

8 KIENLE MILLER, EVA R. et. vir. Walter F.

QUITCLAIM DEED

ANTHONY DRAIN #20 **003**

0623-0058-0017-00

681
780

(STAT.)

1939. Eva R. Miller
1512 N. Stanton
El Paso Texas

Form 10470

Anthony 20
25-53

QUITCLAIM DEED

This Indenture, made the third day of October, in the year of our Lord, one thousand nine hundred and thirty nine, between Eva R. Miller Kienle, and Walter F. Kienle, her husband

parties 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 parties of the first part, for and in consideration of the allowance of credits in the sum of One hundred twelve and 00/100 Dollars (\$112.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said parties of the first part, pursuant to contract of Dec. 20, 1929, ^{and contract of August 30, 1938} 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 lots 12 and 13, Section sixteen (16) Township twenty-six (26) South, Range three (3) East N.M.P.M., U.S.G.L.O. Survey; being also within tract numbered 1630 as shown on Dona Ana County, New Mexico, Plat Book, more particularly described as follows:

Beginning at a point on the northerly property line of the land of the grantors and from which point the Southwest corner of Section sixteen (16), Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears South three degrees (3°) thirty-six minutes (36') thirty-five seconds (35") West three thousand three hundred eighty-nine and eight tenths (3389.8) feet; thence North seventy-three degrees (73°) fifty-one minutes (51') East ninety-three and three tenths (93.3) feet along said northerly property line to the westerly right of way line of a road; thence along said road right of way line South twenty-three degrees (23°) eleven minutes (11') East five hundred ninety-nine and six tenths (599.6) feet; thence North seventy-one degrees (71°) fifty-one minutes (51') East thirty-three and six tenths (33.6) feet; thence South twenty-three degrees (23°) thirty minutes (30') East six hundred seventy-nine and five tenths (679.5) feet to a point on the southerly property line of the land of the grantors and from which point the South quarter (S₄) corner of Section sixteen (16) Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears South thirty-eight degrees (38°) thirty-two minutes (32') twenty seconds (20") East two thousand eight hundred seventy-six and three tenths (2876.3) feet; thence along said southerly property line South sixty-nine degrees (69°) fifty-five minutes (55') West one hundred twenty-five and two tenths (125.2) feet; thence North twenty-three degrees (23°) twenty-four minutes (24') West one thousand two hundred eighty-six and seven tenths (1286.7) feet to the point of beginning. Said tract of land containing three and two tenths (3.2) acres, more or less. All as shown on plat attached hereto and made a part hereof.

Correct as to Engr. Data 9.C.D.

NOTICE TO STATE

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any-wise 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 parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of—
Eva R. Miller Kienle (L. S.)
Walter F. Kienle (L. S.)
(L. S.)

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

On this third day of October, 1939, before me personally appeared Eva R. Miller Kiente and Walter F. Kiente, her husband to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their 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.

[Signature]
My Commission Expires April 7, 1940 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 dated July 15th 1929, and recorded at Page 223, Book 43, ^{(Mortgage}
_{or other lien)} Mortgage Records of Dona Ana County, New Mexico, has s 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 5th day of March 1940.

ATTEST:

THE FEDERAL LAND BANK OF WICHITA, Wichita, Kansas,
a corporation,

By [Signature]
C. R. Kurt, Vice President

[Signature]
J. A. Carrico - Assistant Secretary

STATE OF ~~NEW MEXICO~~ KANSAS }
COUNTY OF ~~DONA ANA~~ Sedgwick } ss:

On this 5th day of March, 1940, before me appeared C. R. Kurt to me personally known, who being by me duly sworn did say that he is the Vice President _(Such as president or other officer) of The Federal Land Bank of Wichita, Wichita, Kansas, a corporation, _(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 C. R. Kurt acknowledges said instrument to be the free act and deed of said corporation.

[Signature]
Notary Public in and for ~~Dona Ana~~ Sedgwick County.

My commission expires November 23, 1940

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.

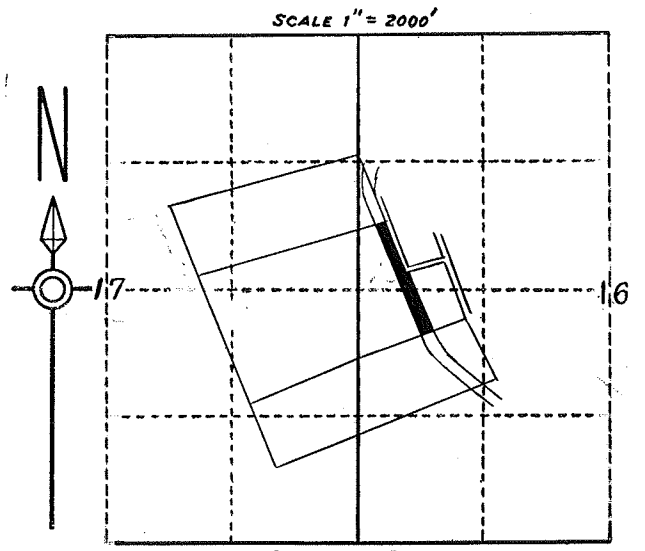
Notary public in and for Dona Ana County.

My commission expires.....

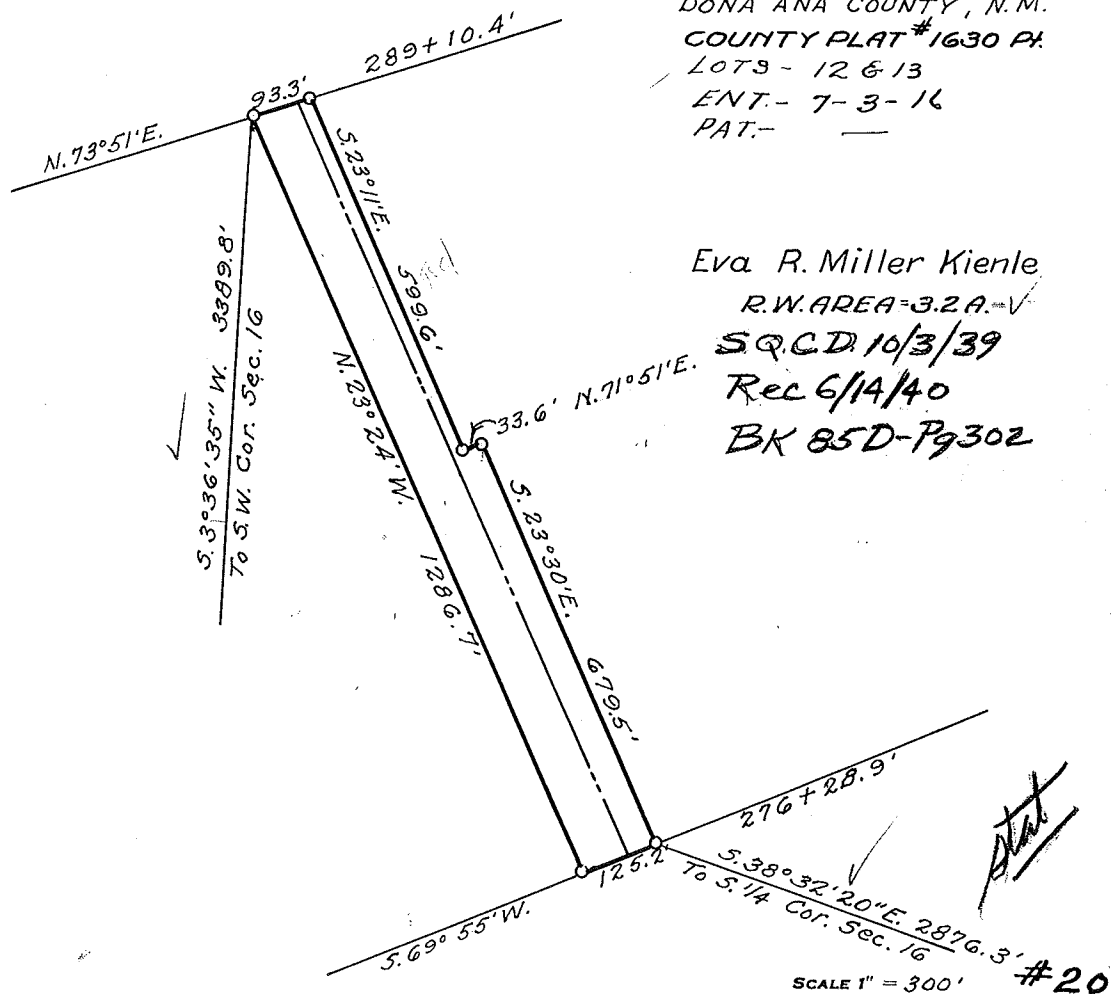
STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

I hereby certify that this instrument was filed for record on the JUN 14 1940 day of JUN 14 1940 A. D. 19....., at 8 o'clock, 9 a.m., and duly recorded in Book 85-10, Page 302, of the Records of Deeds and Mortgages of said County.

[Signature]
County Clerk and Ex-Officio Recorder.
[Signature]
Deputy.



LOCATION PLAT
 S. 16, T. 26S., R. 3E., N.M.P.M.
 U.S.R.S. SURVEY,
 DONA ANA COUNTY, N.M.
 COUNTY PLAT #1630 PA.
 LOTS - 12 & 13
 ENT - 7-3-16
 PAT -



Eva R. Miller Kienle
 R.W. AREA-3.2A-V
 SQ.C.D. 10/3/39
 REC 6/14/40
 BK 85D-P9302

SCALE 1" = 300' #20

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.
1242-L-102	EL PASO, TEX. 2/31

CONSTRUCTED: April 1920.

CK 25-53

430.- 681

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

RIO GRANDE
TRANSFER CASE

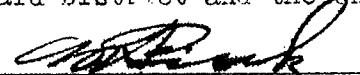
El Paso, Texas, May 31, 1940

From Superintendent

To District Counsel

Subject: Acquisition of land utilized for drains - Deed under contract dated December 20, 1929, ^{and contract of August 30, 1939} between the Elephant Butte Irrigation District and the United States - Rio Grande Project.

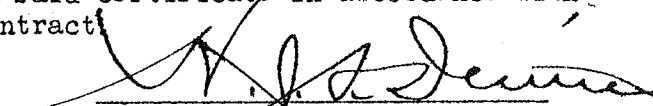
1. For your consideration, there is transmitted herewith, deed dated Oct. 3, 1939, from Eva R. Miller Kienle, et vir conveying 3.2 acres of land, in Sec. 16, Twp. 26S Range 3 E Dona Ana County, Plat No. 1630, Right of Way Plat No. 20, Anthony Drain, together with certificate of officials of the Elephant Butte Irrigation District dated May 8, 1940 193, under the provisions of contract dated December 20, 1929, between said District and the United States.


Superintendent

To Superintendent

El Paso, Texas, JUN 3 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

May 8, 1940

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from Eva R. Miller Kienle and Walter F. Fienle, her husband conveying 3.2 acres of land in Section 16, 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 \$ 112.00, 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:

Joseph Leonard
Secretary
(SEAL)