

30 ALVAREZ, CECILIA R., et. vir., Dionicio

QUITCLAIM DEED

ANTHONY DRAIN #3

0023-00 (1)-00 23 - 00

1942
RIO GRANDE

29-(4)

780

7115
2187 No abt. - 29-12-13

X Format

QUITCLAIM DEED

THIS INDENTURE, made the 23rd day of February, in the year of our Lord, one thousand nine hundred and Forty, between Cecilia R. Alvarez and Dionicio Alvarez, her husband

part 1cs of the first part, and the United States of America, party of the second part, in pursuance of the provisions of the act of June 17, 1902 (32 Stat. 368), and acts amendatory thereof and supplementary thereto.

WITNESSETH: That the part 1cs of the first part, for and in consideration of the allowance of credits in the sum of Twenty Five and 20/100 Dollars (\$25.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part 1cs of the first part, pursuant to contract of December 20, 1929, between the said District and the United States, do by these premises demise, release, and forever quitclaim unto the said party of the second part, and to its successors and assigns, all that certain lot, piece, or parcel of land situated in the County of Dona Ana, and State of New Mexico, and bounded and particularly described as follows, to wit:

A tract of land lying and situate in Dona Ana County, New Mexico, and in the North half (N $\frac{1}{2}$) Section Three (3), Township Twenty-seven (27) South, Range Three (3) East, N.M.P.M., and the South half (S $\frac{1}{2}$) Section Thirty-four (34), Township Twenty-six (26) South, Range Three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within Refugio Colony Grant Tract 1 and Tract numbered 1883, as shown on Dona Ana County, New Mexico Plat Book; more particularly described as follows:

Beginning at a point on the northwesterly property line of the land of the grantors and from which point the North quarter (N $\frac{1}{4}$) Corner Section Three (3), Township Twenty-seven (27) South, Range three (3) East, N.M.P.M., bears South Twenty-nine degrees (29°) Twenty-nine minutes (29') Forty-five seconds (45") East One Hundred Sixty-five and nine tenths (165.9) feet; thence North Sixty-five degrees (65°) Twenty-eight minutes (28') East along said northwesterly property line Ninety-five and one tenth (95.1) feet; thence South Twenty-one degrees (21°) Forty-five minutes (45') East Eighty-six and one tenth (86.1) feet; thence South Forty degrees (40°) Fifty-four minutes (54') East Forty-nine and one tenth (49.1) feet to a point on the east property line of the land of the grantors and from which point the Northeast (NE) Corner Section Three (3), Township Twenty-seven (27) South, Range Three (3) East, N.M.P.M., bears South Eighty-eight degrees (88°) Thirty-two minutes (32') Twenty seconds (20") East Two Thousand Five Hundred Ninety and three tenths (2590.3) feet; thence South Twelve degrees (12°) Twenty-five minutes (25') East along said east property line One Hundred Fifty-five and two tenths (155.2) feet; thence North Thirty-eight degrees (38°) Forty-five minutes (45') West Two Hundred Ninety-three and nine tenths (293.9) feet; to the place of beginning. Said tract containing Thirty-six hundredths (0.36) acres more or less. All as shown on plat attached hereto and made a part hereof.

Correct as to Engr. Data *ZMA*

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

To Have and to Hold, all and singular the said premises, together with all the appurtenances, unto the said party of the second part, and unto its successors and assigns, forever.

IN WITNESS WHEREOF, The said part 1cs of the first part have hereunto set their hand & seal & the day and year first above written.

Signed, sealed, and delivered in the presence of—

X Cecilia R. Alvarez [L. S.]

X Dionicio Alvarez [L. S.]

[L. S.]

STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

On this 23 day of Feb, 1940, before me personally appeared Cecilia R. Alvarez & Donicio Alvarez, her husband.
to me known to be the person^s described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

X IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

My commission expires 2/6/41 J. Johnson
Notary Public in and for Dona Ana County.

PARTIAL RELEASE OF LIEN

KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain mortgage dated Nov. 26, 1927, and recorded at Page 557, Book 38,
(Mortgage or other lien) Records of Dona Ana County, New Mexico, has released and does hereby release the said mortgage insofar as the same pertains to the parcel
(Mortgage or other lien) or tract of land described in the above and foregoing quitclaim deed, and authorize said lien to be released and satisfied of record to that extent, provided, however, that said mortgage shall in all other
(Mortgage or other lien) respects remain in full force and effect.

WITNESS (my, our) hand(s) and seal(s) this _____ day of _____, 19____

STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

On this _____ day of _____, 19____, before me appeared _____
to me personally known, who being by me duly sworn did say that he is the _____
(Such as president or other officer)
of _____
(Here describe the corporation)
and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors and said _____
acknowledges said instrument to be the free act and deed of said corporation.

Notary Public in and for Dona Ana County.

My commission expires _____

STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

On this _____ day of _____, 19____, before me personally appeared _____
to me known to be the person described in and who executed the foregoing _____
(Quitclaim deed or partial release of lien)
and acknowledged that _____ executed the same as _____ free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public in and for Dona Ana County.

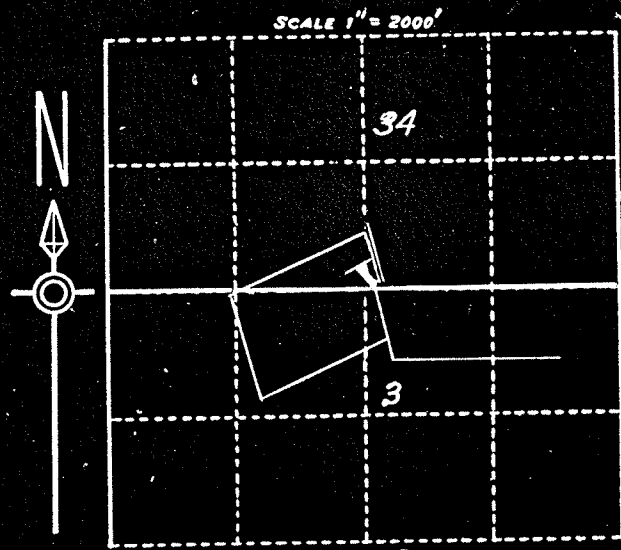
My commission expires _____

STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

I hereby certify that this instrument was filed for record on the _____ day of JUL 19 1940
A. D. 19____, at 9 o'clock, 9 a.m., and duly recorded in Book 85-E, Page 1, of the
Records of Deeds and Mortgages of said County.

M. J. Chavez
County Clerk and Ex-officio Recorder.

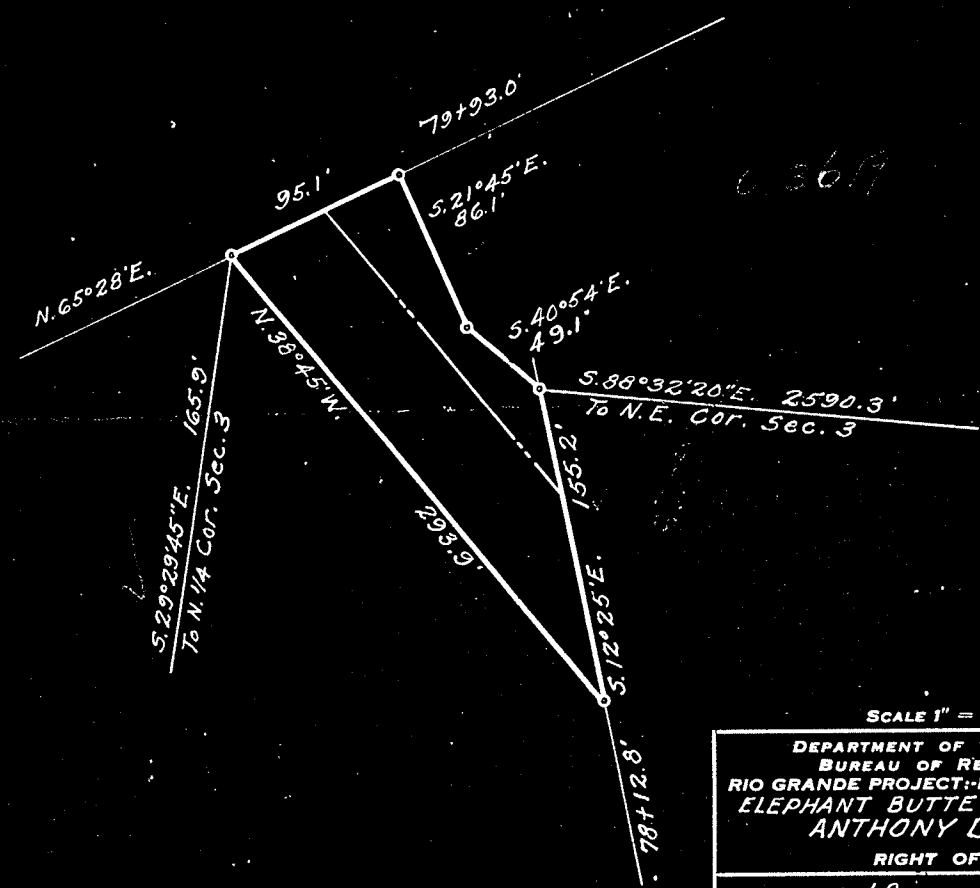
J. C. Lopez
Deputy.



SCALE 1" = 2000'

LOCATION PLAT
 S. 3, 34., T. 26-27S, R. 3E., N.M.P.M.
 U.S. R.S. SURVEY,
 DONA ANA COUNTY, N. M.
 COUNTY PLAT # 1883
 REFUGIO COLONY GRANT Tr. 1

R.W. AREA = 0.364.



0.364

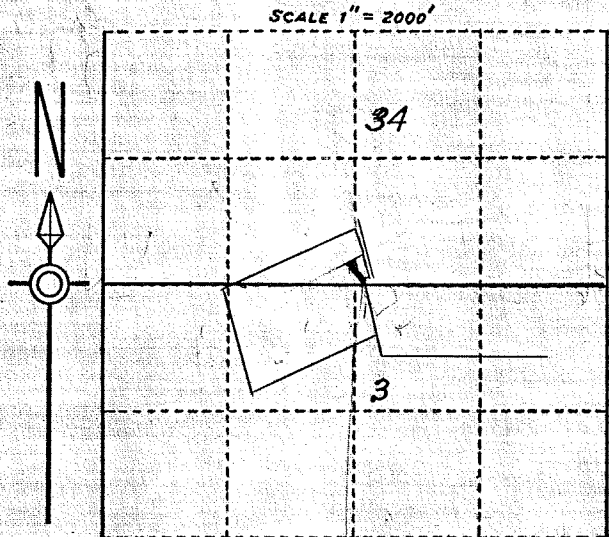
SCALE 1" = 100' 3

DEPARTMENT OF THE INTERIOR
 BUREAU OF RECLAMATION
 RIO GRANDE PROJECT-NEW MEXICO-TEXAS
 ELEPHANT BUTTE DISTRICT
 ANTHONY DRAIN
 RIGHT OF WAY

FIELD WORK... J.R. CHECKED... G.W.H.
 DRAWN S.H.C.-A.M. ... APPROVED A.W.B.

1107-L-102 EL PASO, TEX. 2/31

Constructed: Oct. 1918.

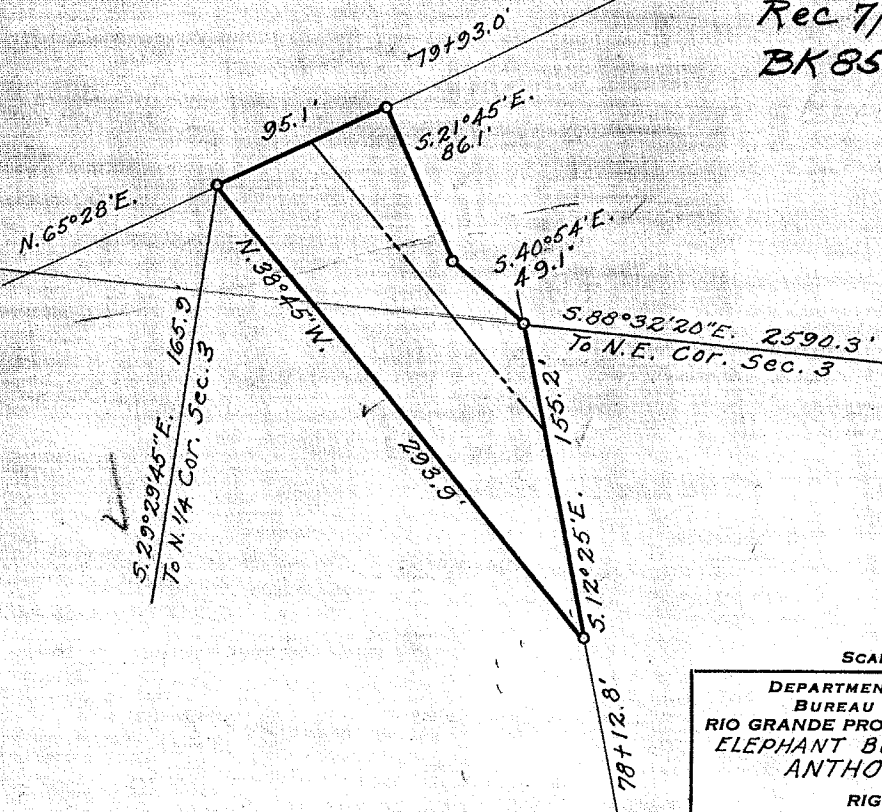


SCALE 1" = 2000'

LOCATION PLAT
 S. 3, 34., T. 26-27S, R. 3E., N.M.P.M.
 U.S.R.S. SURVEY,
 DONA ANA COUNTY, N.M.
 COUNTY PLAT #1883
 REFUGIO COLONY GRANT Tr. 1

Cecilia R. Alvarez
 R.W. AREA = 0.366A

Q.C.D. 2/23/40
 Rec 7/19/40
 BK 85 E Pg 1



SCALE 1" = 100' #3

DEPARTMENT OF THE INTERIOR
 BUREAU OF RECLAMATION
 RIO GRANDE PROJECT-NEW MEXICO-TEXAS
 ELEPHANT BUTTE DISTRICT
 ANTHONY DRAIN
 RIGHT OF WAY

FIELD WORK... I.R. CHECKED... G.W.H.
 DRAWN S.H.C.-A.M. ... APPROVED A.W.B.

1107-L-102 EL PASO, TEX. 2/31

CONSTRUCTED : Oct. 1918.

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas July 6, 1940

430.- 690
RIO GRANDE

TRANSFER CASE

From Superintendent

To District Counsel

Subject: Acquisition of land utilized for drains - Deed under contract dated December 20, 1929, between the Elephant Butte Irrigation District and the United States - Rio Grande Project.

1. For your consideration, there is transmitted herewith, deed dated Feb. 23, 1940, from Cecilia R. Alvarez, et vir Dionicio, conveying 0.36 acres of land, in Sec. 3, Twp. 27S, Range 3 E Dona Ana County, Plat No. _____, Right of Way Plat No. 3, Anthony Drain, together with certificate of officials of the Elephant Butte Irrigation District dated June 21, 1940, 193, under the provisions of contract dated December 20, 1929, between said District and the United States.


Superintendent

To Superintendent

El Paso, Texas, JUL 13 1940

The above described deed appears on its face to be in satisfactory form and to be properly executed. The certificate of the officials of the Elephant Butte Irrigation District as to title is properly executed and based thereon, in accordance with the provisions of the above mentioned contract, the deed and certificate are approved as to form and legal sufficiency and the deed may be recorded and the original thereof transmitted to the Washington office in the usual manner and credit may be extended to the District in the amount stated in said certificate in accordance with provisions of the above mentioned contract.


District Counsel

To The Commissioner

El Paso, Texas, OCT 29 1940.

The deed above described has been accepted and recorded. The original executed deed and certificate are transmitted herewith to the Washington office for filing.


Superintendent

CC - Chief Engineer
with enclosure

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

June 21, 1940

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from Cecilia R. Alvarez and Dionicio Alvarez conveying 0.36 acres of land in Section 3, Township 27 S, Range 3 E, to The United States for drain right-of-way, and on account of which the District has fixed credit on assessments to be allowed the said grantor in the total sum of \$ 25.20, of which amount a credit of \$ _____ has already been allowed by the District to the said landowner on assessments for the year _____, pursuant to contract between the District and The United States dated December 20, 1929 and August 30, 1939.

2. It is certified from investigation made, that the grantor(s) named in the said deed appear(s) to be the owner(s) and in possession of the land described in said deed and that said land was at the time of said conveyance free from tax liens and other recorded liens and encumbrances.

ELEPHANT BUTTE IRRIGATION DISTRICT
By Arthur Starr
President

ATTEST:

Jose B. Hernandez
Secretary

(SEAL)

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

June 21, 1940

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ELEPHANT BUTTE IRRIGATION DISTRICT

By Arthur Starr
President

ATTEST:

David L. Luce
Secretary

(SEAL)

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

June 21, 1940

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ELEPHANT BUTTE IRRIGATION DISTRICT

By Arthur Starr
President

ATTEST:

Jose R. Lucero
Secretary

(SEAL)