

CASE No.

392

SOUTHERN DISTRICT

ENCINO GRANT

VICENTE DE LA OSA, ET AL

CLAIMANT.

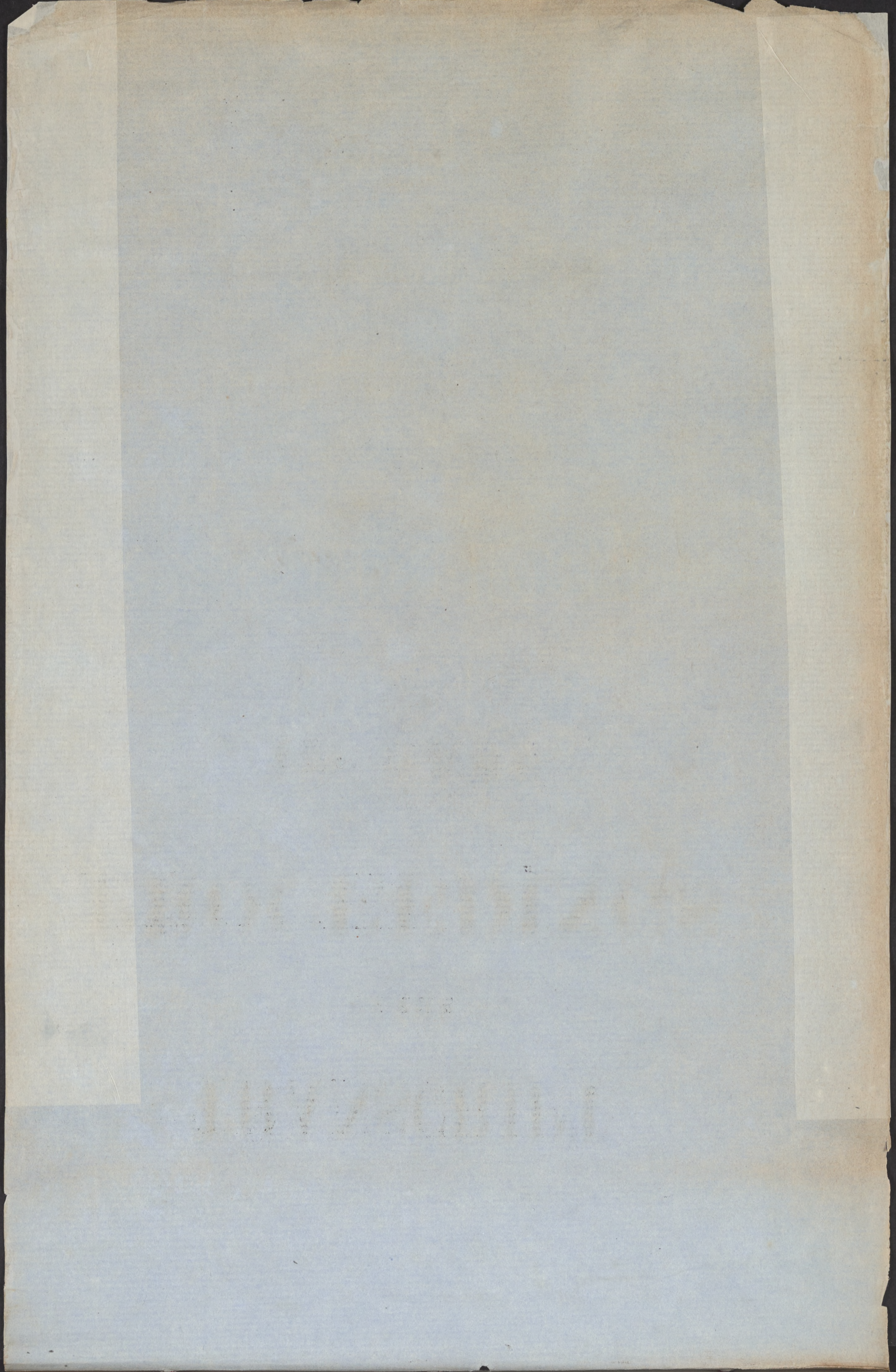
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379

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TRANSCRIPT

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PAGE 1

OF THE

PROCEEDINGS

IN CASE

NO. 379.

Nicente de la Osa, et al,

CLAIMANT &

VS.

THE UNITED STATES, DEFENDANT,

FOR THE PLACE NAMED

" *Encino.* "

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT



PROCEEDINGS

OF THE PHYSICS DEPARTMENT

OF THE UNIVERSITY OF CHICAGO

1911-1912

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 *Eightth 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;

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The Petition of *Vicente de la Osa, et al:*
~~~~~ for the Place named  
~~~~~ "*Encino*,"  
was presented, and ordered to be filed and docketed with No. 379 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 3^d 1852.
In Case no. 379, *Vicente de la Osa, et al:* for the place named "*Encino*", the deposition of *Agustin Olvera*, a witness in behalf of the claimants, taken before Commissioner *Miland Hall*, with document marked *N. H. no. 1*, and translation thereof marked *B & D*, annexed thereto, was filed;

(Vide page 7 of this Transcript.)

In the same case the deposition of *Saturnino Reyes*, a witness in behalf of the claimants, taken before Commissioner *Miland Hall*, was filed;

(Vide page 5 of this Transcript.)

San Francisco September 1st 1853.
In the same case the deposition of *J. J. Warner*, a witness in behalf of the claimants, taken before Commissioner *Thompson Campbell*, with documents marked "*A & B, Thompson Campbell*"

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was filed:

(Vide page 8 of this Transcript.)

~~~~~

San Francisco November 28 1854.

Case no. 379 was ordered to be placed at the foot of the 3<sup>d</sup>. Glass Cases on the Trial Docket,

~~~~~

San Francisco December 19 1854.

Case no. 379 was submitted under the Rule of 21st March 1854.

~~~~~

San Francisco, March 20 1855.

In the same Case Commissioner Alpheus Felch delivered the opinion of the Board confirming the claim;

(Vide page 35 of this Transcript.)

and the following order was made, to wit:

(Vide page 37 of this Transcript.)

~~~~~

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N.

At the same place the United

To the Honorable the United
States Commissioners to Ascertain and
Settle Land Claims in the State of California
Your petitioner Arcinto de
la Osa for himself and for Aquila Widow
and Francisco Minor Son, legal heirs of Rogero
deceased, and for Rita Minor daughter and
only legal of Francisco deceased all
residents of the County of Los Angeles State of
California presents.

That there was granted
by Pio Pico as Governor of California
and possessed of sufficient power in the
premises by deed of conveyance in fee simple
bearing date July 18, 1845 the place of the
"Encino" to the Parties Roman, Francisco
and Rogero -

That judicial possession was
given to said grantee July 24, 1845 and that
all the conditions of said grant have been by
the same fulfilled.

That on the 30th day of
October 1849 Your petitioner purchased one
third part of said place of the "Encino" of said
Roman, and that since said deed of conveyance
to Your petitioner the said Francisco and Rogero
original grantee have died leaving in joint
possession of said Ranch the parties just
above stated -

That there are no conflicting
or interfering claims, the land has never been
surveyed by the United States Surveyor
General for California.

The land granted as aforesaid
is bounded and described as follows -

Beginning at the slope of the
San Fernando Mountain at a land mark

Petition

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then placed running north 5000 varas, clearing
in the plain to a land mark. Thence Northwest
5000 varas in the same plain to a corner mark
Thence in a direction South
East by so as to square the land in the Mountain
5000 varas to a corner mark.

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Thence East to our broken
ground 5000 varas to the place of beginning
Containing one league of grazing land lying
in the County of Los Angeles.

Your petitioner relies upon
the following documentary Evidence to
support said claim filed with the Secretary
of Your Honorable Board.

- 1st Copy of original grant marked "H" ac-
companied by translation marked 1.
- 2^d. Copy of act of Judicial possession
marked B accompanied by translation
marked 2.
- 3^d. Copy of deed of Conveyance to Your
petitioner marked C.

Your petitioner will rely
upon such other documentary Evidence
and oral testimony as maybe necessary
to support said claim and he prays for
himself, Agüta & Francisco heirs of said Fran-
cisco and Rita heir of said Pedro that
Your Superior Tribunal and Justice will
confirm them in their said joint possession
and ownership of the Ranch of the Cucinos
and as in duty bound &c.

Vicente de la Ossa.
by Scott & Grainger.

Oct 5, 1852.

Filed in Office Oct 5, 1852.

(Signed)

Geo Fisher Secy.

5-
Los Angeles Nov 3rd 1852.

Deputation
S. Reyes.

On this day before Commissioner Heald
Case Saturnino Reyes a witness in behalf
of the Claimants Vicente de la Osa petition
No 379 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 Claimant the witness testified as follows.

My name Saturnino Reyes
My age is about thirty five years & I reside
at Los Angeles.

I am acquainted with the
Rancho Encino. It is situated about 2 1/2
leagues from this place in a Western direction.

I don't know who the original
owners of the ranch were.

I believe it belonged to the
Mission of San Fernando & that they granted
it to an Indian by the name of Teburcio -

I know the Indians of
the Mission by the names of Roman Francisco
& Rafael. Francisco & Rafael both married
daughters of Teburcio who is dead.

Francisco is dead &
Rafael left for the Mines and has been absent
three four or five years & it is reported that he
is dead.

The name of Francisco's wife was
Paula - She is also dead.

Francisco left a daughter
at his decease by the name of Rita.

The daughter Rita may be
twenty four years of age at this time - She
lives on the Rancho Encino -

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The name of the wife of Rogue is Aquada - She is living on the Rancho Rogue has one son living named Francisco. He is about seven years old.

The wife or widow has two other children. one of whom named Andres is about four or five years old & another a few weeks old not supposed to be the child of Rogue.

The Indian Tebarcio occupied the land about twelve years ago. he lived on it & cultivated the ground and had forty or fifty head of cattle. Romano and Francisco & Rogue lived on the place with him until his death. & they or their families have lived on the place to the present time.

They have cultivated the ground and had some thirty head of cattle.

Questions by the Associate Law Agent.

How many cattle do you think the rancho would support being a square league?

Answer.

The land has but one small watering place & might support five hundred head.

Saturnino ^{his} Reyes mark.

Sworn & Subscribed
Before me

Heiland Healt
Comr.

Filed in Office Nov 3 1852

(Signed) Geo Fisher Secy.

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Los Angeles Nov 3. 1852.

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Deposition
Agustin Ol-
vera.
On this day before Comr Heiland
read and Agustin Olvera a witness on
behalf of the claimants Vicente de la Cruz et
al Petitioner No 344 and was duly sworn
his evidence being interpreted by the
Secretary.

The U. S. Associate Law Agent was
present.

An answer to questions by Counsel
for the claimants the witness testified as
follows.

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

I am acquainted with the handwriting
and signatures of Pio Pico Jose Ma
Cabrera Juan Sepulveda Luis
Jordan, Pedro Le Canillo & Ignacio del
Valle -

A paper is now shown me
purporting to be a grant to Roman, Fran-
cisco & Roque of a tract of land called
Encino, dated 11th of July 1815 to which is
attached a testimonial of judicial posses-
sion in July 1815.

Said paper is hereto annex-
ed and marked H. H. No. 1.

The names of the said
several persons appearing on said paper
I believe to be genuine signatures -

Juan Sepulveda at the time
of said judicial possession was Second
Alcalde and as such had authority to give
such possession.

Agustin Clara.

Sworn & Subscribed

Before me

Heiland Heatt

Comr.

Filed in Office Nov 3. 1852.

(signed)

Geo Fisher Dees

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Office of Commissioners of
Land Claims in California.

This day before Comr Thompson Campbell
came J. I. Warner a witness in behalf of
Claimants Vicente de la Osa et al No 349
who after being duly sworn deposed as
follows -

Deposition
J. I. Warner

What is your name age and place
of residence?

My name is J. I. Warner
I am forty five years old and reside at
San Diego -

Look at the paper now
shown you and marked "A" and state whether
the signatures of Agnatio del Valle, and look
on said paper marked B and state which
of the signatures. Juan Sepulveda Jesus
Guinaldo Agnatio del Valle are all the
genuine signatures?

I have seen them all
write and they are all genuine.

Filed in Office
Sept 1. 1853.

(signed)

Geo Fisher
Dees

Sworn to and Subscribed before
me this 1st day of Sept 1853
Thompson Campbell Comr

L. G.

Posecion del
Justin.

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Otro de 1845.

Pío Pico Gobernador interino del Departamento de las Californias.

Por cuanto los Indígenas Román, Francisco y Roque los primeros de la Misión de San Fernando y el último de la de Santa Barbara han pretendido para su beneficio personal y el de sus familias la propiedad de un terreno que hace tiempo ocupan en el parage del Encino, en virtud de concesión hecha por mi antecesor segun lo demuestra un decreto estampado en una solicitud de los interesados que han presentado a este Gobierno: un voto de las facultades que me son conferidas en nombre de la Nacion Mexicana he venido por decreto de este dia en concederles la propiedad de un sitio de ganado mayor y serviendoles de titulo observaran las prevenciones siguientes.

- 1º Se concede a los interesados en propiedad un sitio de ganado mayor en el parage del Encino
- 2º El Jefe a cuya Jurisdiccion pertenesca dicho terreno dara la posesion Juridica disponiendo medir el coneedido y mandara fijar los linderos respectivos haciendo poner senales que siempre los determine.
- 3º Los agraciados disfrutaran el terreno de que se les hace Donacion, libre y esclusivamente destinandolo al uso o aprovechamiento que mas les convenga.

Dado en la Ciudad de los Angeles a 18 de Julio de 1845.

Pío Pico.

Jose Maria Covarrubias. Srio.

Queda tomada razon de este Superior respecto en el libro respectivo.

Ita ut supra.

Covarrubias.

5. 11
En la Ciudad de los Angeles del Departamento de California a los veinte y cuatro dias del mes de Julio de mil ochocientos Cuarenta y cinco, ante a la solicitud verbal que hicieron los Juuicenas Prunus Francisco y Roque para que se le de posesion Judicial de un terreno que hace tiempo ocupar en el parage del Encino Concedido por el Supremo Gobierno Departamental fecha diez y ocho del presente segun lo demuestra el despacho que presente segun lo demuestra el despacho que presento a este Gobierno pasase por mi y testigos de asistencia al mencionado sitio y procedase a dar la posesion indicada previa Citacion de Colindantes, arreglándose por ello al titulo respectivo. Asi Yo Juan Sepulveda, Alcalde 2º decreté mandé y firmé con los de asistencia segun derecho. = No hay papel sellado. = Juan Sepulveda. Leonardo Lota. = Basilio Valdez.

En la fecha puse oficio a los Señores Colindantes para que concudiesen en sus linderos y lo manifestase el objeto a que me dirigia al punto del Encino preciso a poner en posesion a los Juuicenas Prunus Francisco y Roque: de esto quedaron enterados sin manifestar ecepcion ninguna yase porovra por diligencia.

Juan Sepulveda. Leonardo Lota.

Basilio Valdez.

En seguida estubo en el parage del Encino nombre a los oficiales Condeberos que lo fueron Guillermo Navarro y Jose Maria Dominguez: lo que aceptaron bajo de juramento ofreciendo desempeñar fiel y legalmente su encargo, lo que se pone por diligencia que autorize y firmé con los de asistencia segun derecho. No firmaron los Condeberos por no saber Juan Sepulveda. = Leonardo Lota. = Basilio Valdez.

En la misma fecha, y estubo en el parage de San Fernando o Satermino del Encino, hice medir un cordel constante de cien varas al que mandé atar a sus extremos con sacos de madera

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y por mi disposicion precisa asistencia de unos testigos y oficiales cordeleros se tiro el primer cordel desde de la falda de una Sierra punta Sur y se mediaron y contaron cinco mil varas que remataron hacia el norte con el llano de San Fernando donde se puso un palo que sirviese de mojoneo: de aqui se tiro de aqui se tiro el segundo cordel con direccion al Nor este y se mediaron y contaron otros cinco mil varas que remataron en el mismo llano de San Fernandez de aqui y con direccion al Sur a colocarse en la Sierra cuadrando el terreno lo mejor que se procedia, se mediaron y contaron cinco mil varas que remataron en la misma Sierra donde se mando poner otra mojoneo: de aqui y con direccion al Este se tiro el cuarto cordel por las que brautas que permitio la Sierra que se mediaron y contaron cinco mil varas que remataron donde se comenzo, sirviendo de mojoneo un cerrito con cuatro nogales. En seguida remediando los tocos del terreno se dio nombre de la nacion Meji cana al terreno y posesion, segun esta establecido por las leyes, con lo que se concluyo el acto a satisfacion de las partes y lo pongo por diligencia que autorice y firme con los de asistencia segun derecho = Juan Sepulveda. = Leonardo Cota. Basilio Valdez.

Hallandose concluidas las procedentes diligencias de la posesion del terreno, desede testimonio a las partes para su resguardo. Asi Yo el Juez que suscribe, decreté y mandé con los de asistencia segun dho. = Juan Sepulveda. = dho. Leonardo Cota. dho. Basilio Valdez.

En la fecha se le dio el testimonio respectivo rubricado.

Concuerda con su original que se halla en libro de instrumentos publicos de este ano del que se sacó, corrigio y comparete fiel y legalmente en estas cuatro fojas de papel comun por falta de

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de sellado. Hoy fe. fecha ut Supra.

Juan Sepulveda.

asa. Luis Torolan.

asa. Pedro C. Carrillo.

Estado de California

Condado de los Angeles.

Certifico yo Ignacio del Valle registrador del condado referido que los documentos que anteceden los entregó en esta oficina para su registro. Agueda natural de la Misión de San Fernando, a las diez de la mañana de hoy 5 de Abril de 1851. Quedan asentados en el libro primero de registros de escrituras de trasportes e hipotecas de Desde vuelta de fojas 143 a vuelta de 144 y despues de hecho el asiento respectivo se devuelven a la misma Agueda.

En Cuyo testimonio suscribo mi nombre y pongo mi sello oficial en la Ciudad de los Angeles y fecha citada.

Ignacio del Valle.

Filed in Office. Nov. 3rd 1852.

Geo. Fisher. Secy.

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Pio Pico acting Governor of the Department of the Californias

Whereas the Natives Roman Francisco and Rogas the two first of the Mission of San Fernando and the last of that of Santa Barbara have petitioned for their personal benefit and that of their families for the right of property in the land which they had for some time occupied in the place of the Encino by virtue of a grant made by my predecessor as a closed stamp on a petition of the parties interested which they had presented to this Government Exhibit Exercising the powers conferred upon me I have in the name of the Mexican Nation concluded by a decree of this day to grant them the right of property to one league of grazing land and the present serving them for title they shall observe the following Rules.

- 1st - On league of grazing land in the place of the Encino is conceded to the parties interested
- 2^d - The Judge to whose jurisdiction said land belongs shall give the Judicial possession ordering the grant to be measured and he shall command the respective landowners to be fixed causing them to place land marks which shall always determine the same.
- 3^d - The grantees may farm the land of which grant is made them, freely and exclusively devoting it to the use or advantage which may best suit them.

Given in the City of Los Angeles the 15th of July 1845.

Pio Pico.
Jose Maria Covarrubias
Secretary

B.
Translation
G

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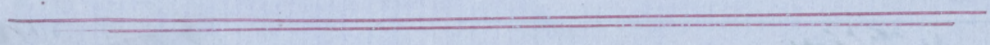
Account of this Superior Dispatch is taken
in the Inspection Book -
Date as above.

Coramibus.

Filed in Office Oct. 5. 1832.

By J. J. [unclear] Secy.

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On the list of ...

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In the City of Los Angeles of the Depart-
ment of the Californias at the 24th day of the
Month of July 1845.

Complying with the verbal re-
quest which the Natives Roman Francisco
and Rogno have made that judicial posses-
sion be given them of the land which they have
for some time occupied in the place of the Encino
granted by the Superior Departmental Govern-
ment at date of the 11th of the present as the
dispatch which is presented to this Court
Shows.

Ordered to pass myself and assistant
Witnesses to the aforesaid tract and proceed
to give the possession indicated after previous
notice to the adjoining land Claimants being
governed for that purpose by the respective
title. Thus I Juan Sepulveda 2^o Alcalde
decreted ordered and signed with the Witness
as according to law. There is no sealed paper.

Juan Sepulveda.
Leonardo Cota }
Basilio Boldiz. }

At date I gave notice to the adjoining
land Claimants that they should assemble
at this Comandancia and I explained to them
the object which had directed me to the point of
the Encino viz. that I went to put in pos-
session the Natives Roman Francisco & Rogno
Of this they remained Cognizant without man-
ifesting any Exception and it is set down for a
proceeding -

Juan Sepulveda.
Leonardo Cota. }
Basilio Boldiz. }

Translation
of
C.

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In continuance being in the place of the
 Encino I appointed two Official Cord bearers
 who were Guillermo Rivas and Jose Maria
 Dominguez which they accepted under oath
 agreeing to discharge faithfully and legally
 their trust which I set down for a prece-
 proceding authorizing and sign with the assis-
 tance according to law the cord bearers not
 signing because they did not know how -
 Juan Sepulveda
 Leonard Cota and
 Basilio Valdez.

At the same date and being in the place
 of San Fernando or its land the Encino I
 caused a cord to be measured containing one
 hundred varas and to its extremities I ordered
 some wooden stakes to be attached and for
 measuring the possession after previous
 assistance of my witnesses and official
 cord bearers the first cord was stretched from
 the slope of a mountain pointing South and there
 were measured and counted 5000 varas towards
 the North which terminated in the plain of
 San Fernando where a pole was set serving
 for a land mark. thence the second cord
 was stretched in a direction to the North
 West and there were measured and counted
 other 5000 varas which terminated in the
 same plain of San Fernando thence and in
 direction to the South for the purpose of loca-
 ting in the Mountain squaring the land the
 best that it could be done, there were mea-
 sured and counted 5000 varas which
 terminated in the same Mountain where another
 land mark was ordered to be placed thence
 and in a direction to the East the fourth

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cord was stretched over broken ground where
the Mountain would permit and there were
measured and counted 5000 varas which
terminated at the place of beginning a little Mountain
with four Walnut trees serving for a land
mark.

In continuation the parts in
the land being all together the lordship or
possession was given them in the name of the
Mexican Nation as is established by the laws
whereby the act was concluded to the satisfac-
tion of the parties and I set it down for the
proceedings which I authorized and signed
with the assistants according to law -

Juan Sepulveda
Leonardo Cota and
Basilio Valdez.

The foregoing proceedings before
possession of the Encient having been concluded
did give testimony to the parties for their
protection thus I the Judge that I subscribe
decree and ordered with the assistants
according to law. -

Juan Sepulveda.
Leonardo Cota &
Basilio Valdez.

The respective testimony was given at
the date.

Rubrico.

It agrees with its original which exists
in the Book of Public Instruments of this
Year from which it is taken corrected and
compared faithfully and legally on three four
leaves of common paper for want of the
Sealed - I attest.

Atto as above.

Juan Sepulveda.

Am. Louis Jordan

Am. Juan C. Carrillo

Filed in Office Oct. 5. 1853.

(Signed)

Geo Fisher Secy.

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En la ciudad de los Angeles de la Alta California
a los treinta dias del mes de Octubre de mil ochocientos
Cuarenta y nueve, ante mi Juan Sepulveda Pres
Sepulveda de esta misma Ciudad los testigos instrumen
tales que al fin se nombraran y los de mi asistencia
con quienes actuo a falta de escribano que no lo hay segun
dno. pmeior presentes los vecinos Don Juan Aguilera
y Rita, a quienes conaseo doy fe y diligencia que por si
y a nombre de sus herederos y sucesores y de q^{da} de
ellos hubiere, titulo voz y causa en en cualq^a manera
seden y traspan a D. Vicente de la Osa y a los hijos
el otro, igual obligue a ellos les corresponden en el
sustento del Domingo p^o tener muchos vecindios conge
eston obligados con el expresado Sr. la Osa, en muchas
epocas que este Sr les ha sustido sus necesidades, como
asi mismo declaran que nuevamente les ha repartido entre
ellos otorgantes mencionados la cantidad de cien pesos
dandoseles gratuitamente en empeña de la que el residuo
de ellos. asi mismo declaran que el oro que le seden
en virtud de esta escritura a D^o Vicente de la Osa
no lo tienen vendido, enajenado ni empeñado y que
esta libre de memoria, capellania, vinculo, fianza y otro
cualq^a gravamen, real, personal, temporal especial
gral hereditario, ni expreso y como tal se lo seden de su
entera y espontanea voluntad, refiriendose a los vecindios
con que estan obligados al referido Sr. la Osa lo mismo
que lo han manifestado. Igualmente declara que
el otro que seden al agraciado D. Vicente de la Osa
son ciento, seguro y efectivo y se comprometen a que
nadie le inquietara ni moviera pleito en su propiedad
posesion goce y disfrute y si se le inquietare, moviere
o aparesiere luego que los otorgantes sus herederos
y sucesores son requeridos comparecer a ley, substra
a su defensa y le seguiran a sus expensas en todas sus
instancias y tribunales tho executorio lo y otorgar al
Sr. la Osa y a sus herederos y sucesores en substra
una quietud y pacifica posesion y goce poderlo

Exhibit B.

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y de no poderlo conseguir le darán otro igual dño. en de citios física, venta y comodidades Ya la firmeza y validacion de todo lo contenido en la presente escritura obligan los otorgantes, sus personas, bienes habidos y por haber y con ellos se someten al fuero y jurisdiccion de los S. Jueces que de sus asuntos pueblan y devan conocer conforme a dño. para que a su cumplimiento los compelan y entrecen por todo vigor legal y via efectiva; renuncian todas las leyes de su favor y defensa con la qual del dño en forma: y lo reciben como pr sentencia pasada en autoridad de cosa juzgada, consentida y sin mas recurso. En cuyo testimonio asi lo otijeron y suplicaron los tres otorgantes firmaron a su ruego Don Jesus Guinardo y testigos Licuado Instrumentales a Tomas Sanchez. Don David Alejandro y Don Antonio Buena presentes y vecinos que tambien firmaron hoy fe. = Juan Sepulveda. = Aruego de los neofitos Aruan Agueda y eta pr. no saber firmar Jesus Guinardo. = Instrumental Tomas A. Sanchez. = Int^l Antonio Buena. Int^l David de Alejandro asia = asia. Miguel Garciaola. = Ramon Herrera.

Convenida con su original a que me remito de donde fue fielment sacado y conegido hoy dia de su otorgamiento en estas dos fojas del papel comun por no usarse del sellado y lo autorizo con testigos de asia en la forma ordinaria de que hoy fe.

En testimonio de Verdad.

Juan Sepulveda.

assa. Ramon Herrera. assa. Juan Guinardo.

Estado de California.

{ Condado de los Angeles. } Certifico yo Ignacio del Valle Registrador del condado referido que el documento que antecede lo entrego en esta oficina para registro Vicente de la Ossa, a los cuatro de la tarde de hoy 1 de Abril de 1851. Queda asentado en el libro primero de registros de escrituras de traspasos y

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y hipotecas a fojas vuelta de 141 a vuelta de 142 y se devuelve al mismo la cosa.

En cuyo testimonio subscribo mi nombre y pongo mi sello oficial en el cuadrado de los en la fha. citada.

Ignacio del Valle.

Derechos de registros. ocho pesos.

Filed in Office. Sept. 1853.

Geo. Fisher Secy

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BYGE

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In the City of Los Angeles in 1880

Translation
of
Consuence
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In the City of Los Angeles in Upper California on the 30th day of October 1849 before me Juan Sepulveda Second Justice of the said City the instrumental Witnesses to be named below and the attesting Witnesses with whom I act for want of a Notary which is not to be had according to law appeared personally the Neophytes Roman Aguda and Rita whom I attest that I know and state that for themselves and in the name of their heirs and successors and whomever of them that should have title to the said land in whatever manner they pleased and transfer to Don Vicente de la Osa and his assigns the Equat right of that by which the Rancho del Cuyana belongs to them as being under many obligations to said Mr Osa for many benefits at various times that this gentleman has supplied them with their necessaries as they likewise declare that he has readily apportioned between them the three grantors the sum of one hundred dollars giving it them gratuitously in Compensation for what he received of them.

They likewise declare that the rights they assign in virtue of this and to Don Vicente de la Osa they have not sold alienated or pledged and that it is free of any and all benefice Entail bond or any other Encumbrance whatever be it real personal temporal Especial general tacit or expressed and as such they give it of his Entire and Spontaneous will making reference to the benefits for which they are under obligation to said Mr de la Osa as above declared.

They likewise declare that the

right which they transfer to the grantee Don Vicente de la Osa shall be certain sure and effectual and they engage that no body shall disturb him nor sue him on his ownership possession fraction and enjoyment and if he should be disturbed said or there appear any Encumbrance as soon as the grantors their heirs and successors be required conformable to law they shall stand forth in his defence and follow it up at their Expense in all instances and tribunals till obtaining a Judgment in his favor and leaving Don Osa and his heirs and successors in his free use quiet and peaceable possession and if not able to attain this they shall give him some other valuable equivalent either in sitio building rent or Community. And for the Confirmation and validity of all the stipulations in the present deed the grantors and their persons goods which they have or may have and therewith submit themselves to the forum and jurisdiction of the Judges who of this affairs may and ought to take Cognisance conformable to law so that they may compel and restrict them by all the rigour of law and Execution means to its fulfillment.

They renounce all the laws in their favor and defence together with the formal disabilities abate and they will admit it as it were a sentence pronounced in authority of a verdict confessed and without any other resource.

In Testimony whereof they thus declared and the three grantors prayed that on this request D Jesus Guirado might sign and being instrumental witness. A

Tomás Sauchy, D. David de Alfandro
and D. Antonio Buena who were present
and are residents and they also put their
names. I attest it.

Juan Sepulveda,

On request of the Neophytes Roman Guado
and Hita who do not know how to sign
Jesus Guado.

Instrumental Witnesses

- Tomás Sauchy
- Antonio Buena
- David de Alfandro.

Attesting Witnesses

- Giyb Gamola
- Ramon Herrera.

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Concurrent with its original to which
I made reference from which it was faith-
fully drawn and corrected on the day of its
being signed consisting of these two folios
of common paper and having stamped pa-
per and I certify it with the attesting witnesses
in ordinary form which I attest.

In Testimony whereof I subscribe
Juan Sepulveda.

- Afo. Ramon Herrera
- " Jesus Guado.

State of California }
County of Los Angeles }

I Ignacio del Valle, Recor-
der for the County aforesaid certify that the
foregoing document was delivered in this
office for record by Vicente de la Osa at
four o'clock in the afternoon this 4th day of
April 1851.

It has been recorded in book first

of records of deeds and mortgages on folio
1111 verso and 1112 verso and is returned
to said la Osa.

In Testimony whereof I
subscribed and affix my official seal
in the City of Los Angeles on the day
aforesaid.

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Ignacio del Valle *[Signature]*
Jus for recording & f.

Filed in Office March 24, 1854.

[Signature]
Geo Fisher
Deputy

Exhibit. A. Thompson
Campbell "annexed
to deposition of J. S.
Werner.

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En la Ciudad de los Angeles, Condado del mismo nombre del Estado de California, hoy dia cinco de Abril del año de mil ochocientos cincuenta y uno, yo Roman Natural de la Misión del San Bernando del Estado y Condado arriba dicho por y en Consideracion a las sumas de ciento diez pesos que tengo recibidos a mi entera Satisfaccion de Vicente de la Ossa, y cuyo recibo a cargo por esta misma escritura he venido vender, ceder y traspasar todo el derecho que me corresponde en el terreno que al presente poseo en el rancho del Encino "Campbell" anexo al cual le fue consentido por el Gobierno del Depto. de California por titulo librado, en union de los de su clase Francisco y Roque, cuyo derecho que me corresponde al espresado terreno del Encino del mismo, cedo, vendo y traspaso al referido Vicente de la Ossa y a los suyos para siempre para siempre, tal como yo lo poseo. Igualmente actua en la venta el derecho que tengo a la tierra de Licombra en cuya virtud declaro que no tengo empeñado, hipotecado ni vendido a otro mi referido derecho sino que se halla libre de todo gravamen e imposición asegurando al comprador que ninguno los inquietara ni movera pleito sobre su posesion y dominio y que en el caso que alguno le inquietare o moviere pleito por defecto mio, yo saldare en su defensa hasta dejarlo en quietu y Pacifica posesion.

Prometo al mismo tiempo que ni por mi ni por otro otro dire jamas nada en contrario y que esta Venta quiero que sea real y verdadera. En cuyo testimonio me quite y aparto de todo el derecho y de todas las acciones que en dicho terreno me corresponden y por la presente escritura los transfiero al Sr. Vicente de la Ossa con todos los usos, costumbres y regulas con que yo los he poseido hasta hoy. Y para la primera y validacion por mi saber escribo por yo de mi puño al pie de esta escritura de la Cruz en esta Ciudad y en la fecha arriba literada. Porque

= No Vale. = Roman = Vale.

Porque su Roman.

Estado de California.
 Condado de los Angeles. } Certifico yo Ignacio del Valle Registrador del Condado referido que comparecio ante mi personalmente Donado, Juidice de la mision de San Fernando a quien conosco y es el mismo que otorgo la antecendente escritura y dijo: que de su libre y espontanea voluntad y por convenir asi a su interes, hizo la venta que expresa el documento que antecede el cual es otorgado por el y que la señal de cruz que hay al cabe de su nombre es de su propio puño.

392 SD
 PAGE 29

En cuyo testimonio suscribo mi nombre y pongo mi sello oficial en la Ciudad de los Angeles a 5 de Abril de 1851. = Sumando - Nouvan Val. =
 Ignacio del Valle.

Estado de California.
 Condado de los Angeles. } Certifico yo Ignacio del Valle registrador del Condado referido, que el documento que antecede lo entrego en esta oficina para su registro veinte de la Ossa, a las diez de la mañana de hoy cinco de Abril del año de mil ochocientos cincuenta y uno. queda asentado en el libro primero de escrituras de traspasos e hipotecas a fojas vuelta de 142 a vuelta de 143. y se devuelve al mismo la Ossa. En cuyo testimonio suscribo mi nombre y pongo mi sello oficial en la Ciudad de los Angeles en la fecha citada.
 Ignacio del Valle.
 Derechos de registro. Sin pesos.

Filed in Office. Sept. 1st 1853.

Geo. Fisher. Secy.

From slatm
of
Exhibit
A. T. C.
Amount to the
disposition of
J. J. Warner

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At the City of Los Angeles County
of same name State of California on this
fifth day of April one thousand eight
hundred and fifty and I Roman Natives
of the Mission of San Fernando in the State
and County aforesaid for and in Consideration
of the sum of One hundred and two Dollars which
I have received to my Entire Satisfaction from
Vicente de la Ossa the receipt whereof I
herby acknowledge have sold granted and
conveyed all my right to the tract of land
I now possess in the Rancho del Encino
which said tract was granted to me by
the Government of the Department by a
title issued jointly with Francisco and Roque
and I do herby grant sell and convey
unto the said Vicente de la Ossa his heirs
Executors administrators and assigns my
said right to the said tract called "del
Encino" from henceforth and forever.

To have and To hold in the
like manner as until now I do.

I know there includes in
this sale the right that I have to the piece
of land which was used to sow in the said
place del Encino, which right is to a half
of the said sown land and I herby de-
clare that I have not mortgaged nor
sold to any other person my said right
but that the same is free from all in-
cumbrances herby assuring the vendee that
nobody shall disturb him in or bring any
suit regarding his possession and demand
and that in case any body shall so disturb
him or bring a suit - I will come forth
in his defence until leaving him in quiet
and pacific possession.

I do Covenant at the same time that neither for myself nor for any other I will say any thing contrary to this sale which I wish to be real and good -

In testimony whereof I here by yield and relinquish all my right and interests to and in the said tract of land with all the right of uses prescription and privilege wherewith I have heretofore possessed it - and for the validity whereof and as I can not write I put at the foot hereof a cross mark at this City the day and year first above written -

Rogue - Not valid.

Roman is valid -
(Rogue) ^{his} Roman.
mark

State of California }
County of Los Angeles }

J. Ygnacio del Valle

Recorder of the same County, do hereby certify that before me personally appeared Roman Nativio of the Mission of San Fernando whom I know, and is the same person who executed the foregoing deed and he stated that of his free and own accord and as it thus suited his interests he had made the sale mentioned in said deed which is executed by him and that the cross mark opposite his name is of his own hand.

In testimony whereof I signed my name and affixed my Official Seal at the City of Los Angeles the 5th day of April 1857

Ygnacio del Valle,

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State of California.

County of Los Angeles

I Ygnacio del Valle
 Recorder of the County aforesaid hereby
 certify that the foregoing document was
 filed in this Office to be recorded by
 Vicente de la Osa at 10 o'clock Am of this
 5th day of April 1854.

It is recorded in Liber first
 of deeds of Conveyances and Mortgages at
 Page 142 & 143. And the same is returned
 to said Osa.

In testimony whereof I signed
 my name and affixed my
 Official seal at Office
 at the City of Los Angeles
 on said day and year.
 Ygnacio del Valle

I George Fisher Secretary to the
 Board of the United States Land Commis-
 sion for ascertaining and settling private
 land claims in the State of California do
 hereby certify that the foregoing is a
 true and correct translation of a Spanish
 document of the purport as above set forth
 Exhibited and filed in Case No 379 on the
 docket of said Board now in this Office.

In testimony whereof I have
 hereunto signed my name Office
 of the Secretary of said
 Commission, San Francisco
 State of California this 2nd day
 of January AD 1855.

Geo Fisher. Secy.
 Filed in Office Jan 2, 1855.

(signed)
 Geo Fisher Secy.

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1880

210 340

(First blue and green)

Vierte de la Osa

No 379

as
The United States

For the place called Encino
in Los Angeles county, containing
one square league of land.

Opinion of the Board
delivered by Commissioner
Alphus Felch.

The evidence in this case establishes
First a grant of the land claimed, by Gov.
Pío Pico, to the natives Roman, Francisco
and Roque, on the 18th day of July, 1845;
Second judicial papering given and measurement
made under the grant July 24th 1845;
Third the cultivation and inhabitancy of the
premises by the grantees;
Fourth, the conveyance by Roman of his interest
in the premises to the present claimant on the
30th day of October, 1849 and another relinquishment
of his right on the 5th of April, 1851

The proof also shows that the grantee
Francisco died, leaving a daughter Rita, his
legal representative, and that the other grantee
went away some years ago and is reported to be
dead. His wife and children are still living.
The petition is filed by said Osa, in behalf of
the legal representatives of said Francisco, and
Roque, as well as for the share purchased by
himself of the grantee Roman, and we think
all should be regarded as petitioners before the
Commission, the said Osa claiming the undivided
third part which belonged to Roman; the legal
representatives of Francisco his third part; and
the representatives of Roque (whose death we shall
regard as proved) the remaining third

The claim to the property thus presented
is sustained by the evidence and a decree of
confirmation will be entered accordingly

Filed in Office March 20, 1855

(Signed)

Geo Fisher Secy.

Vicente de la Osa.

No 379

vs
The United StatesOrder of
Confirmation392 SD
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In this case on hearing the proofs and allegations it is adjudged by the Commission that the claim of the said petitioners is valid and that said Vicente de la Osa is entitled to the one undivided third part of the premises hereby confirmed; the legal representatives of Francisco, a neophyte, to one undivided third part, and the legal representative of Rayne, also a neophyte, to the remaining undivided third part; and it is therefore hereby decreed that the same be confirmed to them respectively.

The land of which confirmation is hereby made, is that known by the name of Encino, which is situated in Los Angeles County and was originally granted to Roman, Francisco and Rayne, Neophyte Indians, and was formerly occupied on their widows by them, to-wit;

Beginning at the slope of the mountain fronting south and running thence north, five thousand varas, terminating in the plain of San Fernando, where a pole was set to serve as a land mark when the judicial paper of said land was given to said grantees under said grant; thence in a direction to the northwest five thousand varas terminating in the same plain of San Fernando; thence in a direction to the south so as to square the land five thousand varas terminating in the same mountain; thence in a direction to the east, and running over broken ground five thousand varas to the place of beginning, a little mountain with four walnut trees serving for a land mark; containing one square league of land, a little more or less; reference for further description thereof

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be had to the grant of the same and the testimonial of
judicial possession given under said grant, which are
on file in this case

Alphons Felch
N. Aug. Thompson
S. B. Farrell

Amirpinu

Filed in Office March 20 1858.

Geo: Fisher Secy.

Order.

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And it appearing to the satisfaction of this Court, that
the land hereby adjudicated is situate in the Northern
District of California, it is hereby ordered that two transcripts
of the proceedings and of the decisions in this case and of the
papers and evidence upon which the same are founded, be
made out and duly certified by the Secretary, one of which
transcripts shall be filed with the Clerk of the United
States District Court for the Northern District of
California, and the other be transmitted to the Attorney
General of the United States



1875
100

Office of the Board of Commissioners,

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

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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
following *thirty seven* pages, numbered from
1 to *37*, both inclusive, to contain a true, correct and full Tran-
script of the Record of the Proceedings and of the Decision of the
said Board, of the Documentary Evidence and of the Testimony
of the Witnesses, upon which the same is founded, on file in this
Office, in Case No. *379* on the Docket of the said Board,
wherein

Vicente de la Osa, et al, are

the Claimant against the United States, for the place known by
the name of "*Encino*."

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 sixth day of *September*
A. D. 1855, and of the Independence of the
United States of America the *seventy-eighth*

Geo. Fisher
Geo. Fisher



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U. S. DISTRICT COURT,

South District of California.

No. *379* 392

THE UNITED STATES,

vs.

Monte de la Osa, et al.

TRANSCRIPT OF THE RECORD

FROM THE

BOARD OF U. S. LAND COMMISSIONERS,

In Case No. *379*

Filed, *October 1st* 1855

J. A. Monroe,

Filed *18th* March 1857

W. Sims et al

H. Holman

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Office of the Attorney General of the United States,

PAGE 37

Washington, 10. October, 1855.

379. "Encino"

Vicente de la Osa et al. Claimants

You will please take notice that in the above case, decided by the Commissioners to ascertain and settle private land claims in the State of California in favor of the claimant, and a transcript of the proceedings in which was received in this office on the 15th day of September, 1855, the appeal in the district court of the United States for the Southern district of California will be prosecuted by the United States.

Cushing

Attorney General.

392.
No. ~~379~~ ~~Manuscript~~

U. S. Dist Court,
South. Dist. of Cal.
Docket No

The United States, Appls.

v.

Vicente de la Osa, et al.

Appeal Notice.

Filed Nov 20th 1855

J. E. San.
Clerk.

~~No Manuscript~~
~~in the office~~ 392 SD

5 PAGE 38

At a stated Term of the District Court
of the United States of America, for the
Northern District of California, held at
the Court House in the City of San Fran-
cisco, on Monday the ~~seventeenth~~^{twenty third} day of ~~April~~^{February}
in the Year of our Lord, one thousand eight
hundred and fifty seven.

Present: Hon. M. H. McAllister, Circuit Judge,
The Hon Agnew Hoffman, District Judge

The United States
vs
V. de la Osa et al

D. C. 292 : L. C. 379.

It being represented to the
Court that the lands claimed in this case
lay in the Southern District of California, Now
Therefore, on Motion of the U. S. Attorney in
open Court, Ordered by the Court, that the Clerk
of this Court send to the Clerk of the District
Court for the Southern District of California
said Transcript together with a certified
copy of this order.

San Francisco Feb 23, 1857

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~~Doc. 379~~

U.S. Dist Court

The United States

vs

V. de la Osa et al

order

Mr. C. W. Sawyer
Lancaster, Pa.
12/18/57

15 On
908

Filed Feb 23, 1857
W. G. Chesebrough,
Deputy.

392 SD

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At a *Stated* Term of the District Court of the
UNITED STATES OF AMERICA, for the Northern District of Cali-
fornia, held at the *Court Room* in the City of SAN
FRANCISCO, on *Monday* the *23d* day of
February in the year of our Lord one thousand
eight hundred and fifty-seven.

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Present:

Hon. M. Hall, McAllister, Circuit Judge,
and The Honorable OGDEN HOFFMAN, District Judge.

The United States,
vs
N. de la Osa, et al.

District Court, 392,
Land Com. 379.

It being represented to
the Court that the lands claimed in this case lay
in the Southern District of California, and, therefore,
on motion of the U. S. Attorney in open Court,
Ordered by the Court that the Clerk of this Court
send to the Clerk of the District Court for the Southern
District of California, said transcript, together with a
certified copy of this Order.

Endorsed,

Filed February 23, 1857.

John A. Monroe, Clerk

By W. H. Chevers, Deputy.

I, John A. Monroe, Clerk of the District
Court of the United States for the Northern
District of California, do hereby certify
the foregoing to be a full, true, and correct
copy of the original now on file, and remain-
ing of record in my office.
In testimony whereof I have hereunto

United States District Court, Northern
District of California.

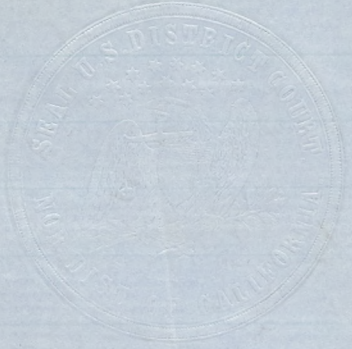
A. de las Casas, et al.
vs.
The United States.

*Bestified Copy of order
from U.S. Dist. Court
A. D. of Cal., to send
manuscript to Southern
District.*

Filed *March 10th* 1857

Calvin CLERK.

J. H. Coleman DEPUTY.



*Set my hand, and affixed the Seal
of the said Court this Twenty-Sixth
day of February, A. D. 1857.
John. A. Monroe, Clerk
By W. H. Cheverus, Deputy.*



Clerk's Office, U. S. Dist. Court,
 Southern Dist. of California,
 San Francisco, February 16, 1857.

392 SD

Sir, PAGE 43

In accordance with an order made on the
 23d inst. by this Court, I inclose transcript
 together with certified copy of the order above
 alluded to, in the case of Vicente de la Oca et al.
 vs the United States, on appeal from the late
 Board of U. S. Land Commissioners.

You will
 oblige me by forwarding your receipt for
 the same as soon as it is received.

Very respectfully,
 Yours obt Servt,
 John A. Monroe, Clerk
 By W. H. Powers, Deputy.

To G. L. Sims, Esq.
 Clerk U. S. Dist. Court,
 Southern Dist. of Cal.,
 Los Angeles,
 Cal.



Filed 10th March 1857
Cecil
J. A. Coleman
Sub

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Clk's Office of U.S. Dist
Court for S. Dist of California
Los Angeles, March 11. 1857

392 SD

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Sir

I have received J. Stumm of the 8th Inst.,
and by Express, a Transcript of the proceedings, in the matter
of the United States vs Vicente de la Cruz et al., for the
place called "Cuenca" numbered 379 on the Docket of
the Commissioners, and of the Southern Dist Court of the
U States for California 292, and also a certified copy
of an order of said Court, ordering said Transcript to be sent
to the Clerk of the Southern District Court of the United States
for California

Very Respectfully
C. Sims clk
J. McColman
sek

John A. Morrow Esq
Clerk U. S. Dist Court
for S. Dist of Cal.

Ms 292.

U. S. Dist. Court.

The United States.

— ads —

Vicente de la Osa,
et al.

Receipt of Clerk
Southern District
for Manuscript.

Filed March 16. 1857.
W. H. Chenevix,
Deputy

392 SD

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Vicente de la Osa, et al Appellee

vs,

The United States, Appellant

Docket No. 392.

Transcript No. 379.

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 8th day of October A. D. 1852, Vicente de la Osa for himself, & for Aquila, Widow, & Francisco Minor son, heirs of Roque de la Osa, & Rita Minor, daughter of Francisco, dec'd, 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 Encino, _____ 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 20th day of March A. D. 1855, the said Commissioners confirmed, by final decision, the said claim of said petitioners. That thereafter, to wit: on or about the 10th day of March A. D. 1857, 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. 392; reference to which it is prayed may be had and made part of this petition. That on or about the 15th day of ~~December~~ ^{September}, A. D. 1855, the Honorable Caleb Cushing, Attorney-General of the United States, received a duly certified duplicate of said transcript of the proceedings and decision of said Commissioners in said cause, and the papers and

evidence on which said decision was founded. That thereafter, to wit: on the 20th day of ~~November~~ A. D. 1855, the said Attorney-General of the United States filed, or caused to be filed, in behalf of the United States, a notice with the Clerk of said District Court of the United States, that the appeal in said cause from the said decision of the said Commissioners, in the District Court of the United States for the Southern District of California, would be prosecuted by the United States. Your petitioner further represents, that the land claimed, as aforesaid, is situate in the Southern District of California, and within the jurisdiction of this Honorable Court. Your petitioner further represents and insists, that the said claim is invalid; and the said decision of said Commissioners is erroneous, and ought to be reviewed, reversed and set aside, for many errors and imperfections of law and evidence, apparent in said certified transcript of the proceedings and decisions of said Commissioners in said cause, filed and appealed from as aforesaid. And your petitioner denies all and singular, each and every allegation in the said petition of said claimants presented as aforesaid to said Commissioners. And your petitioner further denies that the said claimants ~~has~~ ^{have} any valid right or title to said land claimed as aforesaid, or any part thereof.

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PAGE 48

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

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

N^o 392.

Vienti de la Osa, sul
rs.

De R. Status.

Petition of M. for Review

Filed January 11th 1858
at St. Louis clerk
J. M. Coleman
clerk

United States of America, } SS.
SOUTHERN DISTRICT OF CALIFORNIA.

THE PRESIDENT OF THE UNITED STATES,

TO

Acuña de la Cruz et al

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GREETING:

TAKE NOTICE, That a Petition, a copy of which is herewith served upon you, has been filed against you, and each of you, in the District Court of the United States, in and for the Southern District of California, on the *11th* day of *January* in the year of our Lord, one thousand eight hundred and fifty-*eight*, at the City and County of Los Angeles, in said District, by

*P. Ora W. S. City for the Dist
of Cal. praying said Court to reverse the decision
of the U.S. Board of Commissioners rendered
in your favor on the 20th day of March 1858
for the tract of land called "Encino" in
the County of Los Angeles.*

and that you, and each of you, are required to appear at said Court, in said City, within ten days after the service hereof, if served on you within the County of Los Angeles, and within twenty days if served on you in the County of San Diego or San Bernardino, and within forty days if served on you in any other County of said State, exclusive of the day of service, and answer said petition, or that judgment by default will be taken against you, and each of you, and the prayer of the said petitioner will be granted, with costs.

In witness whereof, I have hereunto set my hand, and affixed the Seal of the said Court, this *11th* day of *January*, in the year of our Lord, one thousand eight hundred and fifty-*eight*, at Los Angeles aforesaid.

Clerk.

J. H. Coleman
Clerk

UNITED STATES OF AMERICA,
SOUTHERN DISTRICT OF CALIFORNIA,
U. S. DISTRICT COURT.

Vicente de la Osa

vs.

The United States

SUMMONS

*Filed this 19th January
1858
C. Sims cllk
J. A. Coleman
Dep*

392 SD

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I served this Summons, along with the proper copy of the Petition, upon

Vicente de la Osa

at *Los Angeles*, in the Southern District of California, on

the *19th* day of *January*, A. D. 185

Sworn to and subscribed before me,

Clerk.

Marshal.

James C. Payne

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

Vicente de la Cruz et al
appellus } Case No. 392

392 SD
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ad,

The United States
appellants } Transcript 379

And now Cometh the appellee ~~by~~
^{above equal} Vicente de la Cruz ~~in person representing all the interests, just as~~
~~appeared~~ ^{by} ~~his~~ ^{attorney} Augustin Olvera
and for answer to the petition of review filed
in this case by the appellants, says

That ~~his~~ ^{this} title to the lands claimed in
this case called "El Encino" is good and
valid

Wherefore ~~they~~ pray the judgment
of this Hon Court, that the decision of
the United States Board of Land Commissioners
may be affirmed, and the title of the appellee
to said land may be deemed to be valid
and for ~~the~~ ^{the} Costs therein expended, and
such other & further relief as shall be agreeable
to equity and good conscience or the nature of
their case may require

Vicente de la Cruz
in person ^{& representing all the interests in}
this case ~~by~~ ~~for~~ ~~appellee~~

I have served this answer upon P. Bird
U. S. Attorney by delivering to him a true
copy of this answer at the City of Los
Angeles Feb 1st - 1858

James C Fenwick
U. S. Marshal

Recommenced
1st Feb'y 1858
Edwin Clark
J. H. Coleman
slep

No 392

U. S. District Court
Southern Dist of California

Francis de la Osa et al
appellans

vs
The United States
appellants

Answer of appellans
to pet'n of appellee

Filed this 24 January
- 1858
Edwin Clark
J. H. Coleman
slep