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KIMBROUGH, R. B. et. ux. Ede

QUITCLAIM DEED

ANTHONY DEAIN # 6B

0023-0060-0033-00

68874

Special case - See letter L. R. Flock, Supt.  
to H. B. Phillips, Mgr- 10-18-39

QUITCLAIM DEED

*Anthony B B*

This Indenture, made the 21st day of November, in the year of our Lord, one thousand nine hundred and thirty-nine (39), between ~~R. B. Kimbrough and wife,~~  
Eda Kimbrough

part ies 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 ies 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 (\$ 138.75) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part ies of the first part, pursuant to contract of Dec. 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 $\frac{1}{2}$ ) of the southwest quarter (SW $\frac{1}{4}$ ) of Section thirty-four (34) Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refugio Colony Grant, Tract 1, and tract numbered 1879 as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Correct as to Engr. Data R.A.D.

Beginning at a point on the northerly property line of the land of the grantors and from which point the Northwest Corner of Section thirty-four (34) Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears North twenty-four degrees (24°) no minutes (00') forty seconds (40") West three thousand twenty-one and two tenths (3021.2) feet; thence along said property line North sixty-eight degrees (68°) fifty-eight minutes (58') East forty-nine and five tenths (49.5) feet; thence South twenty-three degrees (23°) twelve minutes (12') East three hundred seventy-five and no tenths (375.0) feet to the southerly property line of the land of the grantors; thence South sixty-nine degrees (69°) six minutes (06') West fifty-two and eight tenths (52.8) feet along said southerly property line to a point from which the West quarter (W $\frac{1}{4}$ ) Corner of Section thirty-four (34) Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears North seventy-one degrees (71°) no minutes (00') forty-nine seconds (49") West one thousand four hundred forty-six and six tenths (1446.6) feet; thence North twenty-two degrees (22°) forty-two minutes (42') West three hundred seventy-four and eight tenths (374.8) feet to the point of beginning. Said tract of land containing forty-four hundredths (0.44) acre, more or less. All as shown on Plat attached hereto and made a part hereof.

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 ies of the first part ha ve hereunto set their hand s and seal s the day and year first above written.

Signed, sealed and delivered in the presence of—

R. B. Kimbrough

Eda Kimbrough

(L. S.)

(L. S.)

(L. S.)

Assessed to R. B. Kimbrough, personally

TEXAS  
STATE OF ~~NEW MEXICO~~ }  
COUNTY OF ~~DONA ANA~~ } ss:  
El Paso

On this 21st day of November, 1939, before me personally appeared  
R. B. Kimbrough, and wife, Eda Kimbrough

to me known to be the person<sup>s</sup> 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. Eleanor C Ranck

May 31, 1941

Notary Public in and for ~~DONA ANA~~ County.

My commission expires .....

El Paso Co. Texas

**PARTIAL RELEASE OF LIEN**

Know all men by these presents, That the undersigned owner(s) and holder(s) of that certain.....  
dated ..... 19....., and recorded at Page....., Book.....  
(Mortgage or other lien)

Records of Dona Ana County, New Mexico, ha..... released and  
do..... hereby release the said ..... 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 sat-  
isfied of record to that extent, provided, however, that said ..... 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 certi-  
ficate first above written.

Notary Public in and for Dona Ana County.

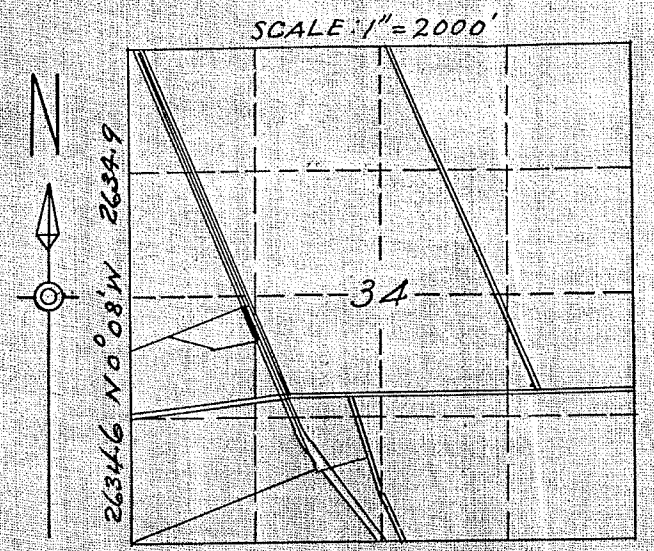
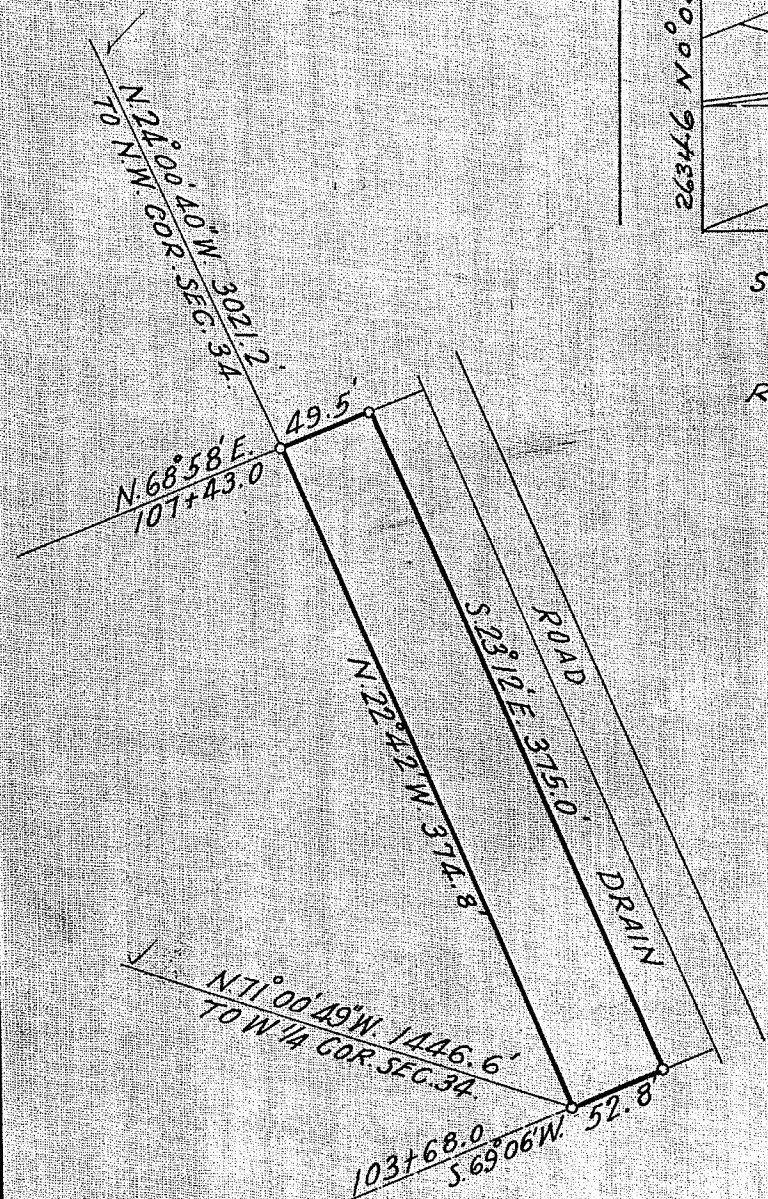
My commission expires .....

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

I hereby certify that this instrument was filed for record on the 13 day of April  
A. D. 1940, at 10:10 o'clock, a.m., and duly recorded in Book 85-D, Page 220, of the  
Records of Deeds and Mortgages of said County.

L. L. Apodaca  
County Clerk and Ex-Officio Recorder.

A. L. Apodaca  
Deputy.



LOCATION PLAT.  
 SEC. 34 T. 26 S. R. 3 E. N.M.P.M.  
 U.S.R.S. SURVEY.  
 DONA ANA COUNTY, N.M.  
 COUNTY PLAT NO. 1879  
 REFUGIO COLONY GRANT TR. 1.

R. B. Kimbrough  
 R. of W. 0.44 Ac.

Q.C.D. 11/21/39  
 Rec 4/13/40  
 BK 85 D. Pg 220

Constructed: Dec. 1918.

SCALE 1" = 100' 6 B

UNITED STATES  
 DEPARTMENT OF THE INTERIOR  
 BUREAU OF RECLAMATION  
 RIO GRANDE PROJECT: NEW MEXICO-TEXAS  
 ANTHONY DRAIN.  
 RIGHT OF WAY

FIELD WORK ..... CHECKED G.W.H.  
 DRAWN A.D.D. ..... APPROVED .....

1107-L102 | EL PASO, TEX. | JAN. 1938

688

DEPARTMENT OF THE INTERIOR  
Bureau of Reclamation

El Paso, Texas April 8, 1940

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 ~~xxx~~ November 21 19 39, from R. B. Kimbrough conveying 0.44 acres of land in Sec. 24 Twp. 24 S, Range 5 E Dona Ana County, Plat No. 1879, Right of Way Plat No. 6 B, 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.

L. R. Fiock

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.

H. J. S. Devries

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.

L. R. Fiock

Superintendent

cc- Chief Engineer  
with enclosure



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 E. B. Kimbrough and Eda Kimbrough, his wife 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 \$ 136.75, 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 Starr  
President

ATTEST:

Joseph R. Luce  
Secretary

(SEAL)

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

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

April 2, 1940

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