

9/10/11

Department of the Interior,
United States Indian Service,

Gallup, N. M. Nov 5, 1909.

Black Creek,
Irrigation Project.

Commissioner of Indian Affairs,

Sirs:-

As directed by

you I have personally made direct examination of the rights and lands of the Indians who may be affected in the taking of their lands by the Southwestern Development Company for a Reservoir, in Township 24 N., Range 30 E. Arizona, also of the rights and lands of the Indians on the continuation of Black Creek below the Reservoir Site.

I Report--First,-

As to the consideration to be given by the Southwestern Development Company to the Indians who are entitled to allotments in the Reservoir Site. Here, as well as on Black Creek below the Reservoir Site, I found that Mr. W. M. Peterson had indicated in his report to you quite accurately the lands now cultivated and enclosed by the Indians, also the lands under their ditch.

No 1--Hastquin Naez, has		
1 Corral	Value	\$20.00
Fence, 1370 ft		41.00
		<u>61.00</u>
B--Esdsan Naez		
1 Stone House, well built,		120.00
1 Stone House		20.00
Fence 3400 ft		102.00
		<u>242.00</u>
a.-Deshohini Badaani,		
1 Hewn Log House, in good condition		75.00
Fence 1500 ft		45.00
		<u>120.00</u>
c.--Hastquin Gani Biye		
No improvements, except his interest in common with all others on Reservoir site, in the ditches for irrigation from Oak Creek.		
d. Hash Ke Da Hadza		
1 Log house		40.00
1 Hogan		20.00
Fence, 1000 ft		30.00
		<u>90.00</u>

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Page 2. Black Creek Irrigation Project.

No	e.--- Altnaba, has 1 Hogan & Log house, valued Fence, around big corral	\$50.00 <u>24.00</u> 74.00
f.--Na-ba	Fence, 470 ft	14.00
g.--Dlina-ba	Fence, 2500 ft	75.00
h.--Yich-i-na-ba	No improvements except her interest with all others in the ditches from Blakxx Oak Creek.	
i.--- Naashashi	Fence, about 1000 ft @ \$1.50 Per Mund 1 Log house,	15.00 <u>30.00</u> 45.00
4.--N.L.Pa-sin bega	1/4 of fence across upper canyon,	10.00
5.--Keshgull-n-bida	3/4 fence across upper canyon Fence around corn field	30.00 <u>20.00</u> 50.00
6.--Nidiloloi	Fence 1740 ft, Hogan	52.00 <u>20.00</u> 72.00
7.--Tgodo k'ozhi Naez	Fence, 825 ft,	25.00
8.--Bitsilltagai Bitsoi	Fence, 6600 1150 ft	34.00
9.--Altqiqaz-ba	Fence, 660 ft 1/2 small house,	24.00 <u>6.00</u> 30.00
10.--Eadsantlchi	Fence, 660 ft 1/2 small house,	24.00 <u>6.00</u> 30.00
11.--Hastquin T'la Biye	No improvements except common interest with others in ditch from Oak Creek	
12.-- Na ba'i Bama	No interest except common interest with all others in ditch from Oacl Creek.	
13.-- Hastquin T'la Bitsi	No interests except same as others in ditch from Oak Creek.	

Page 3. Black Creek Irrigation Project.

In addition to the above direct losses the Indians lose their opportunity for extending their area for irrigation. In some cases the ditch being closely adjacent to such lands and Oak Creek Spring which is on Indian land giving a constant supply of water.

A further advantage they enjoy now is the large area of adjacent free ~~grazing~~ range, much of it now controlled by the Indians because they control Oak Spring.

I suggest that it would be only equitable that a good irrigable section being selected and given the 19 Indians named above, that the Southwestern Development Company should be obligated to furnish them and their descendants free water in full customary quantity for 100 acres.

No 4--N.L.Pa-sin-bega is the Indian not entitled to allotment.

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I report---Second.-

The amount and the relative ~~quantity~~ quality of land each Indian would give up so this report may be a basis for allotting him at any other place and time.

No.1 Hastquin Naez, has in his 80 acre allotment on reservoir site, about 20 acres of land which would be 100 grade and 60 acres of very good grazing land.

Wadsan Naez,
No b. has on her 80 acre allotment
about 40 acres 100 grade land
" 20 " 80 " "
" 20 " 20 " "

a. Deshchini Badaa ni
has on his 40 acre allotment
about 35 acres 100 grade land
" 5 " in the Creek wash.

c. Hastquin Gani Biye
has on his 40 acre allotment
about 35 acres 100 grade land
" 5 " in the creek wash.

d. Mash Ke Da hadza,
has on his 40 acre allotment
about 10 acres 100 grade land
" 10 " 80 " "
" 10 " 60 " "
The first 20 acres could be irrigated from Oak Creek. Only the first 10 acres is covered by Reservoir. What remains is valuable and would make a good home.

e.--Altnaba,
has on her 40 acre allotment
40 acres of 100 grade land.

f. Na ba,
has on her 40 acres allotment
about 10 acres 100 grade land,
" 30 " 75 " "

g.--Dlin-ba
has on her 40 acre allotment
40 acres of 100 grade land.

h. Yich-i-na-ba,
has on her 40 acre allotment
about 30 acres 100 grade land,
" 10 " 75 " "

3. Naashoshi
has on his 40 acre allotment
40 acres of 80 grade land.

4. N. L. Pa sin bega was not entitled to an allotment of ~~xxxxxxx~~ land on the Reservoir site.

5. Keshguli-n-Bida,
has on his 40 acre allotment
40 acres of 80 grade land.

Page 5. Black Creek Irrigation Project.
Report 2.

- 6.--Nidicloi
has on his 40 acre allotment
about 20 acres of 100 grade land
" 20 " 75 " "
- 7.-- Tgodok'ozhi Naez
has on his 40 acre allotment,
about 10 acres 100 grade land
" 30 acres 75 grade land.
- 8' Bitsiltagai Bitsoi
has on his 40 acre allotment
about 15 acres of 90 grade land.
25 acres " 50 grade land.
9. Altqiqaz-ba
has on her 40 acre allotment
40 acres of 80 grade land.
- 10.--Esdantlehi,
has on her 40 acre allotment,
40 acres of 80 grade land.
- 11.--Hastquin T'la Biye
has on his 40 acre allotment,
about 20 acres of 90 grade land
" 10 " 70 " "
" 10 " 20 " "
- 12.-- Na-ba'-i-Bama,
has on her 40 acre allotment
40 acres of 80 grade land.
- 13.--Hast-quin T'la Bitsi,
has on her 40 acre allotment
40 acres of 80 grade land.

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I Report--Third.--

As to the rights of the Indians below the reservoir site down Black Creek, immediately below the proposed reservoir for over ten miles through the canyon, no Indians have put in claims and I do not know of any there.

On Section 25, T. 22 N., R. 29 E., which is just above Houck and entirely on Black Creek, I find correct the list as made by Mr. W. M. Peterson. These small tracts being actually under the Indians ditch. A much larger area has been irrigated by them, the ditches and beds being there now.

I recommend that the 22 Indians named below be allowed the full customary quantity of water for irrigation of 100 acres, to be given to them-equal quantity to each.

No 1	Hosteen Totl-pi-be-ga-be-has-tan	for	2 acres
2	" Be-tse-go-de-ge		6 "
3	A na-bah		5 "
4	Be-la-na-youn-be-ka ad		3 "
5	Hosteen Da tsa-he		3 "
6	Charley Yashie-be-has-tan		2 "
7	Hosteen Batsa-he-be-tse		2 "
8	Na-ki-l-chee- and brother		2 "

Section 24, Tp. 22 N., R. 29 E.

9.	Hostan Be-na-ke	1-1/2
10	To-da-kohn-zhy-nez	2
11	To-da-kohn-zhy-nez-betsi-le-be-has-tan	2
12	Ne-da-clow-e	2
13	Kez-bah	2
14	Ush-ka-l-pahe-be-ma	3
15	Kla-ga-ke-hin-be-ga	5
16	Hosteen D-na-tse-l-te-he	1-1/2
17	Ba-leen-del-pa-hin-be-ga	3
18	Hosteen tso-n-be ga	3
19	" tse-tah	6 (2 tracts)
20	" tse-l-kai	3
21	Chis-chil-e.	7
22	Hosteen Daz-ba-don-y	1-1/2
		<u>67-1/2 acres.</u>

On Section 26 T. 22 N., R. 29 E.

I recommend that the five Indians should have the full customary quantity of water for irrigation.

Tsi-na-ji-ni	3 acres
Hos-tan-i-yazhie	3 "
Hos-ta-l-chee	3
To-do-kohn-zhi	2
Hos-tan-l-ba-he	2

Also

Monroe Ashley	5
Hostquin T'so-ni Bi-da	5
	<u>23 acres.</u>

Page 7, Black Creek Irrigation Project.
Report-third.

On Section 23, T. 21 N., R. 28 E.

To Hashkhan ae Beesda for 20 acres
Gishi-n-Biye Adgaedaigi for 10 acres,
Bi di ch o shi for 10 acres,
Lechai Biatti for 10 acres
Total 50 acres.

On section 22 T. 21 N., R. 28 E.

To the eight claimants, some of them are now disputing with each other, I recommend that the full customary quantity of water for irrigation be secured for 24 acres

As far as was practicable I have seen and heard all claimants who have any proper basis for their claims. Some heard that there was "money in it" and I had some trouble sifting them out. However, if you can so deal with it, I think it would be best on the sections below the Reservoir site to secure so much water for each section and then later let the Agent distribute it equitably.

I have endeavored to make this report definite and not to embarrass it with detail. But will give more detail if you find it necessary.

I did not take my survey party to Black Creek.

Respectfully,

Joseph G. Kea
Spel Alloby Co.