10th. To avoid the complaints that might be occasioned by the voluntary resignation of the lots for the preference of the lots that one might be better than another they shall make a division among the first settlers by lot as is provided in the law 11th title 7th Book 4th of the abridgment.

11th. The Govt. Engineer Don Manuel

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de Mascaro having marked out the site where the new town ought to be placed he shall leave on the four sides of its circumference sufficient common for the villagers to recreate and their cattle to graze without damaging any one, and in proportion as the villagers increase in future there may be land to give them to build their houses as provided by the law 7. 13. 14. title 7th Book 4th of the abridgment. 12th. In the same manner he shall proceed to mark out the commons and pastures (prado Boyal) which shall be abundant pasture for the cattle of the new town, taking care to choose the land with abundant pasture, but not of the best quality, as there shall be to produce wheat and other produce and vegetables useful and common for the use and subsistence of the settlers and their families as is provided by the cited laws 7th & 14th title 7th Book 4th of the abridgment. 13th. Having finished the survey of the commons, the common parks and pastures, the Commissioner shall make a prudent calculation of the useful and fertile lands which by means of an artificial ditch may be irrigated and the remainder which has not this advantage shall be left for commons, dividing the one and the other in equal parts of four hundred varas long and two hundred wide which is generally what a Spanish farm will use, he shall keep in his collection the number of lots of both classes that may be divided amongst the settlers which may hereafter unite themselves to the new settlement.
14th. Being thus divided the land must

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useful and adjacent to the land that enjoys the benefit of irrigation he shall mark out eight that shall be set apart and applied as a fund whose products shall be administered by an agent named by the council with obligation to give an account annually that they shall examine and approve first hearing the attorney or representative of the city, who may put in what notes or objections which he may deem just or applicable and that its proceeds may be applied to the public good of the residents under the regulations which may be found to serve his best management and disbursement, and if there actually shall be no public funds to pay his expenses from his first labors or crops the settlers and neighbors shall join and cuate them pronually or by means of their cattle in an equitable form decide by the Commissioner who shall divide the burden of the labor in such a manner that all shall participate in them without exception with justice to all the settlers and neighbors, with the understanding that it shall be with his first labor crops or harvest and that which remains shall go to the proper funds for the benefit of the public good to which by the laws of the Kingdom the fund is destined.

15th. The land being laid out and the applications of the eight parts of the waters land in favor of the villages the rest that remains of the unfold lands in the district whether irrigable lands or season crops shall be left to the benefit of the settlers to be divided among them, and it not being possible to give the exact number of lots that each settler ought to have,

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it shall be left to the prudent discretion of the commissioner the authority to divide and regulate that which he shall consider sufficient to each family for its maintenance, having present the number of individuals that compose it, those that are capable of work, the instruments and utensils that each one shall have to use, and finally their habits of labor, for it is just that the industrious should have a greater number of lots than he who by his laziness and sloth leave uncultivated those already laid out to him, under these considerations the first division shall be made to the actual settlers without exceeding three lots may be divided to each one leaving the rest to be divided among those that should hereafter join the settlement, to the end of families who should locate and come under the class of neighbors or to the villagers themselves who should by industry and application so excel in the cultivation of their first lots they may have their number of lots increased, but which never can exceed the number of lots which may have been granted in the first division.

16th. It being very inconvenient to the settlers that the lots which may have fallen to them should be contiguous one to the other that they may be better able to cultivate and attend to them better than when they are distant one to another, the Commissioner shall endeavor to proportion them as much as possible to the benefit of the owners of the lots at last the least possible distance among those he decides and to avoid the complaints that might arise from the

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superiority of some of the land over others he shall proceed to divide the first lots by let among the settlers as is provided in the respective article of this instruction.

17th. The Commissioner in whose charge may be placed the settlers and the division of the lands and lots ought to form a book or register where shall be placed the minutes of the original division that has been made which shall be deposited with the Assembly of the new town and with reference to it shall give to each settler a certificate or testimony which shall explain with brevity and clearness the dimensions and limits of lots and lands which has been respectively assigned to them which instrument shall serve as a title of ownership to him his children and descendants giving them to understand that to this end if they should lose it by any involuntary accident might happen they can recur to the Commissioner or Assembly who shall give them a copy of the instrument which for this object remains in the archives.

18th. In the original article of division as well as in the article of ownership which are given to the inner the Commissioner shall equally express that the lots and land which are divided and granted in the name of N. N. perpetually and forever by eternal oath of hereship for him his sons and descendants with the necessary conditions that they are to maintain arms and horse and to be ready to defend his country from the insults of the enemy which might be and to go ought against them when they shall be commanded, that they shall build their houses and live in them

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in the new town at least for the term of four years, during which time they are not to cause mortgages nor impose charges upon their lots and lands that may fall to them although it might be for a pious motive, that within the exact term of two years they are to have under cultivation the land which may have been granted to them, and at least have commenced their houses upon their lots under the penalty of losing both, or if they should abandon them for this time, and this time having passed it may be given to another nine inhabitants. That having complied with these conditions and resided four years with his house and family in the new settlement he shall acquire the dominion to the lands and lots which have been divided and of the houses and edifices which they might have built upon them and they shall have authority over them forever to sell and dispose of them according to his will as a thing of his own as provided in the law 1. title 12th book 4th of the abridgment but with the condition that they shall not be allowed to sell or alienate them, to the Church, Monastery or any person, or any person of ecclesiastic community nor in- mortmain - mortmain as provided by law 1st same title and book under penalty of losing the lands or houses in this case may be granted to others, and finally in three months after having been made the grant and division they shall be obliged to take possession of the lots and land that have fallen to them and to place all their boundaries and limits and mist-trees and others that might be useful to the new population -

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by which means the distinct shall enjoy a
quacable disposition and may enjoy the
benefit of the fruit, wood and lumber
which they may produce for their domestic
use and implements of husbandry which
are indispensably necessary as provided by
law 11 Jo cited title and book.
19th. The benefit of irrigation being the
principal means to fertilize the lands &
not must conducing to the benefit of the
town, the Commis. shall have particular
care in such a manner as to divide the
water that all may participate in the ben-
efit particularly in the Spring and
summer when it is most necessary for the
labores to insure their crops to which
end he shall by an intelligent, skilful and
industrious individual who shall divide
the lands into divisions and sections ma-
king allotments to each one who shall
file the dam and the ditch coming out
of the principal ditch with the quantity
of water which is sufficient water to wa-
ter the land and at the time of the year
when most wanted, by which means
each settler is to know when he is to ir-
gate, and they have no authority to take
the water for any other object in any
quantity, to which end he may furnish
himself at the expence of the owners sit-
uated beyond or below them, he shall make
the flood gate in such a manner com-
ing from the mother ditch that all the
settlers may use it without being inco-
venienced to others.
20th. In order that all shall enjoy the
benefit of the water in proportion to their
respective wants of his crop there shall be

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annually named by the Assembly an Alcalde or director into whose charge shall be placed the management of the water that it shall be divided in proportion as his land calls for marking out a list of the hours of the days or nights in which each owner ought to use the water to irrigate his crops, and that for any want of care or laziness of the owner that want it shall not be left without irrigation thereby injuring them & the public good for want of provisions and fruits. It shall also be to the charge of the Alcalde or director to have an Agent instructed in the hours of the day or night given for the irrigation of each land or crop and who for want of care of the owner, shall direct the irrigation, and the Commissioner shall afterwards regulate the price that shall be allowed him for his work and shall make the owner of the land immediately pay said price.

21st. The repairs and cleanings that the principal ditch may want for its preservation shall be made at the cost of all the neighborhood at the time the Commr. shall direct calling such neighbors with his servants and general labor and in case of neglect of any of said neighbors to appear and pay the servants for the repairing, cleaning of the ditch or flood gate and diminish of the water into the parts of land as divided, they shall be irrigated and placed to the expense of the owners and pay in proportion to the number of lots of land each owner may have which shall be given to the authorities or Assembly who shall determine without damage

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to others what part there is denounced ought to pay for the repairing and cleaning.
22d In order to avoid the injuries and damages which by want of care in the owners of flocks or heads of cattle they shall do to the crops the Assembly shall name annually two Alcaldes or county guards the one shall exercise his authority by day the other by night which shall be sworn in the Assembly to use faithfully their offices, and their disputations shall be believed at least if there is not proof to the contrary both shall be under the obligation to watch day and night that the cattle shall not cause injury to the crops of the vicinity, they shall take those they shall find doing damage and conduct them to a corral which shall be made for this end and called the council yard giving account and denouncing them immediately to the Justice, and under his own discretion, and proved immediately to make known the amt. of damage done, & oblige the owner of the cattle to pay and satisfy the labor the damage they have done to them.
23d It not being sufficient to prevent and avoid the frequent damage the cattle may do to the crops and obliging the owners to pay the damage they shall put some pecuniary penalty, in all cases regulating the penalty according to the customs of the country & the quantity of its inhabitants and the price the cattle may have, and the price shall be assured by the Assembly that they and the Commissioner shall point out and determine how much shall be charged, and in the case of contravention it shall be kept by them that in the cases of damage

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shall suffer the fine and finally being assisted.

24th. Finally, it being proper and peculiar that the authorities and townships are more instructed than the common public which they represent, they shall represent & propose regulations and considerations most useful and most conducive to the regulation of the common government and political laws, which being approved by his Excellency pass to the class of ordinances which ought to be stated as the peculiar laws of each town inasmuch as they are not opposed to the general laws established by the Sovereign, the Assembly of a new town shall have the same faculties and in using they shall proceed together with the Town., they shall make and attend the same ordinances and municipal chapters which they shall deem most useful and convenient, of which they shall give account to the Superior Government and by virtue of its approbation they shall have force and observance.—

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The above is a true copy.

Chihuahua 14th November 1783.

(Signed) Juan Bautista and Miralles

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

I Samuel D. King, Surveyor General of the United States for the State of California, and as such now having in my office and custody portion of the Archives of the former Spanish and Mexican Territories or Departments of

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State of California, do hereby certify that the sixteen preceding and thereunto annexed pages of tracing paper numbered from one to sixteen inclusive and each of which is verified by my initials (S. D. K.) exhibit true and accurate copies of certain documents on file and forming part of said archives in this office.

In testimony whereof I have hereunto signed my name officially and affixed my private seal (not having a seal of office) at the city of San Francisco Cal. this 23d day of April 1852.

(Signed) Sam'l. D. Kyle.
Sur. Gen'l. Cal.

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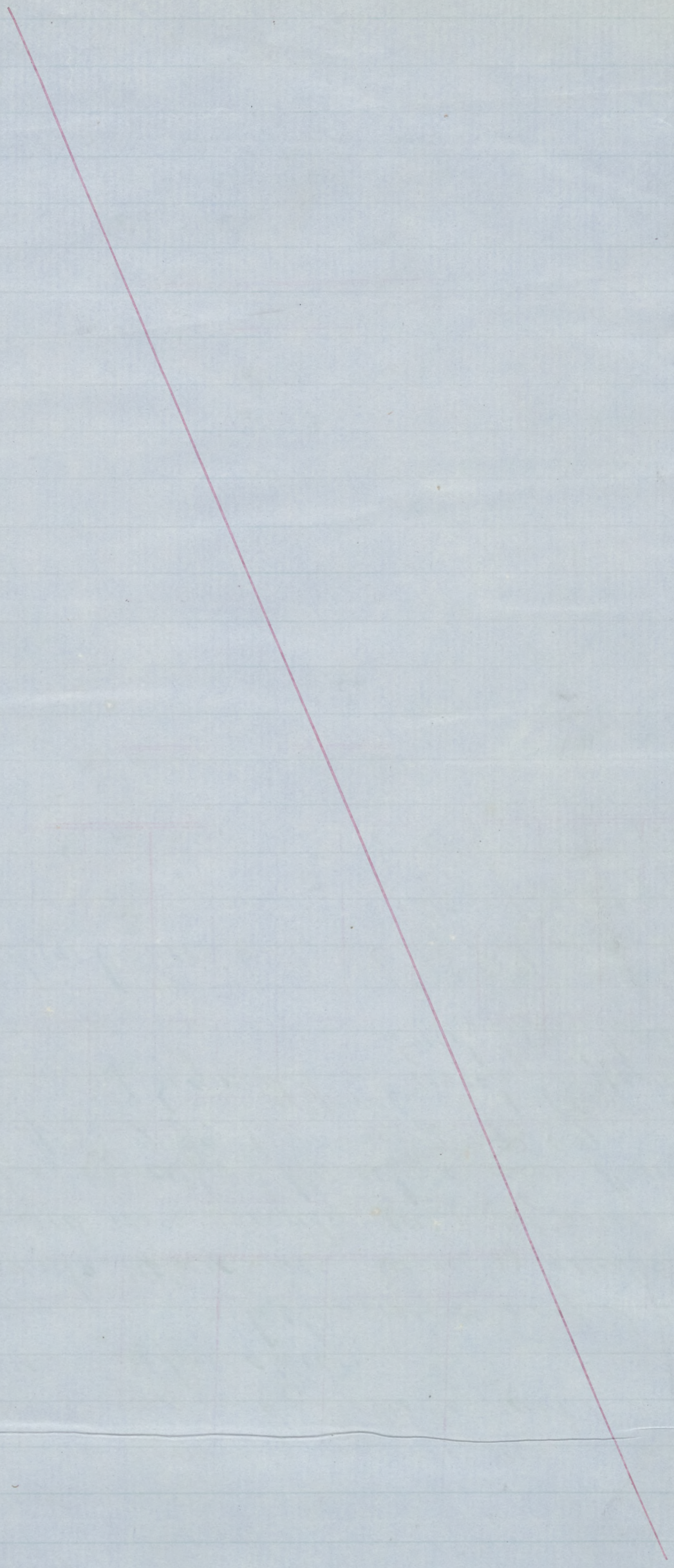
Filed in Office Oct. 26 1852.
Geo: Fisher.
Dep'y.

8 0



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Estado que comprehende el Nº de almas, contendidas en el presente padron del pueblo de la Raya de los angeles, con las distinciones que denota.

	Solteros		Casados		Viudos		Total de
	Varones.	hembras.	Varones	hombres.	varones	hembras	Lescos
Hasta 7. años	21.	26.	"	"	"	"	47
de 7.@ 16	13.	13.	"	1.	"	"	33
de 16@ 25.....	7.	1.	"	3	1.		12
de 25@ 40.	2.		"	15.	"	3.	24
de 40@ 50-	"	"	11.	2.	"	"	13
de 50 @arriba	2.	"	4.	1.	1	1.	3
	51.	40.	22	22.	2	4	141

Total de Estado 31. 44. 6.

(Exhibit - D)

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Distincion de Castas

	Hasta 7 años		de 7@ 16		de 16@25.		de 25@40.		de 40@50.		de 50 arriba.		Totales	
	Varones	Hembras.	Varones.	Hembras	Varones	Hembras.	Varones	hembras	Varones	hembras	Varones.	hembras.	Varones	Hembras
Europeos	"	"	"	"	1	"	"	"	1.				1.	"
Españoles	13.	13.	10	8.	1.	4.	4.	6	6.	1.	3.	2.	37.	35.
Indios	"	2.	"	2.	"	"	"	3.	"	"	"	"	"	4
Mulatos	4.	4.	2.	"	5.	"	3.	3.	1.	1.		1.	13.	2
Mestizos	4.	8.	5.	2	2.	1	5	6.	3.		3.		22.	14

Distincion de Clases

Con fuero Militar	7.
Labradores.	"
Fabricantes	3. 22
Sastres	7.
Zapateros	7
Obrajeros	2
Herrero	7
Tenateros	7
Panaderos	7
Arrieros	6. 3.
Barretero	2
	7.
	26.

Resumen General

Asciende el numero de Almas demostrado @ 141.

Total de Almas de Este pueblo. 141

14 de Agosto de 1790.

Felipe de Goycoechea : Interprete Pr. Antonio Cruzado

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Office of the Surveyor General of the United States for California

I. Samuel D. Ring Surveyor General of the United States for the State of California and as such now having in my Office and under my charge and control a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California do hereby certify that the preceding and hereunto attached pages of Facing papers numbered One and Ocupied by my initial S. D. R exhibit a true and accurate copy of a document on file and forming a part of the said Archives in this Office

In Testimony whereof I have hereunto signed my name Officially, and affixed my private seal (not having a seal of Office) at the City of San Francisco Cal: this 20th Day of April 1852

Saml D. Ring
Surveyr Genl Cal

Filed in Office Octr 24th 1853.

Geo: Fisher Deputy

1/422

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No 2.

1790

Statement, exhibiting the number of inhabitants according to the present Register of the Pueblo de la Reyna de los Angeles, with the classifications expressed thereon.

Translation of Exhibit D.

	Single		Married.				Total
	Males.	Females	Males	Females	Widows	Widowers	both sexes
Under 7 years of age.	21	26					47
Fr. 7 to 16 do	19	13		1			33
" 16 to 25 do	7	1		3	1		12
" 25 to 40 do	2		7	15		3	27
" 40 to 50 do			11	2			13
" 50 & upwards	2		4	1	1	1	3
Total	51	40	22	22	2	4	141
		91		44		6	
				141			

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Distinction of Classes.

	Under 7 y.		Fr 7 to 16.		Fr 16 to 25.		Fr 25 to 40.		Fr 40 to 50.		Fr 50 upw.ds		Total
	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M. F.
Europeans									1				1
Spaniards	13	13	10	9	1	4	4	6	6	1	3	2	37 38
Indians		2		2				3					7
Mulattoes	4	4	3		5			3	1	1		1	13 9
Mixed.	4	8	5	2	2	1	5	6	3		3		22 17

Distinction of Professions.

Military 0
Laborers 22
Manufacturers 0
Tailors 0
Shoemakers 0
Farmers 0
Blacksmiths 0
Seamen 0
Vaqueros 3

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Mulattoes 0
Peltes 0
26

General Recapitulation.

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The number of inhabitants set forth amounts to 141.
Total population of this Pueblo 141.
17th August 1790.

Assisted by
Filipe de Goycoechea. Fr. Antonio Cruzado.

Filed in Office Oct. 27/1853.
Geo Fisher.
Secy

85

Exhibit
IN.

Noticia que manifiesta los terrenos ó linderos del Pueblo de N.S. de los Angeles si el Sor. Gobernador de la Provincia lo tubiere á bien, pues asi parece que quedará dicho Pueblo con alguna comodidad en lo presente y futuro. A saber:

Primeramente arrimandose al Rancho Rio de S. Gabriel en el parage en donde se hizo un corral para matanza de Caballada, de hay para abajo tomando media legua, y para la parte del Poniente á linea recta hasta ponerse en frente del Sauzal redondo, y de Sur á Norte hasta el parage del Aguajito partiendo el corro hasta la playa y desde dicho frente del Sauzal redondo mirando del Oriente al Poniente hasta la otra playa, advirtiendo que se queda de terreno al vecino Manuel Gutierrez de Sur á Norte como seis lgs. poco mas ó menos, y del Oriente al Poniente tres, mas ó menos, entendido que quedan dentro del Pueblo los Ranchos de Antonio Maria Lugo, y el de Fran.co Feliz.

Pueblo de N.S. de los Angs. 8 de Nbre. de 1817
Guillermo Cota.

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

I, Samuel D. King Surveyor General of the United States for the State of California, and as such now having in my Offic 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 above and foregoing is a true copy of the writing upon a piece of paper on file and forming a part of the said Archives in this Office; and is now part of a bundle of papers purporting to relate to a census of the Missions in 1817.

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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, this 18th day of December 1852.

Sam'l D. King
Ass't Gen'l Cal

Filed in Office October 27, 1853
Geo. Fisher
Secy.

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Statement explaining the lands or boundaries of the Pueblo of N. S. de los Angeles if such should meet the approbation of the Govr Governor of this Province for that the Pueblo will remain for the present and in future at some case, to wit:

Translation of Exhibit E.

First, close to the River of San Gabriel, where a canal was constructed for the purpose of killing horses, from there below, measuring one half of a league and towards the West in a straight course until arriving opposite to the Canal Redondo, and from South to North until reaching the springs of Aguajito, taking in one half of the hill unto the beach and from said point opposite to the Canal Redondo looking from East to West unto the other beach, taking into consideration a tract of about six leagues, more or less, unto to (Vecino) Manl Gutierez, running from South to North and three leagues, more or less, running from East to West, with the understanding that the Ranchos of Anto. Maria Lugo and Sgo Telo remain within the limits of the Pueblo.

Pueblo de Ntra Sra de los Angeles 8 Septr. 1817.

Guillermo Cota.

Filed in Office Oct 27/853.

Geo: Fisher.

Secy.

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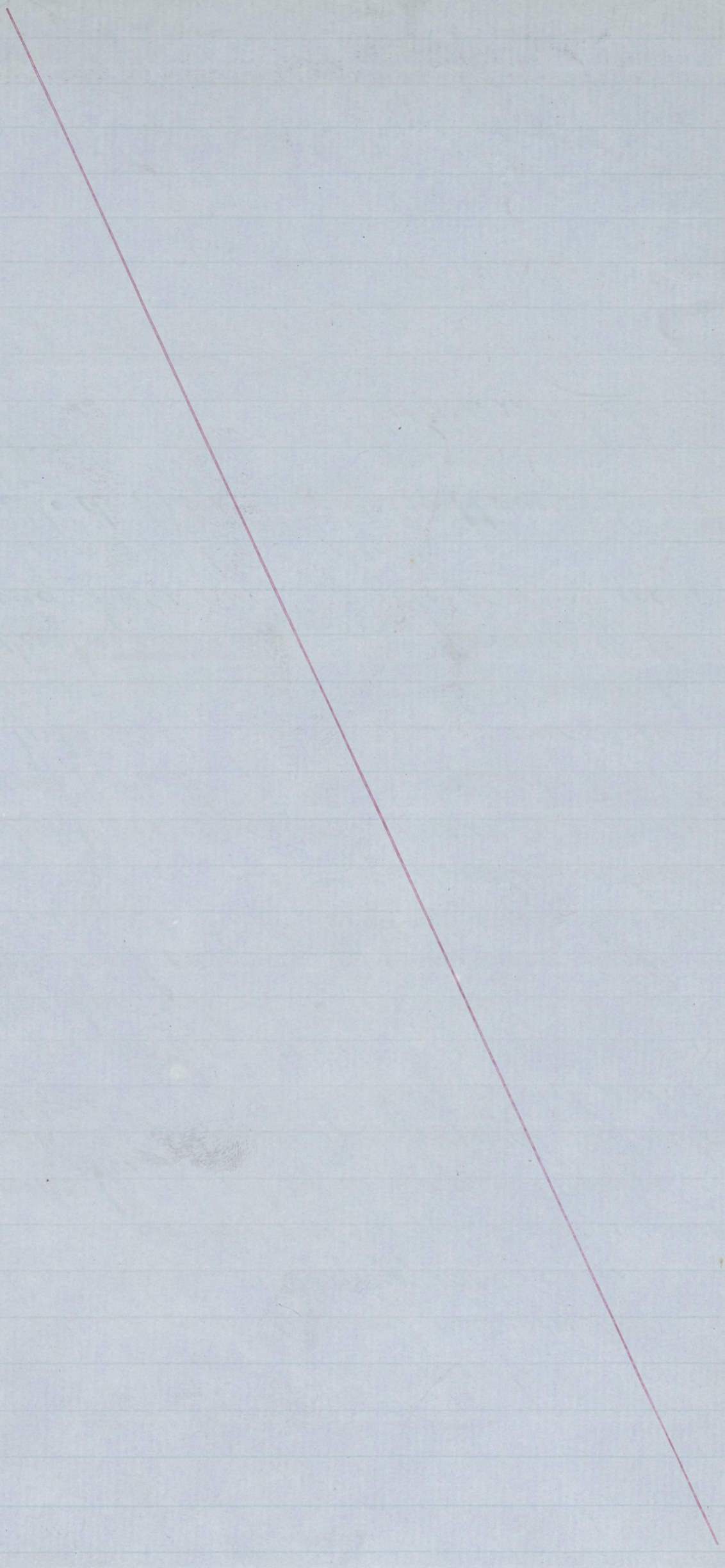

Pueblo y jurisdiccion de la Reyna de los Angeles.
Estado que manifiesta el numero de habitantes que
Indios despiliados de sus misiones, que se hayan av
separacion de sus Sexos, Edades y Estado de d
las Cabezas de Ganado q.e posseen y faneg.as de sem
consernente al conocimiento de sus actuales co
1830..

Nombres.	Gente de Razon- Hombres	Mugeres	Niños	Niñas	Total	Indios avecindados- Hombres	Mugeres	Niños	Niñas	Total	Gentiles Hombres	Mugeres
Pueblo de la Ry.na de los Ang.s	258.	264.	122.	120.	764.	40	13.	9.	9.	71.	67.	41
Rancho de S. pedro 6. leg.s al sur	2.	1.	"	2.	5.	"	"	"	1	"	"	"
Rancho de S. Ger.no y S. q leg.s	22.	23.	13.	12.	70.	22.	2.	2.	4.	30.	5.	4.
Rancho de S.ta Ana, 10 leg.s	7.	6.	3.	2.	18.	2.	1.	"	—	3.	8.	4.
Rancho de S.n Rafael ubic.o 4 leg.s	5.	2.	2.	6.	13.	"	"	"	—	"	"	
Rancho de S.n Jose id 1 legua	4.	6.	"	1.	11.	"	"	"	—	"	"	"
Rancho de Semi 16 leg.s id N.te	2.	4	"	1.	8.	"	"	"	—	"	"	"
Totales	300.	306.	141.	144.	831.	64.	16.	11.	13.	104.	80.	49

Resumen General.

Existen en Este pueblo y su jurisdicion de Gente de Razon

1.a En el presente año se han verificado en Esta pobla
y han fallecido 20 de Gente de Razon è Indios entr
gentiles que hay avecindados son de la pertenencia
en S.o ô Naturales que Existen los Christianos son
2.a è los Gentiles inmediato que comunican y se
de Razon se les tratan con dulzura, y se procura
3.a Los Ramos de Industria que en la Actualid
Labranza de Campo para levantar semillas à pin
y Vinas que prueban muy bien por ser las tierras
Agua de Comunidad cuya Loma dista una
4.a Hay Esperiencia del cultivo de Cañamo

90

Siembra y beneficio se ha suspendido por no tener el Gobierno para el departamento de San Blas Angeles. Pueblo de 1ra 2da de los A

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Office of the Surveyor General of the United

I Samuel D. Ring Su
of California, and as such now having in my Offi
of the former Spanish and Mexican Territory
certify that the above and foregoing is a true c
and a bundle of papers purporting to be the
year 1830. as reported to the Governor.

Seal

In Testimony whereof I h
affixed my private Seal (not having
a Seal) the twenty second day of D

Certificate

Town and Jurisdiction of La Reyna de los Angeles. — New California. — Year 1830.

Statement exhibiting the number of inhabitants of this jurisdiction separating the Indians who left their Missions & live in this neighborhood and Heathens, likewise living in this neighborhood, separating their sexes, ages and the condition of these classes, naming the Ranches & Sitios with the number of cattle they possess, the amount of sowings, of their crops of grain, relating mine especially to exhibit their actual circumstances, for the close of December 1830.

Names	Whites				Total	Domesticated Indians				Total	Domesticated Heathens				Total	Large & small cattle. Horses.									Crops of grain				
	Males	Females	Male Children	Female Children		Males	Females	Male Children	Female Children		Males	Females	Male Children	Female Children		Cows	Oxen	Small cattle	Total	Mares	Horses	Mules	Total	Barrels Wine	Barrels Brandy	Total	Wheat	Species Corn	Beans	Total
Town of Reyna de los Angeles	258	264	122	120	764	40	13	9	9	71	67	41	11	8	127	2310	692	1225	4227	1154	860	187	2201	83	166	249	221	2085	714	2410
																9599	22		9621	110	90	12	212							
Rancho of San Pedro 6 leagues South	4	1		2	7																									
Rancho of St. Gumdes 9 id	22	23	13	12	70	22	2	2	4	30	5	4	4	2	15	3435	75	70	3620	100	101	8	209				20	74		94
do " St. Rafael 4 id North	3	2	2	6	13											1500	81		1640	100	24	9	133		3	3		100	10	110
do " St. José 1 id id	4	6		1	11											950	22	154	1127	60	24	8	112							
do " " Lima 16 id id	2	4	1	1	8											920	9		929	70	35	5	110	3	5	8		50		
do " St. Ana 7 id id	7	6	3	2	18	2	1			3	8	4	2	1	18	2330	58	900	3348	96	82	22	200	6	16	22		160		160
Total	300	306	141	144	891	64	16	11	13	104	80	49	17	11	157	19944	959	2349	23452	1690	1116	251	3057	92	190	282	241	2469	724	2820
																								Males 171	Females 26	Indians 282	Single males 242	Single Females 168	Male children 164	Female children 168

There are in this town & its jurisdiction white & domesticated Indians

Translation Exhibit F

3SG SD PAGE 82

Año de 1830

...Existen en esta jurisdiccion y con separacion los ...vecindados y Gentiles tambien avecindados con ...dichas clases, nombrandose los Ranchos y sitios con ...llas cosechadas, relacionandose por notas lo demas ...circunstancias por fin de Diciembre del año de

...avecindado			Ganado mayor y menor				Caballada				Burros y Yeguas			Semillas cosechadas			Total de Fanegas
Niños	Niñas	Total	Bacas	Bueyes	Ganado menor	Total	Yeguas	Caballos	Mulares	Total	Burros	Yeguas	Total	Trigo	Maiz	Frijol	
11.	8.	127.	23170.	692.	1225.	25570.	1154.	860.	187.	2201.	83	166.	249.	221.	2085.	114.	2410
"	"	"	9599.	22	"	9621.	110.	90.	12.	219.	"	"	"	"	"	"	"
4.	2.	15.	3475.	75.	70.	3620	100.	101.	8.	209.	"	"	"	20.	74.	"	94
2.	1.	15.	2330.	58.	900.	3348.	96	82	22	200.	6.	16.	22.	"	160.	"	160
"	"	"	1500.	81.	"	1640.	100	24.	9.	133.	"	3.	3.	"	100.	10.	110.
"	"	"	950.	22.	150.	1127.	60.	24.	8.	112.	"	"	"	"	"	"	
"	"	"	920.	9.	[illegible]	929.	70.	35.	5.	110.	3.	5.	8.	"	50.	"	"
17.	11.	157.	41944.	959.	2469.	26155.	1690.	1116.	251.	3177.	92.	190.	282.	241.	2469.	124.	2824

...è Indios avecindados.

Mares minos	Viudos	Viudas	Solteros	Solteras	Niños	Niñas	Total de Menos
171.	26.	23.	242.	168.	169.	168.	1158

Nota

...cion 66. Bautismos, se han celebrado 7. Matrimonios ...anos estos los mas de Galico, la mayor parte de Indios ... de S. Luis y San Diego y algunos otros de las Islas ... de distintas misiones de abajo è Islas.

...acomodan a trabajar en las Labores con la Gente ...biben con asociacion y quietud.

...idad que tiene esta poblacion se reduce à la ...de mantenerse cultivar Huertas de Arboles frutales ...propias, las que se riegan por medio de saca de ... Legua rumbo al Norte.

...y Lino que se da y Rende con abundancia cuya

Estracion desde el año de 1810. en que lo formaba

ngeles Diciembre 30 de 1830

Vicente Sanchez
States por California

veyor General of the United States for the State
ee and under my Custody a portion of the Archives
or Department of Upper California do hereby
copy of a paper on file and forming part of the
Report of a Census of the Misiones pueblos for the

ave hereunto signed my name Officially and
ny a Seal of Office) at the City of San Fern
ecember A. D. 1852

Surv. D. Ping
Surv. Gen. Cal.

Filed in Office Dec. 24th 1852

Geo: Fisher Deputy

1

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Note.

1st. During this year sixty one were baptizid, 7 married, 7 Whites and Christian Indians died, most of the comun disease, most of the domesticated Indians belong to San Luis and San Diego and some of the Islands with three that were born here; the Christians are from different Missions below & Islands —

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2d. The heathens of the neighborhood who come here and work with the whites, are treated well &, live in a civilizid and quiet life.

3d. The branches of industry which actually exist in the population are reduced to the labor of the fields, sowing grain for their maintainance, the cultivation of gardens, fruit trees and vine, which succeeds very well, the soil being adapt for it, which are watered by ditches of water belonging to the community, which is taken at the distance of about one league north.

4th. It has been ascertained that hemp and flax give an abundant crop, the cultivation of which has however been suspended there being none exported since the year 1810, at which time it was taken by the Government for the Department of San Blas.

Los Angeles Dec 31 '1830.

Vicente Sanchez.

Filed in Office October 27 '1853.

Geo. Fisher.

Recy.

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Doc: Nº 1

Ex. Dep: of Ant. Y. Connell

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Espediente

Que se forma para la Medida de Ejidos de Esta Ciudad de Los Angeles

Año de

1826

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H. H. No. 1

Document No. 1. annexed to depo of Cnl. Coronel

Copia del Oficio que se puso al Gobierno para la medida de Ejidos.
Ayuntamiento de Esta Ciudad.
Desde el de 1834 decreto la E. Diputacion Territorial que los Ayuntamientos obtuvieran por el conducto ordinario à solicitar se le señalasen à cada pueblo terrenos para Ejidos y para propios con tal motivo se corrio en el año de 1841. à la superioridad pidiendole el señalamiento de Ejidos y el Señor Prefecto de este Distrito dio Orden para la medida de Ejidos tomando dos leguas por frente de los cuatro Cardenales cuando se comensaba el trabajo se suspendio por que las circunstancias de aquella epoca no dieron lugar à la conclusion. Hoy que se recordo ese bando y la ultima comunicacion de la prefectura à cargo el Ilustre Ayuntamiento de procediese à la medicion de los Repetidos ejidos y que antes de ponerse en practica se diese aviso. à la autoridad superior y despues proceder à lo que el mismo bando manda. En esa virtud y cumpliendo yo con lo acordado lo digo à V. S. para que lo eleve al conocimiento del C. G. Gobernador à quien tributo omenajes de mi Respeto lo mismo que à V. S. los de mi consideracion y aprecio. Dios y Libertad.
Angeles Marzo 29 de 1846. C. Secretario del Gobierno Josè L. Sepulveda Pte
Ygnacio Coronel Rio.

Certifico que dicha copia se saco fiel y legalmente de la Secretaria de mi Cargo. hoy treinta de Marzo de mil Ocho cientos cuarenta y seis.
Ygn. Coronel Rio
Prefectura politica de los Angeles.
En puesta del Oficio de V.S. fecha de hoy en que me piden les diga si la Comision nombrada con anterioridad para la medida de ejidos de esta poblacion debera continuar dicho Encargo creo que no hay obstaculo ninguno que impida à dicha co=

95

2ª

=mision cumplir en ese particular y esta
prefectura espera de la actividad de esos
jusgados y patriotismo de los comisiona=
=dos se proseda à la mayor posible brevedad
Lo digo à V. S. con las atenciones de mi apre
cio. Dios y Libertad.
Angeles Mayo 8 de 1841.
S. Argüello. Sor juez de 1a instancia
Jusgado 2o.
Es copia que se saco hoy 28 de Mayo
de 1846.
asso. José L. Sepulbda. De asso.
Ygnº Coronel # Juan de Dias Padilla

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PAGE 27

(sello) Dada cuenta al Exmo Señor Gober=
=nador Constitucional con la Nota
de V. S. de ayer que hoy tengo el honor
de contestar se ha servido resolver que se lleve
à puro debido efecto el arreglo de mediciones
de ejidos que deben pertenecerle à la mu
=nicipalidad de esta Ciudad, en cuyos
linderos manda S. E. se pongan las mojone
=ras de estilo de una manera estable y du
radera à fin de asegurar positivamente
el terreno que le sea propio à la misma
municipalidad.
Al dar à V. S. esta superior resolucion tengo
el placer de protestarle mi muy distin=
=guida consideracion.
Dios y Libertad
Angeles Mayo 30 de 1846
José Matias Moreno
Srio. Intº.
Muy Ilustre Ayunta=
=mntº de esta Ciudad.

Filed in Office Octr. 26th 1852
Geo: Fisher Secy.

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Copy of the notice that was presented to the Government for the measuring of common lands (ejidos) —

Ayuntamiento of this City.

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F.
Translation
of E.

In the year 1836 the Excellent Sinitual Diputation dicted that the Ayuntamintes should present themselves in the ordinary manner to edict lands as well for ejidos, as for propios, with which understanding this Ayuntamiento presented himself titled in the year 1841 to the Civil power asking that their ejidos might be designated, and the Supr Prefect of this district gave orders for the measuring of ejidos two leagues each way from the four cardinal points; the work was suspended soon after being commenced by circumstances that at that period could not allow of its conclusion; Today being reminded of the aforesaid edict and of the last Protective Commission of the Prefecture, the Illustrious Ayuntamiento has decided that the measurement of the said common lands "ejidos" should be proceeded with; and before putting the same in practice, that it be submitted to the attention of the superior authority, and afterwards to proceed with what the edict orders in view of which and in compliance with what has been resolved, I transmit the same to your Honor in order that you may present it to the attention of his Excellency the Governor, to which I offer the assurances of my respect, as also to your Honor those of my consideration and regard.

God and Liberty.

Angeles May 29th. 1846.

To the Hon Secretary of the Government.
Ine L. Sepulveda.
Ygnacio Coronel. /
Secy.

I certify that the foregoing copy has been and legally issued from the Secretaryship under my charge, this thirtieth of May one thousand eight hundred and forty six.

Ygnacio Coronel.
Secy.

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Political Prefecture of Los Angeles.

Being advised of your communication of the present date I have to reply in relation to what is asked of me, that the Commission hint of me appointed for the measurement of the common lands "ejidos" of this town shall continue said duty. I believe there is no obstacle that can impede the said Commission in complying with the same, and this Prefecture hopes from the activity of these tribunals and the patriotism of the Commissioners, that it may proceed at the shortest possible time; — This I transmit to you with the assurance of my regard.
God and Liberty.
Angeles March 8th 1841.

J. Argüello.
Judge of the 1st
Instance — 2d Tri—
bunal —

This is a copy that was issued to-day

3/422

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The 28th of May 1846.

José D. Espinoza.

Assistance.
Ygnacio Coronel.

Assistance.
Juan de Dios Vadilla.

(Official seal)

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Report being made to His Excellency with your Honors communication of yesterday, I have to-day the honor to reply, that he has been pleased to command that the order of measurement of the common lands "ejidos" that properly belong to the Municipality of this city, should be carried into due effect, upon which boundaries his Excellency orders that land marks of utility be placed, in a stable and durable manner, so as definitively to secure the land that is proper to the said Municipality.

In testimony this superior resolution to your Honor, I have the pleasure to assure you of my distinguished consideration.

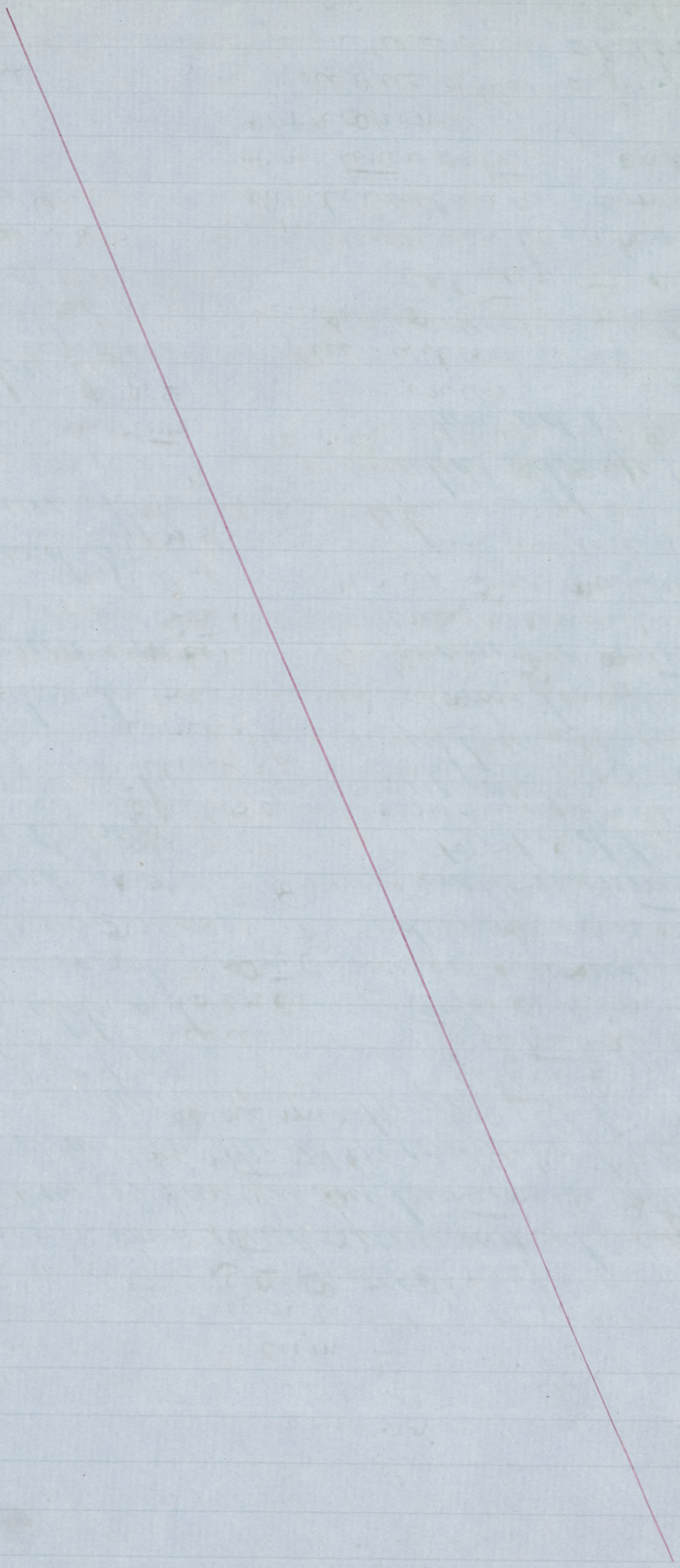
God and Liberty.
Angeles, May 30th 1846.

José Matias Moreno.
Secretary ad-interim.

To the Very
Illustrious Ayuntamiento
of this City.

Filed in Office Oct 26th 1852.

Geo: Fisher.
Secy.



1. I. D. R. Como Dõ.

La Comision de terenos Baldios impuesto de los Espedtes promovidos por Ciudadanos Dn P. Ignacio Albarn y Ignacio Machado sobre el paraje nombrado el Centinela, teniendo en consideracion y à la Vista los documtos de ambos opina la Comision que esta Espuesta, la pretencion del Dõ Abila por no aparese en sus documtos la Solicitud del Dal Centinela cuando obtuvo el decreto por el Dõ Capitan Dn Josè Noriega que cada que si fue à la letra !! Se concede al Suplicante la gracia que solicita en la Intelligencia que si otros vecinos del pueblo quisiesen agregarse al mismo paraje e à los demas que en estos terminos esten consedidos podran hacerlo poniendo el trabajo Correspondte " Mas en cuenta la Comision que cuando dho Dõ Noriega concedio al Dõ Abila Dandal, Redonda, Salinas y Guasapita como lo Espresa en solicitud tubo en consideracion y lo daba como en balidad de Ejidos que le convenia eran de aquella Ciudad y fasqui que podrian hacerlo los demas Vecinos del pueblo que quisieran agregarse al mismo paraje; ya satisfecho la comision de la Solicitud anterior del Dõ Abila tiene en consideracion se le conceda los parajes de Dandal redondo, Salinas y Guasapita sin poderle adjudicarse en propiedad hta que la Ciudad de los Angeles tenga marcado sus Ejidos por tal motivo pone à la deliberacion de V. E. las siguientes proposiciones.

1. Se concede al Ciudadano Dn P. Ignacio Abila los parajes de Dandal redonda Salinas y Guasapita que actualmte ocupan sin perjudicar los abrevaderos de los Ganados y Caballadas del Comun de la Ciudad por no tener esta marcados los Ejidos que le corresponden.

2. Que si el terreno de que habla la proposicion anterior comprendiese à los Ejidos de que se ase mencion se sujetara el agra-

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Exhibit I.

2. I. D. R.

=cado à pagar el Canon que se le señale
Sta Barbara mayo 14 de 1853.
José R. Estada # Irem.o J. Alvarado.
Otro Si) No pueden fabricar los demas Veci
nos de la Ciudad de los Angl.s casa alguna
ni plantan ningunos Arboles Rai.ces hasta
Dem.o no sean señalados los ejidos de la
Ciudad de los Angl.s en el sitio de q.e se
ase mencion en las proposiciones anteriores
Estada Alvarado.
Sta Barbara Mayo 18 de 1853.
En sesion de hoy se les dispensaron los trá
=mites á las proposiciones del dictamen
que antecede y fueron aprobados por ma=
=yoria absoluta de Votos.
Antonio Buelna Pres.t
José M.a Covarrubias Sec.o

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S. L. D. R

Office of the Surveyor Ge
neral of the United States for California
S. Samuel. D. King Surveyor
General of the United States for the State
of California and as such now having
in my Office and under my Custody a
portion of the Archives of the former Spanish
and Mexican Territory or Department
of Upper California do hereby Certify, that
the three preceeding and hereunto annexed
pages of Drawing paper numbered from One
to three inclusive exhibit a true and
accurate Copy of part of an Expediente
now 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 the 31st day of January
1853.

Sam.l D. King.
Surveyr Genl Cal.a

Filed in Office Octr 2 ult 1853.
Geo: Fisher Secy

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Translation of Report on Abila's claim Exhibit I.

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Most Excellent Sir.

The Committee on vacant lands having informed themselves of the contents of the Espedientes, presented by citizens Antonio Ygn.o Abila and Ygn.o Machado, relative to the tract called El Sentinela, under consideration and in view of the documents of both the committee are of opinion that the claim of Don Abila is unfounded, as the same does not appear in his documents of petition, when he obtained the decree of Gov.r Captain D.n Jnl Nuniga, which is literally as follows; "The grace solicited by the petitioner is granted to him with the understanding that if other residents of the Pueblo should wish to settle on the same tract or on others which are granted under these terms, they may do so by pointing the corresponding labor." The Committee further finds that when said Gov.r Nuniga granted to Don Abila "Canal Redondo", "Salinas" & "Guaspita", as is shown by his petition, he took in consideration that he gave the same under the class of Egidos which be recognized as belonging to that city and its parish, that other residents of the Pueblo, who might wish to settle on the same tract might do so — The Committee have already satisfied themselves in regard to the former petition of D.n Abila considers that the tracts of Canal Redondo Salinas and Guaspita be granted to him, without being able to acquire the adjudication of ownership until the city of Los Angeles shall have marked out her "Egidos" for which reason they lay before the deliberation of Your Excellency the following propositions.

1. Granted to the citizen Ant.o Yg.n.o Abila the tracts of Canal Redondo, Salinas

and Guaspita, which he actually occupies with his stock, without causing injury to the watering places of the cattle and horses belonging to the community of the city of Los Angeles, as the latter has not marked her Egidos, corresponding to the same.

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2. That if the tract mentioned in the foregoing proposition should embrace the Egidos aforesaid, the grantee shall be subject to pay the taxes that may be imposed on him.

Santa Barbara May 14th 1837.

M. T. Alvarado.

Jose R. Estrada.

The other residents of the city of Los Angeles shall not construct any house nor establish any real estate until the Egidos of the city of Los Angeles be marked out, in the tract mentioned in the foregoing proposition.

Estrada. Alvarado.

Sta Barbara May 18th 1837.

In session of to day the proposition of the foregoing decision was taken under consideration and was approved of by an absolute majority of votes.

Antº Buelna.

Prest. Jose M. Covarrubias.

Secty.

Filed in Office Oct. 27 1853.

Geo: Fisher.

Secy.

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Pueblo Lands. Governor's Order to Prefect to Report on City Lands Exhibit. L.

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El E. S. Gobn manda que V. S. remita el Espedte. ò noticias suficientes que se hayan tomado por esa Prefectura para el señalamiento de Egdos y tierras de propios y arbitrios de esa Ciudad sobre lo cual se han Espedido Ordenes por el E. S. Pn. aprovechando ese negocio y aprovechando el Estado en que se halla y Pn. por dev dar una determinacion que pueda establecer las tierras comunes de esa Ciudad se espera que V.S remita las noticias mncadas.

Dios 22 Dbre 1839

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

I Samuel D. King Surveyor General of the United States for the State of California and as such now having in my Office and under my Custody a portion of the Archives of the former Spanish and Mexican Territory or department of Upper California do hereby Certify that the preceeding and hereunto annexed [illegible] pages of Drawing paper Exhibits à true and exact Copy of part of a page in an unbound book of Official correspondence, dated 1839. now on file and forming part of the said Archives in this Office said Book appears to be a Copy book of Official letters by Gov. Alvarado to Officials.

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 24th day of January 1853

Samd. D. King
Surveyr. Genl. Cal.

Filed in Office Octr. 24th 1853

Geo. Fisher Deputy

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The Most Excellent Sor Governor
orders that you shall transmit the Espedi-
ente or sufficient information which may have
been gained by that Prefecture for the desig-
nation of Ejidos municipal lands of that
city, relative to which orders have been issued
by his Excellency, in order to proceed with
this business; but being acquainted with
the condition of the same and for the purpose
of being able to come to a determination
which may establish the common lands of
that city; it is requested that your Honor
will transmit the information referred to.
God. 22nd Dec.r 1839.

Translation
Exhibit D.

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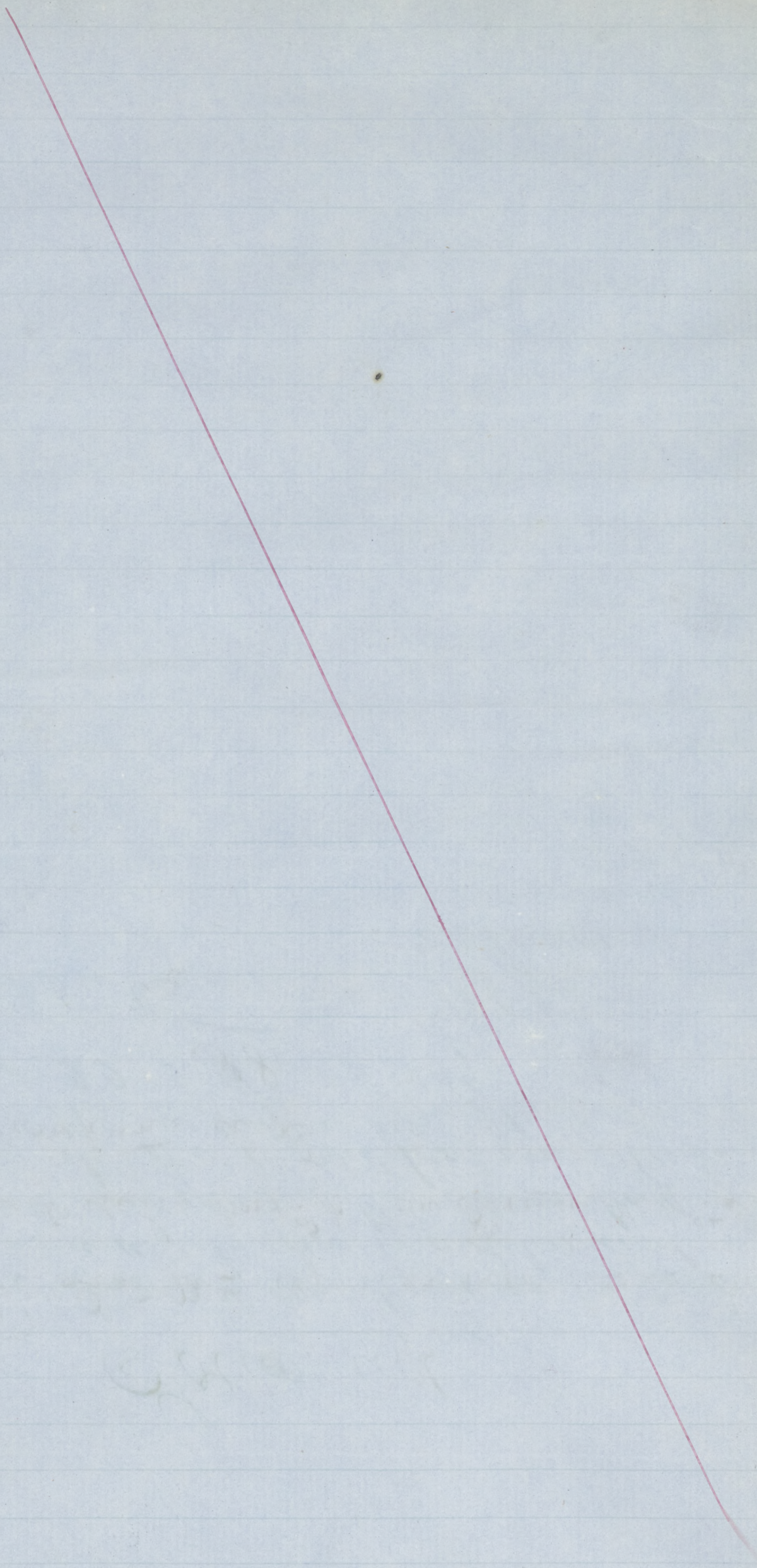
Filed in Office Oct 27/1853.
Geo. Fisher.
Secy.



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109 1.

Exhibit M.

Solicitud

Dc Josè Mª Aguilar vecino de la Ciu
=dad delos Amg.s por un Terreno de q.s se
Acompaña el Diseño.

980

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2 Monterey Agto. 22. de 1844 — Infe. el S. or̃o del Despacho tomando Avisos cree necesarios al Efecto. Michelt.a

E. Sor Gobernador
José Ma. Aguilar Mexicano por nacimiento y vecino de Este lugar hase treinta y nueve años ante la superioridad de V. E. y en la mas bastante forma de dro respectuosamte. digo: Que en 6 del corriente dirigi una instancia al Y. Ayuntamto. de esta Ciudad solicitando un Terreno Valdio para cultivarlo y asegurar mis intereses como manifiesta la adjunta en la que se haya estampado el informe practicado por la Comision de terrenos y resolucion que recayó de la autoridad correspondte. motivo por que me dirijo á V. E. haciendo igual peticion para que en Virtud de las diligencias practicadas y Diseño que tambien acompaño se sirva mandar seme de la posecion para la propiedad del enunciado terreno y á la Vez el titulo respectivo.

Expdte of José Ma. Aguilar

Por tanto. A. V. E. suplico que en merito de justicia y en cumplimiento de la ley de Colonisacion acceda á mi solicitud y por ella se me de el citado titulo en lo que recivire gracia piro &c.

3 Dibendose admitir la presente en papel comun por falta del sellado correspondte. Ciudad de los Angeles ….. 20 de julio de 1844 á nombre del Sor mi padre Dn. José Marilla Aguilar

Cristoval Aguilar

Exmo Señor Gobernador
El Y. Ayuntamiento de la Ciudad de los Angeles y la Comision respectiva dan un informe favorable á favor del Sor Aguilar pa. que se le consede el terreno que pretende pero yo creo que devera ser bajo la condicion de sujetarse á los ejidos de los Angeles cuando estos sean señalados.
La supor. disposicion de V. E. será lo que mejor combenga.
Monterey 23. de agto. de 1844

Manuel Jimeno

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3

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Monterey Agto. 25 de 1844
Conf. con en todo con la Opinion y Condiciones qe. pone el S. Ors. del Despacho
Michelta.

4 Monterey 30 de Agto. de 1844.
Vista la peticion con que da principio este los informes que preceden, con todo lo demas que se tubo presente y ver convino de conformidad con las Leyes y Reglamentos de la Materia declaro á Dn. José Maria Aguilar dueño de medio sitio de ganado mayor en la Cañada qe. llaman de los Nogales, colindante con el Rio, con el Rancho de los Sres. Verdugos con las Laminas y el Ojo de Agua del Camino del Anastadero. Librese el correspondte. Despacho tomese razon en el libro respectivo y dirijase este Espedte. á la Asamblea Departamtl. El E. S. Gobernador asi lo mando decreto y firmó.

Espdte. continued

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5. M. Ilustre Ayuntamnto.
José Ma. Aguilar vesino de Esta Ciudad con la mayor sumision y respeto, ante V.S. ago presente, que queriendo adelantar en mis bienes de Campo y asegurar mi mantencion y fomento y el de mi familia solicito un terreno comprendido del que solicito Dn. José Raimundo Alanis para arriba conocido con los Nombres, Cañada y lomeria de los Nogales, aguage del camino del Anastadero y por la Vega del Rillo media legua perteneciente á los Ejidos de Esta Ciudad para fincas en el caso hacer Corrales y trabajar en todo lo demas que proporcione el Merito del mencionado terreno: Agregando que aunque á la fecha no estan marcados los ejidos en el año de 1841. que se me dieron por el pres. del Ilte. Ayunt. que lo era en ese tiempo D. Ygnacio palomares se marcaron las medidas por el Rumbo norte con la piedra gorda que es mucho mas adelante de onde yo solicito suplico á V. S. se sirva consederme el terreno de que hago mencion para los fines indicados

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pues ase mas de seis años que lo bello
absolutam.te valdio: que dando con la
enfecion de cumplir las condiciones q.e
se le imponen al que solicita in.dibitio se
=nalado en la comunidad.
Por tanto. A. U. S. rendidamente suplico
que tomando en consideracion lo Espuesto
se sirva concederme esta gracia que pido
jurando lo necesario V.a dignandose ad
=mitir esta en papel comun por no haber
del sellado respectivo.
Angeles 6. de Julio de 1824
A. Ruego de D. Josè Aguilar p.r no
saber escribir.
José de Regna

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Angl.s Julio 8 de 1824
Dado cuenta al S.r Ayuntamiento
con la instancia que antecede demanda
pasar à la emision de terrenos Baldios
no concurriendo en esto el S. Regidor Don
Cristoval Aguilar en cuyo lugar fue nombra
=do el S.r Regidor D.n Guillermo Oskel.
Manl. Requena
P.
S.r Coronel Dir.
Muy Sr mio Ayuntam.to
En cumplimiento de lo superior disposicion
anterior pasa la Com.n de terrenos Baldios
hacer la Vcadunia del que solicita el C.
José M.l Aguilar, à cuyo acto comparecio
un hijo del Señor D. Luis Verdugo envir
=tud el se cita que se le hizo representan=
Fando la persona de su citado: padre espu
so: pertenecerle el terreno que se denuncio:
Se le pidiera lo documento que acredita
sea su propiedad y en este no saber de
Ellas.
Practicadas las diligencias en ce
mentes à la materia resulta en los abso
lutamente valdios hace algunos años
por lo que orei la referida Comision puede
conceder ella al interesado: apreciando
que dho terreno dista, dista lende mue
que f. cuarta mas o menos y se cree.

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pertenece á los Egidos.
S. Angeles Julio 16 / 1844.
Felipe Lugo. Guillermo Wolfskill

Angs. Julio 15 de 1844
Dado cuenta al Ylmo. Ayuntamiento con el dictamen que antecede acordo pase al superior Gobierno del mismo modo que pase ocha solicitud de igual naturaleza de Raymundo Alanis, y por no estar dun se-ñalados los Egidos de esta Ciudad: pase á Dha superioridad este Expediente, donde de el anterior informe como el necesario á favor del solicitante.
Entre Renglos. de Raymundo Alanis. Vs.
Manuel Requena. Plt.
Ygno. Coronel Dno

Office of the Surveyor Gene-ral of the United States for California

I. John C. Hays Surveyor General of the United States for the State of California, and as such having in my Office and in my charge and Custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California) By Virtue of the power vested in me by law, Do hereby Certify that the Six preceding, and hereunto annexed pages of Tracing paper, numbered from One to Eight inclusive, Exhibit a true and accurate copy of a portion of an Expediente now on file and forming part of the said Archives in this Office.

(Seal) In Testimony Whereof I have hereunto signed my name Officially and caused my Seal of Office to be affixed at the City of San Jeremiah, this Seventeenth day of October 1853

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

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Filed in Office Octr. 27. 1853
Geo. Fisher Secy

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Petition of Ine Maria Aguilar, resident of the city of Los Angeles, for a tract of land of which the plat is annexed.

(380.)

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Translation of Ine Ma. Aguilar's Espediente.

Exhibit M.

Mst Excellent Sor Governor.

I, Ine Ma Aguilar, a Mexican by birth and a resident of this place for thirty nine years, to the highness of your Excellency and in the most due form of law respectfully showeth; That on the 6th Inst I addressed a petition to the Illustrious Ayuntamiento of this city, soliciting a vacant tract of land so as to cultivate it and secure my interests as them by the annexed which is found evidenced the report made by the commission on lands and decree which came from the corresponding authority, for which motive I address myself to your Excellency also praying that, by virtue of the steps taken and of the plat which I also annex, you will be pleased to decree that possession be given me of the property of the mentioned land, and at the same time the respective title.

Wherefore I supplicate of your Excellency, that in due justice and in accordance with the laws of colonization, you will accede to my petition, and that in consideration thereof you will give me the mentioned title, wholly I shall receive a favr. I swear &c.

May you be pleased to receive these presents on common paper for want of that of the corresponding seal— City of Los Angeles 20th of July 1844.

In the name of the Sor
my father Dn Ine Manila Aguilar.

/Signed/ Cristoval Aguilar.

Monterey August 22nd. 1844.
Let the Secretary of State report, stating other information should be deemed necessary in the matter.
/Signed/ Micheltorena.

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Most Excellent Sir Governor.
The Illustrious Ayuntamiento of the city of Los Angeles and the respective Commission make a favorable report in favor of Sir Aguilar saying that there can be granted to him the land which he solicits, but I believe it should be under the condition that he subjects himself to the commons (egidos) of Los Angeles when they shall be marked out. The superior decision of your Excellency will be that which is most suitable.
Monterey 23d. Augt. 1844.
/Signed/ Manl. Jimeno.

Monterey August 25th. 1844.
I agree entirely with the opining and conditions mentioned by the Sr. Secretary of State.
/Signed/ Micheltorena.

Monterey 30th. of August 1844.
Having seen the petition with which begins this espediente, the proceeding reports with all that is annexed and deemed proper, in conformity with the laws and regulations on the matter, I pronounce D. Jn. Ma. Aguilar owner of half a square league in the Canada which is called "de los Nogales" bounded by the River, by the Rancho

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of the Dres Verdugas by the range of hills & by the spring of water of the road of the anastraders. Let the corresponding Patent be issued, let it be registered in the respective book and let this Expediente be sent to the Departmental Assembly. The most Excellent Sr Governor thus has ordered, decreed and signed.

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Most Illustrious Ayuntamiento.

D. José Mo Aguilar, resident of this city, with the greatest submission and respect, before your Honor represenleth; That wishing to improve my moral property & secure my support and protection and that of my family, I solicit a tract of land comprehended above that solicited by Sr José Raymundo Alamis and known by the name of Canada and range of hills de los Nogales, salt marshes (agua) of the road "del anastrader and by the plains of the river one half league, belonging to the egidos of this city, so as to build a house thereon, make corrals and milk on the whole of the balance as adapted to the nature of the mentioned land; adding that notwithstanding at this date the commune (egidos) are not marked out by the Judge of 1st Instance, who then was D. Ygnacio Palomares, that the boundaries were finally settled on the North by the large stone, which is much beyond what I solicit, I beg that your Honor will be pleased to grant me the land which I mention for the purpose spoken of as there is more than six years that I know it to be vacant; - finishing with the submission to accomplish the conditions that you may impose to my

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soliciting a place marked out in the community.

Wherefore I humbly beg of your Honor that taking in consideration my request you will be pleased to grant me this favor which I ask, swearing what is necessary &c, designing to receive this on common paper for not having that of the respective seal.

Angeles 6th of July 1844.

At the instance of D. Inés Aguilar, he not knowing how to write.

/Signed/ Inés Mª. Figueroa.

Angeles July 8th 1844.

Report having been made to the Illustrious Ayuntamiento of the preceding petition, it was ordered to be sent to the Commission on vacant lands, the Síndico Regidor Don Antonio Aguilar not concurring therein, and in whose place the Síndico Regidor Dn. Guillermo Wolfskill was named.

/Signed/ Manl. Requena.
Pdt.

/Sgo. Conmd.
Secty.

Most Illustrious Ayuntamiento.

In compliance with the preceding superior decree, the Commission on vacant lands proceded to make the recognizance of the land solicited by the citizen Inés Mª Aguilar, at which act appeared the son of the Síndico D. Julio Verdugo, in virtue of a citation which was served on him, representing his mentioned father he said that the land which is denounced belongs to him—

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Being asked for the documents forming his
membership he answered that he knew nothing
of them.

The proper steps in the matter being
taken, it turns out that the land is entirely
vacant for some years, wherefore I believe the
said concession can be made to the interested
party, adding that said land is distant from
this city a league and a quarter more or
less and I believe it to belong to the (ejidos)
commons.

Angeles July 15th 1844.

(Sign) Guillermo Wolfskill.

(Sgd) Felipe Lugo.

Angeles July 15th 1844.

Report being made to the
Illustrious Ayuntamiento of the preceding
degree, it was agreed that it be sent to the
Superior Government, in the same way that
there was sent another petition of the same
nature, that of Raymundo Alamis; and
the commons (ejidos) of this city not yet
being marked out, let this espediente be sent
to the said Superiority, the former report
serving for all that is necessary in favor
of the petitioner - interested that of Ray-
mundo Alamis" is valid -

(Signed) Manl. Regnera.

(Signed) Sgo. Cornel.

Filed in Office Oct 27/1853.

Geo. Fisher.

Recy.

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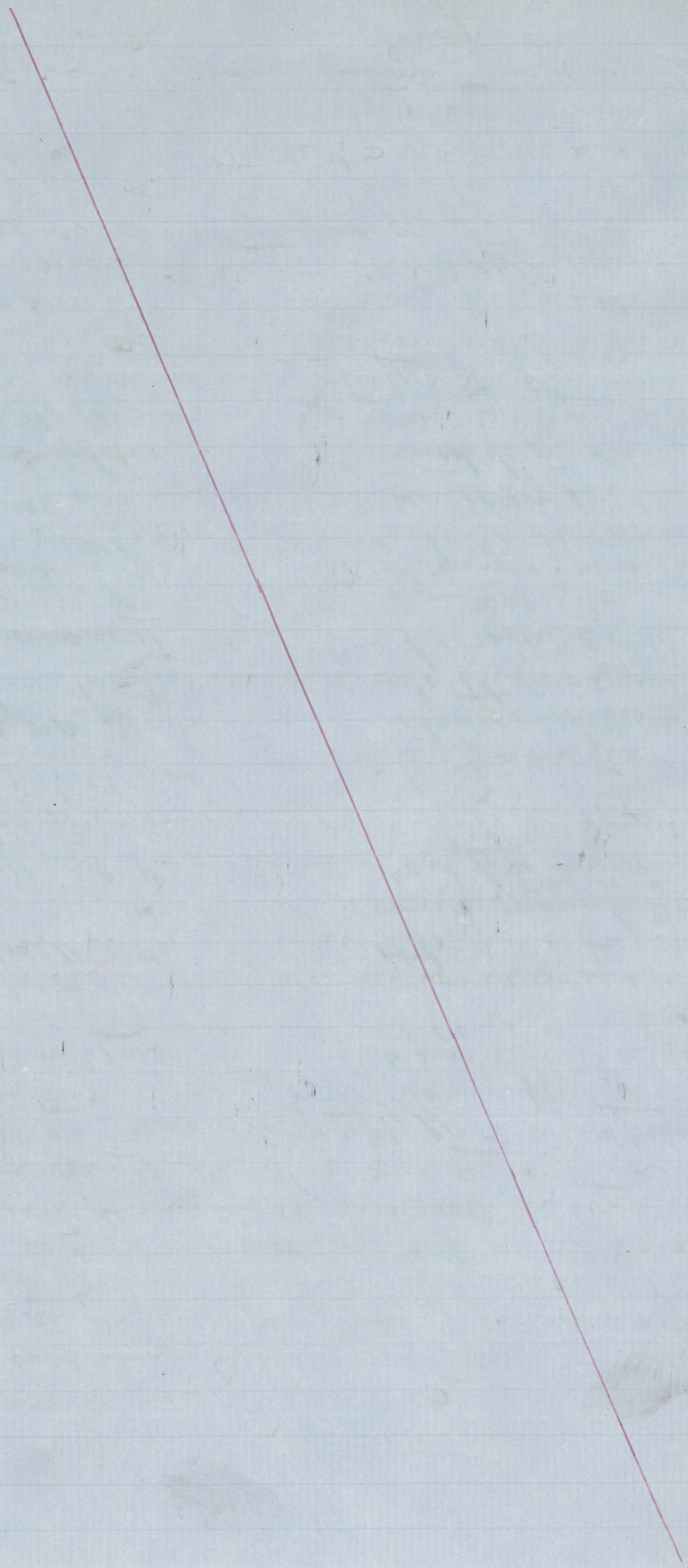

121 1. S. D. R. D. Pedro Fages Tenl. Coron. de los Rs. Exercitos. Govr. y Comandte. Inspector de la peninsula de Californias.

Nº 6. 54.

Por Cuanto en el Titº 7º del Rº. Reglamento que Gobierna en esta peninsula se previene el Arreglo, metodo, y Ordenanzas con que deven repartirse, los Solares y Suertes de Tierra de Regadio y secadal en todo lo demas exceso al cultivo de Granos cria de Ganados y fomento de los pueblos de Gente de Razon que se eligen en los Territorios adyacentes á los presidios de estos nuevos Establecimientos y conviniendo verificar las formalidades requisitos para dar posesion á los Vecinos del pueblo de la Reyna de los Angeles para que subsistan en quieta y pacifica Vnion; Por tanto: Comisiono al Alferez del presidio de Stª Barbara, Dn. Jose Arguello para que pase á dho pueblo y con arreglo á la Instruccion del citado Rº. Reglamento de posesion á nombre de S. M. q. D. G. á cada uno de los pobladores de las suertes de tierras y solares que les estan consignados, practicando lo por autos formales que segun á esta Vnion de este Mandamiento y formen para cada Interesado un Despacho con insercion de copia de este Comision y de las Diligencias respectivas á cada uno los Remitan para su revalidacion y que sirven de Titulos á este Gobierno para en su Vista determinar lo que sea mas conviniente. Siendo lo que sea mas conviniente. Siendo prevenido que deve hacerse constar que quedan los vecinos entendidos de lo que quedan los vecinos entendidos de lo que es Real exido y lo que del Comun como son los Rios, Aguas pastos Leñas &c que deven espresarse en cada Despacho ó dispocion de posesion que la admiten bajo las con-

Exhibit N.

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2. S. D. R.

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=diciones y penas que previene la mi=
=nistracion como, los privilegios, -
Excepciones y gracias con que el Soberano
les hace esta merced que juran con ellos
y otro à su ruego con el comicionado
y testigos. Q. por Ultimo que en el Libro
Rl. se tome Razon de cada una de estas
posesiones como de los frutos que se dan
p.r mencionados y que todo se
saque testim.o que se archivara en el
Expresado presid.o de Sta Barbara.
2 L. D. R Monterey 14 de Agt.o de 1786.

D.n pedro Fages

Auto de Obedimiento.

En el pueblo de la Reyna de los An=
=geles à 4 dias del mes de Sept.bre de 1786.
Yo D.n Josef Arguello Alfez. de la compañia
del R.l Pres.o de Sta Barbara, en conse=
=cuencia del Mandamiento y. antecede
del Sor Sen.t Com.te D.n pedro Fages Go=
vern.or de la Peninsula: dije se proceda
à su puntual cumplimiento de posesionar
à los vecinos del citado pueblo de la Reyna
de los Angeles à nombre de S. M. C. D. G. de los
solares y suertes de tierras que les estan
enseñalados, con arreglo à lo dispuesto en
la Instruccion y. inserta el R.l Reglam.to
de esta provincia para los pueblos de Gente
de Razon: y enterado de sus Articulos con lo
demas anexo al literal contesto del citado
Espedt.e Mandè y. con efectividad y. dean=
=las diligencias con las formalidades y
Requisitos necesarios, actuadas y con dos
testigos de Asistencia, se remitan con
porne y como se manda à Altos.s Superiores
para su Revalidacion ò lo y. sea de su
sup.or agrado. y se saque testimonio de
ellas que se archivara en el R.l Pres.l
de Sta Barbara. Asi lo proveyo, mande
y firmè de y. doy fee

Josef Arguello

Nombram.to y aceptacion
de los testigos de Asistencia. En dicho pueblo
y en el dia, mes y año espresados; Yo el

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Referido Alferz. comisionado en Vista del Auto q. antecede siendo presiso nombrar dos testigos para q. asistan á las subsecu-
4. S. D. R =entes diligencias para cuyo Efecto mande comparecer ante mi el Cavo Vicente Feliz y al soldado Roqueue Cota (ambos del Pres.o de San Diego) á quienes haciendo saber dicho nombramiento. Respondieron le aceptaron prometiendo su asistencia con puntualidad á quanto se ofresca durante estas diligencias y lo firmaron
Exhibit N. conmigo de que doy fee
continued

Vicente Feliz Roque de Cota
Josef Arguello

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1a

Aucto de posecion al primer Poblado Feliz Villa vi senció de su respectivo so=lar.

En el pueblo referido y en el dia mes y año citados Yo el nominado Alferez comisionado en continuacion de estas diligencias mande comparecer ante mi y testg.s de asist.a á los nuebe pobla=dores, incluso el hijo de Ant.o Navarro q. p.r estar ausente este hace las Veces de su padre y estando todos presentes, di posecion en Nombre de S. M. de su respectivo solar de 20 Var. de Ancho y 40 de Largo al po=blador Feliz Ant.o Villa Vicencio, á quien le hize saber: y respondio quedar entendido de los pribilegios, Exsepciones y gracias con el soberano le concede esta merced bajo las penas impuestas á los desobedien=tes y preguntado si admite su efectuado posecion; responde la admite se obliga y Ofrece cumplir las obligaciones consti=tuidas en su establecimt.o y p.r no saber escribir hizo la señal de la Santa Cruz firmando yo con los de mi asistencia de que doy fee. Entre rengl.s Exsepcion= Vale
Josef Arguello. + Visente Feliz
Roque de Cota

En dho pueblo y en el dia, mes y año citados
5. S. D. R Diligencia de posecion de quatro suertes de tierra pertec.s á dho Villa Vicencio

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Yo el referido Alferez, acompañado de los de mi assist.ª y pobladores, pasè à las tierras de labor donde prescindia la correspt.ª medida de 200 Varas en cuadro por cada suerte de tierra) di posesion à dho Vicente Villa Vicencio de sus suertes de tierra que le correspond.n todos de regadio respecto de haber las suficientes de esta Especie, y haviendose efectuado dha posesion con las mismas formalidades y requisitos que espresa la antecedente diligencia y satisfecho y enterado de todo por no saber escribir hizo la señal de la Sta. Cruz, firmando yo con los de mi assistencia de que doy fee.

Josep Argüello + Vicente Feliz

Roque Cota.

Diligencia del pierio de Herar del citado Villa vicencio ~~~ } En dho pueblo y en los dias, mes, y año citados Yo el referido Alferez te- =niendo presentes à los pobladores ante mi y los de assistencia le entregue al nominado Villa Vicencio un correspt.e pierio de Herar en la forma se demuestra al margen) que= dando intellijenciado ser el mismo en q.e deve Herar sus Señalados Mayores y dho pierio echo respetado sin derecho al guno de gim perenne el Artto. 8.º de la citada Instruccion p.r no saber firmar hizo la señal de la Sta. Cruz firmandolo yo con los demas.s de que doy fee.

+ Vicente Felis.

Josep Argüello. Roque de Cota.

6. L. D. K 2 #

Auto de posesion, del solar del segdo. poblador Josèf Varela. ~~~ } En el pueblo de la Reyna de los Angeles à 4 dias del mes de Septbre de 1786. Yo D.n Josef Argüello Alferez.º del pre dicho de Sta. Barbara y comicionado para estas diligencias y en su consecuencia mande comparecer ante mi y los de Ass.ª à los nuebe pobladores de dicho pueblo

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y estando todos presentes y à nombre de D. N. (S. D. G.) di posecion de 20 varas de ancho y 240 de largo para su respectivo solar y casa al poblador Josef Vanegas à quien se le hisi entender y dijo que quedava enteramdo de los priveligios, Gracias y Escepciones con q.e el soberano le concede esta merced bajo las penas Impuestas à los desobedientes y preguntado si admite su respectiva posecion responde le admite se obliga y ofrece cumplir las Obligaciones contenidas en su Establecimt.o y p.r no saber escrivir hisi la señal de la Santa Cruz firmando yo con los Testigos de mi asistencia de que doy fee.

Exhibit N. continued

Josef Anguiello

+ Vicente Feliz # Roque Cota.

Dilig.a de posecion de cuatro suertes de Tierras de Regadio del citado Vanegas.

En dho pueblo dia, mes y año citados. Yo el referido Alferez. enmisionado acompañado de los de mi assistencia: y pobladores. pase à las Tierras que le corresponden todas de Regadio respectu de aber las suficientes para lo que previene la Instruccion de S. D. G. pueblos de Gente de Razon y haviendose efectuado dho posecion con las mismas formalidades, y requisitos q.e espresan la diligencia que antecede correspt.e al referido Vanegas que se satisfecho y enterado de todo p.r no saber escrivir hizo la señal de la Santa Cruz firmando yo con los de mi assistencia de que doy fee.

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+ Vicente Feliz

Josep Anguiello + Roque Cota.

Diligencia de fierro de Hierro de dho. Vanegas.

En el citado pueblo y en dho dia, mes y año: Yo el referido Alferez enmisionado hallandose ante mi y los de dos assistencia los espresados pobladores entregue à Josef Vanegas su correspt.e fierro de Herrar: cuya forma es lo que al margen

se demuestra) y con el deve marcar sus res=
pectivas conesas de Ganado mayor y otro
fierro se ha registrado sin derecho alguno segun
previene el Artto. 8o. de la citada instruc
cion y pr. no saber firmar hizo la señal
de la Cruz firmando yo con los demas as=
=sistencia de que doy fee.

Felipe Arguello.

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+ Vicente Feliz + Roque de Cota

8a

Auto de posecion del solar del pobla dor pablo Rodriguez

En el pueblo de la Reyna de los Angeles à 4 dias del mes de Septe. de 1786. Yo Don Josef Arguello Alferez de la compa. del pres. de Sta. Barbara y comi sionado en estas Diligencias, mande com

8. G. D. K. parecer ante mi y testigos de mi asa. a los nueve pobladores de dho pueblo y es= =tando todos presentes; y à nombre de S. M (q. D. G.) di posecion de 20 varas de ancho y 40 Varas. de Largo para su respec =tivo solar y Casa al poblador pablo Rodri= =guez à quien se le hizo entender y dijo que =dava entendido, de los privelegios, gracias y Exceps. con q. el soberano lo concede esta merced bajo las penas impuestas à los desobedientes; y pregdo. si admite su efectuada posecion responde le admi te, se obliga y ofrece cumplir los contratos de su Establecimto. y pr. no saber escri= =bir hizo la señal de la santa cruz fir= mandolo yo con los testigos de mi asa. de q. doy fee.

Josef Arguello + Vicente Felis
Roque Cota

Diligencia de quatro suertes de tierra q. se dio posecion al citado pablo Rodriguez

En dho pueblo, dia mes y año espresa= =dos, Yo el referido Alferez comisionado con los de mi asa. y pobladores pasè à las tierras de Labor y presedida la corres= pondte. medida de dos cientas vars. en

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cuadro pt. cada Cuerte de tierra; le dispo=
=sesion de sus Quatro Cuertes al citado po=
=blador pablo Rodriguez q.e le corresponden
todas de Regadio, respecto de haver las sufi=
=cientes, para lo q.e prevene la Instruccion
de pueblos de Leyes de Razon, y habiendose
efectuado dha posesion con las mismas
formalidades q.e espresa en la antecedte
diligencia correspondiente al referido
pablo Rodriguez q.e no sabe hacer firma
señal de la Santa Cruz firmando lo
Yo con los de mi asist.a de q.e doy fee.

Exhibit A.
Continued

Josef Arguello
+ Vicente Felix # Roque Cota

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Dilig.a del Apeo y de Heras del nombrado pablo Rodriguez. A

En el citado pueblo y en el dia, mes y año espresados. Yo el referido Alferez comisionado, hallandose ante mi y los de Asst.a los nominados pobladores en Roque à pablo Rodriguez se corresponde.te Apeo de Heras el mismo q.e al Margen se demuestra y con el debe marcar sus respectivas cabezadas de Ganado Mayor y dicho=
=no se ha Registrado sin derecho alguno q.e no prevene el Artl.o 8.o de la citada Instruccion y pt.e no saber escribir hizo la señal de la Santa Cruz firmando lo. Yo con los demi assistencia de que doy fee.

Josef Arguello
Vicente Felix + Roque de Cota

4 #

Auto y Posesion del solar del Po.=
=blador Manuel Cornero.

En el pueblo de la Reyna de los Angeles à 4 dias del Mes de Septbre. de 1786 Yo Dn. Josef Arguello Alfz. de la compa. del presidio de Sta. Barbara y comisionado en estas diligencias, mande compareciera ante mi y los testigos de mi assistencia à los mencionados pobladores y estando à presencia de todos en nombre de S. Mg. (Q. D. G.)

di pose cion de 20 varas de Ancho y 40 de lar=
=go pena cu respectivo solar y casa al pobla=
=dor Manuel Carnero, à quien le hice entenda
y dijo quedaba entendido de los privelegios
gracias, y excepciones con q= el Soberano le
consede esta merced, bajo las penas impues
=tas à los desobidientes y pregd= si admite
cu efectuada pose cion= respondio la admite
se obliga y ofrece cumplir las contratas de
N. S. D. Kau Establiem= y p= no saber firmar hizo
la señal de la Sta Cruz firmando yo con
los testigos de mi assis= de que doy fee.

Josef Anjiello

+ Asiento Felix # Roque de Cota

Diligencia de que=
no Suertes de tierra= } En dho pueblo, dia mes
de Repartio de q= se= } y año citados. Yo el Repa=
dio pose cion al cita= } =rtidor Alferez comis= pa
do. Manl= Carnero... } se con los de mi assis= =
y pobladores à las tierras
de labor y pre cidida la corresponda=
de dos cientas varas en cuadro p= cada suer
=te di pose cion à dho Manuel Carnero de
cu cuatro suertes de tierra q= le corresp=
to des de Riego, Respecto à q= en la demar
c= on echa de hase conocido, quedan las
supicientes para lo que previene la Ins=
truccion de pueblos de Gente de Razon
y efectuada dha pose cion con las mismas
formalidades q= espresa la diligencia q=
antecede con respt= al referido Carnero.
quien p= no saber escrivir hizo la señal
de la Sta Cruz firmandolo yo con los de
dos= de q= doy fee.

Josef Anjiello.

+ Asiento Felix # Roque de Cota

Diligencia del pleno
de heredar de dho Manl=
Carnero. ~~~~~ } En dho pueblo y en los
dias, mes, y año citados
Yo el nombrado Alfez comdo= hallandose
ante mi y testigos de dos= los poblad= de
dho pueblo le entregue al sobre dicho Manl=
Carnero su correspondt= pleno de Erias, el
mismo que al Margen de demuestra, y

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con el que deve marcar sus respectivas ovejas de Ganado Mayor otro perro de hierro registrado sin derecho alguno como lo previene el Artº 8º de la citada Instruccion y por no saber firmar hizo la señal de la Santa Cruz firmando lo yo con los de mi Asistencia de que doy fee

Josef Anjiello

+ Vicente Evelio # Roque de Cota

11. L.D.K

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Auto de Posesion del Solar del Poblador Anto. Navarro

En el pueblo de la Reyna de los Angeles à 24 dias del mes de Septiembre de 1786. Yo Dn Josef Anjiello Alferez de la Compañia del Presidio de Santa Barbara y comisionado en estas diligencias mande comparecer ante mi y los testigos de mi asistencia à los nuebe pobladores y à presencia de todos y en nombre de S. M. que Dios guarde di posesion de 2,0 varas de ancho y 24 de Largo para su respectivo Solar y Casa al Sr. Clemente hijo del espresado Antº Navarro quien por ausente hace sus veces el citado Clemente à quien le hice entender y dijo quedaba entendido de los privilegios, gracias y escepciones con que Nuestro Soberano le concede à su padre esta Merced bajo las penas impuestas à los desobedientes y preguntado si admite dicha posesion responde que à nombre de su padre Josef Anto. Navarro, la admite se obliga y ofrece cumplir los Capitulos de su Establecimiento y por no saber escribir hizo la señal de la Santa Cruz, firmandolo yo con los de mi asistencia de que doy fee = entre renglones y casa = Vale.

Josef Anjiello

+ Vicente Evelio # Roque de Cota

Diligencia de posesion de 4. suertes de tierra de Regadio del citado Navarro

En el citado pueblo, dia mes y año espresados. Yo el referido Alferez. comisionado pase con los de mi asistencia y pobladores à las suertes de Labor y precidido la correspondiente medida de doscientos Varas en quadro por

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suerte de tierra todas de Regadio al Expre
sado Josef Clemente hijo de Josef antonio
Navarro por quien admitio el citado Clemen
=te dha posecion con los mismos terminos
12. S. D. K formalidades y requisitos que expresa la
antecedte. diligenca. siendo prevencion
q. se les dio las quatro suertes de Tierra de
Regadio con respecto à que en la demarca
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=cion echa se advierte quedan suficientes
tierras para los fines que espresa la Ins=
truccion de pobladores de Razon; y ente
rado de todo lo contenido el expresado Josef
Clemente por no saber escribir hiso pr. su
padre la señal de la cruz formandolo
Yo con los de mi assistencia de q. doy
fee.

Josef Arguello
+ Visente Felis # Roque de Cota

Diligencia del fier=
=ro de Herrar del ci=
tado antonio Nabarro
A

En dho pueblo dia y
mes y año espresados
Yo el Referido Alfz
Comisdo. hallandose
ante mi y los de Asoca. los pobladrs. citados
entregue à Josef Clemte. su fierro de Herrar
hijo del poblador Josef Navarro q. se halla
ausente por cuyo motibo hace sus veces
dho Clemte. à quien le adverti ser el mismo
fierro con q. debe marcar los respectivos Ga
=nados de su padre, dho fierro (cuya forma
es la que al margen se demuestra) se ha
registrado sin exijirsele derecho alguno segn.
previene el Artº. 8º de dha Instruccion
y pr. no saber escribir hizo à nombre de su
padre la señal de la Santa Cruz formando
lo yo con los de mi asoca. de que doy fee.
Entre renglons. su fierro de Herrar =vale=

Josef Arguello
+ Visente Felis # Roque de Cota.

6

auto de posecion del
solar de pobladr. —
Josef Moreno —

En el pueblo de la
Reyna de los Angeles
@ 4 dias del mes de Septbre. de 1786. Yo Dn.

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13. L.D.K

Josef Anguello Alfez: de la Compa del presidio de Sta Barbara y Comisionado para estas diligencias: mande comparecer ante mi y los de Assa à los nuebe pobladores de dho pueblo y a presencia de todos y en nombre de S. M. (q. Dios g.) di posecion de 20 Varas de Ancho y 40 de Largo para su respectivo solar en casa Antonio al poblador Josef Moreno à quien le hize entender y dijo que quedaba entendido de los privilejios, gracias y escepciones con q. el Soberano le concede esta merced bajo las penas impuestas à los desobedientes y presentado si admite su efectuada posecion?. Responde la admite se obliga y ofrece cumplir los mandatos de su Obligacion: y pr. no saber escrivir hizo la señal de la Santa Cruz, firmandolo yo con los de mi assa. de q. doy fee.

Exhibit A. continued

Josef Anguiello

+ Ysidro Felis # Roque de Costa.

Dilig.a de Posecion de 2 suertes de Ti= erras del pob.r Josef Moreno.

En dho pueblo, dia mes y año citados. Yo el espresado Alferez comisionado passe con los de Assa: y Pobladores à las Tierras de Labor y presidida la correspt. medida de doscientas Varas en Cuadro pr. cada suerte le di posecion à dho Josef Moreno de quatro suertes de tierra q. le corresponden todas de regadio respecto à q. en las demarcaciones echas se hallo conocido, suficientes quedan para los fines q. previene la Instruccion de pueblos de Jente de Razon y hallandolo efectuado esta posecion con las mismas formalidades q. espresa la diligencia ante el. correspondte. à dho Moreno quien pr. no saber escribir hizo la señal de la Sta Cruz firmandolo Yo con los testigos de mi assa. de que doy fee.

Josef Anguiello

+ Ysidro Feliz # Roque de Costa

14. L.D.K Dilig.ª del Ten.te de Henav del estado Josè Moreno ~

En dho pueblo, dia, mes y año estados. Yo el nom.o Alfz comision.do hallandose en mi y los testigos de ass.a los pobladrs de dho pueblo le entre-gue al poblador Josef Moreno su corres-pond.te perio de Henav el mismo q.e demuestra y con el deve marcar su respectivas cabezas de Ganado mayor; dicho perio se ha Registrado sin exigir derecho alguno, segun previene el Artt.o 8.o de la citada Instruccion y por no saber escrivir hizo la señal de la Sta cruz firmandolo yo con los de mi ass.a de que doy fee.

Josef Anguiello

+ Ysidro Feliz - Roque de Cota.

Auto de posesion del solar del pobl.r Bacilio Rosas.

En el Pueblo de la Rey na de los Angeles à quatro dias del mes de Sept.e de 1786 Yo Dn Josef Anguiello alfz de la Comp.a del R.l Pres.l de Sta Barbara y comisionado para estas diligencias mand.o comparecer ante mi y los de mi assist.a à los nuevos poblad.s del citado pueblo y estando à presencia de todos y en nombre de S. M. (Q. D. G.) di posesion de treinta Varas dijo de 20 Vs de ancho y 40 de largo para su respectivo solar de cuya diligencia de posesion al poblador Bacilio Rosas, à quien le hize entender y dijo quedaba entendido de los privilegios, Gracias y excepciones con q.e el soberano le concede esta merced, bajo las penas impuestas à los desobedientes. Preguntado si admite su espedida posesion Responde q.e la admite, se obliga y ofrece cumplir la

15. L.D.K contrata de su Establecim.to y p.r no saber escribir hizo la señal de la Sta Cruz firmandolo Yo con los de mi ass.a de que doy fee. Fechado ut.a Vale.

Josef Anguiello # + Ysidro Feliz # Roque de Cota

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Dilig.a de pose.on de 4 suertes de tierra del pobl.r Bacilio Rosas — En dho pueblo dia, mes y año citados. Yo el Referido Alferez comisionado pase con los de asist.a y pobladores à las tierras de Labor y precidida la correspond.te medida de dos cientas varas en Cuadro p.r cada suerte; di posecion à dho Basilio Rosas de las quatro suertes de tierra que le corresponden todas de Riego respeto à q.e en la demarcacion echa se ha reconocido aun quedan las suficientes para lo que previene la Instruccion de pobladore.s de Razon y haviendose efectuado dha posescion con las mismas formalidades q.e espresa la diligencia que antecede: y p.r no saber escrivir hizo la señal de la Sta: Cruz formandola yo con los testigos de mi asist.a de q.e doy fee.

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Exhibit N. Continued

Josef Arguello.

+ Visente Feliz. # Roque de Cota

Dilig.a del fierro de Bacilio Rosas. — En el Citado pueblo dia mes y año espresados Yo el referido Alfz comisd.o hallandose ante mi y testigos de Asistencia los pobladr.s de dho pueblo, le entregue al nom.do Bacilio Rosas su corresp.te fierro de Herrar q.e es el que al Margen se demuestra, y con el deve marcar sus respectivas Cavezas de Ganado mayor, dho fierro se ha registado sin exijir derecho Alguno seg.n previene el Articulo 8.o de la citada Instrucc.on y p.r no saber escribir hizo la señal de la Sta Cruz formandola yo con los de mi asistencia de que doy fee.

Josef Arguello

+ Visente Feliz # Roque de Cota.

16. S. D. R. 8 #

Auto de pose.on del Solar del pobla.dor Alexd.o Lorbes. — En el pueblo de la Reyna de los Angeles à quatro dias del mes de Sept.re de 1786. Yo D.n Josef Arguello Alferez de la comp.a del pres.o

de Sta Barbara y comisionado pª estas diligencias, mande comparecer ante mi y testigos de mi assistª à los nuebe pobladores de dho pueblo y estando à presencia de todos y en nombre de S. M. (que D. Gue.) di po=secion de beinte Varˢ de ancho y 40 de largo para su respectivo solar de Casa abita=cion al poblador Alexandro Rosas, à quien le hise entender y dijo queda entendido de los Privilegios, gracias y escepciones con qe el Soberano le concede esta merced bajo las penas Impuestas à los desobedi=entes y pregdo si admite su Efectuada posecion respondio la admite, se obliga y ofrese cumplir las condiciones de su Esta=blecimiento; y pr no saber Escrivir hiso la señal de la Sta Cruz firmandolo yo con los de mi Assa de que doy fee.

Josef Argüello

+ Visente Feliz # Roque de Cota

Diligª de posezon de 4s suertes de tierra del Poblador Alexandro Rosas —

En dho pueblo, dia mes y año citados. Yo el Referido Alferez comisionado pasè con los de mi Assª y pobladores à las tierras de Labor y presidida la correspondte medida de 200 Varˢ en Quadro pr cada suerte de tierra le di posecion al citado Alesandro Rosas de las quatro suertes qe le corresponden todas de Riego, Respecto à que en la de=marcacion echa, se ha reconocido, aunque dan; las suficientes, para lo que previene la Instruccion de pueblos de Gente de Razon y haviendose efectuado esta po=secion, con las mismas formalidades que expresa la diligencia qe antecede 1ny. G.D.Ray y pr no saber Escribir hizo la señal de la Santa Cruz firmandolo yo con los testigos de mi Assª de qe doy fee.

José Argüello.

+ Visente Felis # Roque de Cota

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9 #

Auto de Poseon del solar del Pueblo Dinoba.

En el pueblo de la Reyna de los Angeles à quatro dias del mes de Sptbre de 1776 Yo D. Josef Argüello Alferez de la Compañia del presidio de Sta. Barbara y comisionado para estas diligencias en continuacion de ellas mande comparecer ante mi y los testigos de asistencia à los nuebe pobladores de dho pueblo y estando à presencia de todos y en nombre de S. M. (Q. D. G.) di posesion de 2 Varas de Ancho y quarenta Vas de Largo para su respectivo solar de Casa Habitacion al poblador Josef Wenceslao Dinoba à quien le hise entender y dijo que queda entendido de los privilegios, Gracias, y Excepciones con que el Soberano le concede esta merced bajo las penas impuestas à los desobedientes y prepuntado si admite su efectuada posesion responde la admite se obliga, y prese cumpli las contenidas de su Establecimto y por no saber escribir hise la señal de la Santa Cruz previniendolo yo con los de mi asistencia de que doy fee.

Josef Argüello

+ Vizente Felix # Roque de Cota

Diligencia de Posesion de 2 suertes de tierra

En dho pueblo, dia de dho Josef Dinoba mes, y año expresados Yo el referido Alferez comisionado pase con los de mi asistencia y pobladores à las tierras de Labor y efectuada la correspondiente medida de doscientas Varas en cuadro por cada suerte le di posesion à dho Josef Wenceslao Dinoba de las quatro suertes de tierra que le corresponden, todas de Riego respecto à que en la demarcacion echa se ha reconocido, aunque quedan las suficientes para lo que previene la Instruccion de pueblos de Gente de Razon, y habiendose efectuado esta posesion con las mismas formalidades que espresa la Dili=

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Exhibit
A.
Continued

If. L. D. K.

gencia que antecede; y p.r no saber escribir
hace la señal de la Santa Cruz firmando lo
Yo con los testigos de Ass.a de q.e doy fee.
Josef Anguiello.
+ Ursente Feliz # Roque de Cota
Dilig.a del pleito
de Tierras de dho } En el Referido pueblo, dia
Sinoba } mes y año espresados. Yo
el citado Alferez comisionado, hallandose ante mi y testigos de Ass.a los pobladores de dho pueblo, le entregue al subsodicho Josef Fren.co Sinoba su correspt.e pleito de Tierras que es el que al margen se demuestra y con el deve mar=cado sus respectivas Cavesas de ganado Mayor, dicho Fren.co Sinoba se ha Rejido sin escepcion de derecho alguno segun previene el Art.lo 8.o de la citada instruccion; y por no saber firmar hizo la señal de la S.ta Cruz firmando lo yo con los testigos de asistencia de que doy fee.

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5.A

19. L.D.K

Josef Anguiello
+ Ursente Feliz # Roque de Cota
auto p.a señalar las
Tierras de Prop.a y Re=
alen.s como escrito y p.r
de hesas &.a

En el pueblo de la Reyna de los Angeles à cinco dias del mes de Sept.re de 1.vo.s 6. Yo D.n Josef Anguiello Alfer.z y de la comp.a del R.s presidio de Sta. Barbara y comisionado p.a estas diligencias dige que hallandose concluidas las posesiones de Solares y suertes de Tierra que à cada poblador correspondio: passe con ellos y los testigos de Assistencia à las Tierras existentes sin sorteo y efectuada la correspondte medida desde cerca de la presa p.ra el lindero ò termino divisorio de las Tierras repartidas en cuya medida resultaron dos mil y dos-cientas varas de Largo de Norte à Sur, las q.e se han señalado para propios del pueblo; quedando Realengas todas las Tierras de la parte opuesta de este Rio y pueblo q.e pasen de dos mil

137 Varas de Largo, como asi mismo las que
no son comprehendidas en las referidas su-
=ertes de posecion, ni de propios, señalando-
les igualmte. suficiente egido para pueblo
y de dehesas pa. pastear sus ganados todo lo
qual les hise saber y entender, como tambien
el gose de mentener sus Ganados del apro-
=vechamnto. comun de Aguas y pastos; Leña
y madera con todo lo demas anesco al Espi-
=ritu de la citada Instcn. de pueblos de
Gente de Razon y pr. no saber Escribir hi-
cieron la señal de la Sta. Cruz firmando
yo con los de mi Assista. de que doy fee
Josef. Arguello
Visente Feliz + Roque de Cota.

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20. S.D.R.

Here follows
Map

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21. S.D. K En el R.l Pres.o de Sta Barbara à 18 dias del mes de Sept.re de 1.m y 46. Yo D.n Josef Arguello Alferez de la Compania de Activo pres.o y comisionado en las presedentes diligencias en Vista de su conclucion y habiendose tomado Razon de Cada una de las respectivas posesiones y sus Grenas en el Libro de poblacion del Cargo del Gen.l y Com.te de Activo pres.l D.n Phelipe de Goycoecha por quien se saco testimonio de todo q.e queda Archivado: dispuse remitan estas Dijnales al sup.r Gobierno de esta Prov.a como previene su enca Reserv.te asi lo proveyo mande y firme de q.e doy fee.

Josef Arguello

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

I Samuel D. King Surveyor General of the United States for the State of California and as such now having in my Office and under my charge and control a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California, do hereby certify that the twenty one preceeding and hereunto annexed pages of Tracing paper numbered from One to twenty One inclusive) and each of which is Verified by my initials (S. D. K) exhibit a true and accurate Copy of a document 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.a this 29.th day of April 1854.

Sam.l D. King
Surv.r Gen.l Cal.a

Recorded in Office July 11.th 1854

Geo. Fisher Deputy

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Don Pedro Fages, Lieutenant Colonel of the Royal Army, Governor and Commandant Inspector of the Peninsula of California—

No 654.

Possession to Settlers— Translation. N.—

Whereas title 14. of the Royal Regulation, which govern in this Peninsula, provides for the rules, mandos, and ordinances, relative to the distribution of titlable and barren tracts and lots of land, and all other matters connected with the cultivation of the soil, the raising of stock and the settlement of the Pueblos by white people, who settle on the lands, adjacent to the military posts of these new establishments, and whereas it is proper to undergo the requisite formalities, in order to give possession to the citizens of the Pueblo de la Reyna de los Angeles, that they may enjoy quiet and peaceable undisturbed possession the Ensign of the Garrison of Sta Barbara, Dn. Jose Argüello, to proceed to said Pueblo, and in accordance with the instructions of the aforesaid Royal Regulation, give possession in the name of His Majesty, (whom God preserve) to each settler of the tracts of land assigned to them, of which a formal act shall be drawn up, which shall follow below this order; and a patent, in which a copy of this Expediente shall be inserted as well as the steps taken in each, shall be issued to each party at interest, which shall be transmitted for confirmation (and such shall serve as title) to this Government, in order that the latter may in its view determine on whatever may be the most proper. It is ~~proved that~~ provided that it must be evident that the citizens

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know, which is land of the crow and which is common, such being rivers, waters, pastures, fire wood &c, which must be expressed in each patent or proceding of possession that they admit the same under the conditions and penalties provided for in the aforesaid instruction, as also the privileges, exceptions and grants, with which the Sovereign exceeds this grace, which they or another in their place, shall sign, with the Commissioner and witness; and lastly, that each of these tracts, as well as the brands, given to them for marking their cattle, shall be entered & record in the Mesa Book: and that copies be taken of all, which shall be filed in the aforesaid Garrison of Sta Barbara. Monterey 14th of August 1786.

D. Pedro Fages.

Act of obedience. In the Pueblo de la Reyna de los Angeles on the 4th Sept 1786, I Dn Josef Arguello, Ensign of the company of the Royal Garrison of Sta Barbara, in compliance with the foregoing decree of Sor Lieutenant Colonel Dn Pedro Fajes, Governor of the Peninsula, said; that the same should be punctually complied with by placing in possession the citizens of the aforesaid Pueblo de la Reyna de los Angeles, in the name of H.M. (whom God may preserve) of the lots and tracts of ground, assigned to them, in accordance with the provisions of the instruction contained in the Royal Regulations of this Province, for the Pueblos of white people, and after having examined the articles and the further particulars annexed to the literal contents of the aforesaid Espediente, I ordered, that having concluded these proceedings

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with the necessary and requisite formalities and judicial acts with two assisting witnesses, the same be transmitted (in accordance and in compliance with the order) to said Don Gomez for confirmation or whatever may be your superior disposition; and that a copy be taken of the same, which is to be filed in the Royal Garrison of Sta Barbara.- Thus I provided, ordered and signed, which I certify.

Josef. Argüello.

Appointment and Acceptance of Asste Witnesses- In said Pueblo, on the day, month and year aforesaid, I the aforesaid Ensign Commissioner acting by the foregoing act the necessity of appointing two witnesses to assist to the subsequent proceedings, for which purpose I ordered to appear before me Corporal Vicente Feliz and Soldier Rogue de Leta (both of the Garrison of San Diego) who, after having been informed of their appointment, replied that they accepted the same promising their punctual assistance in all matters, measures which might be taken during these proceedings, and they subscribed the same with me, which I certify.

Vicente Feliz.
Rogue de Leta.

Josef. Argüello.

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1 # Act of Possession to the first settler Feliz Villavicencio of his respective lot-

In the Pueblo aforesaid, on the day, month and year above mentioned, I, the aforesaid Ensign, Commissioner

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in the prosecution of these proceedings, ordered to appear before me and assisting witnesses, the same settled including the son of Anto. Navarro, who in the absence of his father, appeared for him, and all being present, I gave possession in the name of His Majesty, to the settler Feliz Ant°. Villavicencio of his respective lot of 20 varas in width, by 40 in length, which I made known to him and he replied, that he understood the privileges, exceptions and grants with which the Sovereign grants to him this merced, under the penalties to which the disobedient are subject, and having been asked whether he admitted the possession given to him, he answered; that he admits the same, and obligates himself and offers to comply with the obligations imposed on his establishment, and not knowing how to write, he made the sign of the holy cross, myself signing the same, with the assistants, which I certify.

+ Vicente Feliz
Roque de Cota.

José Urquello.

Proceedings of Possession of 4 pieces of land, belonging to said Villavicencio.

In the Pueblo aforesaid on the day, month and year aforesaid, I the above mentioned Ensign Commissioner, accompanied by my assistants, proceeded to the grounds of cultivation, where (when having accomplished the measurement of 160 varas square, for each tract) I gave possession to said Feliz Anto. Villavicencio of his four tracts of land, which correspond to all for cultivation, there being

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sufficient of this class; and that procession having been effected under the same formalities & requisites expressed in the foregoing proceeding being satisfied and acquainted with all, not Knowing how to write, he made the sign of the cross, myself signing the same with my assistants, which I certify.

+ Vete Feliz.
Roque de Cota.

Josef. Urguello.

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Proceedings relative to the branding Iron of the said Villavicencio &c. In said Pueblo on the day and in the month and year aforesaid, I the above mentioned Ensign having before me and my assistants the settler, delivered to the said Villavicencio his corresponding branding Iron / the design of which is mentioned in the margin / having informed him, that this should be the one with which he should brand his large cattle, and this brand has been registered, without change whatever, in accordance with the Art. 8. of the Instruction above cited, and not Knowing how to write, he made the sign of the holy cross, myself subscribing the same with my assistants, which I certify.

+ Vicente Feliz.
Roque de Cota.

Josef. Urguello.

#2.

Act of Possession to the second settler Josef. Vanegas, of his lot. In the Pueblo de la Reyna de los Angeles on the 4th Septbr. 1786. I, Dn. Josef. Urguello, Ensign of the

Gamsin de Sta Barbara and having been commissioned for these proceedings, I ordered in consequence thereof, that the nine settlers of said Pueblo should appear before me and the assistants, and all being present, in the name of his Majesty (whom God preserve) I gave possession of 20 varas in width and 40 in length to the settler Josef Vanegas, for his respective lot and house, of which I informed him and he said that he understood the privileges, grants and exceptions, with which the Sovereign grants to him this mercy, under the penalties to which the disobedient are subject; and having been asked whether he admitted the possession given to him, he replied that he did admit the same, and offers to comply with the conditions imposed on his establishment; and not knowing how to write, he made the mark of the holy cross, myself signing the same, with my assistants which I certify.

× Vicente Feliz.
Rogue de Costa.

Josef Arguello.

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Proceedings of Possession of 4 tracts of tillable land of the said Vanegas.

In said Pueblo on the day, month and year aforesaid, I, the above mentioned Ensign, Commissioner, accompanied by my assistants and the settlers proceded to the grounds of cultivation and having accomplished the corresponding measurement of two hundred varas square for each tract I gave possession to Josef Vanegas aforesaid, of his four tracts of land, corresponding to him, all of which being tillable,

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there being sufficient to comply with the provisions of the Instruction on Pueblos of white inhabitants; and said possession having been effected, with the same formalities and requisites, and as expressed in the proceedings foregoing, of the aforesaid Vanegas, who, being satisfied and acquainted with all, not knowing how to write, made the mark of the holy cross, myself signing the same with my assistants, which I certify.

+ Vicente Feliz.

Insf. Urguello. Rogue de Ota.

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Proceedings relative to the branding Iron of Vanegas

In the said Pueblo, on the day and in the month and year, being before me the Ensign Commissioner aforesaid, and before my assisting witness, the above mentioned settler, delivered to Joseph Vanegas as his corresponding branding Iron, (the design of which is mentioned in the margin) with which he is obliged to brand his respective number of large cattle; and said brand had been registered, without charge whatever, according to the provisions of the 8th. Art. of the said Instruction, and not knowing how to write, he made the mark of the cross, myself signing the same with my assistants, which I certify.

+ Vicente Feliz.

Insf. Urguello. Rogue de Ota.

3 #

Act of Possession of the lot of the settler Pablo Rodriguez. In the Pueblo de la Reyna de los Angeles on the 4th. of Septr. 1786. I. Dn. Insf. Urguello, Ensign of the Garrison of Sta Barbara Commissioned

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for the execution of these proceedings, ordered to appear before me and my assisting witnesses the nine settlers of said Pueblo, and all being present, I gave possession in the name of His Majesty (whom God preserve) of 20 varas in width by 40 varas in length, to the settler Pablo Rodriguez for the respective lot and house, whom I informed of and who said he understood, the privileges, grants and exceptions with which the Foreign grants to him this mercy, under the penalties to which the disobedient are subject; and having been asked whether he admitted the possession offered, he answers, that he admits the same and obligates himself and offers to comply with the conditions of its establishment; and not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify.

x Vicente Feliz
Insf. Arguello. Roque de Cota.

Preceding relative to 4 pieces of land the possession of which was given to the said Pablo Rodriguez—

In the said Pueblo, on the day and in the month and year aforesaid I the Ensign, Commissioner referred to, proceeded with my assistants and settlers to the lands of cultivation; and having accomplished the corresponding measurement of two hundred varas square for each tract of ground, I gave possession to the aforesaid settler, Pablo Rodriguez, of his four tracts,

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corresponding to him, all of which being titlable, there being sufficient, according to the provisions of the Instruction to Pueblos & white inhabitants; and that said possession having been effected under the same formalities expressed in the foregoing proceeding, corresponding to the aforesaid Pablo Rodriguez, who being satisfied with all, not knowing how to write, made the mark of the cross myself signing the same with my assistant, which I certify.

Vicente Feliz.

Josef. Argüello. Roque de Cota.

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Proceding relative to the branding Iron of the aforesaid Pablo Rodriguez. In the said City and on the day and in the month & year aforesaid, Ensign, Commissioner, and the assistants, the aforementioned settlers, I delivered to Pablo Rodriguez his respective branding Iron, being the same as in the margin, and with which he is obliged to brand his respective number of large cattle, and said Iron has been registered, without any change whatever, according to the provisions of the 8th Art. of the said Instruction; and not knowing how to write, he made the mark of the holy cross, myself signing the same, with my assistants, which I certify.

Vicente Feliz.

Josef. Argüello. Roque de Cota.

#4.

Act and Possession of the lot of the settler Manuel Cabrera — In the Pueblo

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of the Reyna de los Angeles on the 4th of Septbr 1786. I Dn Josef Argüello, Ensign of the Company of the Presidio Garrison of Santa Barbara and commissioned for these proceedings, ordered to appear before me and my assisting witness, the nine settlers aforesaid, and all being present I gave possession in the name of His Majesty, (whom God preserve) to the settler, Manuel Cabrero, of 20 varas in width by 40 in length, for his respective lot and house; I acquainted him with, and he said that he understood the privileges grants and exceptions with which the Sovereign concedes to him this mercy, under the penalties to which the disobedient are subject; and having been asked whether he admitted his possession, thus verified, he replied; that he does admit the same and that he obligates himself and offers to comply with the conditions of its establishment, and not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify.

× Vicente Feliz.
Josef Urguello. Reyna de Cota.

Proceedings, relative to the branding iron of said Manuel Cabrero. In said Pueblo, on the day, and in the month and year aforesaid, I the Ensign, Commissioner, above cited, being before me and assisting witnesses, the settlers of said Pueblo, delivered to the aforesaid Manuel Cabrero his respective branding iron, being the same, as mentioned in the margin and with which he is obliged to

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mark his respective number of large cattle; said Iron has been registered without any charge whatever in accordance with the provision of the 8th. Art. of the said Instruction; and not Knowing how to write, he made the mark of the holy cruz, myself signing the same with my assistants, which I certify.

X Vicente Feliz.

Jose. Arguello. Roque de Ortega.

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#5.

Act of Possession of the lot of settler Ant°. Navarro. In the Pueblo de la Reyna de los Angeles on the 4th. of Sept. 1786. I Dn. Jose Arguello, Ensign of the Company of the Garrison of Sta. Barbara and commissioned for this proceedings, ordered to appear before me and assisting witnesses the nine settlers, and in the name of His Majesty (whom God preserve) I gave possession to Jose Clemente, son of the aforesaid Ant°. Navarro of 30 varas in width, by 40 varas in length for his respective lot and house. I acquainted the aforesaid Clemente, who, in the absence of the former, appears for him, and the latter understood the privileges, grants, and exceptions with which Our Sovereign endues to his father this merced, under the penalties to which the disobedient are subject; and having been asked, whether he admitted his possession, thus effected, he answers, that in the name of his father, Jose. Ant°. Navarro, he admits the same, and obligates himself and offers to comply with the conditions of its establishment. And not knowing how to write, he made the mark of the Holy cruz, myself signing

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the same, with my assistants, which I certify.
X Vicente Feliz.
Jesf. Urquello. Roque de Cota.

Proceedings of possession of four tracts of agricultural lands of the aforesaid Navarro—

In the said Pueblo, on the day and in the month and year aforesaid, I proceeded with my assistants and with the settlers to the agricultural lands, and gave possession to the aforesaid Jesf. Clemente, the son of Jesf. Anto. Navarro, of his four tracts of land, all of which being tillable, which possession was admitted by said Clemente for the former, under the same terms, formalities and requisites uttered in the foregoing proceeding. The four tracts of agricultural ground was given to them under the possession that according to the survey made, it is shown, that there remain lands sufficient, to carry out the provisions of the Instruction, regarding white settlers, and the said Jesf. Clemente, being acquainted with all its contents, not knowing how to write, made for his father the mark of the holy cross, myself signing the same with my assistants, which I certify.

X Vicente Feliz.
Roque de Cota.
Jesf Urquello.

Proceeding relative to the branding iron of the said Antonio Navarro A.

In the Pueblo, on the day and in the month and year aforesaid, I, the Ensign, Commissioner, referred to, being before me and my assisting witness

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the settlers aforesaid, delivered to Insf. Clemente, son of the settler Insf. Navarro, who being absent is represented by said Clemente, his standing iron; I advised him that with this same iron he must brand the respective large cattle of his father; and said iron (the design whereof is represented in the margin) has been registered, without charging any fee whatever, in accordance with the provisions of the 8th Art. of said Instruction; and not knowing how to write he made in the name of his father the mark of the holy cross (myself signing the same, with my assistants, which I certify.

+ Vicente Feliz

Insf. Urguello. Roque de Cota.

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6th

Act of possession of the lot of the settler Insf. Moreno.

In the Pueblo de la Reyna de los Angeles on the 4th Sept 1786 I Dn Insf. Argüello, Ensign of the company of the Garison of Santa Barbara, commissioned for these proceedings, ordered to appear before me and my assistants, the nine settlers of said Pueblo and in the presence of all, in the name of his Majesty (whom God preserve) I gave possession to the settler Insf. Moreno of 20 varas in width, by 40 varas in length, for his respective lot and dwelling house, and made known to him and he acknowledged the privileges, grants, and exceptions, with which the Sovereign concedes to him this mercy, under the penalties, to which the disobedient are subject; and having been asked, whether he admitted his possession thus effected, he replies, that he admits

the same, obligating himself and offering to comply with the conditions of its establishment, and not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify—

+ Vicente Feliz.

Insf. Urquillo. Roque de Cotta.

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Proceding of Sumission of 4 tracts of land to the Settler Inst Moreno. —

In the said Pueblo and on the day and in the month and year aforesaid, I, proceded with my assistants and the settlers to the agricultural lands, and having accomplished the measurement of two hundred varas square for each tract, I gave sumission to said Inst. Moreno of four tracts, all of which being agricultural, as corresponding to him, there being sufficient according to the survey made, to comply with the provisions of the Instruction relative to Pueblos inhabited by white people — Having effected this sumission, under the same formalities, expressed in the foregoing proceding, corresponding to said Moreno, who not Knowing how to write, made the mark of the holy cross, myself signing the same, with my assistants, which I certify—

Vicente Feliz.

Insf. Urquillo. X Roque de Cotta.

Proceedings relative to the boundary line of the aforesaid Inst. Moreno. No. 1.

In the said Pueblo and on the day and in the month and year aforesaid I the aforementioned Ensign Commissioner, being present before me and

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the assisting witness the settler of said Pueblo, delivered to the settler Josf. Maria his corresponding branding iron, being the same, as mentioned in the margin, with which he must brand his respective number of large cattle, said iron has been registered without making any charge whatever, in accordance with the provisions of the 8th Art. of the aforesaid Instruction, and not Knowing how to write, he made the mark of the holy cross, myself signing the same, with my assistants, which I certify.

Vicente Feliz.

Josf. Urguello. X Roque de Cota.

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7th

Act of Juramento of the lot of settler Basilio Rosas. In the Pueblo de la Reyna de los Angeles on the 4th Sept. 1786, I, Dn. Josf. Urguello, Ensign of the Company of the Royal Presidio / Garrison of Sta Barbara and commissioned for these proceedings, ordered to appear before me and my assistants the nine settlers of the Pueblo aforesaid and all being present, I gave in the name of His Majesty / whom God preserve / possession of 20 vs. in width by 40 v. in length to the settler Basilio Rosas, for his respective lot and dwelling house, making known to him, which he said he understood the privileges, grants and exceptions, with which the Sovereign endues to him this mercy, under the penalties to which the disobedient are subject. Having been asked whether he admitted the possession thus effected, he answers, that he does admit the same, obligating himself and offering to comply with the conditions of its establishment; and not Knowing how to write, he

made the mark of the holy cross, myself signing the same with my assistants, which I certify.

X Vicente Feliz.

Josef. Urquillo. Roque de Cota.

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Procedings relative to the branding Iron of Basilio Rosas. &c.

In the said Pueblo, in the year and month and on the day aforesaid, I, the Ensign Commissioner, referred to, being before me and assisting witnesses, the settlers of said Pueblo, delivered to the aforesaid Basilio Rosas his corresponding branding iron, the same, which is mentioned in the margin, and with which he must brand his respective number of large cattle, said brand has been registered without making any charge whatever, in accordance with the 8th Art. of said Instruction, and not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify.

X Vicente Feliz.

Josef. Urquillo. Roque de Cota.

8 #.

Act of possession of the lot of Settler Alexandro Rosas.

In the Pueblo de la Reyna de los Angeles on the 4th of Sept. 1786. I, Don. Josef. Urquillo, Ensign of the Company of the Garrison of Sta Barbara and commissioned for these proceedings ordered to appear before me and my assisting witnesses the nine settlers of said Pueblo and all being present I gave possession in the name of his Majesty (whom God preserve) of twenty varas in width and forty varas in length to Settler Alexandro Rosas, for his respective lot & dwelling

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house, and I made known to him and he said that he understood the privileges, grants and exceptions, with which the Sovereign concedes to him this mercy, under the penalties to which the disobedient are subject; and having been asked, whether he admits his possession thus effected, he answers; that he does admit the same, obligating himself and offering to comply with the conditions of its establishment, and not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify—

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+ Vicente Feliz.
Josef. Arguello. Roque de Cota.

Proceeding of possession of 4 lots of land of settler Alexandro Rosas— In the Pueblo and on the day and in the month and year aforesaid, I, the Ensign, Commissioner referred to, proceeded with my assistants and settlers to the agricultural grounds, and having accomplished the corresponding measurement of 200 varas square for each lot of land, I gave possession to the said settler Alexandro Rosas of four lots of agricultural lands, as corresponding to him, in regard to which it has been ascertained by the survey made, that there still remain sufficient, in order to comply with the provisions of the Instruction, in relation to Pueblos of white inhabitants, and this possession having been effected under the same formalities, as expressed in the foregoing proceeding, not knowing how to write, he made the mark of the holy cross, myself signing the same with my assistants, which I certify.

+ Vicente Feliz
Josef. Arguello. Roque de Cota.

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Proceding relative to the
branding iron of said
Alexandro Rosas. In the Pueblo and
in the year and in the month and day afore-
said, I, the aforesaid Ensign, Commissioner,
being before me and my assistants the settlers
of the said Pueblo, delivered to the aforesaid
Alexandro Rosas, his respective branding iron,
being the same as figured in the margin, and
with which he is obliged to brand his respective
number of large cattle, said iron has been re-
stored without making any charge whatever,
in accordance with the 8th Art. of said In-
struction, and not knowing how to write, he
made the mark of the holy cross, myself sign-
ing the same with my assistants, which I
certify.

X Vicente Feliz.

Josef. Urguello. Rogue de Cota.

Act of possession of the tract
of settler Josef. Zuniga. In the Pueblo
de la Reyna de los Angeles on the 4th of Sept.
1786, I, Dn. Josef. Urguello, Ensign of the
Company of the Garison of Santa Barbara
and commissioned for these proceedings, in
continuation thereof, ordered to appear before
me and assisting witnesses, the nine settlers
of said Pueblo and all being present, I gave
possession in the name of his Majesty (whom
God preserve) of 20 varas in width and 40
in length for the respective lot and dwelling
house of the settler, Josef. Fran.co Zuniga, to
whom I made known and who said, that I
understood the privileges, grants and exemp-
tions, with which the Sovereign exudes

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to him this merey, under the penalties to which the disbedient are subject, and having been asked, whether he admits his possession thus effected, he answer, that he does admit the same, obligating himself and offering to comply with the conditions of its establishment, and not knowing how to write he made the mark of the holy cruz, myself signing the same, with my assistants, which I certify.

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X Vicente Feliz.
Jose. Urquello. Roque de Beta.

Proceding of possession of 4 lots of land of said Jose. Zenobia — In said Pueblo and on the day and in the month and year aforesaid, I the Commissioner, Ensign aforesaid, proceded with my assistants and the settlers to the agricultural grounds and having accomplished the respective measurment of two hundred varas square for each lot, I gave to the said Jose. Franco Zenobia possession of the four tracts of land, corresponding to him, all of which being tillable, in regard to which it has been ascertained by the survey made, that there still remain sufficient, in order to comply with the provisions of the Instruction, relative to Pueblos of white inhabitants, and having effected this possession under the same formalities, as are expressed in the foregoing proceding, not knowing how to write, he made the mark of the holy cross, myself signing the same with the assistants, which I certify.

X. Vicente Feliz.
Jose. Urquello. Roque de Beta.

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Proceding relative to the
branding Iron of said
Simba. A.

In the Pueblo, &
on the day and in the month and year aforesaid,
I, the aforesaid Ensign, Commissioner, being
before me and assisting witnesses, the settlers
of said Pueblo, delivered to the aforesaid Josef.
Fran.co Simba his respective branding iron,
being the same, as expressed in the margin,
with which he is obliged to brand his respec-
tive number of large cattle, said iron has
been registered without making any charge
whatever, in accordance with the provisions
of the 8.th Art of the aforesaid Instructions,
and not knowing him to write, he made the
mark of the holy cruz, myself signing the
same with the assisting witnesses which
I certify.

X Vicente Feliz.

Josef. Argüello. Roque de Cota.

Act to designate them lots
for "Suertes" and town lands
as Egidos and Pasture land. In the Pueblo
of the Reyna de los Angeles on the 5.th Sep-
tember 1786, I, Don Josef. Argüello, Ensign
of the Company of the Royal Garrison of Santa
Barbara, and commissioned for these acts, say,
that having included the acts of possession of
the building and farming lots, which corre-
sponded to each settler, and passed with these
and my assisting witnesses, to the lots of
land remaining and common, and having effected
the corresponding admeasurement from near
the water dam to the line or dividing limit
of the lots of land divided and allotted, in

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which admeasurement there resulted 2200 varas in length from North to South, which have been designated as "Rancherias" of the Pueblo, remaining from late lands, all those lots of land upon the opposite side of this River and Pueblo, which exceed 2000 varas in length, as well as those which are not comprised in the said lots of land already allotted, nor in the "Rancherias", designating them sufficient Egidos for a Pueblo and "dehesas" to pasture their cattle, all of which I made known to them as well as the right to maintain cattle from the common enjoyment of the water, pasture, wood and timber, together with all the appurtenances according to the first of the said Instructions for the fundation of Pueblos for whites; to all of which they agreed, having understood the same, and signed with the sign &c.

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(Map)

In the Royal Presidio of Santa Barbara on the 18th Sept. 1786, I, D. Jose. Urguello, Ensign of the Company of the Presidio aforesaid and commissioned for the proceedings above said, in view of the conclusion thereof, and having intend of record each of the respective Rancherias and their brands in the Book of Population, under charge of the Lieutenant and Commandant of said Presidio, Don Philipe de Goycoechea, by all whom all that remains on file was copied, said; that these originals be transmitted to the Superior Government of this Province, in accordance with the order at the head of this. Thus I provided, ordered and signed, which I

certify. Josef. Argüello.

Filed in Office July 11 1854.
Geo. Fisher. C.
Dicy.

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1. Nº 919

Remito à V.mª la Adjunta copia de Dictamen que expuso el Sor Asesor de Esta Comandancia en 2 ª. de Octbre del año ultimo sobre el punto de señalamiento de Solares que pidieron varios Individuos de esa provincia segun V.mª dio cuenta en representacion N. 204. de 20 de Novbre de 84. para que V.mª proceda à concederles los arreglandose à lo que pide dho Sor Ministro Dios que à V.mª. a Chihuahua 21 de Junio de 1786.

Jacobo Ugarte y Loyola

Sor Dn. Pedro Fages.

Sor Comt. Gral = En la Instrucn. de. Esta del Gobno. politico y poblacion de la California que se halla inserta en el tit. 14. del nuevo Reglamto de aquella peninsula, aprovado por S. M. en Rl Orn de Veinte y cuatro de Octubre de mil siete cientos ochenta y uno se dispone por el Artto. 8º q. los nuevos pobladores gozaran para mantener sus Ganados del aprovechamiento comun de Aguas y pastos Leña y madera del Exido, Montes y dehesas q. con arreglo à las leyes se ha de señalar à cada pueblo y à demas disputeria privamente cada uno el pasto de sus hemas propias con la prevencion de q. cada Poblador en lo subsecivo, no ha de Exceder de cincuenta Cavezas de cada Especie de Ganado q. posea para q. de Este modo se distribuyan entre todos la Utilidades q. producen los Ganados y no se estanque en pocos Vecinos la verdadera Riqueza de los pueblos.

por las Leyes 2ª y sigtes del tit. 1º. Lib. 4º de la recopilacion de estos Rnos demanda q. el uso de todos los pastos, montes y Aguas de las provincias de Indias sea Comun à todos los Vzos de Ellas para q. los puedan gozar libremte con sus Ganados reservando en caso necesario qualesquiera ordenanzas q. hubiese contrarios y extendiendose esta provida no solo à los montes pastos y Aguas de los lugares de señorio concedidos en estos Rnos, si no estubiesen à las Tierras y Heredades vendidas

Order of Comdt. Gen.l to Fages

Opinion of Counsellor Lanciego Navarro on the Distribution of Lands in California

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y merc.ena das q.e alzados los puntos sembra
dos en ellas queden sus pastos de aprovecha
miento comun.

3 El señalamiento de sitios p.a cria de gana
dos q.e pretenden algunos pobladores de Cali=
fornia y propone el Gov.r en su oficio de
386 SD 20 de Nov.e de 1.o y 24. no puede ni debe ha
PAGE 149 cerse lo dentro del termino asignado à cada
pueblo q.e conforme à la Ley 6.a tit.o 3.o lib.o 4
de la recopilacion, deven ser quatro leguas de
circunferencia en quadro, ò prolongado segun la ca
=lidad de la tierra; por q.e dirijiendose la
solicitud de los nuevos pobladores à hacer
se dueños privativos de los Montes pastos
Aguas, Maderas, Leña y demas aprovecham.to
de los sitios que se les asignen, mercenes y re
partos y à privar de estos beneficios à sus
convecinos se ve desde luego ser abiertam.te
contraria esta pretension de la disposicion
de las citadas Leyes y à lo prevenido expre=
samt.e en el Artic.o 3.o de la Instruccion de Po=
=bladores de Californias segun la qual
deven ser de aprovecham.to comun todas las
Aguas, pastos, leña y Madera del termino que
con arreglo à las Leyes se asignase à cada
pueblo para que todos los pobladores puedan
gozarlos y disputarlos, manteniendo en ellas
sus ganados y participando de los demas apro
vecham.tos que produxesen.

Por las Leyes 1.a y siguientes hasta la 13. tit.o 12 del
mismo Libro 4.o se permite el Repartimiento y
señalamiento de peonias, caballerias y
sitios para Estancias de Ganados mayores
y menores, con tal q.e se deslinden los de los pueblos
de Indios y sus Sementeras y q.e se obligue à
los Dueños ò interesados à poner tantos pastores
y Guardas q.e basten à evitar los daños que
los ganados pueden hacer à los Indios y à
satisfacerles lo q.e efectivamente les causasen
y siendo mui conveniente la concesion de los
enunciados sitios ò Estancias p.a fomentar
la poblacion en las Californias donde p.r la
Esterilidad de la tierra y abundancia de sus
pastos, hay proporciones p.a verificarlo

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sin perjuicio de los Indios ni de otro ve-
4/ no alguno y donde por la falta de Comercio
activo y de consumo y salida de los demas
frutos, ha de consistir forzosam.te la mayor
Riqueza de los pueblos, en la Cria y aumen.to
de los ganados; por estas consideraz.s me parece
podria V. S. si fuere servido acordar y mandar
se pase Orn.a el Gov.no de Californias D.n pe-
=dro Fages para q.e sen.alando desde luego a
cada nueva poblacion el termino de quatro
leguas q.e le corresponde lo mida y amojone
en quadro ó prolongado segun lo permitiere
la Calidad del terreno y distrito de el no coz
cedan, mercene, ni reparta sitio alguno p.r Es
tancia y cria de ganados, á ningun Vecino
ó poblador por deber quedar sus montes pasto
aguas, y demas beneficios de aprovech.to
comun p.r todos los vecinos y pobladores sin
que ninguno tenga en ellos, dominio ni propie
dad en particular, y q.e en los demas terrenos
q.e quedaren fuera del espresado termino y
distrito asignado á cada pueblo y á Fanta dis
Tancia q.e no puedan resultar daños en las
misiones, pueblos y Rancherias de Indios
ni á sus sementeras, mercene y reparta sitios
para Estancias y cria de Ganados, en la
presisa calidad de q.e los Vez.nos y pobla-
=res á q.nes los conceda, se han de Obligar á po-
=ner todos pastores y Guardas que vasten
para Evitar los daños y satisfacer el imp.te
de los q.e por algun caso sucediesen y la de
que ningun Vecino ó poblador pueda tener
mas de tres sitios ó asientos, sugetandose á
fabricar en Cada uno Casa de fecha en
tener en el dos mil Cabezas de Ganado p.r
lo menos y á q.e sin embargo de su merced
y concesion, queden los pastos de aprove-
chamiento comun y donde no hubiere pastos
de ganado puedan darse sitios para in
genios y otras heredades, segun y como lo
5 dispone las Leyes 12. tit.o 12 y por lo respec
tivo á la Isla Espanola la 5.ta 11.a tit.o 1.o
Lib.o 4.o de la Recopilacion de estos Reynos
cuyas condiciones y leyes se inser.an para

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clausula espressa en la Escritura de Mercedes que se hicieren para que constando á los Vecinos y pobladores que las obtengan se han la Obligacion, á cuyo cumplimt. quedan sujetos y no tengan pretexto motivo ni pretesto para alegar derecho á lo contenido en lo subsesivo: y resolvera V.S. sin embargo sobre todo lo que fuere de su agrado. Chihuahua Veinte y siete de Octubre de mil Setecientos ochenta y nueve.

Salcedo Navarro.

Es Copia de su Original de que Certifico Chihuahua 21 de Junio de 1846.

Pedro Samaniego y Duenas.

Office of the Surveyor General of the United States for California

I Samuel D. King, Surveyor General of the United States for the State of California and as such now having in my Office and under my custody a portion of the Archives of the former Spanish and Mexican Territory or Department of Upper California do hereby certify that the five preceeding and hereunto annexed pages of tracing paper, numbered from One to Five inclusive Exhibit a true and accurate copy of a Letter by Don Jacobo Ugarte y Loyola, Comandante General de provincias internes" to the Governor of California Don Pedro Fages dated June the 21st 1786. and of a Document accompanying said letter; the same document being a certified copy of a Dictamen del Asesor de la Comandancia; now 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 29th day of January 1853

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Danl. D. King

Surveyor Genl Cal.

Salem in Office July 11th 1854

Gov: Fisher Dear Sir

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No 919.

Translation
O.

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I transmit to you the annexed copy of a decision, given by Your Counsellor of this Commandancia, in the 27th Octbr, relative to the location to be marked out for tracts, which were petitioned for by different individuals of that Pueblo, according to your report in representation No 204, of the 20th Nov. '84, in order that you may proceed to grant the same to them, in compliance with the wishes of said Supr Minister.

May God be with you. Chihuahua 21st June 1786.

Jacobo Ugarte y Loyola.

Sr Dn Pedro Fages.

Sr Commandant General.

In the instruction relative to the political government and the inhabitants of California, contained in title 14. of the new Regulation of that Provincia, approved of by his Majesty, by Royal Decree of 24th Octbr 1781, the 8th Art. prescribes that the new settlers shall enjoy in common the waters, pastures, fuel and timber of the Egidos, woods and deshesas which according to law, are to be designated to each Pueblo, and besides each one shall individually enjoy the pastures of his private lands, provided that each settler shall successively not possess a number of stock of any description exceeding fifty, in order that thereby the profit derived from such stock may be distributed among all and that the true wealth of the Pueblos may not be monopolized by a few inhabitants.

Laws 5th and three following in title 17th Book 4th of the Recopilacion of

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this Kingdom ordain that the use of all the pastures, woods and waters of the provinces of the Indies shall be commonly enjoyed by all the inhabitants thereof, in order that they may enjoy the same fruly with their stocks, repealing if necessary whatever ordinance might exist to the contrary, and this provision not only extending (comprising) the woods, pastures, and waters of private domains, granted within this Kingdom, but likewise to lands and cultivated grounds sold and alienated, in order, that after the crops being harvested, the pasture thereof remain to belong enjoyed in common.

The designation of tracts for raising cattle claimed by some settlers of California and proposed by the Governor in his official document of the 20th Nov. 1784, cannot and must not be made within the boundaries (of three) assigned to each Pueblo, which according to law 6. title 5. Book 4 of the Recopilacion, shall be four leagues square of land, or extended according to the quality of the soil, for the reason that if the desire of the new settlers be directed to making themselves the exclusive proprietors of the ~~lands~~, woods, pastures, waters, timber, fire wood and other profits of the tracts, as assigned and granted to and distributed among them, depriving their fellow citizens of these privileges, we notice at first glance that this pretension is in direct contradiction of the dispositions of the laws aforesaid and the express provisions of Art. 8. of the "Instr. de Poblaciones de California", according to which all the waters, pastures, fire wood and timber within the lands, which according to law shall be

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assigned to each Pueblo, shall be enjoyed in
common, in order that all settlers may enjoy
the same and derive the benefit therefrom,
maintaining thereon their stock and partici-
pating in the other benefits that might be
derived therefrom.

Laws the 1st and the follow-
ing to the 13th, Titto 12 of the same Book
4th, allow the distribution and designation
of sunias, places to raise huts and tracts
for herding large and small cattle, provided
however that such be given far from the Indian
Pueblos, and the ground which they cultivate
and that the owners, or parties at interest,
be obliged to furnish as many herdsmen
and guards as may suffice to prevent the
injury, which the cattle may cause to the
Indians and to indemnify them for that,
which may be caused to them, and it being
desires that grants be made of the aforesaid
tracts and herding places in order to settle
(fomenta la poblacion) California, where
on account of the extension of its lands and
the abundance of its pasture grounds, means
exist to accomplish this, without causing
injury to the Indians or a third party, &
which in the absence of active commerce, &
the consumption and exportation of other pro-
duce, the greatest wealth of the Pueblos must
naturally consist in the raising and increase
of stock; for these reasons I think you may
if you should be pleased to agree, cause an
order to be issued to the Governor of Cali-
fornias, Dn Pedro Fagez, that he may
immediately designate to each new popula-
tion the extent of four leagues, corresponding
to the same, to make the measurements &
place the land marks, either in a square or

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along, according to the quality of the soil and that he shall there within not grant, dispose of, or distribute any tracts for herding or raising cattle to any resident or settler, as the roads pastures, waters and other benefits thereof must remain to be enjoyed in common by all residents and settlers, without any of them having private dominion or ownership thereof, and that on other lands, beyond the boundary assigned of a distance assigned to each Pueblo, and at such a distance that no injury can result to the Missions, Pueblos and Rancherias of Indians, or their ensing grounds, be make grants and distribute tracts for herding and raising stock, under the express condition that the residents and settlers, to whom such are granted, be obliged to furnish as many herdsmen and guards, as may be necessary, to prevent injury and indemnify the amount of such, which may be caused and further that no resident or settler shall have more than three tracts of settlements, being under the obligation of constructing a stone house on each one, of having at least two thousand head of cattle thereon and that notwithstanding its grant and concession, the pastures remain to be enjoyed in common, and that in places where there are no herding grounds for stock, tracts may be given for plantations and other cultivation, in accordance with the provisions of laws 12. title 12 and governing the Spanish Island, the 5th. title 17. Book 4. of the Recopilacion of this Kingdom, which conditions and laws shall be inserted as express clauses in the deed of grant, in order that the residents and settlers,—

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acquiring such, may know and be acquainted with the obligations, to the compliance with which, they shall be subject and that they may have no just motive or pretext to allege the contrary at any future period; Your Honor will Honour above all resolve whatever may be your will—

Chihuahua 27th Octbr 1785.

Galindo Navarro.

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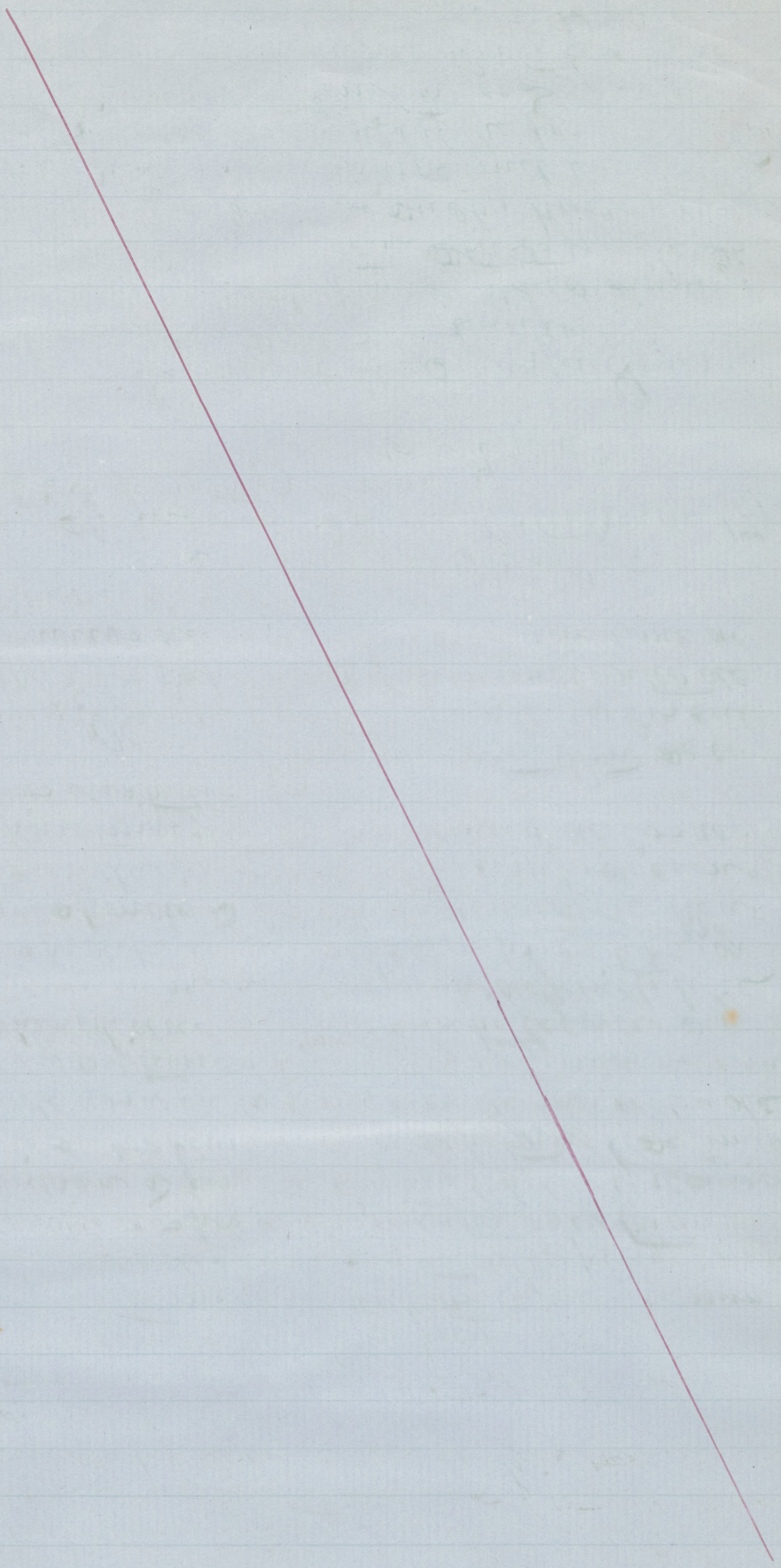
This is a copy of its original, which I certify.
Chihuahua 2d June 1786.

Pedro Garrido y Duran.

Filed in Office July 14 1854.

Geo Fisher
Secy.

1973



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1. Conforme à Dictamen del Dr. Asesor de Esta Comandancia Grâl he resuelto por Decreto de hoy, que sin Embargo de lo prevenido en el Articulo 71. de la Ordenanza de Intendentes corresponde à los Capitanes de predio merced, y reparto de solares y tierras à los soldados, y Vecinos que las pidieren para pujar su vecindad en ellos.

R.

Order of the Gov. to Capn. of Presidios 1st 91

Considerando suficiente para las nuevas poblaciones que van formandose à su Abrigo el Termino de Cuatro leguas comunes medidas desde el centro de la plaza del presidio dos por cada viento: he determinado tambien à fin de Cortar dudas y recursos en lo subsecivo: que los Capitanes de limiten desde ahora en la consecion de mercedes de Solares y tierras à las que estuviesen comprehendidas en ocho leguas sin exederse en manera alguna dejando libre y espedita la jurisdiccion privativa que corresponde à los Intendentes de Real Hacienda para la Venta, composicion y Repartimiento de las demas de los respectivos distritos.

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2 Para que esta Orn se cumpla y observe puntualmente la Circular N. M. à los Capitanes y Comandantes de los presidios de esa provincia dandome aviso de haverlo ejecutado.

Dios que. A. M. ms. as.

Chihuahua 22 de Octubre de 1791

Dr. Dn. Josp. Antonio Rivas.

Pedro de Nava

Office of the Surveyor General of the United States for California

I John C. Hays Surveyor General of the United States for the States of California and as such, having in my Office and in my charge and Custody a portion of the Archives of the former Spanish and Mexican Territory or Department of upper California by Virtue of the Power Vested in me by law. Do Hereby

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certify that the two preceding and hereunto annexed pages of tracing paper exhibit a true and accurate copy of a certain diagram now on file and forming part of the said archives in this Office

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Seal

In Testimony Whereof I have hereunto subscribed my name Officially and caused my seal of Office to be affixed at the City of San Francisco this Seventh day of July A. D. 1854

John C. Hays

U. S. Surveyor General
for California

Surveyor Office July 11th 1854

Geo: Fisher Deputy

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In conformity with the decision of the Assessor of this Commandancy General, I have resolved, by a decree of this day, that notwithstanding the provision of article 81. of the Ordinance of Intendants, it appertains to Captains of Presidios to grant and allot building and farming lots to the soldiers and settlers who might solicit them for the purpose of residing on them—

Translation of N.

Considering sufficiently ample for the new Pueblos (Poblaciones) which are being formed with their protection, the space of four common leagues measured from the center of the Plaza of the Garrison, two (leagues) to each Cardinal point. I have also determined in order to avoid doubts and appeals in the future, that the Captains limit themselves from that present in the grants of gifts of building and farming lots to those which might be included within the said four leagues, without exceeding it in any manner whatsoever, leaving free and untrammelled the particular jurisdiction, which belongs to the Intendants of the Royal Treasury for the sole emplotment and allotment of the remaining (land) of their respective districts— In view that this order may be fulfilled and observed punctually you will pass it to the Captains and Commandantes of the Presidios in that Province, informing me of its execution.

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May God &c.
Chihuahua 22nd. October 1791.
Pedro de Nava—

Exmo D. Joseph Antonio Romea—

Filed in Office July 11 1834. Geo. Fisher. Secy.

1. En fuerza superior de R.l Hacienda aprovó

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Dc Navia's Order of 1793 asking for information concerning Property

1. En fuerza de superior de Rl. Hacienda aprovò el Excmo Sor. Virrey interinamente la disposicion ofl. fecha en 22. de Octubre de 1793 y comunicada à Vm con igual fecha, para que no obstante lo prevenido por el Articulo 81. de la Rl. Ordenanza de Intendentes diesen los Capitanes y commandantes de presidios merecendo solares y tierras à los Soldados y Vecinos que los pidieren para Establecerse à su Abrigo limitandoles esta facultad al termino de quatro leguas comunes, medidas desde el centro de la Plaza de cada uno dos por cada viento: pero à fin de que en la misma Junta superior se resuelva la providencia perpetua que haya de observarse en la materia se me previno oyese à los referidos Capitanes y Comandantes sobre la Consulta que dio motivo à hacer aquella declaracion. De conformidad substancialmente à que en conformidad de lo prescrito por los Articulos 81. y 90. de la citada Ordenanza de Intendentes mandase cesar à los Capitanes y Commandantes en el repartimiento de tierras que hacian segun el Articulo 1º. titulo 11. del Reglam.to
2 de presidios; pues aquellos dan à los mismos Intendentes en todo el Distrito de sus respectivas provincias el conocimiento privativo de las dependencias que emanan sobre el asunto, como son las Ventas, composiciones y repartimiento de tierras Realengas y Baldias; y de lo contrario resultaba perjudicado el Erario en los derechos que le pertenecen.

Despues se promovio ante el Excmo Sor. Virrey el punto de que los citados Articulos de la Ordenanza de Intendentes declarasen à los q.e sirviesen estos empleos absoluta la jurisdiccion politica hasta en las poblaciones de Fronteras à los Enemigos: apoyandose que era perjudicial la concesion los Capitanes y Comandantes de los presidios con inspeccion y sin conocimiento de los Governadores Intendentes:

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y que no lo era menos la facultad de darles privativo el mercenar y repartir tierras.
Entendose lo primero en que los Yndios esta=rian mejor regidos por los prezes q.e nom=brare el Yntendente tendrian menos distante el recurso à este de sus quejas y agravios que à la Comandancia General no les causaria gastos el plantear sus instancias ni sufririan las vejaciones y molestias q.e
3. les hagan los Oficiales Gefes Militares y Politicos procediendo despoticamente y abusi=vamente en sus determinaciones de Pue=blos que se veian obligados no pocas veces. à abandonar sus establecimientos ò los ha=cian salir de ellos imponiendoles destierros sin Orden à demas de que tendrian de faci=litarian mejor el acopio de semillas que necesitan las Tropas pues el Yntendente concurriria à auxiliarlo entre los Yndios Fronterizos con mayor vigor que lo podrian executar los Capitanes y Comandantes y lo segundo en que perjudica el R.l Erario de=jando S. M. de percivir los dros. de composi cion por las tierras que se repartan en las qua=tro leguas Juridiccionales de los presidios para cumplir lo resuelto en Pinta Dupor circulares Vn inmediatamte esta Orden à los Capitanes y Comandantes de presidios de esa Provincia à fin de que informen sin demora por su conducto (y lo mismo hace=ra V. M. por lo que respecta al de Loreto que es de su cargo) lo que se les apercive para esta, acompañando noticia individual de los poblaciones contenidas en las quatro
2/ leguas asignadas determinando à cada una y una de los Yndios y pobladores radicados en ellas. con expresion del numero de perso=nas de ambos Sexos que compongan cada una de las Tropas.
Dios guarde à V. M. muchos años
Chihuahua 19 de Enero de 1793.

Pedro de Nava

Por Ynciente de Governador de California

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

I, John. C. Hays Surveyor General
of the United States for the State of California
and as such having in my Office in my
charge and custody a portion of the Archives
of the former Spanish and Mexican territory
of Upper California, by virtue of the power vested
in me by law, do hereby certify that the four
preceding and hereunto annexed pages
of this paper numbered from One to Four
inclusive, exhibit a true and accurate Copy
of a certain document now on file and for-
-ming part of the said Archives in this Office

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(Seal) In testimony Whereof I have
hereunto signed my name officially
and caused my seal of Office to be affixed
at the City of San Francisco, this Seventh
day of July A. D. 1854.

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

Recorded in Office July 11th 1854.

Geo: Fisher Deputy

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In a superior Council of the Royal Treasury his Most Excellent Lordship, the Viceroy, approved provisionally the disposition which I made on the 22nd Oct 1822, 1791, and communicated to you the same day, that, notwithstanding the provision of Article 81 of the Royal Ordinance of Intendants, the Captains and Commandantes of the Presidios should continue granting building and farming lots to the soldiers and settlers, when they should ask them in order to establish themselves under their protection, limiting their power of them to the extent of four common leagues measured from the center of the Plaza of each one [in leagues] to each cardinal point. But in order that in the same superior Council a definitive determination may be taken, which must always be observed concerning this matter, it was determined that I should hear the said Captains and Commandantes upon the proposition, which was the motive of making that disposition. The subject resolved itself substantially to this, whether in conformity to the provisions of the Articles 7. 81. & 366 of the cited ordinances of Intendants I should order that the Captains and Commandantes should suspend their granting of lands, which they are making according to Article 1 Title 11 of the Ordinance concerning Presidios; as they themselves are going to the same Intendants in all the District of their respective provinces, the particular knowledge of the occurrences which happen on the subject such as the sales, compositions and distribution of Royal and vacant lands and from the contrary the Treasury would be injured in the fees which

S.
Translation.

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belong to it.

Afterwards the point was considered before his Most Excellent Lordship the Viceroy, whether the cited articles of the ordinance of Intendants declared to those who filled these offices the absolute political jurisdiction they in the Presidios (Presidiales) bordering on the enemy; it being thought that it might be prejudicial that the Captains and Commandantes of the Presidios should exercise it arbitrarily and without the Knowledge of the Intendant-Governor and that the exclusive power of granting and distributing land was not less so-

The first was founded in this whether the petitions would be better governed by the Judges whom the Intendant might name, whether they would have less distant the appeal to him of their complaints and injuries, than to the Commandancy General, that it would not cause them costs to submit their petitions, nor would they suffer the delays and troubles which the Military and Political Chiefs would cause them, proceeding despotically and unpersonally in their determinations, hence in many instances they would see themselves obliged to abandon their establishments or they are made to leave them, being exiled without being heard, by which manner, would be facilitated the collection of the grain which the troops need, as the Intendant might render them assistance in the frontier settlements with greater vigor than the Captains and Commandantes could extend.

And the second whether the Royal

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Treasury is injoined. His Majesty Desiring to receive the fees of compensation for the land which are distributed in the four jurisdictional leagues of the Presidios.

In order to fulfill the determination of the Supreme Council, you will immediately circulate this order to the Captains and Commandants of that Province to the end that they may report without delay through you (and you will do the same in respect to Lands which is under your charge) that which they offer or think, accompanying a separate notice of the Pueblos (Rancherias) contained in the four leagues assigned as limits to each one; and another of the settlers living in them return a specification of the number of persons of both sexes which compose them besides the troops.

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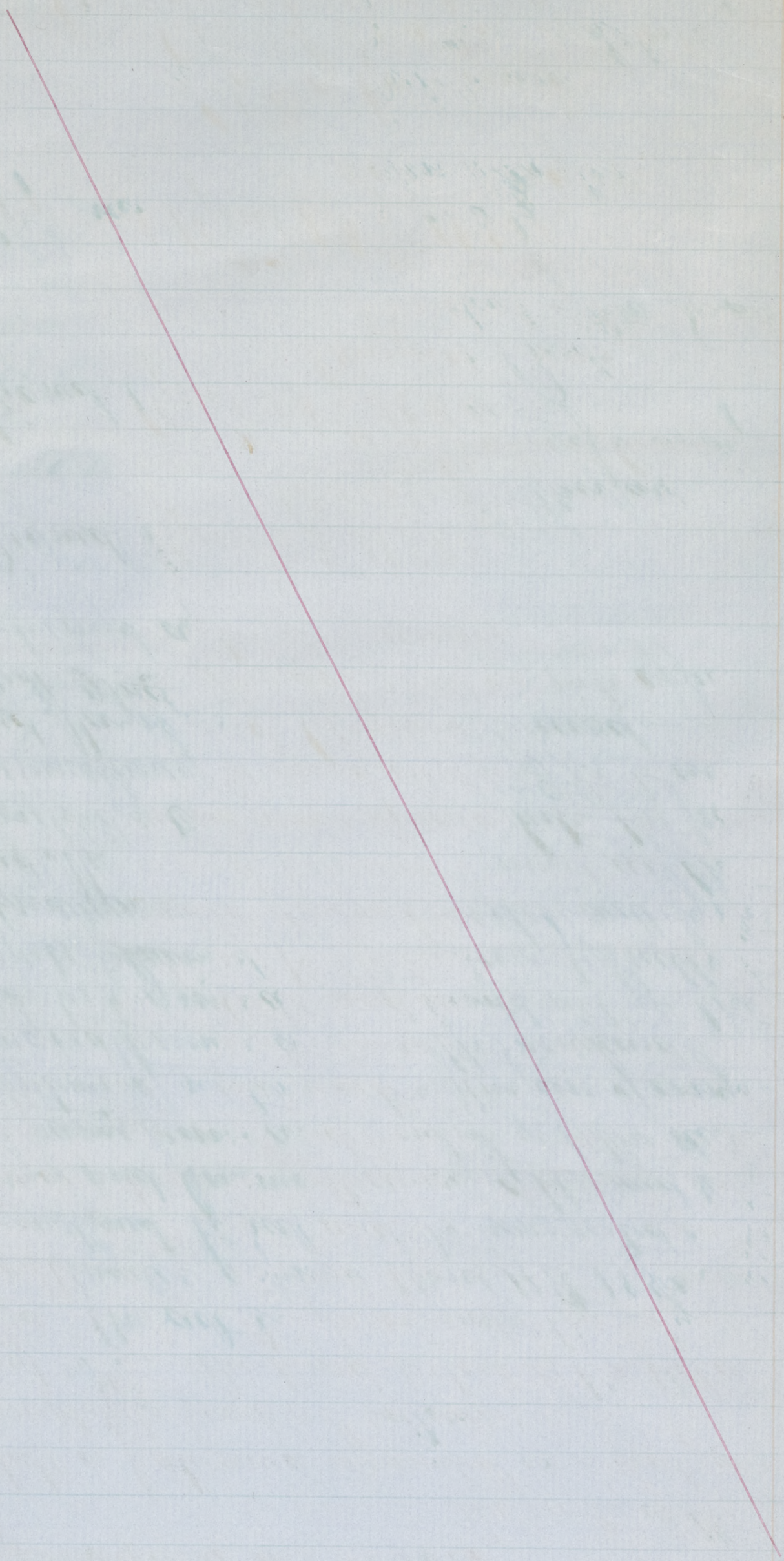
May God guard you many years —
Chihuahua 19th January 1793.

Pedro de Nava.

To the Gov-ad interim
of Californias —

Filed in Office July 11/1834.
Geo: Fisher.
Secy.



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" An Act explanatory of an act entitled "An Act to incorporate the City of Los Angeles Approved April 4th 1850."

Act of the Legislature of California, declarative and exercising certain rights—

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The people of the State of California represented in Senate and Assembly do enact as follows:—

Sect 1st. The third section of the Act entitled "An act to Incorporate the City of Los Angeles, approved April 4th 1850 shall be construed to vest and to have vested in the Mayor and Common Council of the said City the same power and control over the distribution of water for the purpose of irrigation, or otherwise among the inhabitants, planting grounds and lands within the limits claimed by the ancient Pueblo of Nuestra Señora de Los Angeles, and by the said Mayor and Common Council and the Regidors or Commons of said City the possession whereof is hereby declared to be in the said Mayor and Common Council—

Sect 2nd. This act shall go into effect from and after its passage.

Signed April 13 / 1854
Charles E. Fairfax
Speaker of Assembly.

Signed April 13th 1854.
Samuel Purdy
President of the Senate.

Approved April 13th 1854:
John Bigler.

State of California
Office of Secretary of State.

I hereby certify that the foregoing to

be a true copy of an original act now on file in this office.

(seal)

Witness my hand and seal of State, dated at the City of Sacramento this 30th day of June A.D. 1854.

J.W. Dyner.
Sec of State

Filed in Office July 11 1854.
Geo. Fisher.
Secy.

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No 422.

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The Mayor & Common Council
of the City of Los Angeles.
vs
The United States.

For sixteen leagues
of land known as
the Pueblo lands of
Los Angeles —

Opinion of the Board delivered by Comr Farnell.

By written stipulation filed in this case it is admitted that the City of Los Angeles was regularly incorporated and declared to be the Capital of California, by a law passed by the Mexican Congress on the 23d. day of May 1835; that said City was in existance on the 7th day of July 1846, that it was incorporated by act of the Legislature of California passed April 4th 1850, and that under the name mid in the petition it succeeded to all the rights, claims, and powers of the Pueblo of Los Angeles —

This admission entitles the present City Authorities to a confirmation of such Pueblo lands as were understood to belong to them under Mexican jurisdiction, and the only question left for this Commission to determine is as to the extent and limits of said claim.

Efforts were made at different times to obtain a regular and official assignment of lands for the Ejidos and Propios of the Pueblo and the establishment of boundaries which should designate its limits, but the act was never perfected.

Under an order made by Pedro Fajes while Governor in 1786, Lieut Argüello assigned lots at the Pueblo to nine of the citizens residing there, and made a map of the same —

He also shows in his report an attempt at designating lands for the Ejidos and Propios of the Pueblo. But his description is so indefinite as really to affix no boundaries & to designate

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no quantity of land to be assigned.

It appears from the evidence that in 1836 a decree of the departmental assembly was enacted directing the measurement and assignment of these lands, but the commission which was appointed for the purpose did not complete the work.

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And in pursuance of a petition of the Ayuntamiento of said Pueblo setting forth the facts of the failure to obtain the assignment and the settlement of boundaries a new order was issued by the Governor directing the former order to be carried into effect. This was never done, and no assignment of land was ever made to the Pueblo — The petitioners claim that the law gave to the Pueblo a right to sixteen square leagues of land when no specified boundaries or measurement was made to be taken in a square form, bounded by four lines two running North and South and two East and West, and each having its center at the distance of two leagues from the center of the Plaza.

The law contemplated the assignment of lands to the Pueblos adjoining them for public purposes, but instead of being sixteen leagues in quantity, it was four square leagues, and when no other designation was made by competent authority it embraced a square with the exterior lines running to the cardinal points two leagues in length with the respective centers at the distance of four leagues from the center of the Plaza. A citation of the Spanish and Mexican authorities and the opinion of the Board on this point will be found at length in the case of the City of San Francisco, No. 281. on the calender of causes of this Commission —

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And it will also appear from the decision of that case that this board derives its authority to confirm this claim particularly from the 14th Section of the Act of Congress of the 3d March 1846.

Evidence is given tending to show the exercise of certain acts of control indicating ownership over the land by the City Authorities and their claim of right to it; but the proofs do not show the bounds with sufficient certainty to determine that any acts were done outside the boundaries of the four square leagues above designated. No foundation is laid by the evidence for presuming an assignment to the City, beyond the four square leagues given by law.

A decree will be entered in this case confirming four square leagues with the boundaries indicated as above.

(Confirmed)

Filed in Office Feby 5. 1851.

Geo: Fisher. C.C.
Secy.

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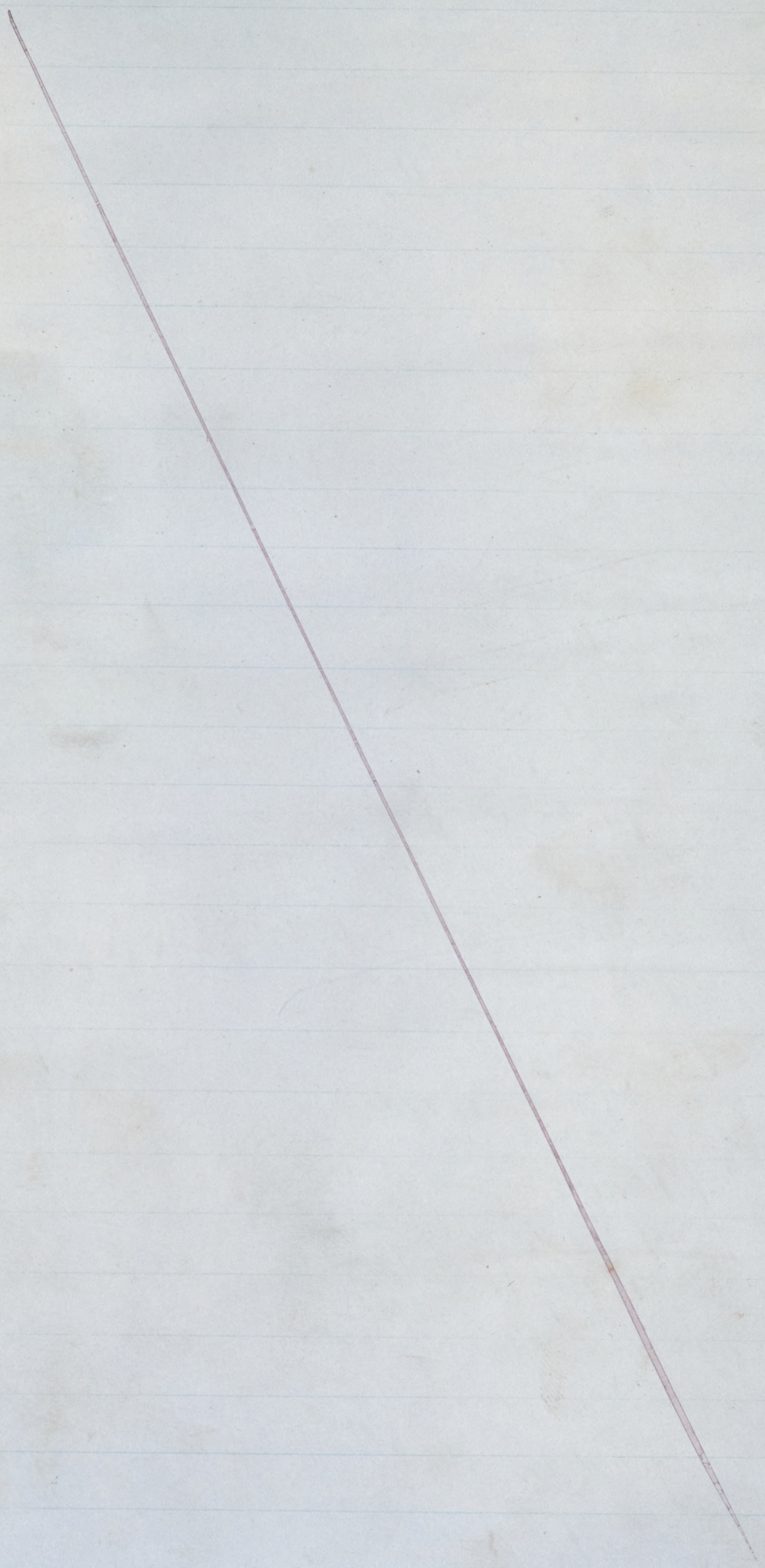
1911



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The Mayor and Common Council
of the City of Los Angeles.
vs
The United States.

Decree of Confirmation

In this case on hearing the proofs and allegations it is adjudged by the Commission that the claim of the said petitioners is valid for the land hereinafter particularly mentioned and described, and it is therefore decreed that the same be confirmed to them; and as to the remaining portion of the premises described and claimed by them in their petition to this Commission it is adjudged that their claim is invalid and their application for a confirmation thereof is therefore rejected.

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The land of which confirmation is hereby made is situated in Los Angeles County and contains four square leagues of land, and is bounded on the North and South by two parallel lines, each two leagues in length and running due east and west and on the East and west sides by two parallel lines each two leagues in length and running due North and south;— said boundary lines being so drawn that their respective centers shall be in a direction due North, south, east and west from the center of the Plaza of said City of Los Angeles and each at the distance of one league from the same.

Alpheus Felch.
R. Aug. Thompson. Commrs
S. B. Sawell.

Filed in Office Feby 5. 1856.
Geo Fisher. Sec.

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Order

And it appearing to the satisfaction of this Board that the land hereby adjudicated is situated in the Southern District of California, it is hereby ordered that the Transcripts of the proceedings and of the decision in this case and of the papers and evidence upon which the same are founded be made out and duly certified by the Secretary one of which 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

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

I, George Fisher — Secretary to the Board of Commissioners to ascertain and settle the Private Land Claims in the State of California, do hereby certify the foregoing One hundred & ninety two pages, numbered from 1 to 192, both inclusive, to contain a true, correct and full Transcript of the Record of the Proceedings and of the Decision of the said Board, of the Documentary Evidence and of the Testimony of the Witnesses, upon which the same is founded, on file in this Office, in Case No. 422 on the Docket of the said Board, wherein

City of Los Angeles are —

the Claimant against the United States, for the place known by the name of

Pueblo Lands —

In Testimony Whereof, I hereunto set my hand and affix my private Seal (not having a Seal of Office) at San Francisco, California, this Twenty third — day of February A. D. 1856, and of the Independence of the United States of America the seventy-eighth

Geo: Fisher.

Secy.

U. S. DISTRICT COURT,

Southern District of California.

No. 386

386

THE UNITED STATES,

vs.

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City of Los Angeles.

Pueblo Lands

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS.

In Case No. 422

Filed, March 3 1856

386

In the Dist Court of the United States, in & for the Southern Dist of California -

The Mayor & Common Council of the City of Los Angeles, Claimants

vs

The United States Appellee -

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Appeal from the final decision of the Board of Land Commissioners to ascertain & settle the private land claims in the State of California, taken on the 5th day of March 1856, by the said Board having filed with the Clerk of said Court a certified Transcript of their proceedings and decision and of the papers and evidence upon which said decision was founded.

Notice is hereby given that the Mayor and Common Council of the City of Los Angeles, Appellants in the above cause, and claimants before said Board in a claim for Pueblo Lands of said City, situate in the Southern District of California, filed before said Board on the day of AD and commenced on its docket will prosecute the appeal herein from ~~so much of~~ said final decision ~~as is adverse to their said claim~~, which decision was rendered by said Board on the day of AD 185

("so much of" and "as is adverse to their said claim" erased before filing)

Lancaster Brent
Atty for City of
Los Angeles -

No 386 Dock.t

U.S. Dist. Court South.n Dist. of California

The Mayor & Common Council of the City of Los Angeles

Appell.ts

vs

The United States

Appellee

Notice of Appeal

Filed April 12th 1856

C. Elmer Clk

By O. Mygatt Dep.ty

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Office of the Attorney General of the United States,

Washington, 15 April, 1856.

422 J "Pueblo Lands—"

City of Los Angeles, Claimant

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 17th day of March, 1856, the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Caleb Cushing

Attorney General.

C. E. Carr Esq

Clerk U. S. D. C

No ~~422~~ 386

U.S. Dist. Court
South Dist. of California

City of Los Angeles

vs

The United States

Notice of Appeal

Filed June 7 1886

C. E. Carr
Clk

By C. Morgan Dep'y

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

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The Mayor Common Council of the City of Los Angeles, Appellants
vs
The United States Appellees

Case No 386
Transcript 422
"Pueblo Lands"

To the Hon. Isaac S. K. Ogier, District Judge of the District Court of the United States in & for the Southern District of California.

The Petition of the above named Appellants, Respectfully represents that in the year 1781 Governor Felipe de Neve Commandant General of the Internal Provinces of the West gave formal directions for the foundation of the "Pueblo de Nuestra Señora la Reina de los Angeles", and that in 1786 Gov.r Pedro Fages issued a Commission which on the 4th Sept.r 1786 gave formal possession of three building & farming lots to the settlers of said Pueblo

That in the year 1835 by an Act of the Mexican Congress, said Pueblo was raised to the rank of a City and made the Capital of the Department of the Californias,

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That on the 4th April 1850 by an Act of the Legislature of California it was declared incorporated, according to the provisions of an Act entitled "an Act to provide for the incorporation of Cities," approved March 18th 1850, and that said City should succeed to all the rights claims & powers of the Pueblo and Ciudad of Los Angeles as regards property

2nd That the lands claimed herein are situate in the County of Los Angeles in the Southern District of California and more fully appear in the petition filed by these Appellants on the 26th October 1852 before the United States Board of Land Commissioners to Ascertain & settle the private land claims in California, and the papers and proceedings thereupon had, which are hereby specially referred unto.

3rd That on the 7th day of July 1846, the said ~~Pueblo~~ City was in possession of the lands claimed in this case

That on the 25th Day of October 1852 these Appellants filed their Petition, claiming said premises before the United States Commissioners aforesaid while sitting as a Board, together with documentary evidence & the testimony of witnesses.

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That afterwards the said Board proceeded, to wit on the 5th day of February 1853 to decide on the validity of said claim & rejected the same in part

That afterwards to wit on the 5th day of March 1853, an appeal was taken from the decision of said Board, by the Secretary thereof, having caused to be filed in the office of the Clerk of this Court a Certified Transcript of the Record of their proceedings & decision & of the papers & evidence upon which the same was founded

That on the 2nd day of April 1853, these Appellants filed in the office of said Clerk a notice of their intention to prosecute said appeal

Therefore they pray that the decree of said Commissioners may be reversed, and that your petitioners claim to said land may be decreed to be valid, and for their costs herein expended and for such other and further or general relief

as shall be agreeable to Equity & good Conscience & and the nature of this Case shall require —

J. Lancaster Brent
Atty for Appellants

Case 386
In U.S. Dist Court
Southern Dist Cal^a

Mayor & Common Council of City of Los Angeles
Appellants
vs
The United States
Appellees

Petition for Review

Filed Decr 8th 1856
C Sims
Clk

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J L Brent Atty

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

The Mayor & Common Council
of the City of Los Angeles
vs. Appellants
The United States.
Appellee.

Case No. 386.

Dans. No. 422.

The answer of Pacheco Ord Attorney of the United States for the Southern District of California, for and in behalf of the United States to the petition of the Mayor & Common Council of the City of Los Angeles, Said Respondent denies generally the validity of the alleged title of the claimant to the land claimed, And Said Respondent prays that this Hon. Court will affirm in part the decision of the Board of Land Commissioners for California, and decree the alleged title of claimant to be invalid, And general relief.

P. Ord
Attorney of the United
States for the South. Dist of
California

No 386

U S Dist Court

Southern Dist of Cala

City of Los Angeles
vs
The United States

Petition

Filed Dec 9th 1856
J Sims
Clerk

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

The President of the United States,

TO

P. Ord. U.S. District Atty for the Southern District of California

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Greeting:

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against the United States in the District Court of the United States, in and for the Southern District of California, on the 8th day of December, in the year of our Lord one thousand eight hundred and fifty-six, at the City and County of Los Angeles, in said District, by

The Mayor & Common Council of the City of Los Angeles, praying the Court to review the decision of the U.S. Land Commission rejecting their claim in part to the land called the Pueblo lands of Los Angeles

and that you are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said Petition, or the Petitioner will apply to the Court for the relief demanded therein.

In Witness whereof, I have hereunto set my hand, and affixed the Seal of said Court, at the City of Los Angeles, this 8th day of December A. D. 1856.

C. Sims CLERK.

Jr. Jams H. Coleman Dep

Marshal's Cost
Copying Summons — 60
Serving Same 3 —
" Petition 3 —
$ 6.60

No. 386

UNITED STATES OF AMERICA,

Southern District of California,

U. S. District Court.

Mayor & Common Councl of City of Los Angeles
appellants
vs
The United States
appellees

Filed on return day 9th Dec 1856 C. Sims clk by J H Coleman Depy

SUMMONS.

Received December 9th 1856.

Edward Hunter
U. S. MARSHAL,
by M L Goodman Depty

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I served this Summons, together with a certified copy of the Petition, upon P. Ord U. S. Atty by delivering to him personally a true Copy of the Same

at Los Angeles City in the Southern District of California, on the 9th day of December A. D. 1856.

Sworn to and subscribed before me, this 9th December A.D. 1856
C. Sims — CLERK.
J H Coleman Dep

Edward Hunter
U. S. MARSHAL.
by M L Goodman Depty.

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

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

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The Mayor & Common Council of the City of Los Angeles. Appellee
ads
The United States. Appellant

Docket No. 386.

Transcript No. 422

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* 26th *day of* October *A. D.* 1852, *The Mayor and Common Council of the City of Los Angeles* 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 Pueblo Lands 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 5th day of February A. D 1856, the said Commissioners confirmed in part, by final decision, the said claim of said petitioner. That thereafter, to wit: on or about the 5th day of March 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. 422.; reference to which it is prayed may be had and made part of this petition. That on or about the 17th day of March 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 or about the 17th 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 claimant, presented as aforesaid to said Commissioners. And your petitioner further denies that the said claimant has any valid right or title to said land claimed as aforesaid, or any part thereof.

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

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

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

P. Ord

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

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No 386

U. S. Dist Court

Southern Dist of Cala

The City of Los Angeles
ads
The U States

Petition & Rem

Filed this 9th day of Dec
A.D. 1854

J. Sims
Clk

Summons
Copy Issd

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

The President of the United States,

TO The Mayor & Common Council of the City of Los Angeles

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Greeting:

Take Notice, That a Petition, a copy of which is herewith served upon you, has been filed against you in the District Court of the United States, in and for the Southern District of California, on the 9th day of December, in the year of our Lord one thousand eight hundred and fifty-Six, at the City and County of Los Angeles, in said District, by

P. Ord, U. S. Attorney, praying said Court to review the decision of the United State Land Commissioners of the 5th day of February 1856. Confirming your Claim to the lands Called "Pueblo Lands" Situate in the County of Los Angeles

and that you are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said Petition, or the Petitioner will apply to the Court for the relief demanded therein.

In Witness whereof, I have hereunto set my hand, and affixed the Seal of said Court, at the City of Los Angeles, this 10th day of December A. D. 1856

J. Sims — Clerk.

By James H. Thomas
Dep.

No. 386

UNITED STATES OF AMERICA,

Southern District of California,

U. S. District Court.

The Mayor & Common Council of the City of Los Angeles
ads
The United State

Filed on return
Dec. 10th 1856
C. Sonis clk
J. McColman Dy

SUMMONS.

Received 10th December 1856

Edward Hunter
U. S. MARSHAL.
J. McGoorkan
Deputy

386 SD
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I served this Summons, together with a certified copy of the Petition, upon P. G. Nichols
Mayor of the City of Los Angeles by delivering
to him personally a true copy of the same
at City of Los Angeles
the 10th day of December A. D. 185 6.

in the Southern District of California, on

Sworn to and subscribed before me, this
10th December A.D. 1856
C. Sonis
CLERK.
F. Coleman Deputy

Edward Hunter
U. S. MARSHAL.
J. McGoorkan
Deputy.

Marshals Cost

Copying Summons	50
Serving same	3
" Petition	3. —
	$ 6. 50

In the District Court of the United States, for the Southern Dist. of Califo'nia

The Mayor & Common Council of the City of Los Angeles Appellees — Case 386 "Pueblo Lands"

vs

The United States Appellants — Transcript 422

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And now come the above named Appellees by Lancaster Brent their attorney and for answer to the Petition for Review filed herein by the Appellants say,

That their claim to the lands claimed in this case is good and valid, and to the whole thereof.

Wherefore they pray the judgment of this Hon. Court that the decision of the United States Board of Land Commissioners, so far as the same confirms said claim, may be affirmed and that as regards that part of said ~~petition~~ decision which rejects a portion of said claim, this Hon. Court will render judgment in conformity with the prayer of the petition for review filed herein by these Appellees and that the title of these Appellees to the whole of the lands claimed herein may be decreed to be valid

And for their Costs herein expended and such other or further or general relief as to Equity & Conscience may belong or the nature of his Case may Require. —

J Lancaster Brent
Atty for Appellees

Case 386

In U. S. Dist Court South^n Dist of Cal^a

The Mayor & Common Council of City of Los Angeles
Appellees

ads

The ~~United States~~
Appellants

Answer

Filed Dec 11th 1856
Wm Sims
Clerk

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J L Brent

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

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The Mayor & Common Council
of the City of Los Angeles
Appellees
& Appellants
vs
The United States.
Appellants
& Appellees.

Case 386
Pueblo Lands
Transcripts 422

In this Case on motion of J. Lancaster Brent Attorney for the Claimants, the Mayor & Common Council of the City of Los Angeles,

It is ordered,

That either party have leave to take & file additional evidence in the above Case.

Case 386
U. S Dist Court. South'n
Dist. of California

City of Los Angeles

Adv

The United States

Order for additional evidence

Filed Dec 12th, 1854

A Sinnet
Clerk

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Benj V Ackley

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No 386

The Mayor & common council of the City of Los Angeles vs appellants
United States - Respondents

In the Dist. Court of the ~~Southern D~~ United States for the Southern District of California -

Appeal from U. S. Land Commission -

Whereas the Mayor & common council of the City of Los Angeles have appealed from the decree of the U. S Land Commission rejecting a portion of the Pueblo Lands claimed by them, & confirming the balance to the extent of four square leagues and whereas the United States have also appealed from that part of said decree confirming the four square leagues as aforesaid; and furthermore, whereas the United States on Feb 23. 1857 determined not to prosecute their appeal from said decree as appears by a ~~letter~~ notice from the Attorney General thereof now on file in the Office of the U. S. Dist. Attorney for said Southern District, a duly certified copy whereof is hereunto annexed, and whereas the said Mayor & common council have by an Ordinance passed May 25th 1857 ~~determined~~ instructed their Attorney to dismiss their appeal from the said decree in order that the decree in their favor for the said four leagues may become final; Now, therefore,

The Mayor and common council of the City ~~of~~ of Los Angeles

will not prosecute their Appeal from the said decree of the said Land Commission & the same is hereby dismissed —

Lancaster Brunt
Atty of Mayor &
Common Council of the
City of Los Angeles

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California Land Claims
Attorney Generals Office
23 Feb 1857

Sir

In the case of the claim of the City of Los Angeles Confirmed to the Claimant by the Commissioners Case No four hundred and twenty two (422) Appeal will not be prosecuted by the United States

I am
Respectfully
Cushing

Pacificus Ord Esq
U. S. Attorney
Los Angeles

State of California
County of Los Angeles } ss

I do hereby Certify that the above and foregoing is a full true and correct copy of a letter now on file in the Office of the United States District Attorney in and for the Southern District of California

Given under My hand this the 27th day of June AD 1857
Cameron E. Thom
Acting U S Dist. Atty
Southern Dist Cal

No 386 -

The Mayor & Common Council of the City of Los Angeles - Appellants

vs

United States Respondents

Dismissal of Appeal of City -

Filed this 27th June 1857

Wm Sims Clk

J. D. Hoffman Dep

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Brent Atty -

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

The Mayor & Common Council of the City of Los Angeles Applicants and appellees vs. 2 acs. The United States Appellees and appellants

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City Lands

Transcript 422

Notice having been received from the Attorney General of the United States that the appeal of the United States in this case will not be prosecuted, and that the appeal of the Claimants from such part of the decision of the Board of Land Commissioners as was adverse to their claim having been abandoned; and a stipulation having been entered into between the U.S. District Attorney and the Attorney that both of said appeals may be dismissed.

It is ordered that the appeals of both parties in this case from the decision of the United States Board of Land Commissioners, be, and hereby are dismissed; and that the Claimants may proceed under the said decision as under a final decree.

James ALT Ogier
U S Dis Judge

#386.

In U. S. Dist. Court

City of Los Angeles

vs

The United States

Order of dismissed.

Filed Feby 2d 1878

Spins

Clk

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California Land Claims
Attorney Generals Office
23 Feb. 1857

Sir:

In the case of the claim of The City of Los Angeles, confirmed to the claimant by the Commissioners, Case No. four hundred and twenty-two, (422), appeal will not be prosecuted by the United States.

I am,
Respectfully
Cushing

Pacific Ord Esq
U.S. Attorney
Los Angeles.

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

The Mayor & Common Council of the City of Los Angeles Appellants and appellees vs & ads. The United States Appellees & appellants

\# 386.

City Lands

Transcript 422

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In pursuance of a notice of the Attorney General of the United States, hereto annexed that the appeal in the above case from the decision of the United States Board of Land Commissioners to the above District Court will not be prosecuted by the United States, and the said Mayor & Common Council of the City of Los Angeles having abandoned their appeal as to such portion of the lands claimed by them as was rejected by the decision of said Board,

It is stipulated and agreed between the parties, that the appeal in this case, on the part of both parties, may by order of the Court, be dismissed, and the said Mayor and Common Council of the City of Los Angeles, proceed under the decision of said Board as under a final Decree.

Lancaster Brent
Atty for Claimants

P. Ord
U S Atty

No. 386.
In U.S. Dist. Court

City of Los Angeles
vs &c
The United States

Stipulation

Filed Feby 2d, 1858
C Sims
Clk

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