

SHAFFER, I. N., et. ux., Bessie

~~QUINCY~~ <sup>Revised</sup> DEED (Easement)

ALAMO DRAIN (A 62)

0023-0094-0054-00

28-(4) Texas

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION

FILE COPY

El Paso, Texas. August 1, 1941

From Project Superintendent

To District Counsel

Subject - Grant of Right of Way Easement, Rio Grande Project.

1. For your consideration, there is transmitted herewith Quitclaim and Grant of Easement, dated 1/31/41, from L. N. SHAFER, et ux, BESSIE conveying an easement right in Tract 3, Block 8, Lower Valley Resurvey. Consideration ~~One Dollar~~ (\$1.00)

2. From the following investigation the grantors named in said instrument appear to be the owners of the land: Deed Records El Paso County, Texas, by deed from Federal Land Bank of Houston, Texas.

3. The holding over which the right of way is granted contains about 263 acres, is worth about \$39,000, and has no incumbrance against it. Federal Land Bank of Houston, Texas, partial release dated 1/18/41 and recorded 2/11/41 at Page 258, Book 682. Deed records of El Paso Co. Texas released only lien that was against land described in easement.

4. The right of way granted is worth about \$25.00 and no structures will be placed thereon by the United States.

L. R. Flock  
Project Superintendent

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Amarillo, Texas AUG - 8 1941 19

The Quitclaim and Grant of Easement above described is approved as to form and legal sufficiency, and, in my opinion, it is advisable for the United States, without further assurance of title, to accept and record the instrument, and utilize the right of way for the purpose indicated, subject to execution of attached certificate of possession and record examination showing no change since abstractor's statement.

SPENCER L. BAIRD

District Counsel

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El Paso, Texas 9-12 1941

The above described instrument has been accepted and recorded and is transmitted herewith to the Washington Office for filing.

L. R. FLOCK

Project Superintendent

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION

430  
RIO GRANDE

COMMISSIONER

El Paso, Texas. August 1, 1941

RECEIVED BY THE RECLAMATION SERVICE

From ~~UNITED~~ Project Superintendent

Mrs. Young

To That District Counsel Chas. J. ... and Bessie Shapiro

Subject ~~Grant of Right of Way Easement~~; Rio Grande Project.

1. For your consideration, there is transmitted herewith Quitclaim and Grant of Easement, dated 1/31/41, from L. N. SHAFER, et ux, BESSIE conveying an easement right in Tract 3, Block 8, Lower Valley Resurvey. Consideration ~~ONE DOLLAR (\$1.00)~~ and acts ancillary thereof or supplementary

2. From the following investigation the grantors named in said instrument appear to be the owners of the land: Deed Records El Paso County, Texas, by deed from Federal Land Bank of Houston, Texas grant, sell and

convey to the holding over which the right of way is granted contains about 263 acres, is worth about \$38,000, and has no incumbrance against it. Federal Land Bank of Houston, Texas, a partial release dated 1/18/41 and recorded 2/11/41 at Page 258, Book 682. Deed records of El Paso Co. Texas released only lien that was against land described in easement.

4. The right of way granted is worth about \$25.00 and no structures placed thereon by the United States.

BEING a part of Tract 3, Block 8, Lower Valley, and being more particularly described as follows:

BEGINNING at the point of intersection of Project Superintendent line of Tract 3, Block 8, Lower Valley, with the southwest-  
erly right of way line of the present location of the  
Alto Drain and from whence Amarillo, Texas AUG - 8 1941 19

The Quitclaim and Grant of Easement above described is approved as to form and legal sufficiency, and, in my opinion, it is advisable for the United States, without further assurance of title, to accept and record the instrument, and utilize the right of way for the purpose indicated, subject to execution of attached certificate of possession and record examination showing no change since abstractor's statement.

Chas. J. ...  
District Counsel

El Paso, Texas 9-12 19 41

The above described instrument has been accepted and recorded and is transmitted herewith to the Washington Office for filing.

W. P. ...  
Project Superintendent

SEP 16 '41 63695

Will be  
Correct as to  
Engineering Data  
PKR

22244

THE STATE OF TEXAS )  
                          )  
COUNTY OF EL PASO )

KNOW ALL MEN BY THESE PRESENTS:

That     L. N. Shaper     and     Bessie Shaper    

his wife, of the County of El Paso, State of Texas, in consideration of the sum of one and no/100 dollar (\$1.00) to them in hand paid by THE UNITED STATES OF AMERICA, pursuant to the provisions of the Act of June 17, 1902 (32 Stat., 388), and acts amendatory thereof or supplementary thereto, collectively referred to as the Reclamation Law, have granted, sold and conveyed and by these presents do grant, sell and convey to the said THE UNITED STATES OF AMERICA a perpetual right of way and easement over, in, upon, across, under and through all of that certain tract or parcel of land lying and situate in the County of El Paso, State of Texas, more particularly described as follows, to-wit:

BEING a part of Tract 3, Block 8, Lower Valley, and being more particularly described as follows:

BEGINNING at the point of intersection of the northwesterly line of Tract 3, Block 8, Lower Valley, with the southwest-erly right of way line of the present location of the Alamo Alto Drain and from whence an iron pipe at the most north-erly corner of said Tract 3 bears N45°06'E 376.9 feet, said point of intersection being a point on a curve; thence south-easterly along the arc of a curve having a central angle of 14°08' and a radius of 512.96 feet a distance of 126.6 feet (the chord of which bears S33°06'E 126.3 feet) to the end thereof; thence S26°02'E 191.6 feet to the intersection of the old and new right of way; thence northwesterly along the arc of a curve having a central angle of 32°17' and a radius of 512.96 feet (the chord of which bears N42°10'W 285.2 feet) to the end thereof; thence continuing with the new right of way line N58°19'W 20.7 feet to the northwesterly line of Tract 3; thence with said line N45°06'E 79.0 feet to the place of beginning and containing 0.21 acres of land, more or less.

Correct as to Engr. Data  
G.A.

for the purpose of constructing, operating and maintaining thereon a drainage canal and appurtenant works ancillary or incidental thereto, to become and remain a part of the Rio Grande Federal reclamation project.

TO HAVE AND TO HOLD the above described easement and right of way, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said THE UNITED STATES OF AMERICA, its successors and assigns forever; and do hereby bind ourselves, our heirs, executors and administrators, to warrant and forever defend, all and singular, the said right of way and easement unto the said THE UNITED STATES OF AMERICA, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS our hands at El Paso, Texas, this 31st day of January, A. D. 1941.

- L N Shaper  
- Bessie Shaper

Witnesses at Request of Grantor

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Single Acknowledgment

THE STATE OF TEXAS )  
COUNTY OF EL PASO )

Before me O. R. Armstrong

a notary public in and for El Paso County, Texas, on this day

personally appeared G. W. Shaper

known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 8<sup>th</sup> day of February, A.D. 1941.



O. R. Armstrong  
Notary Public within and for El Paso County, Texas.

My commission expires May 31st 1942

Wife's Separate Acknowledgment

THE STATE OF TEXAS )  
COUNTY OF EL PASO )

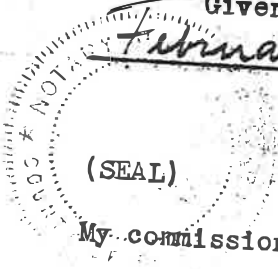
Before me O. R. Armstrong

a notary public in and for El Paso County, Texas, on this day

personally appeared Bessie Shaper, wife of G. W. Shaper

known to me to be the person whose name is subscribed to the foregoing instrument, and having been examined by me privily and apart from her husband, and having the same by me fully explained to her, she, the said Bessie Shaper acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office this 8<sup>th</sup> day of February, A.D. 1941.



O. R. Armstrong  
Notary Public within and for El Paso County, Texas

My commission expires May 31st 1942

2-2244 INDEXED

H. K. N. Morgan  
H. Brown

U. S. O. X

M. D. T.

FILED FOR RECORD

AUG 12 1941

AT 9:40

0 O'CLOCK

AND RECORDED

AT 9

0 O'CLOCK A.M.

P. D. LOWRY, County Clerk

BY H. K. N. Morgan DEPUTY

1/31/41

696 83

*[Faint, mostly illegible text from the reverse side of the document, including phrases like "County, Texas" and "personally appeared"]*

**CERTIFICATE OF RECORD.**

The State of Texas }  
County of El Paso } I, P. D. Lowry, County Clerk in and for said  
County, do hereby certify that the foregoing instrument of writing with  
its certificate of authentication, was filed for record in my office,  
on the 12 day of Aug, A. D. 19 41, at 9:40 O'clock A.M. and  
duly recorded the 15 day of Aug, A. D. 19 41, at 9 O'clock  
A.M. in the Deed 696 Records of said County, in volume 83  
on page 83.

Witness my hand and the seal of the County Court of said county  
at office in El Paso, Texas, the day and the year last above written.

P. D. LOWRY, County Clerk.  
By Em J. W. Marrow Deputy

THE STATE OF TEXAS    )  
                          )  
COUNTY OF EL PASO    )

KNOW ALL MEN BY THESE PRESENTS:

That L. N. Shafer and Bessie Shafer, his wife, of the County of El Paso, State of Texas, in consideration of the sum of one and no/100 dollar (\$1.00) to them in hand paid by THE UNITED STATES OF AMERICA, pursuant to the provisions of the Act of June 17, 1902 (32 Stat., 388), and acts amendatory thereof or supplementary thereto, collectively referred to as the Reclamation Law, have granted, sold and conveyed and by these presents do grant, sell and convey to the said THE UNITED STATES OF AMERICA a perpetual right of way and easement over, in, upon, across, under and through all of that certain tract or parcel of land lying and situate in the County of El Paso, States of Texas, more particularly described as follows, to-wit:

BEING a part of Tract 3, Block 8, Lower Valley, and being more particularly described as follows:

BEGINNING at the point of intersection of the northwesterly line of Tract 3, Block 8, Lower Valley, with the southwest-erly right of way line of the present location of the Alamo Alto Drain and from whence an iron pipe at the most north-erly corner of said Tract 3 bears N45°06'E 376.9 feet, said point of intersection being a point on a curve; thence south-easterly along the arc of a curve having a central angle of 14°08' and a radius of 512.96 feet a distance of 126.6 feet (the chord of which bears S33°06'E 126.3) to the end thereof; thence S 26°02'E 191.6 feet to the intersection of the old and new right of way; thence northwesterly along the arc of a curve having a central angle of 32°17' and a radius of 512.96 feet (The chord of which bears N42°10'W 285.2 feet) to the end thereof; thence continuing with the new right of way line N58°19'W 20.7 feet to the northwesterly line of Tract 3; thence with said line N45°06'E 79.0 feet to the place of beginning and containing 0.21 acres of land, more or less.

Correct as to Engr. Data

Dwg. 23-503-OA-373



for the purpose of constructing, operating and maintaining thereon a drainage canal and appurtenant works ancillary or incidental thereto, to become and remain a part of the Rio Grande Federal reclamation project.

TO HAVE AND TO HOLD the above described easement and right of way, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said THE UNITED STATES OF AMERICA, its successors and assigns forever; and do hereby bind ourselves, our heirs, executors and administrators, to warrant and forever defend, all and singular, the said right of way and easement unto the said THE UNITED STATES OF AMERICA, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS our hands at El Paso, Texas, this 31st day of January, A. D. 1941.

L. N. Shafer

Bessie Shafer

Witnesses at Request of Grantor

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Single Acknowledgment

THE STATE OF TEXAS )  
COUNTY OF EL PASO )

Before me O. R. Armstrong, a Notary

Public, in and for El Paso County, Texas, on this day personally

appeared L. N. Shafer known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 8th day of February, A. D. 1941.

(SEAL)

O. R. Armstrong  
Notary Public within and for El Paso  
County, Texas

My commission expires May 31st, 1942.

Wife's Separate Acknowledgement

THE STATE OF TEXAS )  
COUNTY OF EL PASO )

Before me O. R. Armstrong, a Notary Public

in and for El Paso County, Texas, on this day personally appeared

Bessie Shafer, wife of L. N. Shafer, known to me to be the person whose name is subscribed to the foregoing instrument, and having been examined by me personally and apart from her husband, and having acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office this 8th day of February, A. D. 1941.

(SEAL)

O. R. Armstrong  
Notary Public within and for El Paso  
County, Texas

(SEAL)

My commission expires May 31st, 1942