

First Day, Monday, July 6, 1908.

Be it remembered that at a Special Term of the District Court of the Sixth Judicial District of the Territory of New Mexico, within and for the County of Lincoln, begun and held in the Town of Lincoln, said county and territory, on Monday, July 6, 1908, for the trial of causes arising under the laws of the Territory of New Mexico, there were present the following, to-wit:

Hon. Edward A. Mann, Judge;
Hon. Mark B. Thompson, District Attorney;
Chas. P. Downs, Clerk;
John W. Owen, Sheriff.

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And now the Court makes the following appointments, to-wit:

Clement Hightower, Court Interpreter;
Edward C. Wade, Jr., Court Reporter;
William B. Brady, Court Crier;
John Bartlett, Court Bailiff;
Filomeno Griego, Court Bailiff;
Juan B. Blea, Grand Jury Interpreter;
Kee Llewellyn, Grand Jury Reporter;
James Dow, Grand Jury Bailiff;

each of whom appear in open court and are duly sworn to well and truly perform their several duties as such appointees of the Court.

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Comes now the Sheriff and returns into open court the regular venire of the Grand Jury, heretofore issued, and upon call of same the following named persons respond, to-wit:

1 S. C. Wiener, Foreman;	11 Manuel Zamora
2 J. H. Hamilton	12 R. D. Armstrong
3 Arthur May	13 Margarito Silva
4 Salamon Sanchez	14 Sam G. Beard
5 Manuel Aragon	15 W. R. White
6 Arch Parker	16 W. H. Sevier
7 Ramon Maes	17 E. C. Watson
8 A. C. Wingfield	18 W. R. Hunnicutt
9 W. S. Bourne	19 W. F. Bingham
10 John E. West	20 W. J. Doering
21 Joe Coleman	

each of whom are duly sworn in open court to well and truly answer such questions as should be propounded to them by the Court or District Attorney touching their qualifications to serve as jurors at the present term of this court, and all are found to be qualified and are accepted.

It now appearing to the Court that there are twenty-one duly qualified grand jurors, as above set out, Sol C. Wiener is appointed foreman, and he is duly sworn in the manner prescribed by law, as is the remaining members of the said grand jury, and after being fully instructed by the Court retire in charge of two sworn bailiffs of the Court to consider of their labors.

000. Territory of New Mexico)
v) Contempt.
George Maes)

001. Territory of New Mexico)
v) Contempt.
Nicolas Maes)

Comes now the Territory of New Mexico by Mark B. Thompson, Esq., her district attorney, and the permission of the Court first had and obtained, files these her informations against the above named defendants, whereupon it is ordered by the Court that warrants issue for the apprehension of the said defendants, which is according done.

Twelfth Day, Saturday July 18, 1908.

Court met pursuant to adjournment,

Present and presiding the same Judge and officers of the Court as of yesterday.

Record of yesterday's proceedings read, approved and signed in open court.

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3027.

Territory of New Mexico)
v)
E. R. Dye)

Comes now the Territory of New Mexico by Mark B. Thompson, Esq., her district attorney, and comes the defendant in his own proper person in the custody of the sheriff and nothing further says why the judgment and sentence of the Court should not be passed upon him, upon the plea of "Guilty" heretofore entered herein.

It is therefore considered by the Court, and is the judgment and sentence of the Court, that the said defendant, E. R. Dye, be remanded to the custody of the sheriff of Lincoln County, New Mexico, to be by him safely kept until such time as he, the said sheriff, can convey him, the said defendant, to Santa Fe, New Mexico, and there deliver him, the said defendant, to the Superintendent of the Territorial Penitentiary to be by him confined at hard labor for the period of two years from the date of the sentence hereof; that he pay the costs of this prosecution, to be taxed, and stand committed until such costs are fully paid.

3020.

Territory of New Mexico)
v)
D. K. Foster)

Comes now the Territory of New Mexico by Mark B. Thompson, Esq., her district attorney, and comes the defendant in his own proper person in the custody of the sheriff and nothing further says why the judgment and sentence of the Court should not be passed upon him, upon the plea of "Guilty" heretofore entered herein.

It is therefore considered by the Court, and is the judgment and sentence of the Court, that the said defendant, D. K. Foster, be remanded to the custody of the sheriff of Lincoln County, New Mexico, to be by him safely kept until such time as he, the said sheriff, can convey him, the said defendant, to Santa Fe, New Mexico, and there deliver him, the said defendant, to the Superintendent of the Territorial Penitentiary to be by him confined at hard labor for the period of four years from the date of the sentence hereof; that he pay the costs of this prosecution, to be taxed, and that he stand committed until such costs are fully paid.

1209.

Timoteo Analla, Administrator of the)
Estate of Jose Analla, deceased,)
v) DECREE.
Juan Analla, Isabel Analla de San-)
chez, Josefa Analla de Torres, Fran-)
cisco Analla, Manuel Analla, Pedro)
Analla, Cruz Analla, Paula Analla,)
Isidro Analla et al)

Now on this 18th day of July, 1908, come the defendants, Isabel Analla de Sanchez (now Carasco) Josefa Analla de Torres, Francisco Analla, Manuel Analla, Dulces Nombres de Analla (personally and as heir at law of Cruz Analla, deceased) and Pedro Analla Paula Analla and Isidro Analla, minors, by Dulces Nombres de Analla, their guardian at law, all by H. B. Holt and H. B. Hamilton, their attorneys, and move the Court for leave to file their supplemental and amended answer and cross complaint to the supplemental and

amendatory petition of plaintiff heretofore filed in this cause on September 21st, 1903;

And the Court having heard said motion and being fully advised in the premises doth grant the same.

It is therefore, considered, ordered, adjudged and decreed by the Court here that said motion and leave be and the same are hereby granted and that the said defendants be and they are hereby authorized to file their said supplemental and amended answer and cross complaint.

And now the defendants Pedre Analla, Paula Analla and Isidro Analla, minors, by Dulces Nombres de Analla, their guardian at law, represented by the said H. B. Holt and H. B. Hamilton, their attorneys, and move the Court to vacate and set aside the order heretofore entered herein appointing J. F. Bonham as their guardian ad litem herein and to appoint the said H. B. Holt as such guardian ad litem;

And the Court having heard said motion and the argument of counsel and it appearing to the Court that by authority and with the approval of the Probate Judge of Lincoln County, New Mexico, the said guardian at law of the said minors has heretofore entered into a contract with the said Holt and Hamilton to represent the interest of said infant defendants in this cause, which contract has been executed by and between the said guardian at law and the said Holt and Hamilton;

It is therefore considered, ordered, adjudged and decreed by the Court that said motion be and the same is hereby sustained and that the order heretofore entered herein appointing J. F. Bonham as said guardian ad litem for the said infant defendants in this cause be and the same is hereby set aside and for naught held and that the said H. B. Holt be and he hereby is appointed as such guardian ad litem for said infant defendants herein.

And now the said defendants, by their said attorneys, exhibiting to the Court a stipulation heretofore filed herein, entered into on the 18th day of January, 1908, by and between the plaintiff in this cause and the said attorneys for said defendants, where in the said plaintiff agrees and stipulates that the original complaint and subsequent amended complaints heretofore filed by him in this cause shall be dismissed and that said cause shall hereafter proceed to final judgment of partition upon the cross complaint heretofore filed by the defendants or such amended complaints as may be necessary in order to embrace and properly describe all of the real estate of which Jose Analla died seized and which he, the said Timoteo Analla, has acquired as administrator of the estate of the said Jose Analla, deceased, since the death of the said Jose Analla and wherein is contained the further recital that the said plaintiff has deeded to the above named defendants all of his right, title and interest in and to the real estate involved in this cause and has also deeded to the defendants, Francisco Analla and Manuel Analla, a part interest of defendant Juan Analla, and a part of the interest of Dulces Nombres de Analla owned by her as the widow of the said Jose Analla, deceased; and that the balance of the interest of the said Juan Analla and of the said Dulces Nombres de Analla as aforesaid to all of the defendants hereinabove mentioned and wherein was contained the further recital that the said plaintiff by said stipulation waived the service of copy of any amended

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complaint on him as plaintiff which might be filed herein by said defendants and whereby the said plaintiff consented that this suit should proceed to judgment under the allegation which might be embraced in such amended cross complaint and said defendants, Isabel Analla de Sanchez (now Carasco) Josefa Analla de Torres, Francisco Analla, Manuel Analla, Dulces Nombres de Analla, Pedre Analla, Paula Analla and Isidro Analla, by their said attorneys, now move the Court under and by virtue of the terms of said stipulation to dismiss the original and all amended and supplemental complaints and petitions heretofore filed herein by the plaintiff, Timoteo Analla, either as an individual plaintiff or as administrator of the estate of Jose Analla, deceased, and that this cause proceed to judgment under and in accordance with the allegations set forth in the amended answer and cross complaint of said defendants this day filed herein and the Court having heard said stipulation and the argument of counsel and being fully advised in the premises, doth grant said motion.

It is therefore considered, ordered, adjudged and decreed by the Court here that said motion be and the same is hereby sustained and that the original complaint and all amended or supplemental complaints or petitions heretofore filed herein by the plaintiff, Timoteo Analla, either individually or as administrator of the estate of Jose Analla, deceased, be and the same are hereby dismissed and that this cause proceed to final judgment upon the allegations set forth and contained in the amended answer and cross complaint this day filed herein.

And now this cause coming on further to be heard upon the amended answer and cross complaint of defendants, Isabel Analla de Sanchez (Now Isabel Analla de Carasco), Josefa Analla de Torres, Francisco Analla, Manuel Analla, Dulces Nombres de Analla, (personally and as heir at law of Cruz Analla, deceased,) and Pedro Analla, Paula Analla and Isidro Analla, minors, by the said Dulces Nombres de Analla, their guardian at law, all represented by H. B. Holt and H. B. Hamilton, their attorneys, and upon motion of the said cross complainants by their said attorneys for a final judgment herein based upon the consent of plaintiff as set forth in and evidenced by the stipulation heretofore filed herein and hereinabove mentioned, the Court being fully advised in the premises doth find:

1. That on March 24th, 1899, Jose Analla departed this life intestate in the County of Lincoln, Territory of New Mexico.

2. That he died seized of a large amount of real estate and personal property, the real estate referred to being hereinafter more particularly described.

3. That the said Jose Analla left as his widow one Dulces Nombres de Analla, now still surviving him and the following named heirs at law, to-wit: Timoteo Analla, plaintiff herein, Juan Analla, Isabel Analla de Sanchez now Isabel Analla de Carasco, Josefa Analla de Torres, Francisco Analla, Manuel Analla and Pedro Analla, Cruz Analla, Paula Analla and Isidro Analla. That on to-wit, the ____ day of November, 1906, the said Cruz Analla died at the age of eleven years. That the said Dulces Nombres de Analla was the mother of the said Cruz Analla, That the said Pedro Analla, Paula Analla and Isidro Analla are minors and that the said Dulces Nombres de Analla is the duly appointed, qualified and acting guardian at law of the said minors.

4. That personal property of which the said Jose Analla died seized was applied to the payment of a small indebtedness owed by the said deceased and the residue thereafter

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divided and distributed among the widow and heirs at law hereinabove mentioned.

5. That the said Timoteo Analla as administrator of the estate of the said deceased acquired several tracts of real estate in payment of debts due the estate of the said deceased which tracts are hereinafter described. That on, to-wit, the 18th day of January, 1908, for a valuable consideration fully and specifically set forth and alleged in said amended answer and cross complaint, Timoteo Analla, the plaintiff herein, executed to the cross complainants herein two certain warranty deeds whereby he conveyed to the said defendants all of his right, title and interest in and to all the land and real estate situate in Lincoln and Otero Counties, New Mexico, which he acquired or might acquire by virtue of being an heir of the said Jose Analla, deceased; also all of the right, title and interest which Juan Analla acquired and had in and to the estate of the said deceased which interest he, the said Timoteo Analla, had previously acquired from the said Juan Analla by a quit claim deed dated March 29th, 1904; also any and all real estate which might have been deeded to him as administrator of the estate of the said Jose Analla deceased.

6. That on, to-wit, said 18th day of January, 1908, the said plaintiff for a valuable consideration likewise executed to the cross complainants herein a warranty deed wherein and whereby he conveyed to them the several tracts of land and real estate by him as administrator of the said estate, all of which tracts are hereinafter particularly described.

7. That on March 29th, 1904, said plaintiff, Timoteo Analla, for a valuable consideration acquired from the said Juan Analla all of the right, title and interest of the latter in or to the estate of the said Jose Analla, deceased.

8. That on, to-wit, January 6th, 1908, cross complainant, Dulces Nombres de Analla, for a valuable consideration, sold and conveyed to the plaintiff, Timoteo Analla, all of her right, title and interest in and to the estate of the said Jose Analla, deceased, acquired by her as the widow of the said Jose Analla, deceased.

9. That on, to-wit, January 7th, 1908, the said plaintiff, Timoteo Analla, by a warranty deed and for a valuable consideration conveyed to cross complainants, Francisco and Manuel Analla, the said interest of the cross complainant, Dulces Nombres de Analla, do acquired by him as aforesaid, to-wit, an undivided one fourth interest in and to all real estate wheredoever situate of which the said Jose Analla died seized which the said Dulces Nombres de Analla owned or was entitled to in law or in equity, to-wit, the 27th day of October, A. D. 1900.

10. That on to-wit, the 18th day of January, 1908, the plaintiff, Timoteo Analla, entered into a stipulation with attorneys for the cross complainants herein containing recitals and agreements and stipulations as hereinabove recited and set forth, which said stipulation, marked "Exhibit G", is filed herein.

11. That at the time of his death, the said Jose Analla, deceased, was the holder of an unrecorded deed from one Pedro Analla and his wife to the said Jose Analla, deceased, conveying to him the northwest quarter of the southwest quarter of section twelve, township eleven south, range seventeen east, and at said time was the owner in

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commencing 15 1/2 yards E. of the NW corner of Pedro Analla's lands; thence E. 50 yards; thence S. to land of Jose Analla purchased from one P. Warner; thence W. 50 yards to Juan Analla's tract; thence N. to place of beginning; and which strip of land last described was conveyed by the said Jose Analla in his life time to cross complainant, Josefa Analla de Torres.

That said deed is not now in the possession of cross complainants and that the same cannot be found; that the tract of land described in said deed is what is commonly known as the "Mill Site"; that subsequent to the death of the said Jose Analla, deceased, on, to-wit, February 26th, 1900, plaintiff, Timoteo Analla, falsely and fraudulently represented to the said Pedro Analla and wife that the deed hereinbefore referred to had become lost or destroyed and did then and there by virtue of said false and fraudulent representations, the truthfulness of which was relied upon by the said Pedro Analla and wife to execute to him, the said plaintiff, a warranty deed conveying the following described portion of said premises, to-wit:

That portion of the NW. 1/4 of the SW. 1/4 of Sec. 12, Twp. 11, S., R. 17, E., particularly described as follows: Beginning at Corner No. 1, a cedar post set in ground the Corners of Secs. 11, 12, 14 and 13, in Twp. 11, S., R. 17, E., Var. 11 degrees, 45 minutes, E., bears S. 20 chains distant; thence Var. 11 degrees, 45 minutes, E., E. 14.76 chains to corner No. 2, a marked stake, chiseled '2 T A - P A' on W. face; thence Var. 12 degrees, E. 2.20 chains to Corner No. 3, a limestone 8 x 16 x 19 inches long set in ground, chiseled '3 T A - P A' on W. face; thence Var. 12 degrees E. W. 14.76 chains to Quarter Corner of Secs. 11 and 12, Twp. 11, S. R. 17, E.; thence variation 11 degrees, 45 minutes E., S. 20 chains to Corner No. 1, the place of beginning; containing 29.62 acres.

That at the time said deed was executed the plaintiff, Timoteo Analla, further falsely and fraudulently represented to the said Pedro Analla and wife that the said deed was desired by him and was being executed by them to him as administrator of the estate of the said Jose Analla, deceased; that said Pedro Analla and wife were aged, infirm, uneducated and illiterate persons and relied upon the said representations so made by the said Timoteo Analla, and believed that they were executing and it was their intention to execute the said deed to the said Timoteo Analla for the use and benefit of the heirs of the said Jose Analla, deceased, and in lieu and to take the place of the original deed so as aforesaid executed by them to the said Jose Analla in his lifetime; that the said Timoteo Analla thereafter and continuously until, to-wit, January 18, 1908, asserted that the said land as described in the said deed from the said Pedro Analla and wife to himself was his individual property; that on said last named date the said plaintiff executed in favor of the cross complainants herein that which he intended and which was intended to be a quit claim deed to said premises, a copy of which deed marked "Exhibit D" is attached to the cross complaint herein; that the description contained in said deed is erroneous, but that it is plainly apparent from the recitals therein contained and from the confessed allegations of the cross complaint herein that the said Timoteo Analla in the execution of said last mentioned deed intended to convey, and that it was the intention and understanding by and between the said plaintiff and cross

complainants herein that the said deed should convey to the said cross complainants the real estate and property specifically described in the aforementioned deed so as a s afore-said executed by the said Pedro Analla and wife on, to-wit, the 26th day of February, A. D. 1900, said description being that last hereinabove set forth. That said description correctly, accurately and properly describes the exterior boundaries of that portion of the tract so as aforesaid conveyed by t e said Pedro Analla and wife to the said Jose Analla, deceased, during his lifetime.

12. That it is necessary and advisable that the said real estate hereinbefore referred to and hereinafter particularly described be partitioned among the several heirs thereto in accordance with the respective interests of the said heirs as herein found.

13. That all of th material allegations of the cross complaint herein have been sustained by proof and are confessed by plaintiff.

And the Court doth further find as conclusions of law:

1. That cross complainants, Francisco Analla and Manuel Analla, by virtue of having acquired the interest of the said Dulces Nombres de Analla as widow of the said Jose Analla are respectively and severally entitled to an undivided one-eighth interest in all of the real estate hereinbefore mentioned and hereinafter particularly described; that of the remaining three-fourths interest of said estate cross complainants, Isabel Analla de Sanchez, now Isabel Analla de Carasco, Josefa Analla de Torres, Francisco Analla, Manuel Analla, Pedro Analla, Paula Amalla and Isidro Analla and Dulces Nombres de Analla as heir at law of Cruz Analla, deceased, are respectively and severally entitled to one-eighth.

2. That at the time f his death the said Jose Analla, deceased, was the owner in fee of the ttract of land and real estate particularly described in the deed hereinbefore referred to executed by Pedro Analla and wife to the plaintiff, Timoteo Analla, on to-wit, February 26th, 1900, a copy of which, marked "Exhibit A" is attached to the cross complaint herein and that the plaintiff, Timoteo Analla, by virtue of said deed acquired the property therein described and thereby conveyed as trustee to and for the use and benefit of t e heirs of the said Jose Analla, deceased.

3. That under and by virtue of the several deeds mentioned in the cross complaint herein, cross complainants herein acquired the respective interests in and to the estate of the said Jose Analla, deceased, as in said cross complaint alleged and hereinbefore found and set forth.

4. That cRoss complainants are entitled to a decree in accordance with their prayer herein for the reformation of the deed, "Exhibit D", executed by plaintiff to cross complainants on January 18th, 1908, 'so as to cause the description of the property therein referred to and thereby intended to be conveyed to conform to the description contained in the deed from Pedro Analla and wife to the Plaintiff, Timoteo Analla, executed on February 26th, 1900, recorded in deed book "T", at page 6, in the office of the Probate Clerk and Ex-Officio Recorder of Lincoln County, New Mexico, a copy of which deed, marked "Exhibit A" is attached to the cross complaint herein.

5. That the real estate of which the said Jose Analla died siezed and which was subsequently acquired by the plaintiff, Timoteo Analla, as administrator and

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which the cross complainants herein are entitled to have partitioned is that which is hereinafter specifically described.

It is therefore considered, ordered, adjudged and decreed by the Court here:

(a) That the several allegations of the said cross complaint herein be and the same are hereby taken as confessed by plaintiff.

(b) That the deed executed by Pedro Analla and wife to Timoteo Analla, on to wit, February 19th, 1900, recorded in deed book "T" at page 6 in the office of the Probate Clerk and Ex-officio Recorder of Lincoln County, New Mexico, a copy of which marked "Exhibit A" is attached to the cross complaint herein was executed by the said Pedro Analla and wife in lieu and to take the place of a deed theretofore executed by them for a valuable consideration to Jose Analla, deceased, during his lifetime and for the use and benefit of cross complainants herein and that the said plaintiff, Timoteo Analla, acquired the property in said deed described as trustee to and for the use and benefit of the said cross complainants in this cause and that the property therein described was and is a part and parcel of the estate of the said Jose Analla, deceased.

(c) That the deed executed by the plaintiff, Timoteo Analla, to cross complainants herein on, to-wit, January 18th, 1908, be and the same is hereby reformed so as to conform to the evident intention of the grantor and grantees therein and so as to describe the premises and real estate thereby evidently intended to be conveyed in accordance with the description contained in deed from the said Pedro Analla and wife to the said Timoteo Analla, dated February 19th, 1900, and recorded as aforesaid, said description being as follows, to-wit:

That portion of the NW. 1/4 of the SW. 1/4 of Sec. 12, Twp. 11, S., R. 17 E., particularly described as follows: Beginning at corner No. 1, a cedar post set in ground; whence the corner of Secs. 11, 12, 14 and 13, in Twp. 11, S., R. 17, E., Var. 11 degrees, 45 minutes, E., bears S. 20 chains distant; thence Var. 11 degrees, 45 minutes E., E. 14.76 chains to corner No. 2, a marked stake, chiseled "T A - P A" on W face; thence Var. 12 degrees E. 2.20 chains to corner No. 3, a limestone 8 x 16 x 19 inches long set in ground chiseled "3 T.A - P A" on W. face; thence Var. 12 degrees E., W. 14.76 chains to Quarter Corner to Secs. 11 and 12, Twp. 11 S., R. 17, E.; thence Var. 11 degrees 45 minutes E., S. 20 chains to Corner No. 1, the place of Beginning; containing 29.62 acres.

(d) That the rights, titles and interests of the parties to this cause are as follows:

That by virtue of having acquired the interest of cross complainant Dulces Nombres de Analla as widow of Jose Analla, deceased, cross complainants, Francisco and Manuel Analla, are respectively and severally entitled to an undivided one-eighth interest in all of the hereinafter described real estate; that of the remaining three fourths interest of said estate cross complainants, Isabel Analla de Sanchez, now Isabel Analla de Carasco, Josefa Analla de Torres, Francisco Analla, Manuel Analla, Pedro Analla, Paula Analla and Isidro Analla and Dulces Nombres de Analla as heir at law of Cruz Analla, deceased, are respectively and severally entitled to one-eighth or three-thirty-seconds of the entirety; that Peter A. Schmidt and John H. Cole and Robert Brady, three disinterested persons, be and they are hereby appointed commissioners to make partition of the here-

inafter described premises in accordance with the decree of this Court as to the rights and interests of the parties if such partition can be made consistently with the interest of the estate and if it shall appear that such partition can be made without great prejudice to the owners of such premises and that such commissioners be and they are hereby authorized and directed to go upon the hereinafter described premises and make partition thereof if it shall appear that such partition can be made as aforesaid, assigning to each of the cross complainants aforesaid his or her share by meets and bounds and that such commissioners make report in writing under their hands to this Court within fifty days from and after this date; and that should it appear from the report of said commissioners that the hereinafter described premises or any part or portion thereof are so circumstanced that a partition cannot be made without manifest prejudice to the owners of same an order shall thereupon be entered for the sale of such lands in such manner and upon such terms and by the giving of such notice of sale as the Court shall then deem proper, with authority to the person or persons appointed to make such sale to make and execute good and sufficient conveyance to conveyances to the purchaser or purchasers thereof.

(c) That the real estate and premises hereinbefore referred to and decree for the partition to which is hereby entered are particularly described as follows, to-wit:

All those certain pieces or parcels of real estate lying and being situate in the County of Lincoln, Territory of New Mexico, to-wit:

80 acres, being part of the SE. $\frac{1}{4}$ of the NW. $\frac{1}{4}$ and the SW. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ and the E. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of Sec. 19, Twp. 10 S. R. 7, E., beginning at the lower line of said land on the Bonito River, near the crossing and running up said stream until making 80 acres; and being the same land which was deeded by Cleto Chavez and wife to Timoteo Analla, administrator of the estate of Jose Analla, deceased, and which said deed is recorder in Deed Book "T", page 312, of the records of Lincoln County, New Mexico.

The S. $\frac{1}{2}$ of the SE. $\frac{1}{4}$ and the $\frac{1}{2}$ of the SW. $\frac{1}{4}$ both in Sec. 12, Twp. 11, S., R. 17, E., of said meridian or rather that part of the same lying north of the Rio Hondo.

Lots numbered 2, in Sec. 5 and lots 1, 2 and 3 in Sec. 6, Twp. 11, S. of R. 17, E., containing 169.38/100 acres and being the same land which was deeded by Santiago Gonzalez and wife to Timoteo Analla, administrator of the estate of Jose Analla, deceased, on the 26th day of February, 1900, and which deed from Gonzalez to Analla is recorded in deed record "T" page 4 of the records of Lincoln County, New Mexico.

The NW. $\frac{1}{4}$ of the NE. $\frac{1}{4}$ of Sec. 20 in Twp. 11, S. R. 17, E., containing 40 acres.

The NE. $\frac{1}{4}$ of the NW. $\frac{1}{4}$ of Sec. 20, Twp. 11, S., R. 17, E., containing 40 acres. Beginning at the Corner to Secs. 19, 20, 30, 29, in Twp. 10 S., R. 16 E.; thence Var. 11 degrees, 25 minutes E., N. 3.60 chains to center of Rio Ruidosa; thence westerly along the center of said Rio Ruidosa to the intersection of said Rio Ruidosa, with a line due south from the $\frac{1}{4}$ Corner of Secs. 19 and 20, to the before mentioned township; thence along center of said river about SW. 4.50 chains to south end of a dam;

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thence NE. to a point 14 chains S. of the $\frac{1}{4}$ Sec. Corner to Secs. 19 and 20; thence S. 26 chains; thence E. 20 chains; thence N. 20 chains to the Corner to Secs. 19, 20, 30 and 29, before mentioned place of beginning, containing 65 acres more or less; the same being the land deeded by John Newcomb and wife to Timoteo Analla, administrator of the estate of Jose Analla, deceased, dated April 2, 1900, and recorded in Deed Record "T", Page 22, of the records of Lincoln County, New Mexico.

Another John Newcomb parcel of land, containing about ten acres, and described as beginning at a point three and fifty-three hundredths chains N. of the Corner of Secs. 19, 20, 30 and 29 in Twp. 10, S., R. 16, E., said point bearing in the middle of the Rio Ruidoso and being taken as corner No. 1 of said ten acre parcel; thence Var. 11 degrees 15 minutes E., N. 16.47 chains to Corner NO. 2, a limestone of unknown dimensions chiseled "2 - $\frac{1}{16}$ " on W. face; thence Var. 11 degrees 25 minutes E., W. 6.20 chains to Corner No. 3 a mound of stone; thence Var. 11 degrees 25 minutes E., S. 15.83 chains to middle of Ruidoso River; thence along the middle of said Ruidoso River to the place of beginning, said parcel of land being a part of the SE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of Sec. 19 in Twp. 10 S., R. 16, E. N. M. P. M.

A parcel of about 12 $\frac{1}{4}$ acres of land, also of said John Newcomb property, described as beginning at corner No. 1, a limestone rock 5 x 14 inches set in ground and chiseled "T A" on north face; thence Var. 11 degrees 35 minutes E., N. 17 degrees 25 minutes, W. 18.30 chains to Corner No. 2, a limestone rock 4 x 8 x 12 inches, set in ground with mound of stone around it chiseled "2 T A" on E. face; thence Var. 11 degrees 15 minutes E., E. 10.22 chains to Corner No. 3, a limestone 6 x 8 x 14 inches, set in ground with mound of stone around it; thence Var. 11 degrees 30 minutes E., S. 15.82 chains to Corner No. 4, to bank of Rio Ruidoso; thence along Ruidosa to Corner No. 1, place of beginning, containing 12.25 acres, being a part of the SE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of Sec. 19, Twp. 10, S., R. 16 E., said Corner No. 4 bears nearly W. 6.20 chains distant from a point N. 3.53 chains from Corner to Sec. 19, 20, 30 and 29, in Twp. 11 S., R. 16 E. Commencing on the E. end of the land owned by Pedro Analla and running up the road 80 yards wide and the full length of the 40 acres in which this land is situated, all of this land is in Twp. 11 S., R. 17, E.; also a full water right in the ditch known as the Juan and Pedro Analla ditch and being the same land which was deeded by Albino Carillo and wife to Timoteo Analla, administrator of the estate of Jose Analla, deceased, on the 5th day of June, 1900, and which said deed from Carillo to Analla is recorded in Deed Record "M", page 535, of the deed records of Lincoln County, New Mexico.

That part of the N. $\frac{1}{2}$ of the S. $\frac{1}{2}$ of Sec. 11, Twp. 11, S., R. 17 E., N. M. P. M. lying S. of the Rio Hondo, containing 29 acres, more or less; the same being all that part of the Juan Analla homestead which was claimed and controlled by Jose Analla during his lifetime and which has been claimed and controlled by the heirs to the Estate of Jose Analla since the death of the said Jose Analla; also any ditch rights, water rights or rights to use the water from any ditches from which any of the above described land is irrigated and any and all ditch rights and water rights which belong to or are appurtenant to any of the above described land.

All the following described land lying on the S. side of the Ruidoso in the above

mentioned land on S. side of Ruidoso Creek, containing 30 acres, more or less; for a more particular description of which reference is here made to deed from John Ne comb and wife to Jose Analla, recorded in Deed Record "M" page 207, Records of Lincoln County, New Mexico;

That portion of the NW. 1/4 of the SW. 1/4 of Sec. 12, Twp. 11 S., R. 17, E., particularly described as follows: Beginning at Corner NO. 1, a cedar post set in ground whence the corner of Secs. 11, 12, 14 and 13 in Twp. 11S, R. 17, E., 11 degrees 45 minutes E., bears S. 20 chains distant; thence Var. 11 degrees 45 minutes E., E. 14.76 chains to Corner No. 2 a marked stake, chiseled "2 T A - P A" on W. face; thence Var. 12 degrees E., 2.20 chains to Corner No. 3, a limestone 8 x 16 x 19 inches long set in ground, chiseled "3 T A - P A" on W. face; thence Var. 12 degrees E., W. 14.76 chains to Quarter Corner to Secs. 11 and 12, Twp. 11 S., R. 17 E., thence Var. 11 degrees 45 minutes E., S. 20 chains to Corner No. 1, the place of beginning; containing 29.62 acres.

Also all that piece or parcel of land situate in Otero County, New Mexico, containing twenty-five acres, being a strip of equal width throughout its entire length and lying at and being the W. end of the NW. 1/4 of the SW. 1/4 of Sec. 20, in Twp. 14 S., R. 10 E., N. M. P. M.

1819. Territory of New Mexico)
v) INSANITY.
Juan Garcia)

Upon proper presentation and after due examination, as provided by law, into the condition of Juan Garcia, an alleged insane person, resident of the County of Lincoln, Territory of New Mexico, and being satisfied that said Juan Garcia is insane and a proper person to be committed to the Insane Asylum of New Mexico, it is by the Court

Ordered and adjudged that the said Juan Garcia be and he hereby is committed to the custody of the Directors of the Insane Asylum of New Mexico for treatment and cure, until he is discharged by due course of law.

It is further found and adjudged that said Juan Garcia is indigent and all reasonable costs and charges of such examination and his transportation to the said Insane Asylum of New Mexico be paid by the County of Lincoln.

Comes now John W. Owen and presents his account in the sum of \$947.08 for services rendered at the present term of court, and said account appearing to be just and according to law, it is ordered by the Court that said account, in said sum of \$947.08 be and the same hereby is approved, allowed and ordered paid.

Comes now Mark B. Thompson and presents his account in the sum of \$445.00 for services as district attorney at the present term of court, and said account appearing to be just and according to law, it is ordered by the Court that said account, in said sum of \$445.00 be and the same hereby is approved, allowed and ordered paid.

It is now ordered by the Court that all causes pending herein, not otherwise disposed of, all demurrers, motions, and all other matters, be and the same hereby is continued until the next regular term of this court.

Twelfth Day, Saturday July 18, 1908.

A-I-L-Q-W-A-N-C-E-S :

Witness Certificate No.	Days	Miles	Amount
374--Ramon Farmer	1		\$ 50
375--Juan Miribel	1		50
376--Floerncio Zamora	1		50
377--Teogilo Zamora	1	20	1 50
278--Eduardo Najar	1		50
379--Jose Montoya	1		50
380--Juan Rubio	2	130	10 50
381--G. W. Reed	1	90	5 00
382--W. J. McFarland	1	70	4 00
383--Mrs. W. A. Wells	1	45	2 75
384--W. A. Wells	1	45	2 75
385--Anastacio Solis	2	200	14 00
386--Eduardo Solis	2	80	5 00
387--Juan Solis	2	80	5 00
388--George Bragg	1	1000	52 00
389--W. S. Kirby	1		50
390--Ned Foster	4	25	3 25
391--Andreas Naberez	2	25	2 25
392--Leo Oswald	1	80	5 00
393--Antonio Sanchez	2	25	2 25
394--Mamiel Analla	2	25	2 25
395--Refugio Munos	2	25	2 25
396--J. B. Burch	4	30	3 50
397--I. B. Millican	4	30	3 50
398--W. H. Speer	4	30	3 50
399--L. M. Casaus	2	80	5 00
400--Mattie Smith	2	80	5 00
401--P. H. Williams	3	20	2 50
402--Dan McKinley	1	35	2 25
403--Ramon Herrera	1	35	2 25
404--Willis Hightower	1	35	2 25
405--W. E. Dudley	3	190	12 50
406--W. J. McAdams	4	130	8 50
407--M. H. Price	1		50
408--R. C. Price	2	95	5 75
409--W. F. Price	2	80	5 00
410--John Adams	1		50
411--Antonio Otero y Chaves	3	60	4 50
412--Juan C. y Trujillo	3	60	4 50
413--Miguel Maes	3	80	5 50
414--Fricio Galindo	3	130	8 00
415--L. F. Avent	2		1 00
416--Newt Kemp	1		50
417--Fred Fergusonson	4	80	6 00
418--Adam Zumwalt	2	36	2 80
419--Ike Wingfield	2	60	4 00
420--Y. E. Hurt	2	30	1 50
421--Howard Avent	2	48	3 40
422--Bowen Zumwalt	2	35	2 75
423--Geo. W. Hughes	2	80	5 00
424--D. Martinez	1		50
425--Alfred Meeks	4	100	7 00
426--Rumaldo Mirabel	1		50
427--Arthur Rolland	3	80	5 50
428--Charles McMasters	3	80	5 50
429--F. Lujan	7		3 50
430--Void			
431--D. Olguin	4	180	13 00
432--W. S. Kirby	3		1 50
433--John Adams	3		1 50
434--Francisco Vigil	7	80	7 50
435--L. M. Casaus	4		2 00
436--Henry Lutz	1		50
437--Lenord Meckert	4	80	6 00
438--T. B. Tonges	4	80	6 00
439--John Harris	4	80	6 00
440--Fred Gibson	2	90	5 50
441--E. Gutierrez	2	60	4 00
442--Charles Holden	2	80	5 00
443--Dr. G. M. Paden	2	80	6 00
444--M. C. Patton	2	96	6 80
445--P. C. Baird	3	80	7 00
446--Walter Peck	2	84	6 20
447--B. J. Hamilton	3	80	7 00
448--Tom Johnson	2	84	6 20
449--P. J. Archuleta	2	80	6 00
450--M. H. Price	1	85	5 25
451--R. C. Price	1	85	5 25
452--W. F. Price	1	85	5 25
453--Juan Mirable	3		1 50
454--H. Lucero	3	15	2 25
455--W. J. McAdams	2		2 00

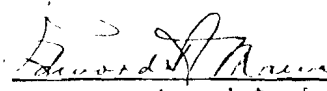
Witness Certificate No.	456--H. Herring	2	160	\$ 10 00
	457--J. L. Jones	2	160	10 00
	458--Bert Stroop	2	180	11 00
	459--W. T. Crabtree	2	160	10 00
	460--Julio Miranda	3	30	3 00
	461--Cres. Uderos	3	18	2 40
	462--Tom DuBois	1	180	9 50
	463--J. Beatty	6	130	9 50
	464--Fred Gibson	2		1 00
	465--J. M. Montoya	8	25	5 25
	466--Juan Trujillo	3	10	2 00
	467--Vincula Romero	2	60	4 00
	468--Miria Moya	2	60	4 00
	469--Felix Gutierrez	2	130	7 50
	470--E. Sanchez	8	25	5 25
	471--Jose Benevides	7	25	4 75
	472--A. Trujillo	8	22	5 10
	473--Timothy Delany	2	18	1 90
	474--D. Martinez	1		50
	475--R. Romero	1		50
	476--J. H. Blackwell	2	18	1 90
	477--Martin Moore	2	18	1 90
	478--Wm. Pepperdine	2	18	1 90
	479--Miguel Luna	1		50
	480--Harry Maxwell	1		50
	481--J. J. Aragon	1		50
	482--P. J. Archuleta	3		1 50
	483--Ignacio Gonzales	3	80	5 50
	484--J. W. Owen	1		50
	485--Mamuel Chavez	9	60	7 50
	486--C. Collirro	6		3 00
	487--P@ Bustamente	2	30	2 50
	488--G. W. Hughes	1	80	5 00
	489--Juan C. y Trujillo	1	70	4 50
	490--Antonio O. y Chaves	1	70	4 50
	491--Miguel Maes	1	82	5 10
	492--Void			
	493--Eutimio Montoya	1	60	4 00
	494--Santiago Gonzales	1	60	4 00
	495--Matias Sedillos	1	60	4 00
	496--Rosarita V. de Trujillo	1	60	4 00
	497--Santiago Sisneros	1	84	5 20
	498--Bernabe Lara	2	120	8 00
	499--Florencio Zamora	1	8	1 40
	500--E. Martinez	1	8	1 40
	501--Rumaldo Mirable	1	10	1 50
	502--Damacio Martinez	1	10	1 50
	503--Juan Mirabel	1	10	1 50
	504--Dr. T. W. Watson	1		1 00
	505--Jim Gonzales	1	130	8 50
	506--Rafael Sedillos	1	130	8 50
Juror Certificate No.	139--William Hoyle	1	80	6 00
	140--S. C. Wiener	11	80	26 00
	141--J. H. Hamilton	11	40	24 00
	142--Arthur May	11	50	24 50
	143--Salamon Sanchez	11	24	23 20
	144--Manuel Aragon	10		20 00
	145--Joseph Holzman	1	200	12 00
	146--Arch Parker	11	30	23 50
	147--Ramon Maes	11	16	22 80
	148--A. C. Wingfield	11	80	26 00
	149--W. S. Bourne	11	30	23 50
	150--Jno. F. West	11	30	23 50
	151--Mamuel Zamora	11	10	22 50
	152--R. D. Armstrong	11	80	26 00
	153--Margarito Silva	11	42	24 10
	154--S. G. Beard	11	76	25 80
	155--W. R. White	11	52	24 60
	156--Void			
	157--E. C. Watson	11	70	25 50
	158--W. R. Hummcutt	11	50	24 50
	159--W. F. Bingham	11	30	23 50
	160--Void			
	161--Joe Coleman	11	56	24 80
	162--T. C. Jacobs	1	50	4 50
	163--C. B. Hatfield	1	110	7 50
	164--J. C. Riggle	10	30	21 50
	165--Elmer Lindsey	10	200	30 00
	166--R. S. Burch	10	34	21 70
	167--Francisco Gonzales	9		18 00
	168--R. C. Skinner	10	46	22 30
	169--Roy Jacobs	10	50	22 50
	170--Olojio Herrera	10	36	21 80
	171--Pablo Chavez	10	24	21 20
	172--Rafael Padilla	10	18	20 90

Twelfth Day, Saturday July 18, 1908.

Juror Certificate No.	173--W. H. Sexton	10	46	\$ 22 30
	174--Sam Wells	10	80	24 00
	175--Faustino Salsido	10	24	21 20
	176--Felipe Maes	10	15	21 75
	177--Antonio Herrera	10	70	23 50
	178--Eusebio Gurule	9		18 00
	179--E. B. Dobbins	10	40	22 00
	180--Fred Lalone	10	80	24 00
	181--Joseph Cochran	10	65	23 25
	182--John Kimbrell	10	60	23 00
	183--Paul Mayer	10	80	24 00
	184--A. N. Price	10	80	24 00
	185--Thomas Zumwalt	10	50	22 50
	186--Juan P. Sedillos	9		18 00
	187--John Gallacher	10	80	24 00
	188--W. J. Doering	11	80	26 00
	189--W. H. Sevier	11	6	22 30
	190--Francisco Lucero	1	5	2 25
	191--Estanislado Garcia	1	12	2 60
	192--Felipe Sanchez	1	35	3 75
	193--B. W. Rentfrow	1	30	3 50
	194--G. A. Montgomery	1	30	3 50
General Allowance No.	15--W. S. Brady, court crier			5 00
	16--J. W. Owen, advance on sheriff bill			400 00
	17--L. K. Llewellyn, 10 days grand jury reporter			50 00
	18--Juan B. Blea 10 days grand jury interpreter			30 00
	19--Jim Dow, 10 days grand jury bailiff			20 00
	20--John Bartlett, 9 days court bailiff			18 00
	21--Filemento Griego, 9 days court bailiff			18 00
	22--J. W. Owen, balance sheriff account			547 08
	23--Void			
	24--W. S. Brady, balance court crier			31 00
	25--Mrs. L. S. Norman, feeding jurors			18 34
	26--Eugenio Baldanado, 12 days janitor			24 00
	27--Clement Hightower, court interpreter			94 00
	28--E. C. Wade, Jr., court reporter			153 63
	29--J. W. Owen, livery to Carrizozo			24 00
	30--Mark B. Thompson, district attorney			445 00
	31--C. P. Downs, expenses			73 60

Now it appearing to the Court that there is no further business requiring its attention at the present term hereof, it is ordered by the Court that this court do now adjourn sine die.

Read, approved and signed in open court.


Associate Justice, Etc.