QUIT-CLAIM DEED

THE FIRST NATIONAL BANK OF FORT COLLINS, TRUSTEE
AND
THE FIRST NATIONAL BANK OF FORT COLLINS,

TO

E. L. LAYCOCK
QUIT-CLAIM DEED

THIS DEED, Made this 19th day of May, in the year of our Lord one thousand nine hundred and thirty, between The First National Bank of Fort Collins, Trustee, and The First National Bank of Fort Collins, a corporation, of the first part, and E. L. Laycock of the County of Weld, and State of Colorado, of the second part, WITNESSETH:

That the said parties of the first part, for and in consideration of the sum of one dollar and other valuable considerations, to the said parties of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, hath remised, released, sold, conveyed and quit-claimed, and by these presents do remise, release, sell, convey and quit-claim unto the said party of the second part, his heirs and assigns forever, all the right, title, interest, claim and demand which the said parties of the first part hath in and to the following described ditch and water rights situate, lying and being in the County of Weld, and State of Colorado, to-wit:

The Camfield ditch (sometimes known as Camfield Irrigating ditch) used for the irrigation of land, which derives its supply of water from Crow Creek, in Water District No. 1, Division No. 1, of the State of Colorado, and the headgate thereof is located on the east bank of said Crow Creek at a point whence the common corner of Sections 5 and 8, Township 7 North, Range 62 West, in Weld County, Colorado, bears north 61 degrees 15 minutes east, distant 648 feet, and which runs thence in a southerly direction; together with all appropriations of water therefrom from said Crow Creek, including priority No. 26, for 20 cubic feet of water per second and priority No. 26 for 43 cubic feet per second, as fixed and determined by decree of the District Court of the Eighth Judicial District of the State of Colorado, sitting in and for the County of Weld, entered on the 21st day of
November, A. D., 1895, in case No. 433 in said court, said ditch being Ditch No. 22 in said decree.

Also all rights of way, easements, structures, dams, and appliances appertaining to or used in connection with said ditch, and however acquired.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging, or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said parties of the first part, either in law or equity, to the only proper use, benefit and behoof of the said party of the second part, his heirs and assigns forever.

IN WITNESS WHEREOF, The said parties of the first part hath caused its corporate name to be hereunto subscribed by its president, and its corporate seal to be hereunto affixed, attested by its Cashier, the day and year first above written.

(SEAL) The First National Bank of Fort Collins, Trustee,

ATTEST: By President.

____________
Cashier.
(SEAL)

The First National Bank of Fort Collins.

ATTEST: By President.

____________
Cashier.
STATE OF COLORADO,} \(\text{SS.}\) 
COUNTY OF LARIMER.}

I, __________________________, a Notary public in and for said Larimer County, in the State aforesaid, do hereby certify that L. C. Moore and F. A. Brimmer, who are personally known to me to be the same persons whose names are subscribed to the foregoing deed as having executed the same respectively as President and Cashier of The First National Bank of Fort Collins, a corporation, and who are known to me to be such officers, respectively, appeared before me this day in person, and severally acknowledged: That the seal affixed to the foregoing instrument is the corporate seal of said corporation; that the same was thereunto affixed by the authority of said corporation; that said instrument was by like authority subscribed with its corporate name; that the said L. C. Moore is the President of said corporation, and the said F. A. Brimmer is the Cashier thereof; that by the authority of said corporation they respectively subscribed their names thereto as President and Cashier and that they signed, sealed and delivered the said instrument of writing as their free and voluntary act and deed, and as a free and voluntary act and deed of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this __________ day of ______________________, A.D., 1930.

My commission expires ____________________________________________________________________

____________________________________________________________
Notary Public.
AGREEMENT

This agreement made and entered into this __________ day of May, A.D., 1930, by and between W. L. Jaycock, party of the first part and hereinafter for brevity, designated as "Jaycock", and A. R. Ross, party of the second part and hereinafter for brevity, designated as "Ross", both of said parties being of Briggsdale in the County of Weld, State of Colorado, WITNESSETH:

Whereas Jaycock owns the Camfield Ditch diverting water from Crow Creek in Weld County, in Water District No. 1, Division No. 1, State of Colorado, together with all appropriations of water made thereby, including priority No. 26 for 20 cubic feet of water per second of time and priority No. 28 for 43 cubic feet of water per second of time, as fixed and determined by decree of the District Court of the Eighth Judicial District, sitting in and for the County of Weld, entered the 21st day of November, A.D., 1895, in case No. 433, being proceedings for the adjudication of water rights in said water district; and

Whereas, Ross owns the Seven Cross Ranch located along Crow Creek upstream from the Camfield Ditch and owns the appropriations of water from said creek and its tributaries, used for the irrigation of said ranch and other lands, including the Seven Cross Ditch with appropriations of water thereby made with pitch Priority No. 48e for 26.23 cubic feet of water per second of time as of date December 1, 1884, and the Heart Reservoir with appropriations of water with Reservoir Priority No. 36 of date January 17, 1906, for not to exceed 56,412,317 cubic feet of water, all as described, fixed
and determined by decree entered January 15, 1914, in proceed-

ings for the adjudication of water rights in Water

District No. 1, Division No. 1, being case No. 2142 in the

District Court of the Eighth Judicial District sitting in and

for the County of Weld, State of Colorado.

NOW, THEREFORE, for and in consideration of the

benefits accruing to Laycock and to the uniformity of flow

of water in said creek at the headgate of the Camfield Ditch

and at points between said headgate and the Seven Cross

Ranch by reason of diversion and use of the waters of Crow

Creek by means of said Seven Cross Ditch and Heart Reservoir

and in consideration of other benefits and valuable con-

siderations passing and to pass between the parties hereto, it

is agreed as follows:

That irrespective of the relative priorities of said

Camfield Ditch and said Seven Cross Ditch and Heart Reservoir,

so fixed by decrees of court, hereafter the owners of said

Seven Cross Ditch and of said Heart Reservoir, and the

respective appropriations of water therefor, always shall have

and enjoy the first, prior and superior right to the

beneficial use of the waters of said Crow Creek and its

tributaries, wherever used, as against and in preference to

rights to the use of water from said sources by the owners of

said Camfield Ditch in virtue of said appropriations of water,

wherever used;

That the terms and provisions hereof shall be covenants

and agreements running with the rights to divert, store and

use waters from said sources by means of said reservoir and

said ditches, under authority of the appropriations therefor,
as between the owners thereof, but shall not involve or disturb the relative rights of either of said ditches or of said reservoir with respect to other appropriations of water in said Water District, and the water officials shall be controlled by the provisions hereof in administering the water rights herein involved; and

That the provisions hereof shall bind and run to the benefit of the heirs, executors, administrators and assigns of the parties hereto or either thereof, forever.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals the day and year first above written.

________________________________________(SEAL)

________________________________________(SEAL)
STATE OF COLORADO,} SS.
COUNTY OF WELD. } SS.

I, ________________________________, a Notary Public in and for said Weld County, in the State aforesaid, do hereby certify that E. L. Laycock, who is personally known to me as the person whose name is subscribed to the annexed Agreement, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument of writing as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and Notarial seal this ____________
day of ________________, A. D., 1930.

My Commission expires ________________________________.

__________________________________________________
Notary Public.

STATE OF COLORADO,} SS.
COUNTY OF WELD. } SS.

I, ________________________________, a Notary public in and for said Weld County, in the State aforesaid, do hereby certify that A. R. Ross, who is personally known to me as the person whose name is subscribed to the annexed Agreement, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument of writing as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and Notarial seal this ____________
day of ________________, A. D., 1930.

My Commission expires ________________________________.

__________________________________________________
Notary Public.