

SUPREME COURT OF THE U. STATES.

JANUARY TERM, 1834.

THE UNITED STATES }
VS. } Appeal from the Superior Court of East Florida.
ANTONIO HUERTAS. }

This is a claim for 10,000 acres of land, granted by Don Joseph Coppinger, late Governor of the Spanish Province of East Florida, to the petitioner, on the 20th July, 1816. The grant was made to the petitioner for the "*purpose of growing cattle,*" and is alleged to have been made under the authority conferred on the Governor by the Royal order of the 29th October, 1790, although the said Royal order expressly provides that grants of land shall be made to individuals only "*in proportion to the working hands each family may have.*"

The answer of the District Attorney denies the power, and requires full proof of the authority of the Governor to make the grant.

The Counsel for the United States present the following points for the consideration of the Court:

- 1st. The grant is void, from the want of power in the officer by whom it was made.
- 2d. The description of the land, in the Decree of the Court, by which the title is confirmed, does not correspond with the land described in the grant.

R. K. CALL,
for Appellant.