



Docket No: 3

Land History

11-04-1909: a proclamation by the president of the us establishing gran quivira national monument

Deed No. 107
3.77 Ac.

RECEIVED
NOV 4 1906
BUREAU OF LANDS & MINES

GRAN QUIVIRA NATIONAL MONUMENT,
New Mexico.

.....

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A P R O C L A M A T I O N

.....

WHEREAS, one of the largest and most important of the early Spanish church ruins, commonly known as the Gran Quivira, together with numerous Indian pueblo ruins in its vicinity, situated in Socorro County, New Mexico, are of great historical interest, and it appears that the public interest would be promoted by reserving these ruins with as much public land as may be necessary for the proper protection thereof,

Now, therefore, I, William H. Taft, President of the United States of America, by virtue of the power in me vested by Section Two of the Act of Congress approved June 8, 1906, entitled, "An Act for the Preservation of American Antiquities", do hereby set aside as the Gran Quivira National Monument the Spanish church ruin and the Indian pueblo ruins situated in undurveyed Township One South, Range 12 East of the New Mexico Principal Meridian, New Mexico, and located within and embracing all of the North Half of the North Half of Section Three of said township, ^{35.77} ~~ninety~~ acres of land, more or less, and the Indian pueblo ruins attached and made a part of the same.

Gran Quivira, N. Mon. D. 1

38

-2-

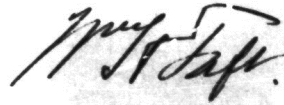
Warning is hereby expressly given to all unauthorized persons not to appropriate, excavate, injure or destroy any of the ruins or relics hereby declared to be a National Monument or to locate or settle upon any of the lands reserved and made a part of said monument by this proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the City of Washington this 1st
day of November, in the year of our
Lord one thousand nine hundred and nine, and
of the Independence of the United States the
one hundred and thirty-fourth.

By the President:

Secretary of State.





Deed No 2
267.17 Ac

GRAN QUIVIRA NATIONAL MONUMENT

NEW MEXICO

(Second Proclamation)

By the President of the United States of America

A Proclamation

WHEREAS it appears that the public good will be promoted by adding to the Gran Quivira National Monument certain lands in the State of New Mexico containing ruins of archaeological value:

Now, THEREFORE, I, WOODROW WILSON, President of the United States of America, by virtue of the power vested in me by section two of the Act of Congress approved June 8, 1906, entitled "An Act for the Preservation of American Antiquities" (34 Stat., 225), do proclaim that said lands, to-wit, the tracts described as the S $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, the S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 35, T. 1 N., R. 8 E., and unsurveyed lands which E, protraction of the lines of the public survey in T. 1 S., R. 8 E., would probably be described as the N $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2 and the N $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4, in T. 1 S., R. 8 E., New Mexico Principal Meridian, are hereby reserved from appropriation and use of all kinds under the public land laws, subject to all prior valid claims, and set apart as an addition to the Gran Quivira National Monument, and that the boundaries of said national monument are now as shown on the diagram hereto annexed and forming a part hereof.

Warning is hereby given to all unauthorized persons not to appropriate or injure any natural feature of this monument or to occupy, exploit, settle, or locate upon any of the lands reserved by this proclamation.

The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have the supervision, management, and control of this monument, as provided in the Act of Congress entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat., 535).

In Witness Whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

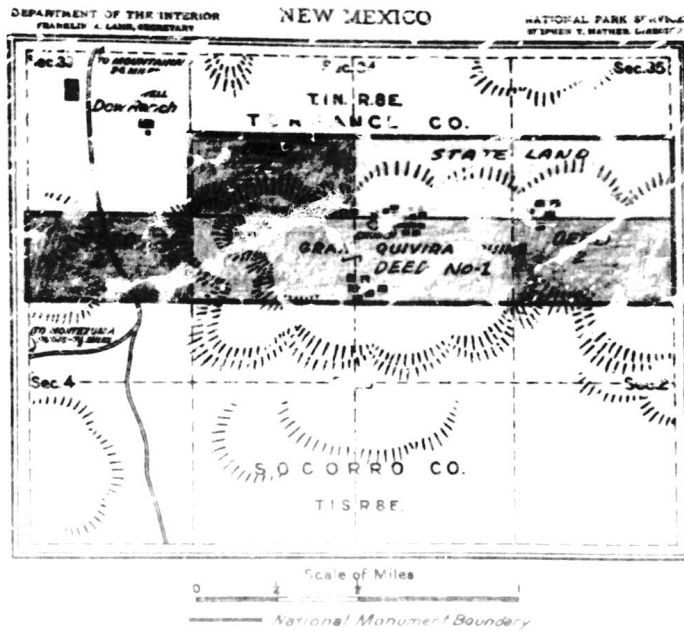
DONE in the District of Columbia This 25th day of November, in the year of our Lord one thousand nine hundred and nineteen, and of the Independence of the United States of America the one hundred and forty fourth.

WOODROW WILSON

By the President
ROBERT LANSING
Secretary of State

[N. 1845]

Gran Quivira N. Mon D. 2



GRAN QUIVIRA
NATIONAL MONUMENT

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that the MUSEUM OF NEW MEXICO, established by Chapter 4, Section 1, Laws of New Mexico (Section 4-12-1, N. M. Stat. 1953), acting pursuant to Chapter 109, Laws of New Mexico, 1953, by and through Alexander V. Wasson, the President of its Board of Regents, and the UNIVERSITY OF NEW MEXICO, established by Chapter 138, Section 1, Laws of the Territory of New Mexico (Section 73-25-1, N. M. Stat. 1953), acting by and through Frank MacGillivray, the President of the Regents of the University, in and for consideration of the exchange of certain lands under Section 8 of the Act of Congress approved June 26, 1934, as amended (43 U.S.C. Sec. 315g), grants to THE UNITED STATES OF AMERICA and its assigns, the following described real estate located in Torrance County, New Mexico:

SE 1/4 Sec. 34; SE 1/4 Sec. 35, T. 1 N., R. 8 E., N.M.P.M., containing 160 acres more or less

with warranty covenants.

WITNESS OUR HANDS AND SEALS this 12th day of May 1959.

MUSEUM OF NEW MEXICO

By: Alexander V. Wasson
President, Board of Regents

UNIVERSITY OF NEW MEXICO

By: Frank MacGillivray
President of the Regents

STATE OF NEW MEXICO
COUNTY OF Santa Fe

The foregoing instrument was acknowledged before me this 12 day of May, 1959, by Alexander V. Wasson, President of the Board of Regents of the Museum of New Mexico, on behalf of said Museum.

Notary Public

My commission expires 1960.

STATE OF NEW MEXICO

The foregoing instrument was acknowledged before me this 12 day of May, 1959, by Frank MacGillivray, President of the Regents

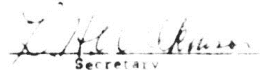
GRAN QUIVERA DEED N°3

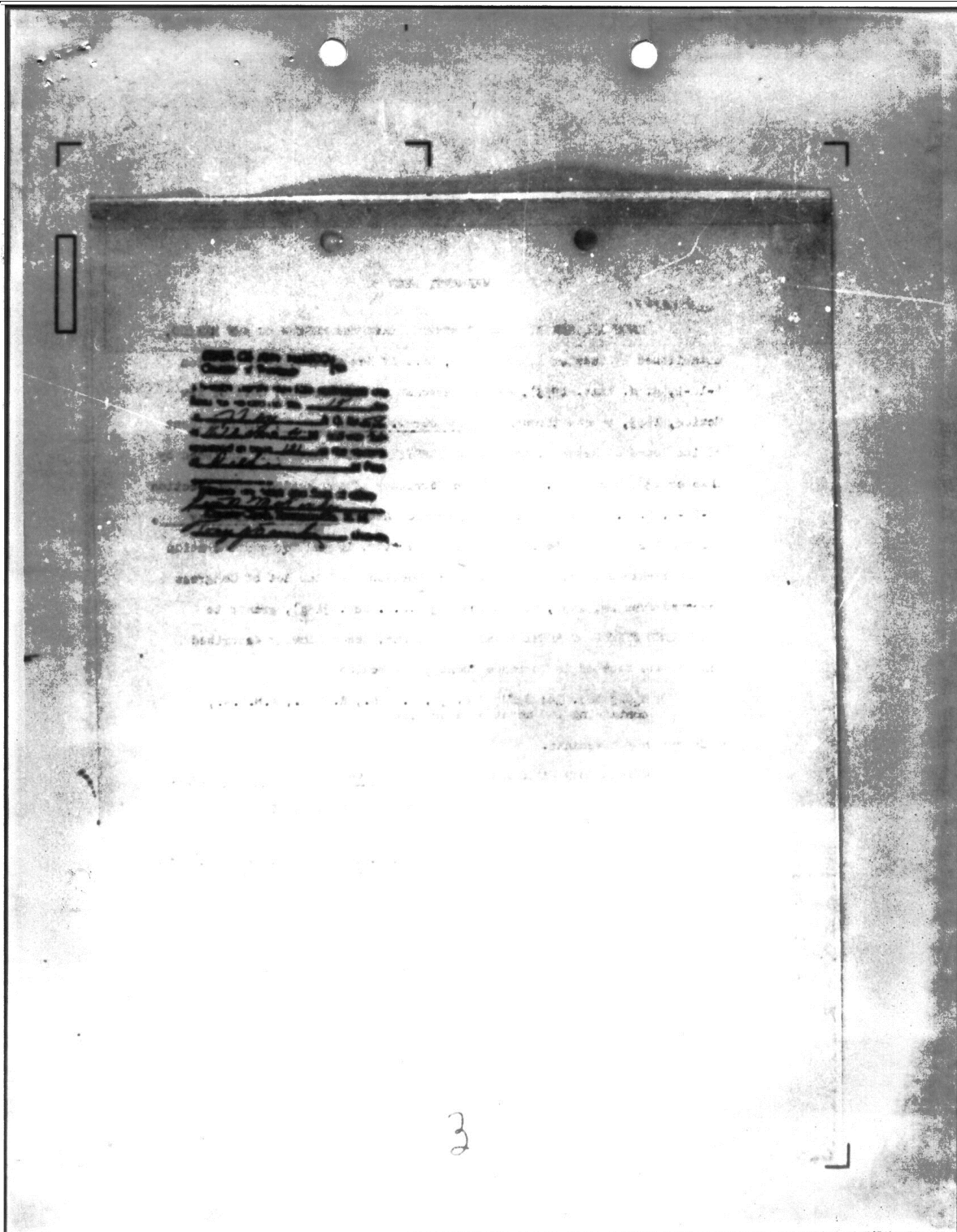
I, Lawrence H. Wilkinson, Secretary of the Regents of the University of New Mexico, a corporation, established by Chapter 138, Section 1, Laws of the Territory of New Mexico, 1869, do hereby certify that at a meeting of said Board of Regents, duly held on May 9, 1959, at which a quorum was present and acting throughout, the following resolution was unanimously adopted and is now in full force and effect:

A warranty deed, executed by the Museum of New Mexico and the University, and providing for the transfer of certain land to the United States Government, was presented to the Regents for approval. The land in question, described as "S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 34, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 35, T. 1 N., R. 8 E., N.M.P.M., containing 160 acres more or less," would be transferred to the Government in exchange for other land.

It was moved by Mr. Bratton and seconded by Dr. Wilkinson that the warranty deed be approved. Carried.

In witness whereof I have hereunto set my hand and the official seal of the Regents of the University of New Mexico this 3rd day of July, 1959.


Secretary



EASEMENT DEED

KNOW ALL MEN BY THESE PRESENTS:

THIS EASEMENT DEED made this 5 day of March, 1959, by and between Jack L. Kite and Louise F. Kite, husband and wife, as grantors and the United States of America and its assigns, asantee.

WITNESSETH:

That for the consideration of Twenty-Five Hundred Dollars (\$2,500.00) the grantors herein do hereby grant to the United States of America and its assigns, with warranty covenants, a permanent easement across the real property hereinafter described. The purpose of the easement will be to maintain a well, a fenced area in square form 210 feet square around the well, and for the installation of a pipe line and power line leading from the well in a general northeasterly direction to the south boundary of Gran Quivira National Monument, Socorro County, New Mexico, including necessary ingress and egress to install, maintain and repair the pipe line and power line; also, an access road from the public highway between Sections 3 and 4, T. 1 S., R. 9 E., leading to the site of the well as located. The pipe line will be installed at least three feet below the surface of the ground.

The description of the property subject to this easement in Socorro County, State of New Mexico is as follows:

Location of the well: In the Northwest quarter of the Northeast quarter of the Southwest quarter of Section Four (NW¹NE¹SW⁴, Sec. 4), Township One South, Range Eight East, New Mexico Principal Meridian, whence the quarter corner common to Sections Four and Nine(4 and 9) in Township One South, Range Eight East, bears South 27°30' East a distance of 242.60 feet.

Gran Quivira N.M. D. 14

The description of the fenced area in square form 210 feet square around the well is as follows:

Beginning at Corner No. 1 which is the NW corner of the herein-described tract, whence the center of the well casing bears South 45°00' East, 75 feet; thence East 210 feet to Corner No. 2 which is the NE corner of the tract; thence South 210 feet to Corner No. 3 which is the SE corner; thence West 210 feet to Corner No. 4 which is the SW corner of the tract; thence North 210 feet to Corner No. 1 which is the point and place of beginning. Containing 1.012 acres more or less.

The description of the center line of the easement for the pipe line and power line from the well to the south boundary of Gran Quivira National Monument is as follows:

Beginning at the center of the casing of said well; thence North 71°10' East a distance of 2840.90 feet to a point; thence North 53°50' East a distance of 1432.55 feet to a point on the east line of Section Four (4), whence the quarter corner common to Sections Four and Three (4 and 3), Township One South, Range Eight East bears South 0°02' East, 1113.7 feet; thence within Section Three (3), North 53°50' East a distance of 206.15 feet to a point; thence North 54°27' East a distance of 244.20 feet to a point of intersection with the south boundary line of the Gran Quivira National Monument; said point being North 89°47' East, 365.26 feet from the intersection of the west section line of Section Three (3) and the south boundary line of the Monument.

IN WITNESS WHEREOF the grantors have executed the above instrument the day and year first above written.

Jack L. Kite
Jack L. Kite

Louise P. Kite
Louise P. Kite

State of New Mexico)
County of ~~Sandoval~~ Torrance)s.s.

The foregoing instrument was acknowledged before me this 5 day of November, 1959, by Jack L. Kite and Louise P. Kite, husband and wife.

Ernest L. Quint
Notary Public

My commission expires:
December 28, 1959

STATE OF NEW MEXICO) s.s.
COUNTY OF TORRANCE)
THIS INSTRUMENT OF WRITING WAS FILED
FOR RECORD AT 10:25 O'CLOCK A.M. ON

NOV 5 1959

208
Nov. 5, 1959-778
Ernest L. Quint
Notary Public

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

The within deed is accepted on behalf of the United States as of January 14, 1960, under the authority of the Interior Department Appropriation Act, 1950 (72 Stat. 151) and the act of August 7, 1946 (60 Stat. 885; 16 U.S.C. 1713-2), and delegated by section 1 of Secretary's Order No. 2740, dated June 11, 1950 (50 Stat. 3048), as amended by Amendment 2, dated January 10, 1950 (17 F.R. 492).

Lawson S. Price
Assistant Director
National Park Service



Office of the Attorney General
Washington, D. C.

January 15, 1960

33-32255
INTERIOR DEPT.

JAN 19 1960

SOLICITOR

Honorable Fred A. Seaton
Secretary of the Interior
Washington, D. C.

My dear Mr. Secretary:

A re-examination has been made of the title data relating to certain land described in Contract No. 14-10-0100-1051, Gran Quivira National Monument in Socorro County, New Mexico. An easement for a water well, a pipe line, a power line and an access road over this land was conveyed to the United States of America under the provisions of existing legislation by Jack L. Kite and Louis P. Kite, husband and wife, under deed dated November 5, 1959, filed for record on November 5, 1959, and recorded among the land records of the county in Volume 208 of Miscellaneous Records at page 195. The file number of this Department is 33-32-255.

The easement is described in the aforesaid deed, which recites a consideration of \$2,500.00.

The title insurance policy, No. Y 275679, dated as of November 19, 1959, was prepared by Lawyers Title Insurance Corporation and countersigned by New Mexico Title Company and is satisfactory.

The title policy, recorded deed and accompanying data disclose valid title to an easement to be vested in the United States of America, subject to easements for public roads, and for an electric power line noted in the certificate of possession, which your Department has advised will not interfere with the contemplated use of the land.

It is noted that the purchase price for the land has been paid.

The title insurance policy, deed and related papers are being returned.

Sincerely yours,

William F. Harlan
Attorney General

Other Supporting Information

August 2, 1996

RE: SAPU Water Right Documentation

Dear Mr. Fulfer,

This memo is in response to our conversation of yesterday. You may recall that I work for the Water Rights Branch, which is engaged in a review of water rights documentation on file for all of the NPS administrative units. I was selected to review SAPU's documentation. Below, I've bulleted (in brief) the water right documentation we have, with associated questions:

- ▶ **SAPU WATER RIGHT DOCKET 0001: *Headquarter's Well*.** This is a well which is related to the Gran Quivira Unit. The well is associated with an easement deed between land owners Jack L. Kite and Louise P. Kite and the U.S. Government (the deed in our records is dated 11/5/59). The well is described as being located in the NW ¼ NE¼ SW¼ Section 4, Township 1 South, Range 8 East (which plots outside of park boundaries). The easement agreement between the Kites and the US involve a powerline, a waterline (which connects the wells water to the unit?).

Question(s): Does the unit still make use of this well?

Does SAPU have any water right records associated with this well?

Records which describe the NPS as the water right owners would be ideal.

- ▶ **SAPU WATER RIGHT DOCKET 0002: *Quarai Unit Well*.** This docket contains several referenced wells. The first well is described as being owned by the *Punta de Agua Domestic Water Users Association*, and is located in the SE¼ SE¼ Section 2, Township 4 North, Range 6 East. Our records show this well as having a permit number of E-314, and a original depth of 400 feet.

Question(s): Does SAPU use this well, and is there any records in the park related to it? Records showing a change of ownership into the name of the NPS would again be the ideal...

The second well associated with the *Quarai Unit* is listed (on permit No. E-1648) is presented as being owned by the Museum of New Mexico. It is located at NE¼ SE¼ Section 3(projected), Township 4 North, Range 6 East. It was originally drilled to a depth of 300 feet. Same questions pertain to this well as with the other Quarai well described above.

You mentioned that the *Abo Unit* made use of a well. I have no documentation related to such. Please make reference to any pertinent documentation (e.g., description of well, SAPU's use of the water, water right documentation). Finally, there's the question concerning the acecia (circa the *Quarai Unit*), which, as you described, is currently under study, and therefore, resolution to my questions will best wait until the study has been concluded. The questions would be the same as listed for the above wells...does SAPU use the water, and is there a record of NPS ownership?

Let me thank you for any light you can shed on these matters. Please contact me if you need more specifics, or have any questions regarding these questions.

Thanks again,

Andrew Hautzinger

(970) 225-3531

andy_hautzinger@nps.gov

Docket Information

Number of Documents in Docket 13

Documents Dated from 11/4/1909 to 8/2/1996

Docket Compiled: 6/9/2016