

FILED

MAR 9 1926

OFFICE STATE ENGINEER
SANTA FE, N. M.

Original

277921

70.0492

DECLARATION OF OWNER OF WATER RIGHT
(Form to be executed in duplicate)

I, Canato Valdez a resident of Coballa in the County of Rio Arriba, State of New Mexico, being first duly sworn upon my oath, state and declare that I am the owner in fee simple of the following described tract of land, situated, lying and being in the County of Ra A. State of New Mexico, to wit:

S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 24, TWP. 27 N.R. 4 E.N.M.P.M.
SE $\frac{1}{2}$ SW $\frac{1}{2}$, and Lot No. 4 Sec. 19 TWP. 27 N.R. 5 E.N.M.P.M.
Containing 157 and $\frac{4}{100}$ acres.

and the owner of a water right appurtenant thereto as follows:

(Here state amount of water in acre feet, inches, miners measure, or length of and frequency of irrigation, if not measured and embraced within the limits of the hereafter named irrigation system. That part of the Coballa Stream known as that RITO "EL RILLITO DEL MEDIO" which has its source in the Carson National Forest, and which waters do not exceed one acre foot.

the then owner and occupant of the hereinbefore described land and predecessor in title of this declarant, with other owners and occupants of lands similarly situated, according to mutual agreement and mutual concessions and by their joint efforts and joint capital, organized what was then, ever since has been, and is now known as the Community Ditch Irrigation System, and at said time diverted and caused to be diverted from the (See above)

Rillito Del Medio, Coballa Stream
(Here give name of stream or lake)

waters to irrigate about Three Acres
(Here state number of acres of land irrigated under the system)

acres of land, which diversion was at a point Tap. 27 N.
(Here state

R. 5 E. N.M.P.M.
exact point of diversion)

on said land, and was, by means of a ditch one foot wide
feet deep and 1/2 mile long, the capacity, grade,
course and terminus of which are as shown by the survey plat
hereto attached and made a part hereof. And thereupon and
thereafter, by means of headgates and other works by such pre-
decessors in title and other owners of lands similarly situated
within the limits of said community system, continuously main-
tained and operated said system, and then and thereafter con-
tinuously appropriated the water so diverted to beneficial uses,
and caused the same to flow and otherwise be conducted to and
upon the aforesaid lands of this declarant, and that this
declarant, and

(Name of all owners in declarant's chain of title at and from
date of organization of the community)

as his predecessors in title to the lands hereinbefore spec-
ifically described have continuously, uninterrupted, openly,
notoriously, peaceably and adversely diverted and appropriated
to beneficial uses the amount of water hereinbefore specified
and have caused the same to flow and be otherwise conducted as
aforesaid to and upon the hereinbefore described lands of this
declarant from 1805 to the date of this declaration, and this
declarant hereby gives notice of his ownership of said water
right as appurtenant to the ownership of said lands.

1897

Declarant Carmelo Valdez

Subscribed and sworn to before me this 5 day of March
1926

Notary Public [Signature]
[Signature]

Affidavit of Ditch Commissioners

State of New Mexico) ss
County of)

We, _____ and _____
being the duly elected and qualified and acting
commissioners of the _____ Community Ditch, being first
duly sworn on our respective oaths state and declare that we
have read and examined the foregoing declaration of owner of a
water right, and survey plat thereto attached, and that upon
our personal knowledge, and reliable information we believe that
statements and representations therein and thereon made are true.

Subscribed and sworn to before me
this _____ day of _____

Notary Public _____

My commission expires _____

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AFFIDAVIT OF WITNESSES.
STATE OF NEW MEXICO, COUNTY OF RIO ARriba,
MARCH 4, 1926.

We, Jose D Chacon, and Epimenio Chacon, and Jese Trujillo each and every one do solemnly swear that we have known Canuto Valdez, for the last 30 years, and that we are well acquainted with him and his land; that we also are well acquainted with the water referred to in Declarants claim, and that we of our own and proper knowledge do know that the said Canuto Valdez has been continuously using the waters of the rivulet known in this community as the "RILLITO DEL MEDIO" for the past 20 years.

We further declare that we are all residents of Cebolla, NEW MEXICO.

Jose D Chacon
Epimenio Chacon
Jese Trujillo
WITNESSES.

Sworn to and subscribed before me this 5 day of Mar 1926

Notary Public

J. Gallegos
Probate Clerk

My commission expires _____