

Nevada County Historical Landmarks Commission
P.O. Box 1014
Nevada County, California 95959

RECEIVED

SEP 26 2016

**NEVADA COUNTY
BOARD OF SUPERVISORS**

Nevada County Board of Supervisors
950 Maidu Avenue
Nevada City, Ca. 95959

September 23, 2016

Re: Request for approval of the Nevada City Jewish Cemetery, (39° 15'5" N-121 1'18"W),
(Site 16-2), Nevada City, Ca. 95949.

Honorable Chairman and Board Members:

At the September 16, 2016, meeting of the Nevada County Historical Landmarks Commission, a motion was passed unanimously to approve the application for registration of the Nevada City Jewish Cemetery, in Nevada City as a Nevada County Historical Landmark.

This pioneer Jewish cemetery attests to the significant Jewish presence during the California Gold Rush. As noted in the attached summation, the local Jewish population was actively involved in city and governmental affairs, as well as participating in business activities as merchants, bankers, and investors in gold mines.

The cemetery site will be added to our newly operating interactive Map on line. The Map locates each historic site and provides photography and information.

Attached are the required historic and legal documents necessary for marking. We further request, as a part of the approval process, the Board of Supervisors forward its designation to the Assessors' Office for recordation.

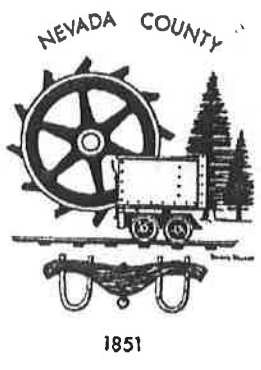
If you have any further questions, do not hesitate to call me at 530-273-0502. Thank you in advance for your consideration of this request.

Respectfully submitted,



Elinor Barnes, Commissioner
Nevada County Historical Landmarks Commission





County of Nevada
State of California

Nevada County Historical Landmarks Commission
Application for Registration of Historical Landmark

Name of proposed landmark Nevada City Jewish Cemetery

Location Nevada City

Name of applicant Stephen D. Kinsey-Chairman, Commission for the Preservation of Pioneer Jewish Cemeteries in the West

Address [REDACTED]

Home or work phone [REDACTED] cell phone [REDACTED]

Name and address of landowner upon whose property proposed landmark is located, if owner is not applicant Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West
[REDACTED]

I authorize the placing of a plaque or marker on site.

Stephen D. Kinsey
Landowner' signature
Chairman
CPPJCLW

August 8 2016
Date

Brief history and description of proposed landmark.

Nevada City Jewish Cemetery— (39°15'15" N 121°1'18" W)

This cemetery is located at the end of King Hiram Lane, Nevada City, CA. It was founded in 1854, the first burial was in 1856. It was rededicated as a historic site on October 29, 1972 by the predecessor organization to the Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West. Nevada City boasted at least four separate Jewish organizations during the Gold Rush period.

Unique aspects or properties of proposed landmark.

Both Grass Valley and Nevada City cemeteries demonstrate a significant Jewish presence during the California Gold Rush era in their respective cities. In the Grass Valley/Nevada City area Jews participated as merchants, bankers, investors in the mines, and were active in their respective local governments and city affairs.

These cemeteries are two of seven known Jewish Gold Rush cemeteries dating from the 1850's. In Jewish communities, the cemetery is often the first communal activity that is undertaken. Cemeteries are considered holy ground and there are specific rules for how bodies are buried.

How will the landmarks be protected and maintained.

These historical Jewish cemeteries are maintained and protected by the Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West. Congregation B'nai Harim, in Grass Valley, a local Jewish congregation, also assists in the upkeep of these sites. In addition, this congregation acts as the Commission's "eyes" and "ears" since congregants reside in these cities and can notify the Commission of specific problems and needs. The Commission has a close working relationship with and cooperation of the Grass Valley police department.

Bibliography

Levinson, Robert E. *The Jews in the California Gold Rush*. New York: KTAV Publishing House, Inc, 1978.

Morris, Susan A *Traveler's Guide to Pioneer Jewish Cemeteries of the California Gold Rush*. Berkeley: Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West, 1996.

Rochlin, Harriet and Fred. *Pioneer Jews : A New Life in the Far West*. Boston: Houghton Mifflin Company, 1984.

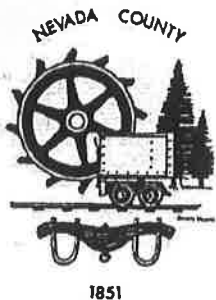
See attached lists of Grass Valley and Nevada City, California articles.

Historical or civil records:

See attached deeds for each cemetery.

Other:

See attached photographs each cemetery



Historical or civil records: (e.g., ownership, assessments etc.)

See attached

Other: (e.g. photographs, prints or drawings. Please list and attach separately)

See attached

Stephen D. Frisey
Applicant's signature

August 8 2014
Date

Chairman

This completed form and all related documents shall be sent to the:

Nevada County Historical Landmarks Commission
Attention: Chairman
P. O. Box 1014, Nevada City, Cal. 95959

An application must be considered solely on its historic or architectural merits and not for commercial gain, political benefits, or other non-historical reasons.

An individual Commissioner can advise and counsel an applicant, but all applications must be considered by the full Commission, meeting in regular session.



Nevada City Photographs



David Baruch, son of Aaron Baruch. The Baruch home at 516 Main Street, Nevada City, has a historical marker.



RECORDING REQUESTED BY
FREDA D. PECHNER
Attorney at Law
AND WHEN RECORDED MAIL TO:

Name: Fay Levinson
Address: [REDACTED]
City & State: [REDACTED]
Zip: [REDACTED]

ASSESSORS PARCEL NO. 05-260-02

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

The undersigned Grantor(s) declare(s) under penalty of perjury that the following is true and correct:
Documentary transfer tax is \$ 0.00 . Cal. Constitution, Art. XIII, §3(g)

- Computed on full value of property conveyed, or
- Computed on full value less value of liens and encumbrances remaining at time of sale.
- Unincorporated area: City of Nevada City, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Stephen Kinsey, trustee of the Commission for the Preservation of Pioneer Jewish Cemeteries
and Landmarks in the West and Gordon Mann, co-President, on behalf of the Nevada County
Jewish Community Center,

hereby GRANT(S) to
THE COMMISSION FOR PRESERVATION OF PIONEER JEWISH CEMETERIES AND
LANDMARKS IN THE WEST, a non-profit unincorporated association

the following described real property in the City of Nevada City, County of Nevada, State of California:
See Exhibit "A" attached hereto and made a part hereof.

Dated

Stephen Kinsey

STEPHEN KINSEY, Trustee

ACKNOWLEDGMENT

State of California)
County of)

Gordon Mann

GORDON MANN, co-President

On _____ before me,
personally appeared

(HERE INSERT NAME AND TITLE OF THE OFFICER)

who proved to me on the basis of satisfactory evidence to be the person(s)
whose name(s) is/are subscribed to the within Instrument and acknowledged
to me that he/she/they executed the same in his/her/their authorized
capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),
or the entity upon behalf of which the person(s) acted, executed the Instrument.
I certify under PENALTY OF PERJURY under the laws of the State of California
that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.
Signature _____

(SEAL)

Title Order No. _____ Escrow, Loan, or Attorney File No. _____

MAIL TAX STATEMENTS TO:
Fay Levinson

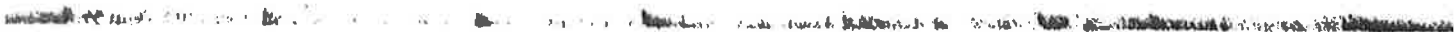




EXHIBIT "A"

All that portion of Lot 2 in Block 53, as said lot and block are designated upon the Official Map of the City of Nevada, made by H.S. Bradley, in the year 1869, described as follows:

Beginning at the most northerly corner of said Lot 2; thence South 28 degrees 48 minutes East, 263.57 feet along the easterly line of Lot 2; thence South 60 degrees 00 minutes West, 139.68 feet; thence South 3 degrees 09 minutes East, 20.65 feet to a point in the northerly line of Lot 1 of said Block 53; thence North 81 degrees 52 minutes West, 83.10 feet along the southerly line of Lot 2; thence along the westerly line of Lot 2 the following two courses, North 9 degrees 50 minutes West, 66.00 feet; thence North 33 degrees 05 minutes West, 207.00 feet to a point in the southerly line of Lot 3 of Block 53; thence along said southerly line the following two courses, North 70 degrees 43 minutes East, 91.68 feet; thence North 70 degrees 04 minutes East, 120.05 feet to the point of beginning.



CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Santa Clara)

On 8/17/15 before me, Stacey L. Limbaugh Notary Public
(Here insert name and title of the officer)

personally appeared Stephen D. Kintsey
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Stacey L. Limbaugh
Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer

(Title)

- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they, is/are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - Indicate title or type of attached document, number of pages and date.
 - Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

1 FRED A D. PECHNER
Attorney at Law
2 State Bar No. 80517
4661 Marshall Road
3 P.O. Box 700
Garden Valley, CA 95633
4 (530) 333-1644

5 Attorney for the Commission for Preservation of Historic Jewish
6 Cemeteries and Landmarks in the West, a Nonprofit Association

7
8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF NEVADA
9

10
11 In re:

12 THE NEVADA CITY JEWISH
13 CEMETERY and THE SHAAR ZEDEK
(GRASS VALLEY) JEWISH CEMETERY.

) CASE NO.

) CO-TRUSTEE'S DECLARATION AND
NOMINATION OF SUCCESSOR

) DATE:

) TIME:

) DEPT:

14
15 I, Stephen D. Kinsey, say:


16 1. I was a trustee of the Commission for the Preservation of Pioneer Jewish Cemeteries
17 and Landmarks in the West, a trust operated by the Judah L. Magnes Memorial Museum until the
18 Museum was purchased by the University of California at Berkeley in 2010. I was an organizer of
19 the new Commission for Preservation of Pioneer Jewish Cemeteries and Landmarks in the West
20 (see page 7 of the Articles attached to the Petition filed concurrently herewith as Exhibit 1), the
21 successor to the Trust. I am the duly elected Chair of the new Commission. I am authorized to
22 execute this declaration and nomination in all of my capacities on behalf of all entities.

23 2. The former Commission is a co-trustee of the Nevada County Pioneer Jewish
24 Cemeteries with the former Nevada County Jewish Community Center pursuant to order of court
25 filed on January 18, 2002 in the Nevada County Superior Court, Case Number P12951. The
26 Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West resigns
27 as co-trustee, pursuant to the operating documents and agreement with the University of California.

28 3. The Commission for Preservation of Pioneer Jewish Cemeteries and Landmarks in

1 the West, a California nonprofit unincorporated association, is hereby nominated, and is the proper
2 successor to the Trust, to own the Nevada County Pioneer Jewish Cemeteries, charged with the duty
3 to the continue to maintain, restore, repair, and protect them.

4 I declare under penalty of perjury under the laws of the State of California that the foregoing
5 is true and correct. This declaration was executed on March 1, 2014 in San Jose,
6 California.

7
8 
9 _____
10 STEPHEN D. KINSEY
11 Commission for the Preservation of
12 Pioneer Jewish Cemeteries and
13 Landmarks in the West
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VERIFICATION

I, STEPHEN D. KINSEY, declare:

I am the Chair of the Commission for Preservation of Pioneer Jewish Cemeteries and Landmarks in the West, an unincorporated nonprofit association, organized and existing under the laws of California. The Commission for Preservation of Pioneer Jewish Cemeteries and Landmarks in the West, is the Petitioner in the above-entitled action, and I have been authorized to make this verification on its behalf.

I have read the foregoing PETITION TO ESTABLISH SUCCESSOR OWNER OF PIONEER JEWISH CEMETERIES IN NEVADA COUNTY and know the contents thereof. The same is true of my own knowledge, except as to those matters which are therein alleged on information and belief, and as to those matters, I believe it to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: March 1, 2014


STEPHEN D. KINSEY

NEVADA COUNTY PIONEER CEMETERIES AGREEMENT

It is hereby agreed between the Commission for Preservation of Pioneer Jewish Cemeteries and Landmarks in the West (the "Commission") and Congregation B'nai Harim at the Nevada County Jewish Community Center (the NCJCC), as follows:

WHEREAS, there are two Pioneer Jewish Cemeteries in the County of Nevada, known as the Nevada City Jewish Cemetery and the Shaar Zedek Cemetery (Grass Valley);

The Commission was established in 2010 to protect, maintain, preserve, and defend the Pioneer Jewish Cemeteries in California, including the cemeteries located in the County of Nevada;

The NCJCC and the Commission for the Preservation of Pioneer Jewish Cemeteries and Landmarks in the West, the predecessor to the Commission, entered into a stipulation approved by the Nevada County Superior Court providing that the NCJCC and the former commission were joint trustees of the Nevada City cemetery; and

The Commission has filed a Petition in the Nevada County Superior Court to be appointed as the sole trustee of the Nevada County Pioneer Jewish Cemeteries;

IT IS HEREBY AGREED:

1. The NCJCC will execute the Resignation and Nomination of the Commission to be filed in the petition proceedings;
2. The Commission will pay for all maintenance and repairs required at both the Nevada City and Shaar Zedek Cemeteries, as follows:
 - a. Any repairs and maintenance may be arranged and/or performed by the NCJCC;
 - b. All bids for repairs or maintenance shall be submitted to the Commission at least two weeks before the work is performed for approval by the Commission, which shall not be unreasonably withheld;
 - c. If the NCJCC observes that repairs or maintenance is required at either cemetery and is unable or unwilling to perform same, it shall promptly notify the Commission of the needed work; and
 - d. In the event an emergency arises at the cemeteries which might require immediate attention, the NCJCC may undertake the repairs, but shall notify the Commission of the need to do so within 24 hours.
3. The Commission shall confer with the NCJCC regarding all landscaping, including planting of shrubs, trees, grass, flowers, and fencing, and agrees that all decisions regarding the landscaping shall not be made without consulting the Board of Directors of the NCJCC or its appointee(s) and obtaining their approval thereof, which shall not be unreasonably withheld.

4. The NCJCC shall continue to inspect both cemeteries on a regular basis, and report any issues to the Commission regarding same. Any encroachment, interference, trespass, damage, destruction, or vandalism observed by the NCJCC at either cemetery shall be immediately reported to the Commission.
5. The NCJCC will be provided with access to both cemeteries at all times, including the combination codes for all locks, and all keys for any locks on the cemeteries.
6. The Commission and the NCJCC shall continue to work together to ensure that the Nevada County Pioneer Jewish Cemeteries are protected and preserved for future generations - L'Dor V'dor.

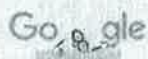
Dated:

Congregation B'nai Harim at The Nevada County
Jewish Community Center

Dated: *May 11, 2014*

Stephen Kinsey

STEPHEN KINSEY, Chair
Commission For Preservation of Pioneer Jewish
Cemeteries and Landmarks In the West



Nevada City, CA + Jewish presence in the Gold Rush



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About 35,400 results (0.70 seconds)

Devotion and determination: Jews in the California Gold Rush ...

www.theunion.com/.../devotion-and-determination-jews-in-the-california-g... The Union
Sep 28, 2015 - Henry Rothschild of Nevada City served as the secretary of three ... The Gold Rush Jewish population transcended commercial influence.

California Jewish History | Jewish Virtual Library

www.jewishvirtuallibrary.org/jsource/vjw/California.html Jewish Virtual Library
Jews in Nevada City, Grass Valley, Mokelumne Hill, Jackson, Placerville, ... 1870s, owing to the end of the gold rush, many Jews moved to the larger cities of the state, ... The estimated Jewish population of California then was 18,580, with the ...

Jews and the San Francisco Gold Rush - Moment Magazine

www.momentmag.com Issues > 2011 September-October
"Everywhere the astonished eye saw people who, coming from [California], showed large ... fast-growing city (its population grew from 1,000 in early 1848 to 30,000 by 1850) that ... Like their fellow free-spirited non-Jewish 49ers, gold, not God, was foremost on their minds. ... Davidson in western Nevada, near Virginia City.

The Samuel Saga - San Francisco Gold Rush Family

www.sfmuseum.net/hist9/saga.html
This fascinating story of a San Francisco Jewish family covers subjects ... It offers, in particular, a fascinating glimpse of the Gold Rush era, and early ... By the time he was 17, he joined the family in California in 1879. ... Finally, in November, 1860, Wolf and Moses arrived in the twin cities of the Gold Rush, Nevada City, and ...

Jewish Women Pioneering the Frontier Trail: A History in the ...

<https://books.google.com/books?isbn=0814707203>
Jeanne E. Abrams - 2007 - Religion
See National Jewish Hospital National Jewish Hospital (NJH): David (Ray Morris) and, ... 192 Nevada City, California: Baruh family, 88, 124; Gold Rush, 38; Jewish ... 113; Jewish life, 190; Jewish mayors, 5; Jewish population, 4; Jews is social ...

Jewish Voices of the California Gold Rush: A Documentary History, ...

<https://books.google.com/books?isbn=0814328598>
Ava Fran Kahn - 2002 - History
IN 1852 THE EIGHT GOLD RUSH COUNTIES OF SIERRA, TUOLUMNE, ... Placer, Nevada, and Mariposa accounted for half of California's population. ... the Jewish community of Nevada City welcomed prominent non-Jews to their services.

JEWISH PIONEERS: NEVADA CITY, CALIFORNIA

connection.ebscohost.com/c/articles/44654691/jewish-pioneers-nevada-city-california
JEWISH PIONEERS: NEVADA CITY, CALIFORNIA ... history of the city is provided, noting its establishment during the gold rushes of the early 1850s. Accounts are given highlighting the presence of a Jewish population at its earliest founding, ...

Gold Rush-era matza eaters - Jewish World - Jerusalem Post

www.jpost.com/Jewish.../Gold-Rush-era-matza-eaters-348380 The Jerusalem Post
Apr 13, 2014 - "In California, the Jews are so numerous and their influence so great that ... Placerville and Nevada City, where 160 individuals were laid to rest. ... But in the 1860s, the city's Jewish population, merchants and miners, ...

After the Gold Rush: Society in Grass Valley and Nevada City, ...

<https://books.google.com/books?isbn=0804711364>
Ralph Mann - 1982 - History
Society in Grass Valley and Nevada City, California, 1849-1870 Ralph Mann ... and only the presence of common national stereotypes — pugnacious Irishmen, ... The small community of Jews, mostly German-born, concentrated their efforts in ...

Birth of a Community: Jews and the Gold Rush - Wikipedia, the free ...

<https://en.wikipedia.org/.../>

Birth_of_a_Community:_Jews_and_the_Gold_R...

- 1 Cached
- 2 Similar

Wikipedia

The film traces the history of Jews and the experiences that tempted this group and others to the ... focuses on the **Jewish presence** in **California** during the **Gold Rush**. ... The **city** which most '49ers arrived at on their way to seek gold was San ...

California Gold Rush - Wikipedia, the free encyclopedia

https://en.wikipedia.org/wiki/California_Gold_Rush

- 1 Cached
- 2 Similar

Wikipedia

The **California Gold Rush** (1848–1855) began on January 24, 1848, when gold was found by ... **California** goldfields (red) in the Sierra **Nevada** and northern **California** Also, the **population** and economy of **California** had become large and ... For example, in the midst of the **Gold Rush**, towns and **cities** were chartered, ...

New nonprofit protects, preserves pioneer Jewish cemeteries | j. the ...

www.jweekly.com/.../new-nonprofit-protects-preserves-pioneer-jewish-cemeteries/

- 1 Cached

Oct 7, 2010 - Aging tombstones in this **Nevada City** burial ground fall under the purview of the ... to be aware there is a **Jewish presence** in **California** dating back to 1850s. ... along historic **California** State Highway 49 in **Gold Rush** Country.

Jewish Cemeteries of the California Gold Rush - Sinai Memorial Chapel

www.sinaichapel.org/CemeteryGallery.aspx

1 Cached

Jewish Cemeteries of the California Gold Rush ... Grass Valley Pioneer Jewish Cemetery (founded 1856) ... Nevada City Jewish Cemetery (founded 1854) ...

Bill Text - SCR-19 Jewish American Heritage Month. - California ...

leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill...

1 Cached

California State Legislature

Mar 4, 2009 - WHEREAS, The earliest Jewish immigrants came to **California** and other parts ... settling in San Francisco and the **Gold Rush** towns of **Nevada City**, Grass ... Most of the **Jewish population** were immigrants from Germany and ...

[PDF]

QUAD KNOPF, Inc. - Office of Historic Preservation - California

ohp.parks.ca.gov/pages/1072/files/GrassValley.pdf

1 Cached

2 Similar

May 28, 2009 - The City of Grass Valley Historical Commission southeast, Tetema northeast of **Nevada City**, and Kayempaskan northwest of Grass Valley. ... of the **Gold Rush** in the late 1840s brought an end to the Indian way of life for the Nisenan, during the height of the **Jewish population**; however, as the Jewish ..