

UNITED STATES OF AMERICA

IN THE DISTRICT COURT

DISTRICT OF NEW MEXICO

United States of America, as
Guardian of the Indians of the
Pueblo of San Ildefonso in the
State of New Mexico,
Plaintiff,

vs.

Filomeno Apodaca, et al.,
Defendants.

No. 2031
In Equity

DECREE

This cause coming on to be heard upon the pleadings, the evidence offered on behalf of plaintiff and defendants, respectively, and the arguments of counsel, thereupon and upon consideration thereof;

1. IT IS ORDERED, ADJUDGED AND DECREED that as against all defendants herein the title of the Pueblo of San Ildefonso to the entire Pueblo Grant lying in Santa Fe County, New Mexico, and described in the complaint herein, be and it is hereby quieted in said Pueblo of San Ildefonso except as to the parcels specifically mentioned in paragraph 2 herein; and any and every right, title, or interest claimed or asserted by defendants herein or any of them, in or to any portion of the said Pueblo Grant, is null and void, and that the title of said Pueblo of San Ildefonso in and to said Pueblo Grant and all thereof, is full, complete and valid as against said defendants, with the exception of the specific defendants mentioned and the specific tracts of land described in paragraph 2 herein.

And for greater certainty it is specifically ordered, Adjudged and Decreed that the title of said Pueblo of San Ildefonso be and it is hereby quieted as to the tracts of land hereinafter and in this paragraph 1 described as against the defendants whose names are prefixed to the descriptions of said tracts respectively, all of

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said tracts lying within said Pueblo of San Ildefonso Grant, and the designation of said tracts of Private Claim and Parcel numbers and the descriptions thereof by courses and distances, except where otherwise shown, being those of a survey made by the General Land Office in the year 1914, commonly called the Joy Survey, or by the Pueblo Lands Board, to-wit:

* * *

A tract or parcel of land situated in Sections 9 and 8, T. 19 N., R. 8 E., N.M.P.M., described in survey made by the General Land Office as follows: Beginning at Cor. No. 1 of this claim (which is also cor. No. 12, P.C. 114 P. 1); Thence N. $8^{\circ} 6'$ W., 0.26 ch., to an iron post for cor. No. 2; Thence N. $66^{\circ} 37'$ E., 5.00 chs., to an iron post for cor. No. 3; Thence N. $77^{\circ} 39'$ E., 5.33 chs., to an iron post for cor. No. 4; Thence N. $19^{\circ} 22'$ E., 0.31 ch., to an iron post for cor. No. 5; Thence N. $76^{\circ} 5'$ E., 3.27 chs., to an iron post for cor. No. 6; Thence N. $50^{\circ} 47'$ E., 3.80 chs., to an iron post for cor. No. 7; Thence N. 35° E., 1.99 chs., to an iron post for cor. No. 8; Thence S. $81^{\circ} 30'$ E., 1.58 chs., to an iron post for cor. No. 9; Thence S. $10^{\circ} 18'$ W., 5.33 chs., to an iron post for cor. No. 10; Thence N. $87^{\circ} 20'$ W., 4.18 chs., to an iron post for cor. No. 11; Thence S. $22^{\circ} 55'$ W., 5.14 chs., to cor. No. 12; Thence N. $81^{\circ} 45'$ W., 2.60 chs., to cor. No. 13; Thence S. $21^{\circ} 43'$ W., 0.24 chs., to cor. No. 14; Thence N. $76^{\circ} 32'$ W., 5.88 chs., to cor. No. 15; Thence N. $3^{\circ} 40'$ E., 1.05 chs., to cor. No. 16; Thence S. $72^{\circ} 30'$ W., 3.62 chs., to cor. No. 1, and place of beginning. Containing 5.795 Ac.

* * *

And every right, title, or interest claimed or asserted by said defendants hereinabove and in this paragraph 1 named, or any of them, in or to the tracts to which their names are respectively attached in said paragraph or to water and ditch rights, if any, which are at the time of this decree appurtenant to said tracts, by virtue of and in accordance with the Laws of New Mexico and the Pueblo Lands Act of June 7, 1924 (43 Stat. 636), is null and void, and that said defendants have no right, title, or interest whatsoever therein or thereto; and that said defendants, their agents, representatives, successors and assigns are permanently enjoined from trespassing upon any of the tracts in this paragraph described, or interfering with the full possession, use and control thereto, or of any water or ditch rights appurtenant thereto, by the Pueblo of San Ildefonso and the Indians thereof. And the Court while handing down the foregoing as its final decree as to the defendants and lands hereinabove described, retains jurisdiction of this cause for the purpose of making any order or issuing any writs necessary to give effect to said decree.

Given at Santa Fe, New Mexico, this 5th day of December, 1930.

BY THE COURT

Colin Neblett
Judge.

Filed: Dec. 5, 1930
in the Office of the Clerk of
the United States District Court,
Santa Fe, New Mexico.

PUEBLO LANDS BOARD

SAN ILDEFONSO PUEBLO

REPORT NO. 1

REPORT OF TITLE TO LANDS GRANTED OR
CONFIRMED TO PUEBLO INDIANS NOT EXTINGUISHED

Filed in United States District Court Cause
No. 1599 Miscellaneous on July 22, 1929

The Pueblo Lands Board, constituted under Act of Congress approved June 7, 1924 (43 Stat. 636), hereby reports under Section 2 of said Act as follows:

Said Board having investigated the lands within the exterior boundaries of the land lying in the County of Santa Fe, State of New Mexico, confirmed to the Pueblo of San Ildefonso, as shown on photostat map hereto attached and marked "Exhibit A", being a Spanish Grant, as confirmed by Act of Congress approved December 22, 1858, and patented November 1, 1864, has determined and hereby determines that title thereto in said pueblo has not been extinguished, in accordance with the provisions of said Act of June 7, 1924, as to the lands described and set forth by metes and bounds as follows, except certain tracts or parcels marked Exceptions 1 to 293, inclusive, and indicated on blue print map hereto attached and marked "Exhibit B."

SAN ILDEFONSO PUEBLO GRANT
(Exterior Boundaries)

Located in Townships 19 and 20 North, Ranges 7 and 8 East, of the New Mexico Principal Meridian, County of Santa Fe, State of New Mexico.

(Here follows surveyed description)

Exceptions numbers 1 to 293, inclusive, herein referred to, are more particularly described as follows:

A tract or parcel of land situated in Sections 9 and 8, T. 19 N., R 8 E., N.M.P.M., described in survey made by the General Land Office as follows: Beginning at cor. No. 1 of this claim (which is also cor. No. 12, P. C. 114 P. 1); Thence N. $8^{\circ} 6'$ W., 0.26 Ch., to an iron post for cor. No. 2; Thence N. $66^{\circ} 37'$ E., 5.00 chs., to an iron post for cor. No. 3; Thence N. $77^{\circ} 39'$ E., 5.53 chs., to an iron post for cor. No. 4; thence N. $19^{\circ} 22'$ E., 0.31 ch., to an iron post for cor. No. 5; Thence N. $76^{\circ} 5'$ E., 3.27 chs., to an iron post for cor. No. 6; Thence N. $50^{\circ} 47'$ E.,

3.80 chs., to an iron post for cor. No. 7; Thence N. 35° E., 1.99 chs., to an iron post for cor. No. 8; Thence S. $81^{\circ} 30'$ E., 1.58 chs., to an iron post for cor. No. 9; Thence S. $10^{\circ} 18'$ W., 5.33 chs., to an iron post for cor. No. 10; Thence N. $87^{\circ} 20'$ W., 4.16 chs., to an iron post for cor. No. 11; Thence S. $22^{\circ} 55'$ W., 5.14 chs., to cor. No. 12; Thence N. $81^{\circ} 45'$ W., 2.60 chs., to cor. No. 13; Thence S. $21^{\circ} 43'$ W., 0.24 chs., to cor. No. 14; Thence N. $76^{\circ} 32'$ W., 5.88 chs., to cor. No. 15; Thence N. $3^{\circ} 40'$ E., 1.05 chs., to cor. No. 16; Thence S. $72^{\circ} 30'$ W., 3.62 chs., to cor. No. 1, and place of beginning. Containing 5.795.

PUEBLO LANDS BOARD

By: Louis H. Warner, Chairman

H. J. Hagerman, For the Secretary
of the Interior

Charles H. Jennings,
For the Attorney General