

OSE-2145

Correspondence and Data Re: Animas-La Plata Project 1954-1960

S.J. A-8 Mr. P. M. Clinton
Regional Director
Region 4
Bureau of Reclamation
P. O. Box 360
Salt Lake City, Utah
Dear Frank:

Returned herewith are two executed copies of the contract between the United States and the State of New Mexico for cooperative investigation of the Animas-La Plata Project. These copies were forwarded to me by Mr. C. S. Rippon's letter of October 6, 1960.

By this contract the State agrees to contribute the sum of \$10,000 for use by the Bureau in expediting the completion of a feasibility report on the project.

Funds can be advanced under this contract when you have billed us in accordance with Mr. Rippon's letter.

Best regards.

Yours truly,

SER:c encls. S. E. Reynolds Secretary

cc blind to A.A.Najjar w/c contract

November 16, 1960

Honorable Clinton P. Anderson United States Senate Washington, D.C.

Dear Senator Anderson:

Herewith for your information is a copy of my letter of this date to Mr. Frank Clinton, Regional Director, Region 4, Bureau of Reclamation.

Yours truly,

SER:C Encl. S. E. Reynolds Secretary

November 16, 1960

Mr. Felix Sparks, Director Colorado Water Conservation Board 215 State Services Building Denver 3, Colorado

Dear Felix:

Herewith for your information is a copy of my letter of this date to Mr. Frank Clinton, Regional Director, Region 4, Bureau of Reclamation.

Best regards.

Yours truly,

SER: C Encl. s. E. Reynolds Secretary

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S.T. almos L.P.

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION

CONTRACT BETWEEN THE UNITED STATES AND THE STATE OF NEW MEXICO FOR COOPERATIVE INVESTIGATION OF ANIMAS-LA PLATA PROJECT--COLORADO RIVER STORAGE PROJECT

THIS CONTRACT, made this 5 day of , 1960, between the UNITED STATES OF AMERICA, acting through the Regional Director, Region 4, Bureau of Reclamation, hereinafter styled the Bureau, pursuant to the Act of June 17, 1902 (32 Stat. 388), and acts amendatory thereof and supplementary thereto, particularly the Act of April 11, 1956 (70 Stat. 105), and the STATE OF NEW MEXICO, hereinafter called the State, acting through the New Mexico Interstate Stream Commission.

WITNESSETH:

- 2. WHEREAS the Bureau is conducting studies and investigations of the Animas-La Plata project in southwestern Colorado and northwestern New Mexico, a potential participating project of the Colorado River Storage Project, which potential participating project is hereinafter referred to as the project, for the preparation of a feasibility report as specified in said Act of April 11, 1956 (70 Stat. 105), and the State is desirous of expediting such studies and investigations and is willing to contribute funds for use by the Bureau for that purpose, and
- 3. WHEREAS, such contribution, together with similar contributions by the State of Colorado and others, will advance the date of completion of the report,
- 4. NOW THEREFORE, in consideration of the mutual agreements and covenants herein and the payment to be made, it is agreed as follows:
- 5. The State agrees to contribute the sum of \$10,000 for use by the Bureau in expediting the investigations and the completion of a feasibility report on the project. Such sum shall be advanced by the State to the Bureau upon execution of this contract.
- 6. The Bureau agrees to use the funds so contributed in furthering and expediting the studies and investigations of the project. It is agreed that the funds contributed by the State may be used for any and all costs for investigations and studies of the project as determined by the Bureau.
- 7. The Bureau agrees to furnish a monthly status of funds report to the State, showing funds expended in accordance with this agreement.
- 8. This contract shall be effective as of the date of execution and shall continue until the funds contributed hereunder by the State have been expended by the Bureau.

- 9. This contract shall not be deemed valid until it shall have been approved by the proper officer of the State Board of Finance or such officer as it may designate.
- 10. No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this contract or to any benefit that may arise therefrom, but this restriction shall not be construed to extend to this contract if made with the State or other political subdivision for its general benefit.
- ll. The expenditure of any money or the performance of any work by the Bureau kerein provided for which requires appropriations of money by the Congress or the allotment of funds shall be contingent upon such appropriations or allotments being made. The failure of Congress to so appropriate or allot shall not relieve the State of any obligations under this contract and no liability shall accrue to the Bureau in case such funds are not so appropriated or allotted.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the day and year hereinabove set forth.

THE UNITED STATES OF AMERICA

ACTING Regional Director, Region 4

STATE OF NEW MEXICO

Secretary,

New Mexico Interstate Stream Commission

APPROVED FOR STATE OF NEW MEXICO

STATE BOARD OF FINANCE

(Colm 12)

November 10th - 1960

Secretary

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION

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THE UNITED STATES OF AMERICA

ACTING Regional Director, Region 4

STATE OF NEW MEXICO

Secretary,

New Mexico Interstate Stream Commission

APPROVED FOR STATE OF NEW MEXICO

STATE BOARD OF FINANCE November 10 - 1960

Secretary

Relat & Castner

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GOVERNOR JOHN BURROUGHS
PRESIDENT, SANTÄ-FE
STATE AUDITOR, ROBERT D. CASTNER
SECRETARY, SANTA FE
LIEUTENANT GOVERNOR ED V. MEAD
ALBUQUERQUE



MEMBERS:
GUY L. ROGERS, HOBBS
NOBLE IRISH, LAS VEGAS
J. R. MODRALL, ALBUQUERQUE

STATE OF NEW MEXICO

State Board of Finance

SANTA FE

November 14 - 1960

S. E. Reynolds State Engineer Santa Fe, N. M.

Dear Mr. Reynolds:

At the meeting of the State Board of Finance on the 10th approval was given for execution of contract between the United States and the State of New Mexico for cooperative investigation of Animas-La Plata Project - Colorado River Storage, covering contribution of \$10,000 by: the State to the Reclamation Bureau for feasibility investigation.

Six copies of the contract properly signed are returned to you, and you may proceed with execution of a voucher for the amount specified to be drawn against State Board of Finance Emergency funds.

Very truly yours,

STATE BOARDO OF FINANCE

bert D. Castner

Secretary

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cc - Hunt
cc - Davidson

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S.T. Chimes L.P.

October 11,1960

Mr. Robert D. Castner, Secretary State Board of Finance State Capitol Santa Fe, New Mexico

Dear Mr. Castner:

There is enclosed a letter dated October 6, 1960, from Mr. C. S. Rippon, Acting Regional Director. Region 4. United States Bureau of Reclamation, along with seven copies of a form of contract covering a contribution of \$10,000 by the State of New Mexico to the Bureau of Reclamation for assistance in carrying on the accelerated feasibility investigation of the Animas-La Plata Project.

The terms of the proposed contract and the assurances given in Mr. Rippon's letter appear to meet the conditions set forth in the last paragraph of your letter of September 2 to me as the conditions under which the grant from Finance Emergency Funds was approved. Mr. Rippon's letter sets forth that the State of Colorado will contribute \$10,000 to the study and a letter to me from Mr. Pelix Sparks, Director, Colorado Water Conservation Board also gives assurance that Colorado has allocated funds to this purpose. Copy of Mr. Sparks' letter dated September 14, 1960, is also enclosed for your information. As Mr. Rippon's letter points out, the Bureau of Reclamation is not in a position to guarantee completion of the job by June 36, 1961, but the representations of his letter do give reasonable assurance that the work will be completed by that date. The contract provides that the

Mr. Robt. D. Castner -2-October 11, 1960

State shall advance the sum of \$10,000 upon execution of this contract. This provision appears consistent with the conditions set forth in your letter of September 2, since Mr. Rippon's letter advises that, "... the funds are very much needed at this time to cover obligations that must be incurred if we are to accomplish the accelerated program."

In view of the foregoing I have executed the contract for the Interstate Stream Commission. If you concur in my opinion that the terms of the contract are consistent with the conditions under which the grant was made, please approve the contract, or have it approved, in accordance with paragraph 9 of the contract, by signature in the space provided.

It is suggested that you may wish to retain one copy of the contract for your files. The remaining six copies should be returned to me after execution for the Board of Finance.

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Yours truly,

SER:e

S. E. Reynolds, Secretary Interstate Stream Commission

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IN REPLY REFER TO: 4-700

UNITED STATES DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

P. O. BOX 360 SALT LAKE CITY 10, UTAH

OCT 6 1960

Mr. S. E. Reynolds, Secretary New Mexico Interstate Stream Commission State Capitol Santa Fe, New Mexico

Dear Mr. Reynolds:

In accordance with your letter of September 16, 1960, we are enclosing seven copies of a form of contract covering a contribution of \$10,000 by the State of New Mexico to the Bureau of Reclamation for assistance in carrying on the accelerated feasibility investigation of the Animas-La Plata project. I have signed the seven copies in behalf of the Bureau. If you and other appropriate State officials concur with the contract, please arrange to have the copies signed and approved as may be required in behalf of the State and return two copies to this office. Space has been left on the last page of the contract for insertions designating appropriate approving officials and for their signature. This form of contract is essentially the same as that used to cover contributions by the State of Colorado for the Animas-La Plata and other investigations.

In view of certain statements in the September 2, 1960, letter from the Secretary, State Board of Finance, to you, we are offering the following explanations relative to the Animas-La Plata investigation program and the form of the contract. Prior to March 1960, the proposed feasibility report was scheduled for completion in March 1963. In March 1960, the program was accelerated and the work rescheduled to enable completion of the proposed report by the end of F. Y. 1961. The primary item in rescheduling for an earlier report was the deferring of some of the detailed land classification surveys and drainage studies until such time as the project may be authorized and advance planning undertaken. At that time we estimated that the F. Y. 1961 funds required to complete the proposed report by the end of the fiscal year would be about \$40,000 in excess of the \$130,500 program which had been included in the F. Y. 1961 budget.

As you are aware, the Senate appropriation bill included the additional \$40,000, but the final appropriation act provided only the \$130,500. In the interim, we had determined that our fund requirement for F. Y. 1961

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would be about \$60,000 in excess of the \$130,500 budgeted program, rather than \$40,000 as previously estimated. This was because we found it necessary to provide for some additional land classification and drainage investigations to establish feasibility and justification for including certain lands in the project plan. Thus, upon passage of the F. Y. 1961 appropriation bill, we had a deficiency of \$60,000 to complete the proposed report by the end of the fiscal year.

Since passage of the F. Y. 1961 appropriation bill including \$130,500 for the Animas-La Plata investigations, we have received tentative approval of the Commissioner to increase the program about \$19,600. The Colorado Water Conservation Board has informed us that the State of Colorado will contribute \$10,000, and we have sent the Board a form of contribution contract for execution. Local interests in Colorado are contributing an additional \$5,000. With the New Mexico contribution of \$10,000, the total contribution thus will be \$25,000. Inasmuch as the Bureau of Indian Affairs has agreed to fund a share of the investigation cost (21.5 percent for F. Y. 1961), we anticipate receipt of an additional \$6,800 from that source. The insufficiency of funds for F. Y. 1961 thus apparently has been reduced to less than \$10,000, and we feel reasonably assured that additional funds will become available later in F. Y. 1961 to meet all needs.

The accelerated program is proceeding on schedule, and we fully expect to complete the proposed report by the end of F. Y. 1961. We, of course, cannot include in the contract a provision for completion of the report by that time as we currently do not have available all of the required funds nor do we have control over the local interests and cooperating agencies involved in the investigation. We recognize the need for early completion of the report, however, and are concentrating our efforts to avoid any delay.

You will note that Article 5 of the contract provides that the contribution shall be advanced to the Bureau upon execution of the contract. Under this provision, when you return the signed contract we will bill you for advance of the contribution, and your prompt payment will be appreciated. Actually, the funds are very much needed at this time to cover obligations that must be incurred if we are to accomplish the accelerated program. This explanation is offered with particular reference to the last paragraph of the September 2, 1960, letter from the Secretary, State Board of Finance.

We believe that other provisions of the contract are self-explanatory, but we shall be glad to answer questions or confer with you on any point you may have in mind.

Very truly yours,

ACTING Regional Director

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THOMAS G. MORRIS
AT LARGE—NEW MEXICO

HOME ADDRESS: Box 336, Tucumcari

Congress of the United States

House of Representatives

Mashington, D. C.

October 1, 1960

STATE ENGINEER OF

TERIOR AND INSULAR AFFAIRS

SCIENCE AND ASTRONAUTICS

Mr. S. E. Reynolds New Mexico State Engineer State Capitol Santa Fe, New Mexico

Dear Steve:

Since the Congressman is in New Mexico, we are forwarding to you a copy of a letter received yesterday from Aasistant Secretary of Interior Aandahl.

In case you had not previously heard, we know you will be interested in the proposed two week deadline for completion of the information on Animas-La Plata which the Congressman requested on September 8.

A copy of your September 16 letter and enclosure was sent to Congressman Morris in Tucumcari and we are sure he found the last paragraph of Mr. Sparks' letter of special interest, also.

Best wishes.

Sincerely yours,

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Marcelyn Bridal, Secretary

to

THOMAS G. MORRIS

Enclosure



UNITED S. LES DEPARTMENT OF THE INTERVER SERVINGTON 25, D. C.

SEP 29 1960

Dear Mr. Morris:

The information requested in your letter of September 8 on the proposed Inimas-La Plata Project is under preparation, and we hope to have it completed in the next two weeks. We shall be glad to forward our finding to you at that time.

Sincerely yours,

Fred J. Randall

Secretary of the Interior

Assistant

Hom. Thomas G. Morris Homse of Representatives Washington 25, D. C.

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JOSEPH M. MONTOYA At Large—New Mexico

COMMITTEE ON APPROPRIATIONS

OFFICE ADDRESS: 1520 NEW HOUSE OFFICE BUILDING WASHINGTON, D.C.

> HOME ADDRESS: SANTA FE, NEW MEXICO

Congress of the United States

House of Representatives

Washington, D. C.

September 27, 1960

Mr. S. E. Reynolds, Secretary New Mexico Interstate Stream Commission State Capitol Santa Fe, New Mexico

Dear Steve:

I know that Joe will appreciate very much your recent letter and we do thank you for sending us a copy of the September 14 letter written by Felix Sparks.

Needless to say, we emphatically agree with your observations concerning the last paragraph in the letter written by Mr. Sparks.

With my kindest personal regards, I remain

Sincerely yours,

Robert C. McConnell Administrative Assistant ROBERT C. McCONNELL

ADMINISTRATIVE ASSISTANT HOME ADDRESS: ROSWELL

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CLINTON P. ANDERSON, N. MEX. CHAIRMAN

CHAIRMENT OF THE PROPERTY OF T

JAMES T. RAMEY, EXECUTIVE DIRECTOR

Animos Pary

CHET HOLIFIELD, CALIF.
MELVIN PRICE, ILL.
WAYNE N. ASPINALL, COLO.
ALBERT THOMAS, TEX.
JAMES E. VAN ZANDT, PA.
CRAIG HOSMER, CALIF.
WILLIAM H. BATES, MASS.
JACK WESTLAND, WASH.

CARL T. DURHAM, N.C.

Congress of the United States

JOINT COMMITTEE ON ATOMIC ENERGY

September 22, 1960

Mr. S. E. Reynolds Secretary New Mexico Interstate Stream Commission State Capitol Santa Fe, New Mexico

Dear Mr. Reynolds:

Thank you for your letter of September 16, with which you enclosed a copy of Mr. Felix Sparks' letter of September 14 in response to yours of September 7, 1960. I know the Senator will appreciate your making this information available to him, and your communication will be brought to his attention.

Sincerely yours,

Office of Senator Clinton P. Anderson

VLFf

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September 22, 1960

Mr. R. M. Gildersleeve 215 State Services Bldg. Denver, Colorado

Dear Gil.

In accordance with our recent telephone conversation there is enclosed a map showing the ditches having decreed rights in New Mexico on the Animas River and a table containing pertinent information for these ditches. Two of the ditches divert from the river in Colorado. Also there is enclosed a table containing information regarding licenses, permits, pending applications and notices of intention on file in the State Engineer Office to appropriate water from the Animas River in addition to the decreed right. Many will divert from the river through the ditches shown on the map.

Under statute, a license issued by the State Engineer signifies that the water has been put to beneficial use; a permit approved by the State Engineer allows the applicant to proceed in applying water to beneficial use; a notice of intention signifies that the applicant intends to apply for a permit and establishes priority if application for permit is filed and water is applied to beneficial use within the specified time limit. Adopt the bound to be a

A permit held by the United States reserves the water for use until relinquished. No time limit is involved.

Best regards.

Sincerely,

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PBM:b

WATER RIGHT FILINGS SINCE SAN JUAN DECREE-ANIMAS RIVER

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SAN JUAN DECREE

DIVERSION DITCHES ON THE LAS ANIMAS RIVER SAN JUAN COUNTY, NEW MEXICO

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MEMORANDUM

September 16, 1960

To: The Honorable John Burroughs, Governor of

New Mexico, Santa Fe

From: S. E. Reynolds, Secretary, Interstate Stream

Commission

Subject: State Contribution to Animas-La Plata Project

Studies

Herewith for your information is a copy of Mr. Felix Sparks' reply to my letter of September 7, 1960, copy of which I forwarded to you on that date. The last paragraph of Mr. Sparks' letter is particularly gratifying:

Respectfully submitted,

SBR:c

S. E. Keynolds

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S.J. Animos-La Pista - Fre

September 16, 1960

Mr. F. M. Clinton, Regional Director
Region 4 - Bureau of Reclamation
P. C. Box 360
Salt Lake City 10, Utah

Dear Franks

Herewith is a copy of the September 2 letter of the Secretary of the New Mexico State Board of Pinance advising me that the Board approved a grant of \$10,000 for the purpose of assuring the completion of your feasibility Study of the Abimas-Laigistakeroject by June 30, 1961. I am, of course, very pleased that the Board was able to make this grant.

The transfer was a second of the specialist

I would appractate to Lf you would provide an appropriate contract providing for the parameter support to the surean of Sectionalities under the contract Section with the contract constant section with the contract constant section.

Best recards.

Sincerely,

SER.C encl.

cc: Massre, Felix Sparks John H. Hiles IVAL Coslin Wa. F. Crabtree

ST Animas Las Plata

September 16.1960

The Honorable Dennis Chavez United States Senate Washington, D.C.

Dear Senator Chavez:

Herewith for your information is a copy of Mr. Felix Sparks: reply to my letter of September 7. 1960, copy of which I forwarded to you on chat date. The last paragraph of Mr. Sparks! letter is particularly gratifying.

Yours truly,

SER: C Encl.

S. E. Reynolds Secretary

Also to: Senator Anderson Reps. Montoya and Montas



STEPHEN L. R. McNICHOLS, Governor

COLORADO WATER CONSERVATION BOARD

215 STATE SERVICES BUILDING 1525 SHERMAN STREET DENVER 3, COLORADO

September 14, 1960

Telephone: AComa 2-9911 Extension 2333

1880 S. 15 Al. M. 163

Mr. Steve Reynolds State Engineer State Capitol Santa Fe, New Mexico

Dear Steve:

FELIX L. SPARKS

Director

I appreciate your recent letter informing me of the details of the grant of \$10,000 by the New Mexico State Board of Finance to assist in the completion of the feasibility report on the Animas-La Plata project. Following my conversation with John Bill last week on the subject, I informed the regional director, Region 4, Bureau of Reclamation, that the State of Colorado would likewise advance the further sum of \$10,000.

It is my understanding that the Bureau of Reclamation is considering an inter-departmental transfer of funds to the extent of 15% of the amount appropriated for the project in order to complete the project report this year. As I understand this matter, there will still be a deficiency of some seven or eight thousand dollars. If this deficiency does occur, the Southwestern and La Plata Districts in Colorado have agreed to contribute the sum of \$5,000. There should be no problem, therefore, relative to the necessary financial support for the feasibility report completion.

Tomorrow morning I have a meeting with Don Burnett and Bill Palmer of the Bureau's Washington office, and J. A. Riter of the Chief Engineer's office for the purpose of discussing the status of the water supply studies. I have already received assurances from Mr. Clinton to the effect that those studies would be completed and available prior to January 1, 1961.

It may be of interest to you to have a tabulation of the financial contribution which the State of Colorado has made through June 30, 1960, and expects to make in the future towards the Animas-La Plata project, as follows:

Mr. Steve Reynolds Page Two

September 14, 1960

Cash contribution to "Staff Services	Bur. of Rec. USGS	\$42,610 5,320 9,070				
	Total through June 30, 1960	\$57,000				
Contemplated Expenditure FY 1961						
Cash contribution Staff Services	to Bur. of Rec. \$15,000 " USGS 1,350 10,200					
Total FY 1961						
Total past and anticipated expenditure						

In connection with our staff services we assigned one engineer to the Bureau's Durango office last April, to remain there until July 1, 1961. We also assigned two technicians to that office during the past summer.

It does not appear to me at this time that we should have any inter-state difficulty with any of the San Juan Basin projects during the coming year, or for that matter in the years beyond. We appreciate the cooperation of the State of New Mexico toward the progress that has been made to date.

Very truly yours,

FELIX L. SPARKS

Director

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COLORADO WATER CONSERVATION BC STATE OFFICE BUILDING DENVER, COLORADO

Daines de Ga

September 7, 1960

Mr. F. M. Clinton, Regional Director, Region 4 - Bureau of Reclamation P. O. Box 360 Salt Lake City 10, Utah

Dear Mr. Clinton:

Last week I had some conversation with Mr. De Long. pertaining to the funds necessary to complete the feasibility report on the Animas La-Plata Project by June 30, 1961.

The State of New Mexico now advises us that they have available the sum of \$10,000 which they will contribute to the Bureau of Reclamation to complete the Animas La-Plata studies. The State of Colorado likewise has this sum of money readily available. We assume that this sum of \$20,000, that is \$10,000 from each state is needed by the Bureau of Reclamation to complete the necessary studies. If this is true, will you therefore please send us the necessary contract in the sum of \$10,000 for execution by the proper officials of this State. The contract should specify that a lump sum payment of \$10,000 will be made by the State of Colorado to expedite the studies on the Animas La-Plata Project.

We are extending the contract to Mr. Eugene Bluzmanis through June 30th, 1961. If his services are not needed on the Animas La Plata Project through that period, we will assign him to another job. We would prefer however, to keep him thethe Durango office until June 30, 1961.

Very truly yours,

Felix L. Sparks 2 Director

MEDIAN I I PAN

FLS:ah

ec: New Mexico Interstate Stream Mr. John Bliss Comm. State Capitol Santa Fe. New Mex.

Ival V. Goslin Engr. Segy. Upper Colo. Riv. Comm. Salt Lake City, Utah

SJ Animas- La Plata

September 7,1960

Mr. Don Burnett Chief of Project Planning Office of the Commissioner U. S. Bureau of Reclamation Washington, D.C.

Dear Don:

an pleased to advise you, confirming our relephone organization of vesterdey, that the Now Marion State Brain of Pinance on September 1 made an emptyshed grant of \$10,000 to the Interstate African Complishion to be described to Recipe the first transfer of Berlinsellon in assuring completion of a feasibility report on the Animal-ta Pinta Project by June 56, 1561.

an englosing herewith copy of Lenter dated September 1, 1960, from Mr. Nobert I. Caston, Secretary of the frate hours of Simpore, or Caston to Lenter sets for the conditions upday sets to open 14 male.

Warm paracual regards.

Sincerely.

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September 7,1960

Mr. Pelix Sparks, Director Colorado Water Conservation Board 215 State Services Building Denver 3, Colorado

Dear Felix:

I am pleased to advise you that on September 1, 1960, the New Mexico State Board of Finance made an emergency grant of \$10,000 to the New Mexico Interstate Stream Commission to be used to cooperate with the Bureau of Reclamation in assuring completion of a feasibility report on the Animas-La Plata Project by June 50, 1961. I am sure John Bliss discussed this matter with you in some detail in your conversation today, but I know it would be helpful to you to have something in your files on the subject.

I am deeply gratified by the Board of Finance action because it gives us the opportunity to show the world that Colorado and New Mexico are cooperating on the Animas-La Figita Project as well as other water development problems in the two states.

With warm personal requires.

Sincerely,

SERIC

S. E. Seypolde Secretary