

PETITION X-65 LAVERAL

Q023-0079-0013-00

Sheet 13 - (See Ys1a Comm. Ditch 13-(13))

El Paso County Water Improvement District No. 1
El Paso County, Texas.

A PETITION
GRANTING APPROVAL
of the
PLANS FOR RECONSTRUCTION
by
THE UNITED STATES RECLAMATION SERVICE
of the
Y S L A 65 L A T E R A L

From owners of land served with irrigation water by
the Ysla 65 Lateral and granting the necessary right
of way for the proposed reconstruction.

Declaratory Judgment

State of Texas)
) ss.
County of El Paso

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, owner^s of land served with irrigation water by what is hereafter to be known as the Yala 65 Lateral, being that portion of the old Yala Community Ditch extending beyond what is now known as the Yala Main Lateral, having on the 29th day of December 1917 released all our rights, title and interest in and to the said Yala Community Ditch as then constructed and in existence, in and for the consideration of the benefits to be derived by reason of the reconstruction, enlargement and improvement of and the operation of the said Yala Community Ditch system, by the United States, pursuant to the Act of Congress approved June 17, 1902 (32 Stat. 388) and acts amendatory thereof and supplementary thereto, now upon being presented with and informed of the plans of the United States for greatly improving the irrigation facilities to the lands served from the said Yala 65 Lateral by supplying an adequate and efficient irrigation head through an enlarged and improved ditch to be reconstructed as shown on the attached map and profile and upon which the necessary structures will be built, said map and profile being hereto attached and hereby made a part hereof; do hereby signify our acquiescence in these plans and give them our hearty approval and agree to convey to the United States by proper instrument, when requested to do so, the necessary right of way for carrying out these plans, said right of way being indicated on the attached map. We furthermore agree to lend our full ^{and earnest} cooperation in the future operation of said lateral.

IN WITNESS WHEREOF, we have herunto affixed our hands
this _____ day of _____ 1920.

Socorro Farms Co. By C.J. Mapel Sec'y.

Grand View Realty Co. By C.J. Mapel Sec'y.

First Real Est. & Inv. Co. By W.L. Tooty.

E.O. Lochausen.

G.W. Huffman.

Re - C. B. Hudspeth - Ysla 65 Lateral

(Enlargement and Improvement of Ditch)

During middle of February endeavor was made to secure authority for work from Judge A. J. Harper, Law Partner of C. B. Hudspeth. Judge Harper was taken to the ranch to look over the situation. He refused to take the responsibility of authorizing the work, but agreed to wire Hudspeth for authority. Hudspeth did not answer this wire and there is some doubt that it was ever sent.

Hudspeth arrived in El Paso the latter part of February and was interviewed regarding this work. He stated that Judge Harper had mentioned the matter to him the night before, but that he could not consent to the work without going to the ranch, which he would do before leaving for Washington. He said that he would not refuse to sign the petition at that time, but his attitude was not favorable because of the Government not having settled with him for the acreage used for the Mesa Drain.

Hudspeth said that he would phone the office as soon as his case in court was disposed of and would go to the ranch to decide the matter.

Called at office week ending March 6th and learned that Mr. Hudspeth was in Tucson. Learned on March 7th that he was back in El Paso. Was unable to find him at his office during afternoon of 8th.

On March 9th Mr. Hudspeth checked out at the Del Norte for Washington, not having phoned to the Reclamation Service as he promised to do.

On March 10th, Judge Harper advised that Mr. Hudspeth gave him specific instructions before leaving for Washington to make absolutely no concessions to the Reclamation Service until the Drain matter is adjusted. Mr. Hudspeth did not go to the ranch while here, and refused to consent to the canal improvement on the grounds of the Drain matter not having been settled.



BUREAU OF RECLAMATION El Paso, Texas	
Rec'd JUN - 3 1970	
Route to:	Initials
Proj. Supt.	AK
Power	
Irrig.	
Engr.	WJ
Finance	
Supply	
Personnel	

June 1, 1970

To: Mr. William B. Hardie

Proposed
DESCRIPTION
of a portion of
Tract 19, Block 4
Socorro Grant
(Lateral Y-65)

A 1.355 acre parcel of land, more or less, situated in Tract 19, Block 4, Socorro Grant, County of El Paso, Texas, more particularly described as follows:

Beginning at a reinforcing rod on the southeasterly right-of-way line of Moon Road the same being the northerly corner of said Tract 19;

Thence along the easterly line of said Tract 19 South $05^{\circ}-21'$ East a distance of 41.34 feet to a wood stake;

Thence South $65^{\circ}-36.15'$ West a distance of 344.38 feet to a reinforcing rod;

Thence South $74^{\circ}-43'$ West a distance of 710.31 feet to a reinforcing rod;

Thence in a southwesterly direction along a curve with an angle of intersection of $11^{\circ}-38.3'$, a radius of 149.82 feet for a chord bearing of South $80^{\circ}-32.15'$ West and a chord distance of 30.38 feet to a reinforcing rod on the easterly right-of-way line of North Loop Road;

Thence a long said easterly right-of-way line North $24^{\circ}-44'$ West a distance of 61.75 feet to a reinforcing rod;

Thence in a northeasterly direction along a curve with an angle of intersection of $25^{\circ}-11.6'$, a radius of 94.82 feet for a chord bearing of North $87^{\circ}-18.8'$ East and a chord distance of 41.36 feet to a reinforcing rod;

Thence North $74^{\circ}-43'$ East a distance of 710.31 feet to a reinforcing rod;

Thence North $65^{\circ}-36.15'$ East a distance of 32.89 feet to a reinforcing rod;

Thence North $06^{\circ}-30'$ West a distance of 9.33 feet to a reinforcing rod on the southeasterly right-of-way line of Moon Road;

Thence along said southeasterly right-of-way line North $70^{\circ}-00'$ East a distance of 314.33 feet to the place of beginning, SUBJECT to an encroachment of a utility pole, two guy wires and overhead wires

at Moon Road and further SUBJECT to the rights for future suitable crossings of the Lateral and the property to Moon Road from and to Tract 19 by streets dedicated to the public and by water, sewer, gas, electric and other utility lines and appurtenances and bridges and culverts.

CARTER ENGINEERING COMPANY

by *Gilbert B. Carter*
Gilbert B. Carter, President
Registered Public Surveyor # 632
Reg. Professional Engineer #1609

Job No. 7005

The Grandview
Realty Co.

Genaro Garcia

5

E.O. Lochausen

L.L. Stalling

Y52A

0+00.0

LATERAL

MESA DRAIN

W. Moon

G. Huffman

C.B. Hudspeth

D. Dominguez

A. Mathias

Moore

T.W. Zimpler

Mrs. A.V. Campbell

D. Dominguez

First Real Estate
& Inv. Co.

Gep. Huffman

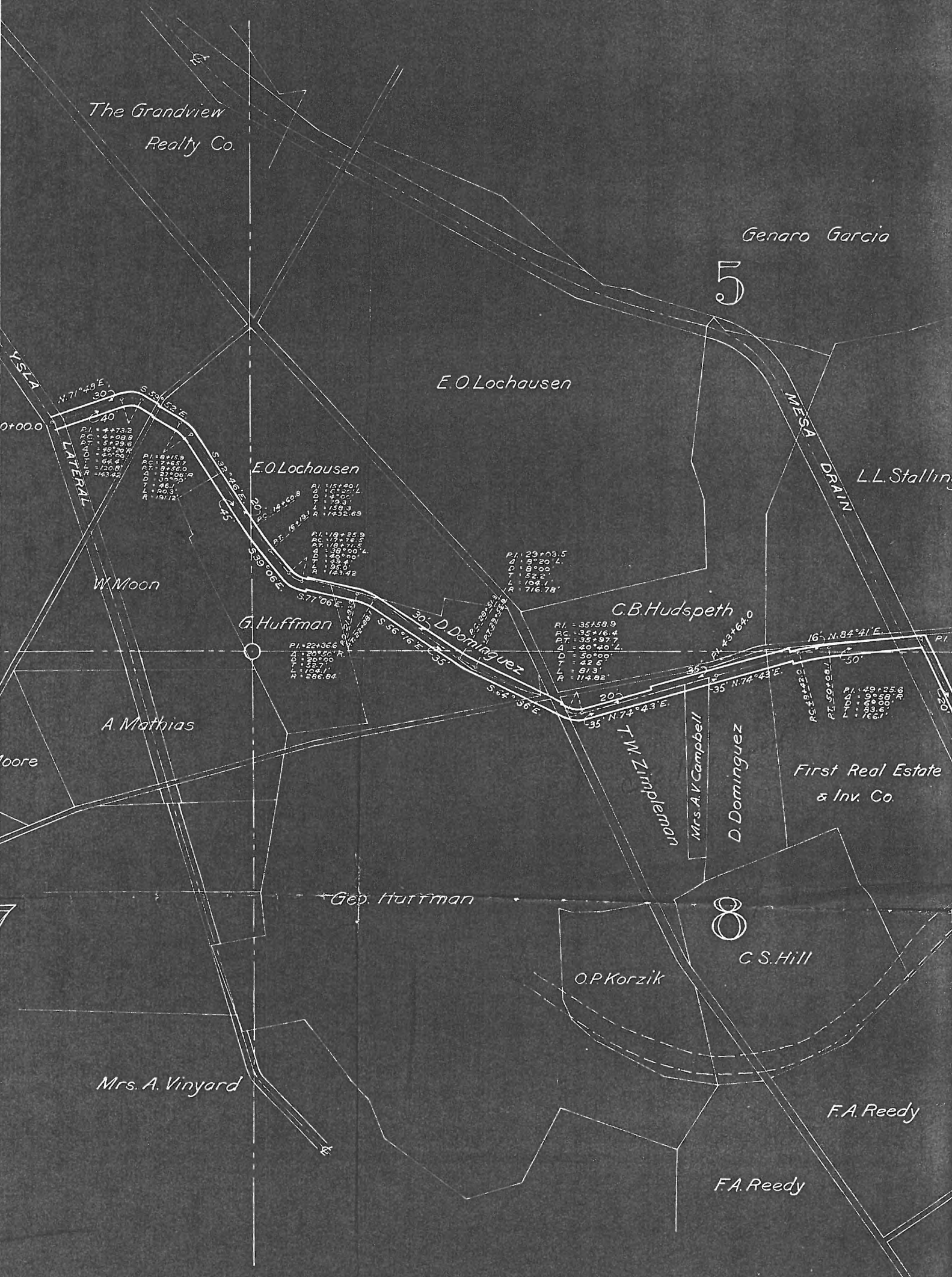
O.P. Korzik

C.S. Hill

Mrs. A. Vinyard

F.A. Reedy

F.A. Reedy



YSLA LATERAL FOLDER

Form 7-523t
Reprint Sept., 1916

DEPARTMENT OF THE INTERIOR
UNITED STATES RECLAMATION SERVICE

El Paso, Texas, January 4, 1918.

Project Manager to the Director and Chief Engineer ~~(through Chief of Construction)~~

Subject: Forwarding ~~contract~~ **Quit Claim Deed** for approval.

~~Agreement~~ **Deed** dated **December 29, 1917.** **Rio Grande** Project.

Executed by **DEMETRIO DOMINGUEZ & TEOFILO NARANJO, Commissioners of the YSLA COMMUNITY DITCH.**

Estimated amount involved, \$ **0.00** (See Gen'l Order No. 124)

Purpose of agreement: **Donation of ditch property.**
(See instructions on back, Pars. 4 and 5)

No public notice issued on the Rio Grande project.

~~Good and correct copy of bond herewith.~~ (Strike out if no bond transmitted.)

Advise Chief of Construction, Denver, Colorado, and Project Manager at El Paso, Texas,

and District Counsel at El Paso, Texas, of the approval of the above.

Incls. L. M. LAWSON
Orig. & 1 copy deed, with (Signature.)
blue print attached.
2 certificates of Asst.D.C. in duplicate.

(The blanks below to be filled in the Washington Office.)

Approved by Morris Bien, Acting Director APR 20 1918

Date of approval APR 20 1918

Bond, if any, approved by same officer on same date.

Original enclosed for record and return.

Morris Bien, Acting Director

JAN 10 1918 75473

see attached letter 4/10/18
copy copy & DC El Paso

Filed for Record April 30, 1918, at 2:45 P.M. | W. D. Greet County Clerk,
And Recorded May 6, 1918, at 3:20 P.M. | By *J. M. Ward* Deputy.

3 1 4 5

DEED

STATE OF TEXAS, |
COUNTY OF EL PASO. |

KNOW ALL MEN BY THESE PRESENTS: That we Demetrio Dominguez, and Teofilo Naranjo, duly elected, qualified and acting Commissioners of the Ysla Community Ditch, of the County of El Paso, State of Texas, for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid by the United States of America, acting pursuant to the act of Congress of June 17, 1902, (32 Stat., 388), and other good and valuable considerations, the receipt whereof is hereby acknowledged, do by these presents bargain, Sell, Release and Forever Quit claim unto the said United States of America, its successors and assigns, all the right, title and interest to the said Ysla Community Ditch lying in the County of El Paso and State of Texas, more particularly described in blue print hereto attached and made a part hereof.

TO HAVE AND TO HOLD all the right, title, interest, estate and claim of the said Ysla Community Ditch in and to the said premises, together with all and singular, the rights, privileges and appurtenances to the same in any manner belonging, unto the said United States of America, its successors and assigns forever: PROVIDED That nothing herein contained shall be construed as a conveyance, interference with, or in any wise affecting the vested right of any holder of rights in the said Ysla Community Ditch to the use of water from the Rio Grande.

This deed shall become effective to transfer the above described property and rights upon the approval of the Secretary of the Interior or the Director and Chief Engineer of the United States Reclamation Service.

WITNESS OUR HANDS This the 29th day of December, 1917.

Witness at Request of Grantor:

Demetrio Dominguez,

Geo. W. Huffman,
El Paso, Texas,

Teofilo Naranjo,
Commissioners of the Ysla
Community Ditch.

Approved Apr. 20, 1918, O.G.C.
Morris Bien, J.E.G.
Acting Director U.S.R.S.

STATE OF TEXAS, |

COUNTY OF EL PASO. |

BEFORE ME, F. G. Candelaria, a Notary Public in and for El Paso County, Texas, on this day personally appeared Demetrio Dominguez, and Teofilo Naranjo, Commissioners of the Ysla Community Ditch, and acknowledged that the foregoing instrument was signed by them on behalf of the said Ysla Community Ditch by authority upon them duly conferred, and the said Demetrio Dominguez, and Teofilo Naranjo, Commissioners of the said Ysla Community Ditch, acknowledged said instrument to be the free act and deed of the said Ysla Community Ditch.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 29th day of December, A. D. 1917.

(Notarial Seal)

My Commission expires June 11th, 1919.

F. G. Candelaria,
Notary Public, El
Paso Co., Texas.

Approved by A.B. (Seal) County Clerk

State of Texas)
County of El Paso)

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned owners of water rights in the Ysla Community Ditch for and in consideration of the benefits to accrue to us, respectively, by reason of the reconstruction, enlargement and improvement of the said Ysla Community Ditch system to be hereafter performed by the United States of America, hereby disclaim and release all our rights, title and interest in and to the said Ysla Community Ditch system as the same is now constructed and in existence, as shown on blue print hereto attached and hereby made a part hereof, and agree that the United States, pursuant to the Act of Congress approved June 17, 1902(32 Stat., 388) and acts amendatory thereof and supplementary thereto, may take charge of, operate and maintain, and control said ditch system and all appurtenances thereof, and shall have the right to reconstruct, enlarge and otherwise improve the same in any manner deemed necessary by the proper officers of the United States in order that there may be afforded superior facilities for the irrigation of the lands tributary thereto.

Witness our hands this 29th day of December

, A. D. 1917.

Justus Carr 38 acs
El Potos By Bill Blum 8
zacarias y rodaca 9 y 2/3 de de Algodon 3
Abd Hernandez 1 1/2 Loriso gomes 10
E O Lockman 60 Francisco Padillo 1 1/2

State of Texas)
County of El Paso)

Before me, F. G. CANDELARIA, a Notary Public in and for El Paso County, Texas, on this day personally appeared DEMETRIO DOMINGUEZ, and TEOFILO NARANJO, Commissioners of the Ysla Community Ditch, and acknowledged that the foregoing instrument was signed by them on behalf of the said Ysla Community Ditch by authority upon them duly conferred, and the said DEMETRIO DOMINGUEZ, and TEOFILO NARANJO, Commissioners of the said Ysla Community Ditch, acknowledged said instrument to be the free act and deed of the said Ysla Community Ditch.

GIVEN Under my hand and seal of office, this 29th day of December, A. D. 1917.

F. G. CANDELARIA
Notary Public.

My Commission expires June 11, 1919.

State of Texas,)
County of El Paso)

I, _____, Clerk of the County Court of said County, do hereby certify that the above instrument of writing, dated on the _____ day of _____, A.D.191____, with its certificate of authentication, was filed for record in my office this 32 day of April, A.D.1918, at 2:45 o'clock p.m., and duly recorded the 6th day of May, A. D. 1918, at 3:40 o'clock p.m., in the records of said county, in Volume 323 on page 34.

WITNESS MY HAND and the seal of the County Court of said County, at office El Paso, Texas, the day and year last above written.

Clerk County Court,
El Paso, Texas.
BY J. M. Woodard
Deputy.

State of Texas)
)
County of El Paso)

KNOW ALL MEN BY THESE PRESENTS: That we, ~~DEMETRIO~~
~~DOMINGUEZ~~, _____, and
~~TEOFILO NARANJO~~, duly elected, qualified
and acting Commissioners of the Ysla Community Ditch, of the
County of El Paso, State of Texas, for and in consideration
of the sum of One Dollar(\$1.00) to us in hand paid by the
United States of America, acting pursuant to the Act of Con-
gress of June 17, 1902(32 Stat., 388), and other good and
valuable considerations, the receipt whereof is hereby ac-
knowledged, do by these presents Bargain, Sell, Release and
Forever Quit-claim unto the said United States of America,
its successors and assigns, all the right, title and interest
to the said Ysla Community Ditch lying in the County of El
Paso and State of Texas, more particularly described in blue
print hereto attached and made a part hereof.

TO HAVE AND TO HOLD all the right, title, interest,
estate and claim of the said Ysla Community Ditch in and to
the said premises, together with all and singular, the rights,
privileges and appurtenances to the same in any manner be-
longing, unto the said United States of America, its succes-
sors and assigns forever: PROVIDED, That nothing herein con-
tained shall be construed as a conveyance, interference with,
or in any wise affecting the vested right of any holder of
rights in the said Ysla Community Ditch to the use of water
from the Rio Grande.

This deed shall become effective to transfer the above described property and rights upon the approval of the Secretary of the Interior or the Director and Chief Engineer of the United States Reclamation Service.

WITNESS OUR HANDS This the 29th day of December, 1917.

DEMETRIO DOMINGUEZ

Witness at Request
of Grantor.

TEOFILO NARANJO

Geo/ W Hoffman

Commissioners of the Ysla
Community Ditch.

El Paso, Texas.

APPROVED _____

C - ~~2011~~

El Paso, Texas, Feb. 21, 1918.

From Project Manager, L. M. Lawson,

To Chief of Construction, Denver.

Subject: Lateral systems in Texas to be taken over and operated by the Government - Acquisition of Ysla Community Ditch - Rio Grande Project.

1. Reference is made to your letter of February 12th relative to subject above mentioned.

2. All community ditches and laterals of the Rio Grande Project which can be used as part of the government permanent lateral system, are being taken over and operated by this Project, subject to the consent of the Water Users' Association and 80% of the owners of water rights in said ditches and laterals. Pursuant to this policy, deeds are executed by the Commissioners of such ditches and laterals to the United States after the passage of a resolution by the Water Users' Association requesting that said ditches and laterals be taken over and operated by the United States, and upon the receipt of individual releases to all rights in said ditches and laterals signed by at least 80% of the owners thereof.

3. The deed from the Commissioners of the Ysla Community Ditch, dated December 29, 1917, was executed in accordance with the procedure above set forth: the resolution of the El Paso Valley Water Users' Association dated September 25, 1917, and

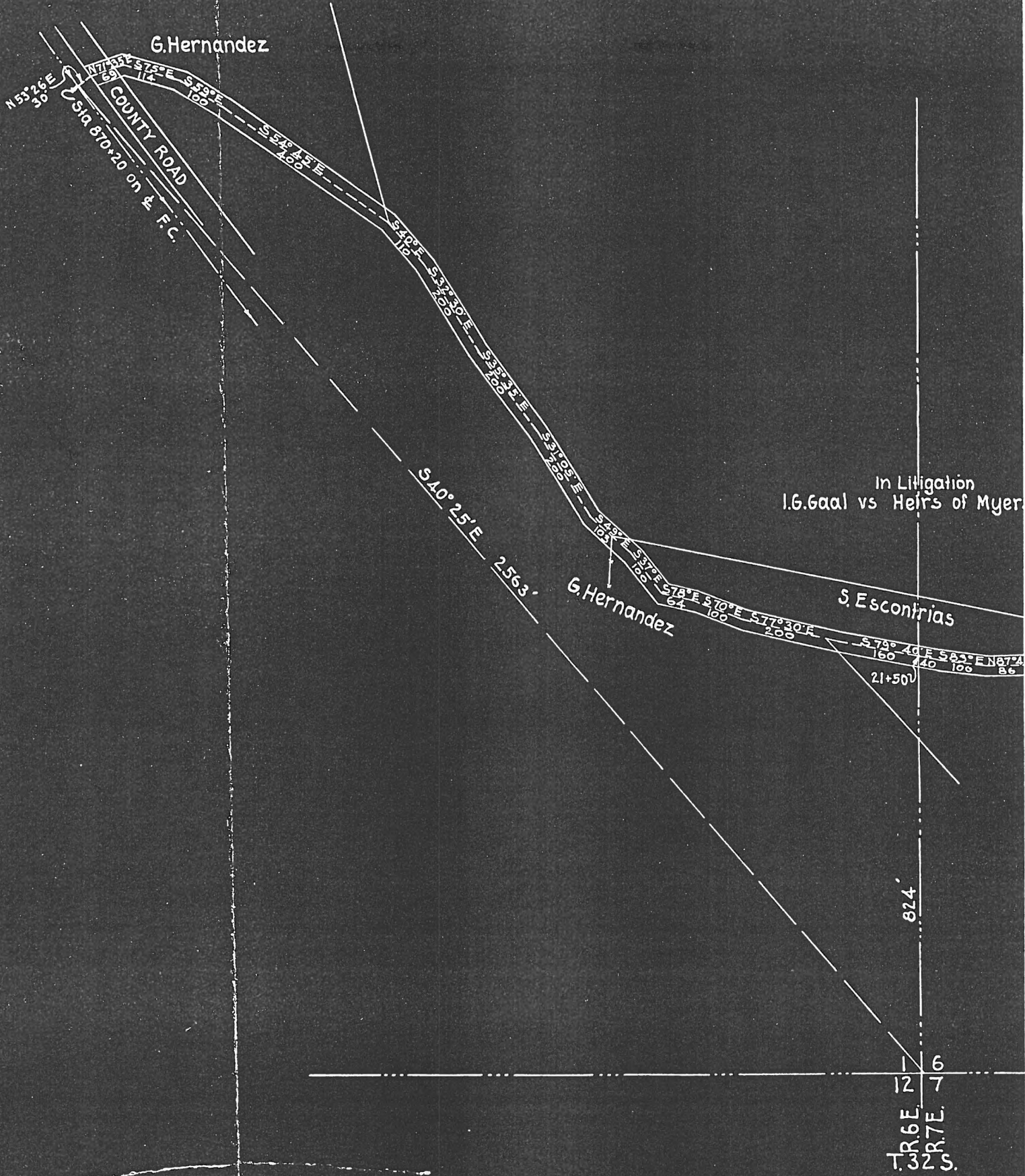
referred to in letter to you from the Acting Director, dated January 28, 1918, being deemed a proper approval by the Association, and individual releases having been received from practically all of the owners of water rights in the said Ysla Ditch, said releases being now on file in this office.

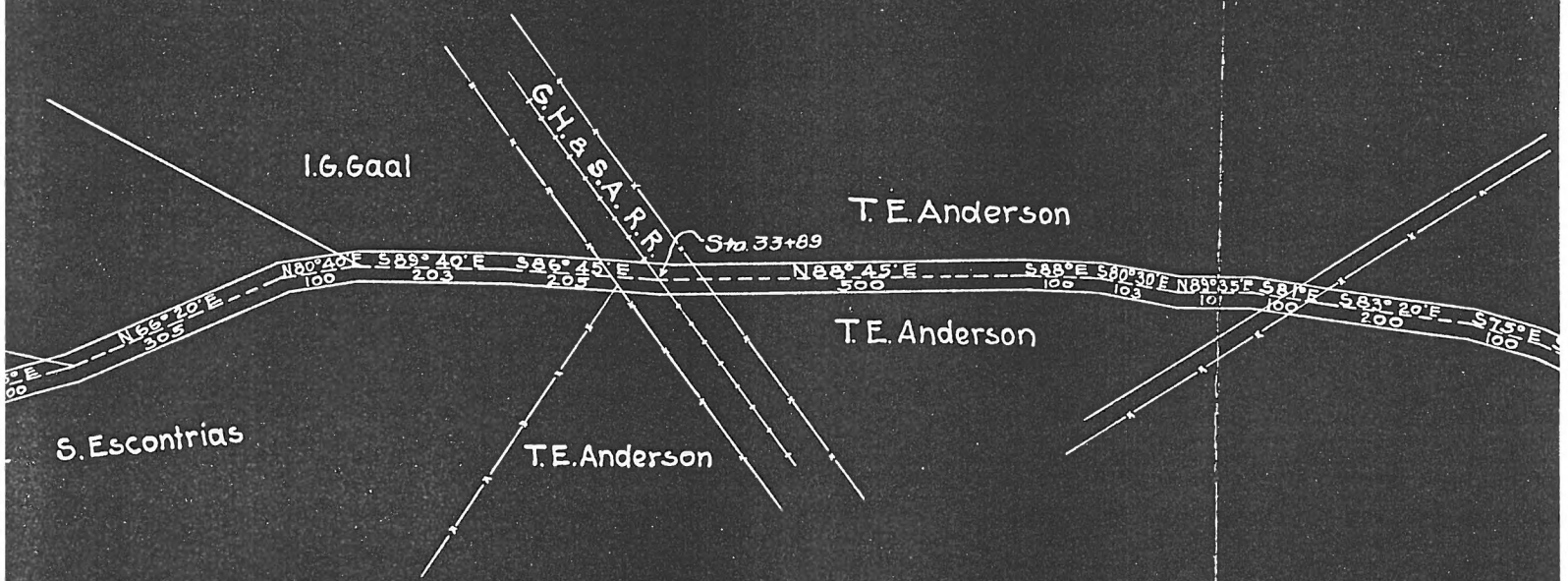
4. Copy of executed deed from Commissioners of the Ysla Ditch, dated December 29, 1917, is herewith returned together with two certificates accompanying it.

- - - -

Incs.

Executed deed Ysla Community Ditch, certificates & blue print.
Carbon copy of this letter.





Newman Inv. Co.

Newman Inv. Co.

