## AFFIDAVIT OF DAN MARTINEZ

STATE OF NEW MEXICO	)	
	)	SS
COUNTY OF SANTA FE	)	

I, Daniel Martinez, being duly sworn, state as follows:

- 1. I was born in 1941 and resided part-time in the village of Chupadero, New Mexico until 1955. My father and grandparents had irrigated land in Chupadero during that time period. I presently live in Santa Fe, New Mexico.
- 2. I am familiar with the property now owned by the Christian Brothers Major Superiors ("Christian Brothers") in Chupadero. My father and grandparents were members of the acequia in Chupadero, so I did work on the acequia along with all of the other parciantes and that work included the portion of the acequia on the land now owned by the Christian Brothers'.
- 3. The Christian Brothers' land is the furthest upstream irrigated property in the village of Chupadero.
- 4. The furthest upstream pond on that property supplied irrigation water to the owners of that property and all the parciantes downstream from that property on that same ditch. The pond I am referring to is the one that is circled on the attached map sheet.
- 5. When that pond was in use, there was a diversion from the stream which diverted water into the pond. Then there was a pipe that piped water out of the pond into a ditch, and that ditch was the main ditch that supplied irrigation water to the owners of that property and the other parciantes downstream.
- 6. When we did ditch cleaning and maintenance every year we would work on the ditch on that property all the way up to that pond and we would also do cleaning and maintenance on

that pond. All of the parciantes did this work and not just the owners of the property.

7. All of the parciantes on that ditch used water from that pond and not just the owners of that property. People who wanted water would request it from the mayordomo.

DAN MARTINEZ

Subscribed and sworn to before me this 20th day of May 2017

NOTARY PUBLIC

My commission expires:

(SEAL)

OFFICIAL SEAL
CINDY V. FRESQUEZ MAESTAS
Notary Public
State of New Mexico.
My Comm. Expires 4/30/20/8