23-(1), 26-(6) Texas

45 3 3-23

PETITION AND PLAT:

For the Construction of

TORNILLO MAIN CANAL and HEADING

State of Texas County of El Paso

Before me,
for El Paso County, Texas, on this day personally appeared GEO.
W. HOADLEY, known to me to be the person whose name is subscribed
as a witness to the foregoing instrument of writing and effor W. HOADLEY, known to me to be the person whose name is subscribed as witness to the foregoing instrument of writing, and after liring at Lond Co., by M. F. Payne, its President; McCutcheon-Payne Lond Co., by W. F. Payne, its President; McCutcheon-Payne Mm. S. Fraser, Capt. N. Van Gass, Vence Segulia, Mary Segulia, Lond Co. Marr, member of firm; Chas. W. Fraser, A. F. Fraser, J. L. Marr, member of firm; C. J. McGehee, Rosalie V. McGehee, L. J. Ivey, W. T. Henderson, Mrs. Belle Henderson, S. G. Schairer, J. K. Blanks L. V. Beebe, Jos. J. Knox, W. J. Stahlmann, H. E. Stevenson, R. C. Elam, J. H. Elam, Mrs. R. C. Elam, M. T. Benson, C. Schorn, Leigh W. Osborn, Mrs. Edith Elam, C. A. Mebus, Katherine persons who executed the foregoing instrument, subscribe the persons who executed the foregoing instrument, subscribe the same as a witness at the request of the persons who executed the same.

Given under my hand and seal of office this , A. D. 1923.

Notary Public in and El Paso County, Texas.

My commission expires

State of Texas ) ss County of El Paso )

WHEREAS: the annual draft on Elephant Butte Storage Reservoir for past years has greatly exceeded the estimated safe annual draft as computed from data and observations taken for the past 27 years, and

WHEREAS; a large part of this draft has been occasioned by maintaining a sufficient flow in the river to reach the numerous private ditches in the lower sections of the project. Only a part of this flow being actually diverted to beneficial use a considerable quantity has flowed past the project as waste and an irrecoverable loss, and

WHEREAS; this loss and waste can be minimized by supplying the various ditches from one main canal having a heading so controlled that the greater part of the river flow can be diverted. Furthermore, drainage construction having now progressed to the extent that the construction of such a main canal and the general irrigation of the area can proceed without eminent danger to the land from seeping,

NOW, THEREFORE, BE IT KNOWN TO ALL MEN BY THESE PRESENTS, that we the undersigned, owners of land in the Tornillo Community within the boundaries of the El Paso County Water Improvement District No. 1, being presented with the plans of the United States Reclamation Service and advised that funds are available, realizing the disastrous results of a serious water shortage and being informed of the urgent necessity for a more conservative use of stored water in order that a period of dry years such as has occurred in repeated cycles may be met with as full a reservoir as possible, do hereby signify our desire to have such a heading and main canal constructed by the United States in accordance with the provisions of the Act of Congress, approved June 17, 1902 (32 Stat., 386) and acts amendatory thereof or supplementary thereto, and in pursuance of contract with the El Paso County Water Improvement District No. 1. For and in consideration in part of the benefits to be derived from the construction and operation of such a heading and main canal we hereby agree to convey to the United States or the El Paso County Water Improvement District No. 1, the necessary right of way to be conveyed by quitclaim deed or deeds or other proper instrument in writing when and as may be required.

writing when and as may be required. IN WITNESS WHEREOF we have hereunto affixed our hands this day of 1922

now progressed to the extent that the construction of such a main canal and the general irrigation of the area can proceed without eminent danger to the land from seeping, NOW, THEREFORE, BE IT KNOWN TO ALL MEN BY THESE PRESENTS, that we the under signed, owners of land in the Tornillo Community within the boundaries of the El Paso County Water Improvement District No. 1, being presented with the plans of the United States Reclamation Service and advised that funds are available, realizing the disastrous results of a serious water shortage and being able, realizing the disastrous results of a serious water shortage and being informed of the urgent necessity for a more conservative use of stored water in order that a period of dry years such as has occurred in repeated cycles may be met with as full a reservoir as possible, do hereby signify our desire to have such a heading and main canal constructed by the United States in accordance with the provisions of the Act of Congress, approved June 17, 1902 (32 Stat., 306) and acts amendatory thereof or supplementary thereto, and in pursuance of contract with the El Paso County Water Improvement District No. 1. For and in consideration in part of the benefits to be derived from the construction and operation tion in part of the benefits to be derived from the construction and operation of such a heading and main canal we hereby agree to convey to the United States or the El Paso County Water Improvement District No. 1, the necessary right of way to be conveyed by quitclaim deed or deeds or other proper instrument in writing when and as may be required. IN WITNESS WHEREOF we have hereunto affixed our hands this \_\_\_\_ \_\_day of Witnesses to all signatures Seo. W. Hoadley 9 Paroch





