

780 DAIRY FARMS COMPANY CUTOCLAIM DEED ANTHONY DRAIN #7 0023-00-60-0021-00

PAID

27-(21)

687 780

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 instrument, 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 \_\_\_\_\_

**PARTIAL RELEASE OF LIEN**

KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain \_\_\_\_\_ (Mortgage or other lien) dated \_\_\_\_\_, 19\_\_\_\_, and recorded at Page \_\_\_\_\_, Book \_\_\_\_\_, Records of Dona Ana County, New Mexico, ha \_\_\_\_\_ released and do \_\_\_\_\_ hereby release the said \_\_\_\_\_ (Mortgage or other lien) insofar as the same pertains to the parcel 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 or other lien) shall in all other respects remain in full force and effect.

WITNESS (my, our) hand(s) and seal(s) this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

*Texas*  
STATE OF NEW MEXICO }  
COUNTY OF DONA ANA } ss:  
*El Paso*

On this *21st* day of *November*, 19*39*, before me appeared *R. B. Kimbrough* (Such as president or other officer) of *Wairy Farm Co.* (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 *R. B. Kimbrough* acknowledges said instrument to be the free act and deed of said corporation.

*Eleanor C. Raneck*  
Notary Public in and for Dona Ana County.  
*El Paso Co., Tex*

My commission expires *May 31, 1941*

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:

APR 13 1940

I hereby certify that this instrument was filed for record on the \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_, at *10:20* o'clock, *A*. m., and duly recorded in Book \_\_\_\_\_ Page \_\_\_\_\_, of the Records of Deeds and Mortgages of said County.

*S. L. Apodaca*  
COUNTY CLERK  
County Clerk and Ex-officio Recorder.  
*A. L. Apodaca*  
Deputy.

No abst.  
Anthony (7)

Sp. C.  
L.R. F. 100, 5-1-10  
N. B. Phillips 10/18/39

QUITCLAIM DEED

THIS INDENTURE, made the 21st day of November, in the year of our Lord, one thousand nine hundred and thirty-nine (39), between Dairy Farm Co a corporation

party 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 party 7 of the first part, for and in consideration of the allowance of credits in the sum of One hundred thirty eight and 75/100 Dollars (\$138<sup>75</sup>/<sub>100</sub>) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said party of the first part, pursuant to contract of December 20, 1929, between the said District and the United States, does 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 West half (W<sup>1</sup>/<sub>2</sub>) 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 1870, 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 Southwest (SW) Corner Section Thirty-four (34), Township Twenty-six (26) South, Range Three (3) East, N.M.P.M., bears South Twenty degrees (20°) Twenty minutes (20') Ten seconds (10") West Three Thousand Sixty-four and five tenths (3064.5) feet, thence North Sixty-eight degrees (68°) Forty-four minutes (44') East along said northwesterly property line, Forty-eight and no tenths (48.0) feet to a point on the west right of way line of County Road; thence North Twenty-two degrees (22°) Fifty-five minutes (55') East along said county road right of way line, Three Hundred Ninety-four and five tenths (394.5) feet to a point on the southeasterly property line of the land of the grantors, and from which point the Southeast (SE) Corner Section Thirty-four (34), Township Twenty-six (26) South, Range Three (3) East, N.M.P.M., bears South Fifty-eight degrees (58°) Four minutes (04') Eight seconds (08") East Four Thousand Seven Hundred Seventy-five and nine tenths (4775.9) feet, thence South Sixty-eight degrees (68°) Fifty-eight minutes (58') West, along said southeasterly property line Forty-nine and five tenths (49.5) feet; thence North Twenty-two degrees (22°) Forty-two minutes (42') West Three Hundred Ninety-four and three tenths (394.3) feet to the place of beginning. Said tract containing Forty-four hundredths (0.44) acres, more or less. All as shown on plat attached hereto and made a part hereof.

Correct as to Engr. Data S.M.A.

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 party of the first part has hereunto set its hand and seal the day and year first above written.

Signed, sealed, and delivered in the presence of—

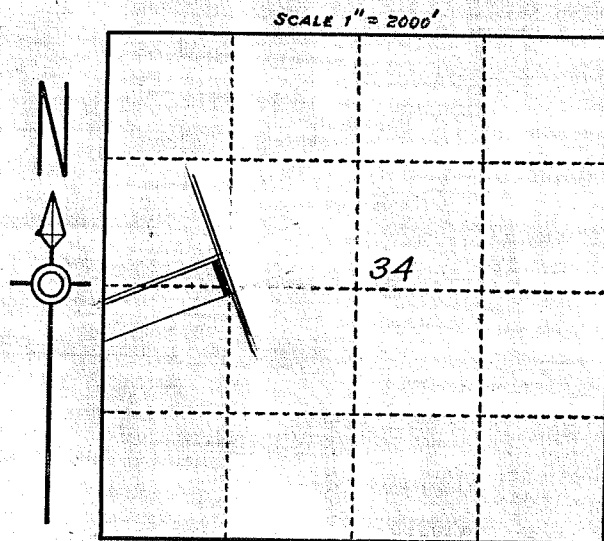
*[Signature]*

Dairy Farm Co, [L. S.]

*[Signature]* [L. S.]

*[Signature]*

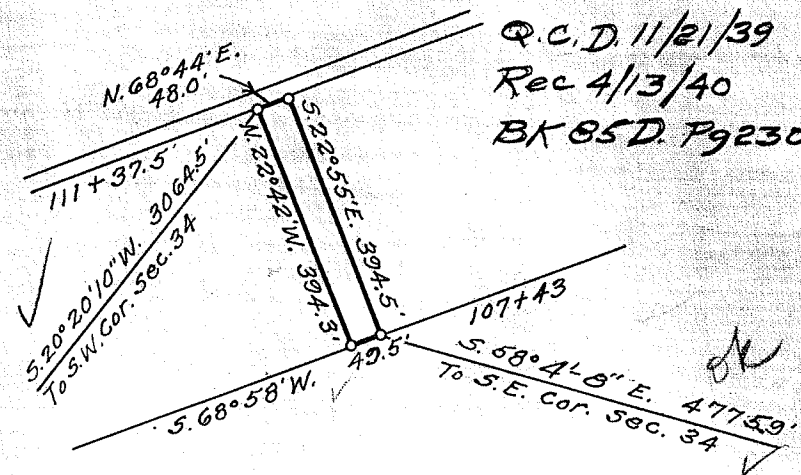
[L. S.]



LOCATION PLAT  
 S. 34., T. 26 S., R. 3 E., N.M.P.M.  
 U.S.R.S. SURVEY  
 DONA ANA COUNTY, N.M.  
 COUNTY PLAT # 1870  
 REFUGIO COLONY GRANT TR. 1

Dairy Farms Co.  
 R.W. AREA = 0.44 A.

Q.C.D. 11/21/39  
 Rec 4/13/40  
 BK 85D P 9230



SCALE 1" = 300' #7

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

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

1107-1-102 EL PASO, TEX. 2/31

CONSTRUCTED: Dec. 1918.

430.- 687

DEPARTMENT OF THE INTERIOR  
Bureau of Reclamation

RIO GRANDE

El Paso, Texas April 8, 1940

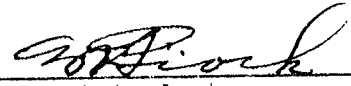
From Superintendent

TRANSFER CASE

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 November 21 19 39, from Dairy Farms Co., a corporation conveying 0.44 acres of land in Sec. 34 Twp. 26 S, Range 3 E Dona Ana County, Plat No. 1870, Right of Way Plat No. 7, Anthony Drain, together with certificate of officials of the Elephant Butte Irrigation District dated April 2, 19 40, under the provisions of contract dated December 20, 1929, between said District and the United States.

  
Superintendent

To Superintendent

El Paso, Texas APR 9 1940

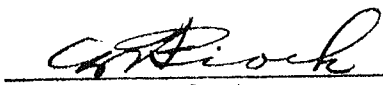
The above described deed appears on its face to be in satisfactory form and to be properly executed. The certificate of the officials of the Elephant Butte Irrigation District as to title is properly executed and based thereon, in accordance with the provisions of the above mentioned contract, the deed 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

No. 1 of 4

Anthony Drain

27-57,62 221

Plat No. 7

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

April 2, 1940

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from  
Dairy Farms Co., a corporation  
conveying 0.44 acres of land in Section 34, Township 26 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 \$ 138.75,  
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.

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

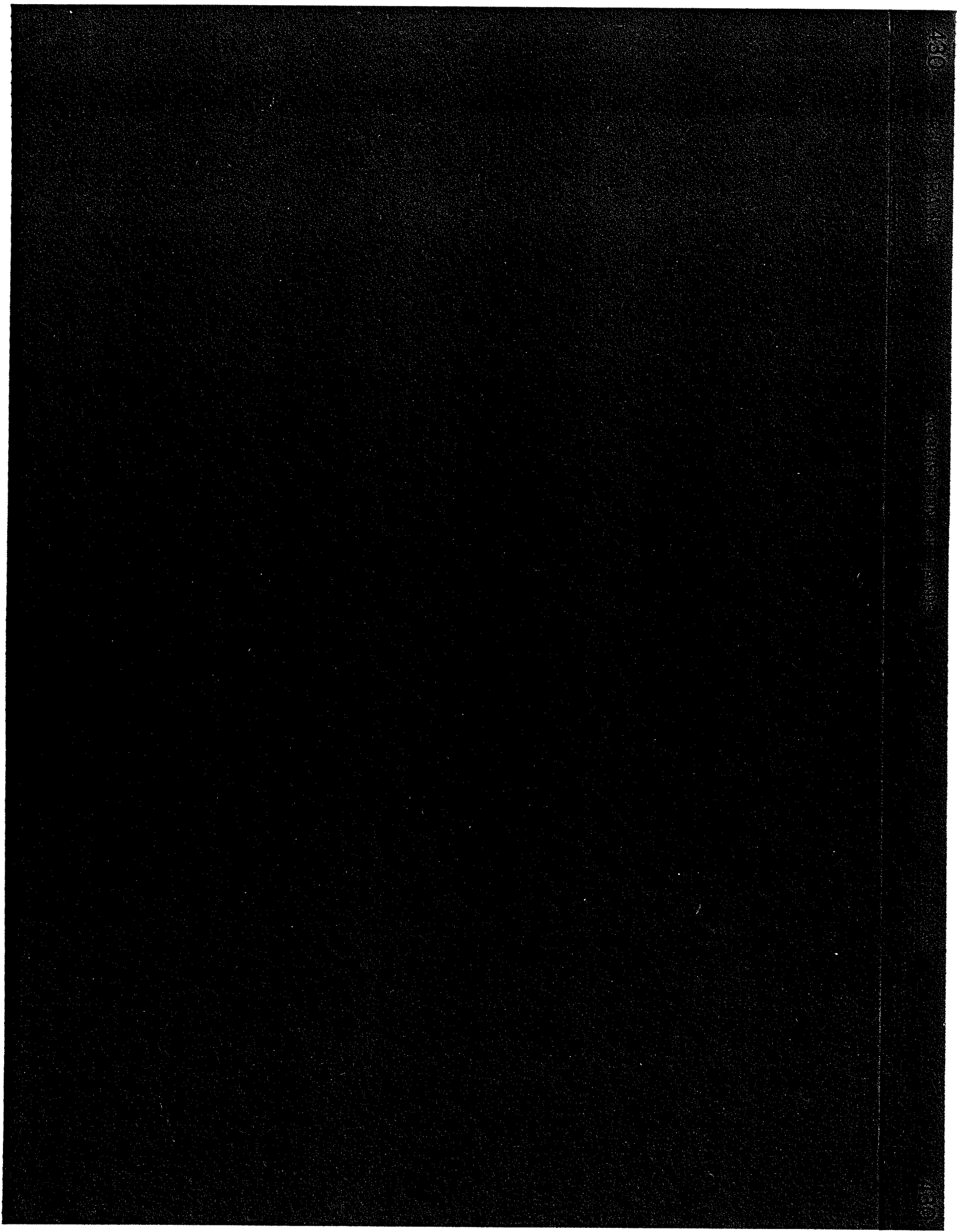
Arthur S. Tarr  
President

ATTEST:

W. L. Lucas  
Secretary

(SEAL)

Please refer to letter dated October 18, 1939 from L. R. Flock, Supt. to  
N. B. Phillips, Manager, Elephant Butte Irrigation District, regarding the  
amount of compensation allowed in this case.



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REPRODUCTION OF ORIGINAL

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