

THIS INDENTURE, made this 31st day of December, A.D. 1919, by and between the La Union Irrigation Company, a corporation organized, existing and doing business under and by virtue of the laws of the State of New Mexico, party of the first part, and The City National Bank of El Paso, Texas, a banking corporation, organized, existing and doing business under and by virtue of the laws of the State of Texas, with its principal place of business located at El Paso, Texas, party of the second part,

WITNESSETH:

That the La Union Irrigation Company, acting by authority of a resolution passed at a duly constituted meeting of its Board of Directors and by authority of a resolution unanimously passed at a meeting of its Board of Directors, said resolution being as follows, to-wit:

"Forasmuch as the water furnished the company during the year 1919 has not been paid for, and the company has no money with which to pay for same, and the money due the U.S.R.S., as shown by its bills numbered 7414 and 7637, dated respectively July 30, and December 13, 1919, in the aggregate sum of \$36,008.84, is due and unpaid, and there is no money in the treasury with which to pay said bill, it becomes necessary to borrow said sum of money in order to pay it; and,

"WHEREAS, it is possible to obtain said sum of money by mortgage on the ditch of this company;

"Therefore, BE IT RESOLVED: That the Board of Directors seek said sum of money and execute, should it become necessary, a mortgage or deed of trust on the ditch system of the Company securing the payment of said sum of money.

"Upon motion by H. Casad and seconded by P.H. Bailey, and a vote thereon being had, said Resolution was declared to have been duly carried and the President and Secretary are instructed to execute all instruments which may be required to secure the payment of said sum of money, and to execute renewals and agree to renewals or extensions of the principal note should same be necessary".

NOW, THEREFORE, for and in consideration of the sum of ~~Twenty Thousand and Five Hundred~~ *Twenty Five Thousand* Dollars to it in hand paid by the said party of the second part, the receipt of which is hereby confessed and acknowledged, and for the further consideration of the debt and trust hereinafter mentioned and created, has Granted, Bargained, Sold and Conveyed, and by these presents does grant, bargain, sell and convey unto the said party

of the second part, and to its successors and assigns forever, all the following described lands, real estate, tenements, hereditaments and property situate in the County of Dona Ana, State of New Mexico, and bounded and described as follows, to-wit:

Situated on the West side of the Rio Grande, in the County of Dona Ana and State of New Mexico, and more particularly described as follows:

Beginning at the head of the ditch system herein described a point on the west side of the Rio Grande 2 miles west of Berino, New Mexico; thence following the center of the La Union ditch, Right of Way 60 feet wide; including 30 feet on each side of center of canal, as follows: S. 32 deg. 36' E. 1800 feet to Sta. No. 1; thence S. 2 deg. 30' E. 897 feet to a point where  $\frac{1}{4}$  Sec. Cor. between Sections 5 and 6 T 26 S. R. 3 E. N. M. P. bears west 1508 feet; 1575 feet to Station No. 2; thence S. 8 deg. 46' W. 3208 feet to Station No. 3; thence S. 22 deg. 05' W. 4060 feet to Station No. 4; thence S. 10 deg. 33' W. 279.5 feet to Station No. 5; thence S. 10 deg. 40' E. 3300 feet to Station No. 6; thence S. 20 deg. 18' E. 400 feet to Station No. 7; thence S. 12 deg. 47' E. 463 feet to Station No. 8; thence S. 2 deg. 36' W. 371 feet to Station No. 9; thence S. 9 deg. 48' E. 797 ft. to Station No. 10; thence S. 25 deg. 30' E. 642 feet to Station No. 11; thence S. 62 deg. 46' E. 650 feet to Station No. 12; thence S. 47 deg. 33' E. 842 feet to Station No. 13; thence S. 11 deg. 00' E. 692 feet to Station No. 14; thence S. 9 deg. 35' E. 2553 feet to Station No. 15; thence S. 30 deg. 30' E. 292 feet to Station No. 16; thence S. 10 deg. 56' E. 372 feet to Station No. 17; thence S. 15 deg. 30' E. 828 feet to Station No. 18 at head of Desague bearing Southeast; thence S. 8 deg. 40' E. 4738 feet to Station No. 19; thence S. 14 deg. 25' E. 1931 feet to Station No. 20, at Repartidor, junction of the East and West branches of the ditch system; thence S. 51 deg. 47' E. Following center line of East branch of ditch system Right of Way 50 feet wide; including 25 feet of land on each side of center of canal as follows: 609 feet to Station No. 21; thence S. 47 deg. 20' E. 1203 feet to Station No. 22; thence S. 47 deg. 17' E. 3940 feet to Station No. 23; thence S. 19 deg. 14' East 902 feet to Station No. 24; thence S. 10 deg. 34' E. 5535 feet to Station No. 25; thence S. 19 deg. 53' E. 1091 feet to Station No. 26; thence S. 19 deg. 36' E. 1488 feet to Station No. 27; thence S. 16 deg. 41' E. 2203 feet to Station No. 28; thence S. 16 deg. 12' E. 4096 feet to Station No. 29; thence S. 10 deg. 26' E. 6281 feet to Station No. 30; thence S. 8 deg. 40' E. 723 feet to Station No. 31; thence S. 20 deg. 23' E. 1848 feet to Station No. 32; thence S. 01 deg. 30' W. 4896 feet, intersect center line of public road from Canutillo to upper Valley. 5935 feet Intersect center line of public road from south line of a road bearing N. E. 7 S. W. whence from Pt. 10' West, North end of Anthony's Nose bears N. 67 deg. 13' E. Franklin Mountain bears S. 83 deg. 37' E. Mount Flores bears S. 14 deg. 04' E. 6135 feet center line of Canutillo lateral, bears East 18893 feet Station No. 33 a point on the North bank of an old river bed and the end of the East branch of the La Union ditch system.

#### WEST BRANCH OF LA UNION DITCH SYSTEM.

Beginning at the Junction of the East and West branches of the La Union Ditch System, at Repartidor, identical with station No. 20, Thence following the center line of the west branch of the ditch system, Right of Way 50 feet wide; including 25 feet of land on each side of center of canal, as follows: