

ADDRESS REPLY TO:
DISTRICT ENGINEER
ALBUQUERQUE DISTRICT
CORPS OF ENGINEERS
P. O. BOX 1538
ALBUQUERQUE, N. M.

WAR DEPARTMENT
CORPS OF ENGINEERS
OFFICE OF THE DISTRICT ENGINEER
ALBUQUERQUE DISTRICT
P. O. BOX 1538
ALBUQUERQUE, NEW MEXICO

U S BUREAU OF RECLAMATION			
EL PASO, TEXAS			
RECEIVED			
FEB 20 1948			
CH. ENGR.	NOTE	FILE	
CH. ENGR.			
HYDRO.			
El Paso.			

REFER TO FILE NO. SWKVG
El Paso 616

19 February

Subject: Proposed Drainage and Roadway Design for Veterans Hospital, El Paso, Texas

To: Mr. L. R. Fiock, Superintendent
Rio Grande Division
U. S. Bureau of Reclamation
Federal Building
El Paso, Texas

*Should be covered by
agreement. They should
be required to pay cost of
cleaning out any silt
brought to the channel.*

Dear Sir:

This office is currently supervising the preparation of design drawings for the proposed Veterans Administration Hospital to be located approximately two miles north of Ysleta, Texas.

The tract of land is more definitely located on the north side of the North Loop Road, Highway 76 and West of Pendale Road (Boothe Road). The southern portion of the tract consists of approximately 90 acres of irrigated land. Located within the boundary of this portion of land is the Messa Drainage Ditch and the Juan de Herrero Irrigation Lateral.

The general site plan for the hospital has been approved by the Veterans Administration and certain drainage and roadway structures are necessary to complete the utilities required for the hospital. A copy of the site plan is inclosed herewith, indicating in red pencil the proposed road crossings over the irrigation and drainage ditches, and the drainage ditches connecting to the outfall of the proposed Storm Water Sewer System. You will note that a siphon is proposed under the roadway in the irrigation ditch and a concrete bridge (or siphon) over the drainage ditch. The surface and storm sewer run off ditch is proposed to discharge into the Messa Drainage Ditch with suitable protective flumes.

Permission is requested from the Bureau of Reclamation to construct the necessary structures described above and to discharge surface and storm sewer water into the ditch as shown on the accompanying plan.

If your office has standard designs of siphons and bridges which can be adopted to the local conditions this office will conform to the structural requirements. Details of these structures are requested, if available, together with recommendations you desire to propose. Otherwise this office will instruct the Architect-Engineer to prepare structural details for submittal to your office for approval.

Subject: Proposed Drainage and Roadway Design for Veterans Hospital,
El Paso, Texas

The design of utilities is progressing rapidly and an early reply
to this request is desired.

Sincerely yours,

1 Incl. -
Site Plan

Henry F. Hannis
HENRY F. HANNIS
Colonel, CE
District Engineer

Computations for Siphon Outlet $Q = 208 \text{ cfs}$

Canal $v = 2.310$ $h_v = .083$

Siphon $v = 3.927$ $h_v = .240$

$\Delta h_v = .157$

El. Sta. $587+05 = 4095.29$

Rise in W.S. determined by parabola

STATION	586+60	586+65	586+70	586+75	586+80	586+85	586+90	586+95	587+00	587+05
$\Delta h_v = \Delta W.S. (\text{Neg. } h_f) \text{ Rise in W.S.}$	.000	.033	.062	.087	.109	.126	.140	.149	.155	.157
$h_v = .240 - \Delta h_v$	.240	.207	.178	.153	.131	.114	.100	.091	.085	
$V =$	3.930	3.650	3.385	3.138	2.905	2.710	2.537	2.420	2.338	
$\text{Area} = Q \div v$	52.95	57.00	61.42	66.30	71.60	77.05	82.00	86.00	89.00	91.52
$\frac{1}{2} T = \frac{1}{2} \text{ Width of W.S.}$	3.50	4.10	4.97	6.11	7.50	9.25	11.05	12.73	14.03	14.80
$\frac{1}{2} B = \frac{1}{2} \text{ Bottom Width.}$	3.50	3.85	4.15	4.45	4.80	5.15	5.50	5.80	5.95	6.00
Average Width	7.00	7.95	9.12	10.56	12.30	14.40	16.55	18.53	19.98	20.80
$d = \text{Area} \div \text{Average Width.}$	7.57	7.18	6.73	6.28	5.82	5.35	4.95	4.64	4.45	4.40
$W.S. \text{ El. } 95.133 + \Delta h_v$	95.133	95.166	95.195	95.220	95.242	95.259	95.273	95.282	95.288	95.290
$\text{Grade} = W.S. \text{ El.} - d$	87.563	87.986	88.465	88.940	89.422	89.909	90.323	90.642	90.838	90.890
$\frac{1}{2} T - \frac{1}{2} B$	.00	.25	.82	1.66	2.70	4.10	5.55	6.93	8.08	8.80
Side Slope	1	.348	.122	.264	.463	.766	1.122	1.493	1.815	2.000
$H = \text{Top of Lining El.} - \text{Grade El.}$	10.337	9.694	8.995	8.300	7.598	6.891	6.257	5.938	5.742	5.690
$\frac{1}{2} W - \frac{1}{2} B = \text{Side Slope} \times H$		.337	1.098	2.190	3.520	5.280	7.025	8.880	10.430	11.380
$\frac{1}{2} W = \frac{1}{2} \text{ Top Lining Width}$	3.500	4.187	5.248	6.640	8.320	10.430	12.525	14.680	16.380	17.380
$\frac{1}{2} W \text{ to the nearest inch.}$	3'-6"	4'-2"	5'-3"	6'-7½"	8'-4"	10'-5"	12'-6"	14'-8"	16'-4"	17'-4½"

Note:-

Transition detailed for full recovery, neglecting friction.

In figuring total drop through siphon allow a loss of $0.1 \Delta h_v$ and figure friction in transition

Computations for Siphon Inlet $Q = 208 \text{ cfs}$

Canal $v = 2.31$ $h_v = .083$ El. W.S. at Beginning of Inlet = 4095.82
 Siphon $v = 4.25$ $h_v = .280$ Entrance Loss = $1.1 \Delta h_v = .217$
 $\Delta h_v = .197$ Drop in W.S. determined by Parabola.

STATION	584+55	584+60	584+65	584+70	584+75	584+80	584+85	584+90	584+95	585+00
$\Delta W.S. (Neg. h_f)$ Drop in W.S.										
$\Delta h_v = \Delta W.S. \div 1.1$										
$h_v = .083 + \Delta h_v$										
v										
Area = $Q \div v$										
$1/2 T = 1/2$ Width at W.S.										
$1/2 B = 1/2$ Bottom Width										
Average Width										
$d = \text{Area} \div \text{Average Width}$										
S_f										
h_f (Each Station)										
h_f (Cumulative)										
W.S. Elevation = $4095.82 - (\Delta W.S. + h_f)$										
Grade										
$1/2 T - 1/2 B$										
Side Slopes										
$H = \text{Top of Lining El.} - \text{Grade El.}$										
$1/2 W - 1/2 B = \text{Side Slope} \times H$										
$1/2 W = 1/2$ Top Lining Width										
$1/2 W$ to nearest $1/2$ inch										

* Grade Elevations at Stations 584+95 and 585+00 are arbitrarily changed to 87.60 and 86.60 in order to obtain a smooth grade curve.

Computations for Siphon Outlet $Q = 208 \text{ cfs}$

Canal $v = 2.310$ $h_v = .083$

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Rise in W.S. determined by parabola

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$h_v = .240 - \Delta h_v$.240	.207	.178	.153	.131	.114	.100	.091	.085	
$V =$	3.930	3.650	3.385	3.138	2.905	2.710	2.537	2.420	2.338	
$\text{Area} = Q \div V$	52.95	57.00	61.42	66.30	71.60	77.05	82.00	86.00	89.00	91.52
$\frac{1}{2} T = \frac{1}{2} \text{ Width of W.S.}$	3.50	4.10	4.97	6.11	7.50	9.25	11.05	12.73	14.03	14.80
$\frac{1}{2} B = \frac{1}{2} \text{ Bottom Width.}$	3.50	3.85	4.15	4.45	4.80	5.15	5.50	5.80	5.95	6.00
Average Width	7.00	7.95	9.12	10.56	12.30	14.40	16.55	18.53	19.98	20.80
$d = \text{Area} \div \text{Average Width.}$	7.57	7.18	6.73	6.28	5.82	5.35	4.95	4.64	4.45	4.40
$W.S. \text{ El. } 95.133 + \Delta h_v$	95.133	95.166	95.195	95.220	95.242	95.259	95.273	95.282	95.288	95.290
$\text{Grade} = W.S. \text{ El.} - d$	87.563	87.986	88.465	88.940	89.422	89.909	90.323	90.642	90.838	90.890
$\frac{1}{2} T - \frac{1}{2} B$	.00	.25	.82	1.66	2.70	4.10	5.55	6.93	8.08	8.80
Side Slope	1	.348	.122	.264	.463	.766	1.122	1.493	1.815	2.000
$H = \text{Top of Lining El.} - \text{Grade El.}$	10.337	9.694	8.995	8.300	7.598	6.891	6.257	5.938	5.742	5.690
$\frac{1}{2} W - \frac{1}{2} B = \text{Side Slope} \times H$		.337	1.098	2.190	3.520	5.280	7.025	8.880	10.430	11.380
$\frac{1}{2} W = \frac{1}{2} \text{ Top Lining Width}$	3.500	4.187	5.248	6.640	8.320	10.430	12.525	14.680	16.380	17.380
$\frac{1}{2} W \text{ to the nearest inch}$	3'-6"	4'-2"	5'-3"	6'-7"	8'-4"	10'-5"	12'-6"	14'-8"	16'-4"	17'-4"

Note:-

Transition detailed for full recovery, neglecting friction.

In figuring total drop through siphon allow a loss of $0.1 \Delta h_v$ and figure friction in transition

Computations for Siphon Inlet

Q = 208 cfs

Canal $v = 2.31$ $h_v = .083$ El. W.S. at Beginning of Inlet = 4095.82
 Siphon $v = 4.25$ $h_v = .280$ Entrance Loss = 1.1 $\Delta h_v = .217$
 $\Delta h_v = .197$ Drop in W.S. determined by Parabola.

STATION	584+55	584+60	584+65	584+70	584+75	584+80	584+85	584+90	584+95	585+00
$\Delta W.S. (Neg. h_f)$ Drop in W.S.		.0027	.0107	.0241	.0429	.0670	.0965	.1313	.1715	.2170
$\Delta h_v = \Delta W.S. \div 1.1$		.0024	.0097	.0219	.0389	.0608	.0876	.1192	.1557	.1970
$h_v = .083 + \Delta h_v$	.083	.085	.093	.105	.122	.143	.171	.202	.239	.280
V	2.310	2.338	2.445	2.598	2.802	3.032	3.317	3.605	3.921	4.245
Area = $Q \div V$	91.52	89.0	85.1	80.1	74.2	68.6	62.8	57.7	53.0	49.0
$1/2 T = 1/2$ Width at W.S.	14.800	14.200	13.05	11.60	9.80	7.65	5.95	4.55	3.80	3.50
$1/2 B = 1/2$ Bottom Width	6.000	5.95	5.75	5.40	4.90	4.35	4.00	3.60	3.50	3.50
Average Width	20.800	20.15	18.80	17.00	14.70	12.10	9.95	8.12	7.30	7.00
$d = \text{Area} \div \text{Average Width}$	4.400	4.415	4.545	4.710	5.045	5.670	6.310	7.080	7.260	7.000
S_f	.0003	.0003	.00032	.00035	.00035	.00038	.00042	.00045	.00045	.00044
h_f (Each Station)		.0015	.0015	.0017	.0013	.0008	.0010	.0013	.0019	.0030
h_f (Cumulative)		.0015	.0030	.0047	.0060	.0068	.0078	.0091	.0110	.0140
W.S. Elevation = $4095.82 - (h_v + h_f)$	95.82	95.815	95.806	95.791	95.771	95.746	95.715	95.680	95.637	95.589
Grade	91.420	91.400	91.261	91.081	90.726	90.076	89.405	88.600	88.377*	88.589*
$1/2 T - 1/2 B$	8.800	8.25	7.30	6.20	4.90	3.30	1.95	.95	.30	
Side Slopes	2.000	1.87	1.60	1.316	.970	.582	.309	.134	.038	1
H = Top of Lining El. - Grade El.	5.79	5.80	5.95	6.13	6.48	7.37	8.28	9.32	10.56	11.80
$1/2 W - 1/2 B = \text{Side Slope} \times H$	11.58	10.85	9.525	8.06	6.28	4.28	2.56	1.25	4.02	
$1/2 W = 1/2$ Top Lining Width	17.58	16.80	15.275	13.46	11.18	8.63	6.56	4.85	3.90	3.50
$1/2 W$ to nearest $1/2$ inch	17'-7"	16'-10"	15'-3 1/2"	13'-5 1/2"	11'-2"	8'-7 1/2"	6'-6 1/2"	4'-10"	3'-11"	3'-6"

* Grade Elevations at Stations 584+95 and 585+00 are arbitrarily changed to 87.60 and 86.60 in order to obtain a smooth grade curve.

Computations for Siphon Outlet $Q = 208 \text{ cfs}$

Canal $v = 2.310$ $h_v = .083$

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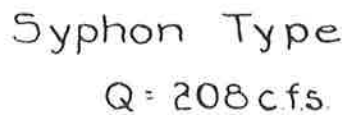
Rise in W.S. determined by parabola

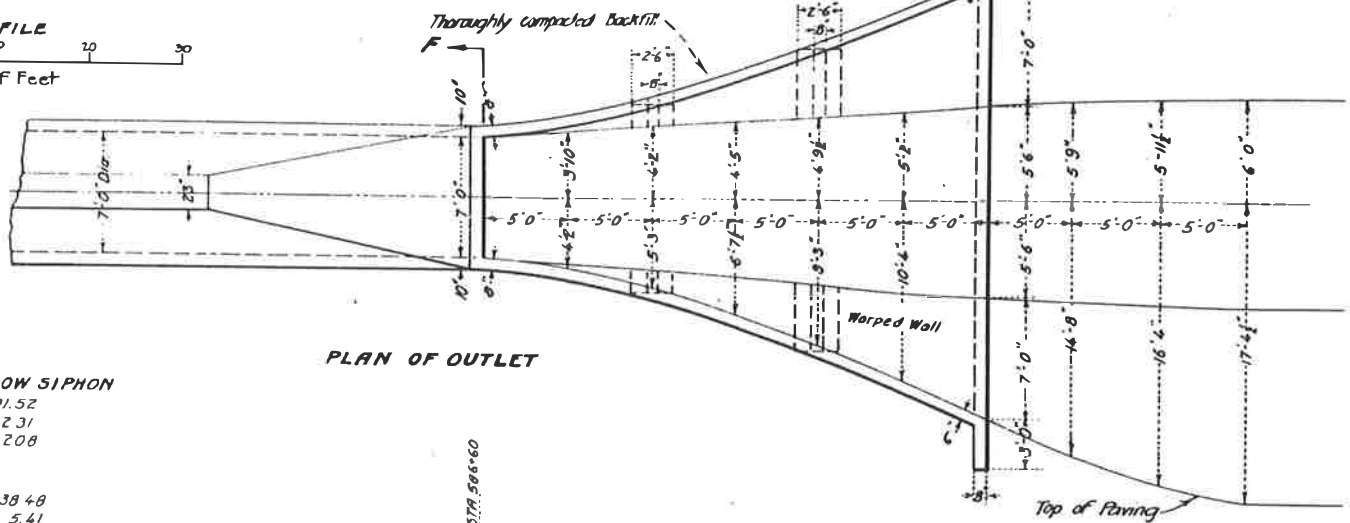
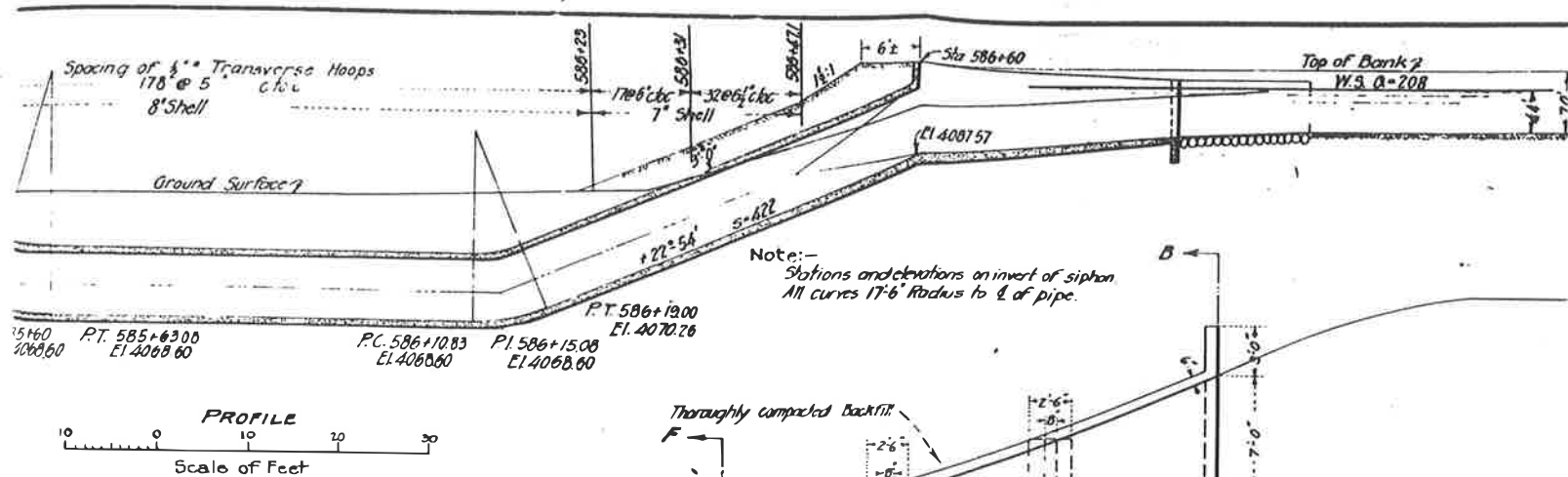
STATION	586+60	586+65	586+70	586+75	586+80	586+85	586+90	586+95	587+00	587+05
$\Delta h_v = \Delta W.S. (\text{Neg. } h_f)$ Rise in W.S.	.000	.033	.062	.087	.109	.126	.140	.149	.155	.157
$h_v = .240 - \Delta h_v$	.240	.207	.178	.153	.131	.114	.100	.091	.085	
$V =$	3.930	3.650	3.385	3.138	2.905	2.710	2.537	2.420	2.338	
$\text{Area} = Q \div v$	52.95	57.00	61.42	66.30	71.60	77.05	82.00	86.00	89.00	91.52
$\frac{1}{2} T = \frac{1}{2} \text{ Width of W.S.}$	3.50	4.10	4.97	6.11	7.50	9.25	11.05	12.73	14.03	14.80
$\frac{1}{2} B = \frac{1}{2} \text{ Bottom Width}$	3.50	3.85	4.15	4.45	4.80	5.15	5.50	5.80	5.95	6.00
Average Width	7.00	7.95	9.12	10.56	12.30	14.40	16.55	18.53	19.98	20.80
$d = \text{Area} \div \text{Average Width}$	7.57	7.18	6.73	6.28	5.82	5.35	4.95	4.64	4.45	4.40
W.S. El. $95.133 + \Delta h_v$	95.133	95.166	95.195	95.220	95.242	95.259	95.273	95.282	95.288	95.290
Grade = W.S. El. - d	87.563	87.986	88.465	88.940	89.422	89.909	90.323	90.642	90.838	90.890
$\frac{1}{2} T - \frac{1}{2} B$	.00	.25	.82	1.66	2.70	4.10	5.55	6.93	8.08	8.80
Side Slope	1	.348	.122	.264	.463	.766	1.122	1.493	1.815	2.000
$H = \text{Top of Lining El.} - \text{Grade El.}$	10.337	9.694	8.995	8.300	7.598	6.891	6.257	5.938	5.742	5.690
$\frac{1}{2} W - \frac{1}{2} B = \text{Side Slope} \times H$		.337	1.098	2.190	3.520	5.280	7.025	8.880	10.430	11.380
$\frac{1}{2} W = \frac{1}{2} \text{ Top Lining Width}$	3.500	4.187	5.248	6.640	8.320	10.430	12.525	14.680	16.380	17.380
$\frac{1}{2} W \text{ to the nearest inch.}$	3'-6"	4'-2"	5'-3"	6'-7½"	8'-4"	10'-5"	12'-6"	14'-8"	16'-4"	17'-4½"

Note:-

Transition detailed for full recovery, neglecting friction.

In figuring total drop through siphon allow a loss of $0.14 h_v$ and figure friction in transition



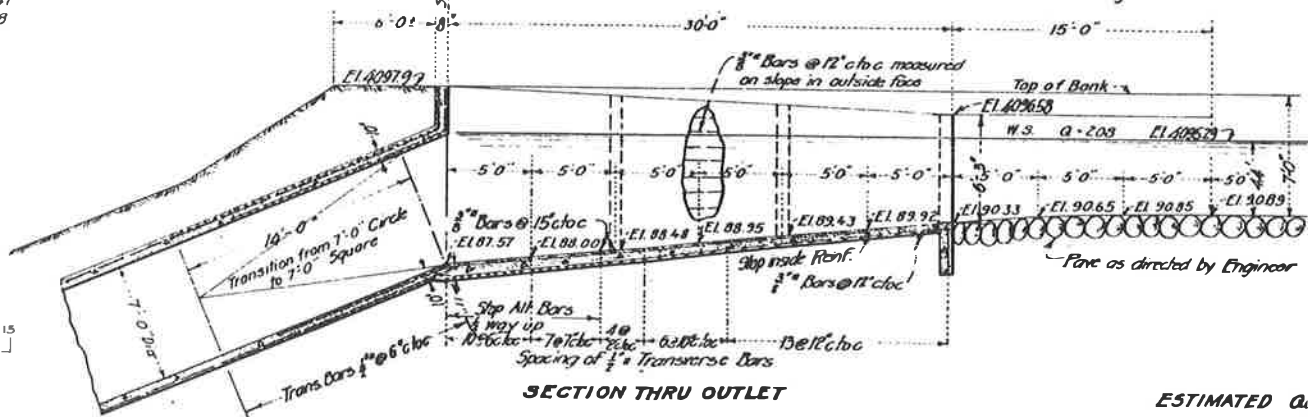


CANAL ABOVE AND BELOW SIPHON

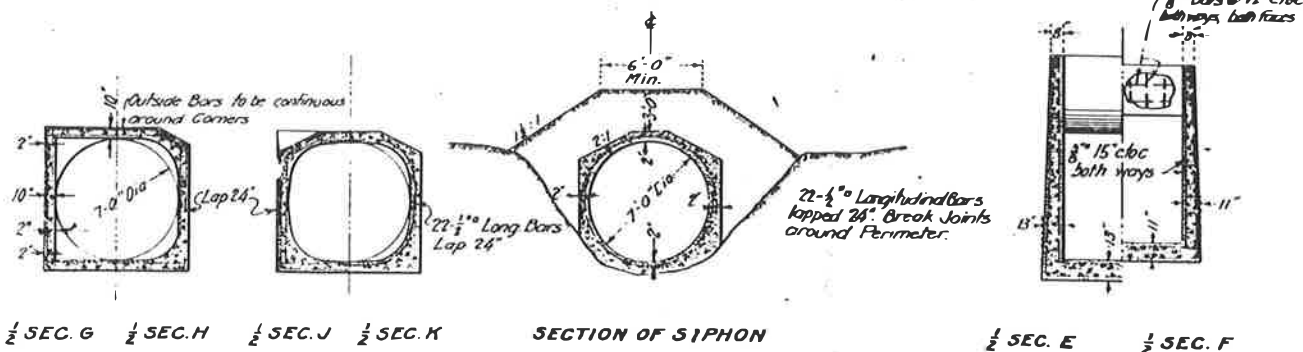
r = 2.89 A = 91.52
n = 0.225 V = 2.31
S = .0003 Q = 208

SIPHON

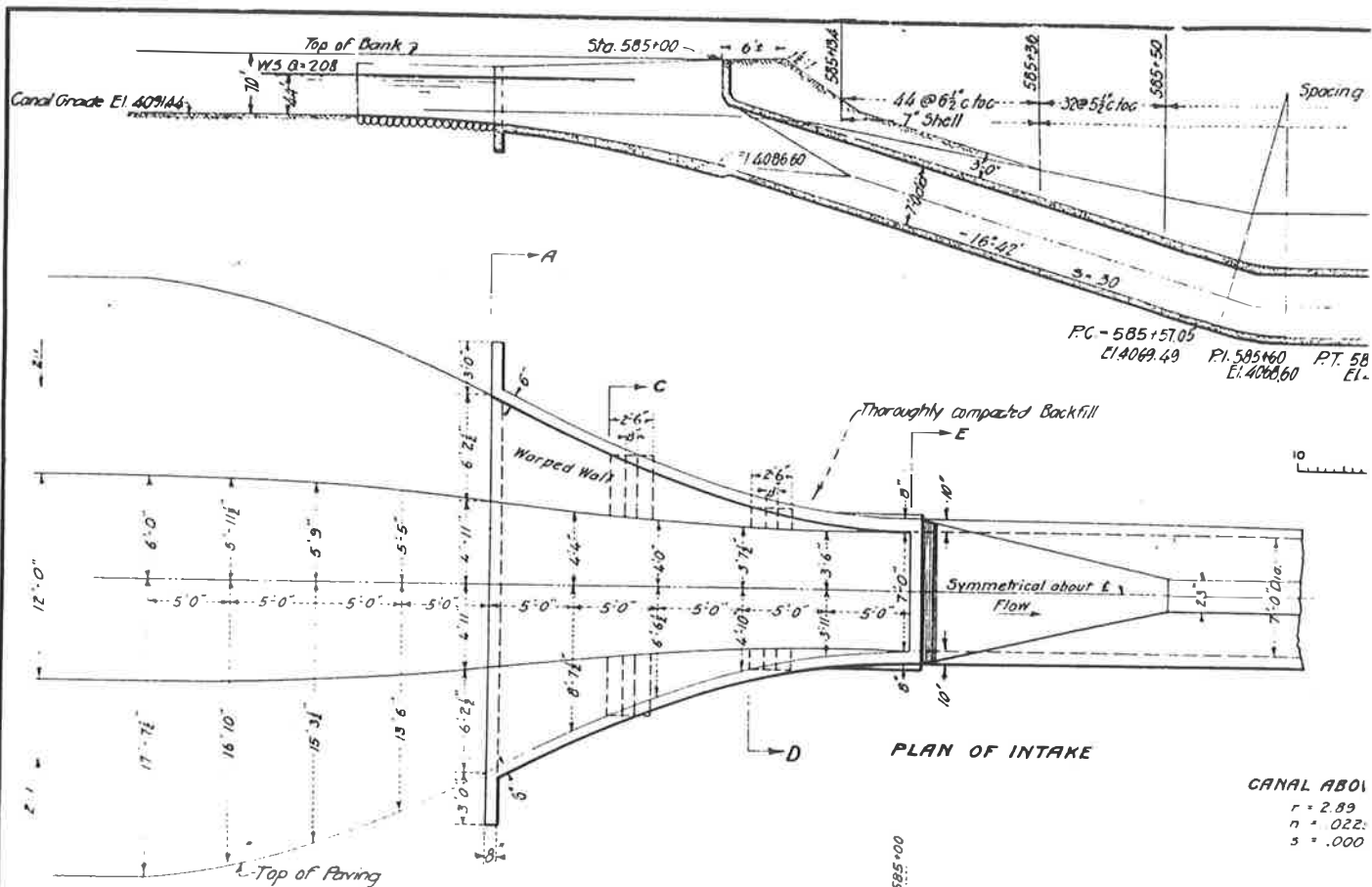
r = 1.75 A = 38.48
n = 0.14 V = 5.41
S = .0012 Q = 208



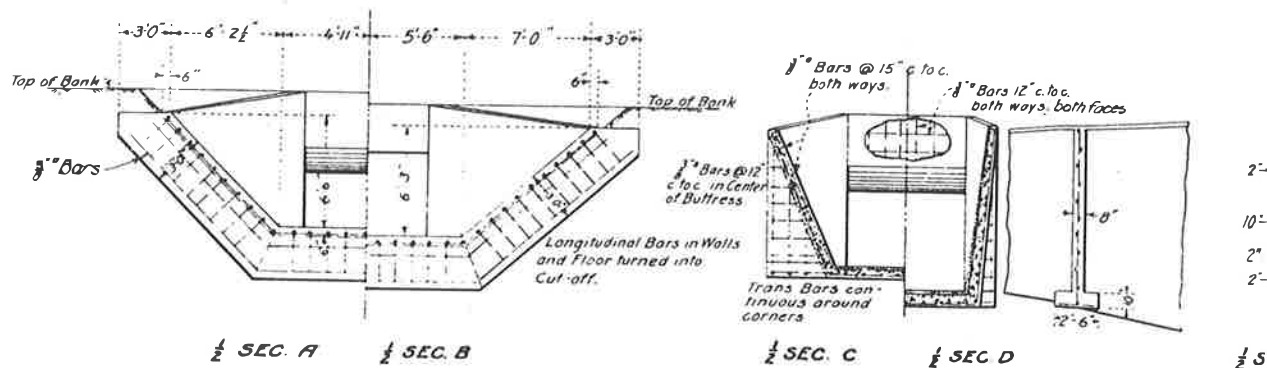
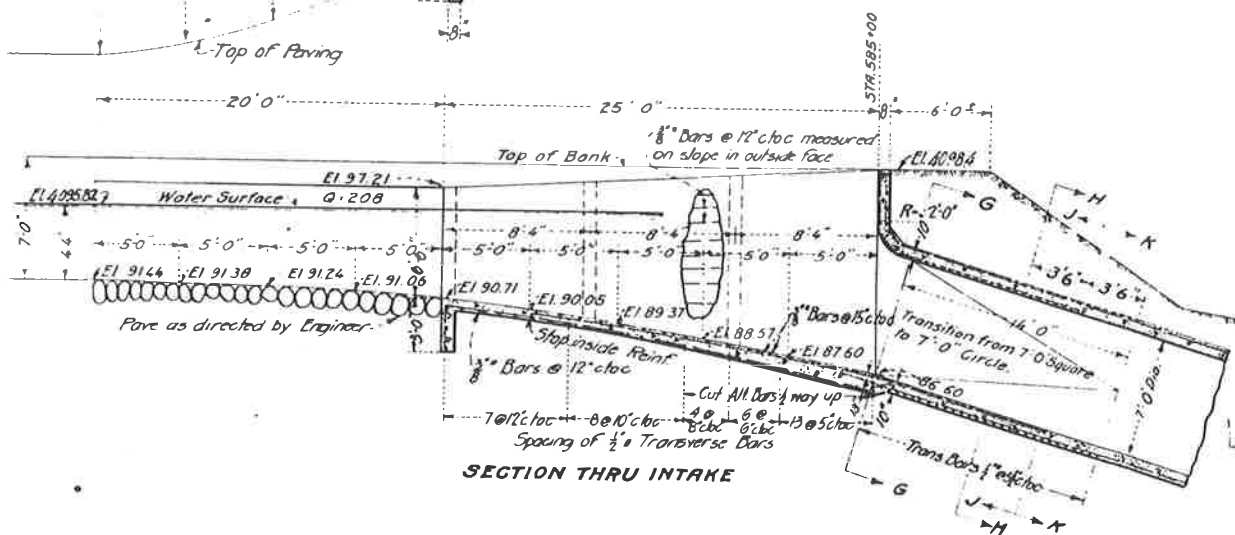
ESTIMATED Q
Concrete 178
Steel 1900



Syphc
Q



CANAL ABOVE

$$\begin{aligned} r &= 2.89 \\ n &= 022 \\ s &= .000 \end{aligned}$$
$$\begin{aligned} r &= 1.75 \\ n &= 0.14 \\ S &= 0.001 \end{aligned}$$


Y
KJL-JSD

UNITED STATES
DEPARTMENT OF JUSTICE
Washington 25, D.C.

33-45-782

October 15, 1948

Clifford E. Fix, Esquire
Chief Counsel
Bureau of Reclamation
Department of the Interior
Washington 25, D. C.

Dear Mr. Fix:

This refers to the condemnation proceeding entitled United States v. 442 Acres of Land in El Paso County, Texas, Harry Breymer, et al., No. 697 Civil, Veterans Administration Hospital Site, El Paso, Texas.

A portion of the above land is irrigated land lying in the El Paso County Water Improvement District No. 1 in Texas. This irrigated land, it appears, is assessed with a proportionate part of the cost of the construction of the Elephant Butte Project in New Mexico, and the payment of the assessment is secured by a lien on the irrigated land. *Not true*

The irrigated tracts of land being acquired for the Veterans Administration are described in general as follows:

Tract No.	Owner	Net Acreage	Ysleta Grant
I	Sorenson Estate	79.12	Block 11
II	Trinidad R. Ortega	3.90	Block 11
III	Harry Breymer	3.80	Block 11

86.82

The plat showing the tracts is enclosed and it will be appreciated if you will return the plat with your reply.

Please advise this Department the amount of the assessment due, and to become due, against each of the above tracts of land individually.

It is contemplated that the assessment against each tract will be paid and a release of the lien thereon secured in closing the transaction in the condemnation proceeding.

An early reply will be appreciated.

Enclosure
No. 214012

CC: Henry W. Moursund, Esquire
United States Attorney
San Antonio, 6, Texas

Sincerely,

/s/ A. Devitt Vanech

A. DEVITT VANECH
Assistant Attorney General

There is no lien. The District has taxing authority to collect both construction and C. & M. charges. Must be paid annually from year to year and if construction paid, contact with the District with approval of Section 1506. Intention of need is to...



War Department-Veterans' Hospital-Slleta

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
WASHINGTON 25, D. C.

IN REPLY REFER TO:

780
BUREAU OF RECLAMATION
EL PASO, TEXAS
RECEIVED
NOV 1 - 1948

	NOTE	REPLY	INIT.
CH. CLK.			
CH. ENG.			
HYDRO.			

To: Project Manager, El Paso, Texas

From: Chief Counsel

OCT 26 1948

Subject: Assessments against lands involved in condemnation proceeding
for Veterans Administration Hospital Site - Rio Grande Project.

1. There are enclosed a copy of a letter of October 15 from the Department of Justice and a plat relating to the lands involved in the condemnation proceeding entitled United States v. 442 acres of land in El Paso County, Texas, Harry Breymer, et al., Civil No. 697, instituted to acquire land for the Veterans Administration Hospital Site, El Paso, Texas. The Department of Justice requests to be informed of the amount of the assessments due, and to become due, against each of the three tracts of land. Please obtain this information and send it to us as soon as you are able. It is requested that the enclosed plat accompany your reply so that we may return it to the Department of Justice.

Clifford E. Fick

Enclosure 154.

CC-Reg. Dir., Amarillo, Texas
Reg. Csl., Amarillo, Texas
(w/c of Justice letter
of Oct. 15 to each)

Eta Grant

Block 11

C/935.

R/W.

Tract No.	S.C.C.	High.	Lateral	Drain	Road	Total Area
1	0.18	6.15				6.33
2	74.52	4.60	3.39	5.19		87.70
3	3.90			.91		4.81
4	3.80			.99	.24	5.03
	82.40					

Deeds to USA.

Tract 2

1.17 B. & F. List

Powers & Truesdell	To USA	2.92 Ac. for Lateral	12-18-19	342/335
"	"	4.24 " Drain	12-10-19	342/337
"	"	.95 " "	12-18-19	209/476

Tract 3

E. Tapia	To USA.	0.91 Ac. for Drain.	6-16-19	# 12819
"	"	0.225 Ac. Lateral	5-28-19	# 11967

Tract 4

Martin Tapia	To USA.	0.23 Ac. for Lateral	5-28-19	# 11968
"	"	0.99 " Drain	6-16-19	# 12819
Robt H. Holman	To El Paso Co.	0.24 " Road	5-2-38	637/318

Harry Breymer et al to U.S.A. for the establishment
of a Veterans Administration Hospital C.C. of J-
12-23-46 13-47 Declaration of Taking

El Paso, Texas

November 2, 1948

Mr. Roland Harwell, General Manager
El Paso County Water Improvement District No. 1
El Paso National Bank Building
El Paso, Texas

Dear Mr. Harwell:

In connection with the condemnation proceedings brought by the United States to obtain land for the Veterans Administration Hospital near Ysleta, Texas, we have been requested to obtain data relative to the remaining assessments against several tracts of valley land included in the condemnation proceeding.

Will you please advise as to the remaining unpaid construction charges against the following land, giving the date of the most current payment:

<u>Owner</u>	<u>Description</u>	<u>Construction Repayment Area</u>
Sorenson Estate	Tract 1 Block 11 Ysleta Grant	0.18 Acres
" "	" 2 " 11 " "	79.12 "
Trinidad R. Ortega	" 3 " 11 " "	3.90 "
Harry Breymer	" 4 " 11 " "	3.80 "

If there are any O&M charge delinquencies against any of the above tracts, it will be appreciated if you will also advise as to amount and years of delinquency.

Very truly yours,

L. R. Flock,
Project Manager

CC-Reg. Dir.
-Reg. Cal.

War Department-Veterans Hospital-Ysleta

EL PASO COUNTY WATER IMPROVEMENT DISTRICT

Within the Rio Grande Federal Irrigation Project

ROLAND HARWELL, General Manager

~ TELEPHONE MAIN 2717 ~

U S BUREAU OF RECLAMATION
EL PASO, TEXAS
RECEIVED
NOV 12 1948

	NOTE	REPLY	INIT.
CH. CLK.			
OF. ENG.			
HYDRO.			

306 EL PASO NATIONAL BUILDING

EL PASO, TEXAS

November 12, 1948

BOARD OF DIRECTORS

K. B. IVEY
President

P. F. BRINKMANN
Secretary

~~W. D. McCOMAS~~
GROVER NEELY
L. D. McCOMAS
W. L. SUMMERS

Mr. L. R. Fiock
U. S. Bureau of Reclamation
El Paso, Texas

Dear Mr. Fiock:

This is in reply to your letter of November 2nd concerning land assessed to United States of America, Veteran's Administrative Hospital.

Tracts 1, 2, 3, and 4 of Block 11 of the Ysleta Grant were assessed together in 1946 and comprise a total of 82.40 acres of First Class Water Right land. The remaining unpaid Construction Charge at the end of 1947 was \$1794.76; the total credits through 1947 were \$3378.50; the date of the last payment was February 20, 1948.

There is on deposit in this office the sum of \$500.00 toward the 1948 Taxes which amount to \$564.70.

Very truly yours,

Roland Harwell

Roland Harwell,
Manager.

RH-mbw

A/ SS REPLY TO:
DISTRICT ENGINEER
ALBUQUERQUE DISTRICT
CORPS OF ENGINEERS
P. O. BOX 1538
ALBUQUERQUE, N. M.

SWAVG

WAR DEPARTMENT

CORPS OF ENGINEERS
OFFICE OF THE DISTRICT ENGINEER
ALBUQUERQUE DISTRICT
P. O. BOX 1538
ALBUQUERQUE, NEW MEXICO

U S BUREAU OF RECLAMATION
EL PASO, TEXAS
RECEIVED

MAR 12 1948

11 March 1948

	NOTE	REPLY	INIT.
CLK.			
OF. ENG.			
Y			

Subject: Storm Water Discharge into Mesa Drain - VA Hospital Site

To: United States Department of the Interior
Bureau of Reclamation
Federal Building
El Paso, Texas

ATTENTION: Mr. L. R. Flock, Superintendent

Dear Sir:

Receipt is acknowledged of your letter dated 3 March 1948, furnishing design data for syphon structures and your suggestions for other structures.

I appreciate your prompt attention in furnishing this information and you can be assured the suggestions offered will be complied with.

A copy of your letter is being forwarded to the Deputy Administrator, Veterans Administration, Dallas, Texas, with my recommendation to the Veterans Administration that they enter into an agreement with the Rio Grande Project to reimburse the Project for the expense of drain cleaning or restoration of banks caused by discharging storm water from the hospital site into the Mesa Drain.

Sincerely yours,

Henry P. Hannis
HENRY P. HANNIS
Colonel, CE
District Engineer



El Paso, Texas

March 3, 1948

Colonel Henry F. Hannis, C.E.
District Engineer
Corps of Engineers
P. O. Box 1538
Albuquerque, New Mexico

Dear Sir:

Reference is made to your letter of February 19, 1948 advising of the structures that will be required for the new Veterans Hospital to be located near Ysleta, Texas which your office is designing.

This office can see no objection to the layout of structures which you are proposing as shown in red pencil on Site Plan, SK-18-02-06 for discharging storm waters into the Project Mesa Drain and the syphon from the Juan de Herrera lateral, the bridge or syphon at the road crossing of the Mesa Drain; and the syphon for the proposed storm drainage ditch crossing of the Juan de Herrera lateral at the Boothe Road.

Capacity for the Juan de Herrera lateral should be considered as 50 second-feet and structure designed to permit this flow with minimum head loss. This is, of course, with reference to placing this lateral under the proposed storm drainage ditches on the westerly side of the hospital location.

In view of the discharge to the Mesa Drain of the two storm drain ditches, one each side of the proposed concrete road at the westerly side of the layout, it is believed a bridge or culvert crossing for this road of the Mesa Drain is more desirable than placing the drain in a syphon under the road, particularly in view of the mentioned storm drain discharge to the drain on both sides of the road.

This office presumes that sufficient flare will be provided through the concrete flumes at the ends of all of these storm drains to effectively dissipate velocity, and thereby prevent excessive turbulence in the drain which would result in bank erosion either by such turbulence or by jet action if the velocities are not reduced to a minimum.

There is also a probability that the storm water discharge to the Mesa Drain will carry soil or sand washings in which case plugs or deltas will be built up in the drain, thus reducing the efficiency of the drain as such. This prospect leads us to believe that an agreement between the Corps of Engineers, or the Veterans Administration and the Rio Grande

Project should be concluded providing that in the event of deterioration of drain grade, resulting from soil materials being discharged into the drain or due to bank cutting, that the Project will be reimbursed for the expense of drain cleaning or restoration of banks. I would like to have your opinion of this and as to whether the Corps of Engineers, or the Veterans Administration would be the party to enter into such an agreement.

The area engineer at Ft. Bliss requested by telephone that we advise you of the maximum flow of the Mesa Drain and the elevation of high water in the locality of the proposed hospital. The maximum flow of the drain at Boothe Road is estimated at 15 C.F.S; any structure restricting the present area of the drain should have a capacity for a minimum of 50 C.F.S. The high water elevation of the drain at the proposed westerly road crossing is 3622.3 (U.S.B.R. Datum, add 42.3 for sea level datum). We will be glad to provide your field party with one of our B.M. locations and elevations in this area.

Your letter requests that if we have standard structure drawings of syphons and bridges that we provide you with a print. There are enclosed photostatic positive prints of a syphon type which is in use. These prints are for a syphon of 208 C.F.S. capacity, and of course are to be considered as to type only. In addition to the structure type, there are two computation sheets, one for transition inlet, the other for transition outlet; these computation sheets are for the 208 C.F.S. structures. It may be these prints will assist you in designing the 50 C.F.S. capacity syphon for the Juan de Herrera lateral. We are not sending a bridge type or culvert type for the new road crossing of the Mesa Drain, as you would in all probability desire to put in a concrete bridge and we have not yet locally developed designs for such bridges; however, if you determine that you can use a culvert type structure for the crossing, we will be glad to provide you with a print showing our type of such structures.

Very truly yours,

L. R. Fieck,
Superintendent

Encls-prints and computation sheets

COPI

RJL-JSD

33-45-782

UNITED STATES
DEPARTMENT OF JUSTICE
Washington 25, D.C.

October 15, 1948

Clifford E. Fix, Esquire
Chief Counsel
Bureau of Reclamation
Department of the Interior
Washington 25, D. C.

Dear Mr. Fix:

This refers to the condemnation proceeding entitled United States v. 442 Acres of Land in El Paso County, Texas, Harry Breymer, et al., No. 697 Civil, Veterans Administration Hospital Site, El Paso, Texas.

A portion of the above land is irrigated land lying in the El Paso County Water Improvement District No. 1 in Texas. This irrigated land, it appears, is assessed with a proportionate part of the cost of the construction of the Elephant Butte Project in New Mexico, and the payment of the assessment is secured by a lien on the irrigated land.

The irrigated tracts of land being acquired for the Veterans Administration are described in general as follows:

<u>Tract No.</u>	<u>Owner</u>	<u>Net Acreage</u>	<u>Ysleta Grant</u>
I	Sorenson Estate	79.12	Block 11
II	Trinidad R. Ortega	3.90	Block 11
III	Harry Breymer	3.80	Block 11

The plate showing the tracts is enclosed and it will be appreciated if you will return the plat with your reply.

Please advise this Department the amount of the assessment due, and to become due, against each of the above tracts of land individually.

It is contemplated that the assessment against each tract will be paid and a release of the lien thereon secured in closing the transaction in the condemnation proceeding.

An early reply will be appreciated.

Sincerely,

Enclosure
No. 214012

/s/ A. Devitt Vanech

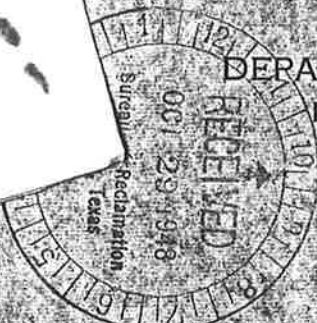
CC: Henry W. Moursund, Esquire
United States Attorney
San Antonio, 6, Texas

A. DEVITT VANECH
Assistant Attorney General

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
WASHINGTON 25, D. C.

Attention: 161

RIO GRANDE



OCT 26 1948

To: Project Manager, El Paso, Texas
From: Chief Counsel
Subject: Assessments against lands involved in condemnation proceeding for Veterans Administration Hospital Site - Rio Grande Project.

1. There are enclosed a copy of a letter of October 15 from the Department of Justice and a plat relating to the lands involved in the condemnation proceeding entitled United States v. 442 acres of land in El Paso County, Texas, Harry Braymer, et al., Civil No. 697, instituted to acquire land for the Veterans Administration Hospital Site, El Paso, Texas. The Department of Justice requests to be informed of the amount of the assessments due, and to become due, against each of the three tracts of land. Please obtain this information and send it to us as soon as you are able. It is requested that the enclosed plat accompany your reply so that we may return it to the Department of Justice.

Clifford E. Fisk

Enclosure 154.

CC-Reg. Dir., Amarillo, Texas
Reg. Csl., Amarillo, Texas
(w/c of Justice letter
of Oct. 15 to each)

*No action necessary
in Amarillo - will
be handled in
El Paso legal
8*

DIRECTOR	<i>10/29</i>
FINANCE	
LEGAL	<i>24/1X</i>
PLANNING	
D. & C.	
O. & A.	<i>3 - 11-2</i>
POWER	
INFO.	
SAFETY	
SUPPLY	
Personnel	
Gen. Pers.	

11-3

1606 OCT 29 1948

4. The construction charge against the land is not secured by lien; the El Paso County Water Improvement District No. 1 has taxing authority for both the construction charges and the annual operation and maintenance assessment. Under the taxing authority of the District, the annual operation and maintenance charge must be paid each year even after the total construction charge has been paid off.

5. In view of the continuing taxing authority of the El Paso County Water Improvement District No. 1 to the tracts of land included in the condemnation proceeding, it is believed the Veterans Administration should contract with the Irrigation District for understanding and agreement as to payment of annual operation and maintenance charges, as well as payment of construction charges. A contract of this nature would also require the approval of the Secretary of the Interior. It is suggested that this procedure be called to the attention of the Department of Justice, and the Veterans Administration with the further suggestion that the Veterans Administration should open discussions with the Irrigation District, leading to such a contract.

6. The plat enclosed with the Department of Justice letter of October 15, 1948 is returned herewith.

Encls-plat

L. R. Fibek

CC-Reg. Director, Amarillo, Tex.
-Reg. Counsel, Amarillo, Tex.
(no encls)

12312 NOV 18 48

380.-

Reg. Div.



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

RIO GRANDE

El Paso, Texas

November 17, 1948

DIRECTOR	
FINANCE	
LEGAL	
PLANNING	
D. & C.	
OPERATIONS	
POWER	
INFO.	
SAFETY	
SUPPLY	
PERSONNEL	
C&R	
Per	

To: Commissioner

Attention: 161

From: Project Manager - El Paso, Texas

Subject: Assessments against lands involved in condemnation proceeding for Veterans Administration Hospital Site - Rio Grande Project.

1. Reference is made to the Chief Counsel's letter of October 26, 1948 enclosing copy of letter from the Department of Justice dated October 15, relative to condemnation proceeding entitled United States v. 442 acres of land in El Paso County, Texas, Harry Broyner, et al., Civil 697, in which advice was requested relative to unpaid construction assessments under the El Paso County Water Improvement District No. 1.

2. The El Paso County Water Improvement District No. 1, under date of November 12, 1948, advise as follows: "Tracts 1, 2, 3, and 4 of Block 11 of the Isleta Grant were assessed together in 1946 and comprise a total of 82.4 acres of First Class Water Right land. The remaining unpaid construction charge at the end of 1947 was \$1,794.76 - - - ." The Irrigation District further advised that \$64.70 of the 1948 Operation and Maintenance tax still remains unpaid.

3. The land classification records for the area in question is carried on our land records as follows:

Isleta Grant	First-Class	High	Rights of Way			Total
Block 11	Water-right land	Non-Water-Right	Laterals	Drain	Road	Area
Tract No. 1	0.18	6.15	-	-	-	6.33
" " 2	74.52	4.60	3.39	5.19	-	87.70
" " 3	3.90	-	-	0.91	-	4.81
" " 4	<u>3.80</u>	<u>-</u>	<u>-</u>	<u>0.99</u>	<u>0.24</u>	<u>5.03</u>
	82.40	10.75	3.39	7.09	0.24	103.87

It is to be noted the above tract designation does not correspond with the Department's; the Department's tract 1 (Parcel) is the same as our tracts 1, and 2 combined. Evidently the condemnation proceeding does not include the established rights of way, 10.48 acres of which is held by the Bureau of Reclamation, and 0.24 acre in a road. The first-class water-right area is consequently 82.40 acres, and not 86.82 acres which is the total of the three tracts as listed in the Department's letter.

12310 NOV 19 1948

SPEEDLETTER

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Washington 25, D. C.

(Originating office address)

380,
RIO GRANDE

Project Manager, El Paso, Texas

Acting
Chief Counsel

SUBJECT Assessments against lands involved in condemnation
proceeding for Veterans Administration Hospital Site -
Rio Grande Project.

REPLY ATTENTION 161

DATE

NOV 19 1948

ROUTING SPACE

DIRECTOR	
FINANCE	
LEGAL	
PLANNING	
D. & C.	
O. & M.	
POWER	
INFO.	
SAFETY	
SUPPLY	
Personnel	
Car	
Pers	

Use SPEEDLETTERS . . . Save Time . . . Save Money

1. This refers to our letter of October 26 and the copy of letter from the Department of Justice which was enclosed. The landowners have indicated that they may withdraw the settlement offer now under consideration unless it is acted upon soon. The data which were requested are necessary for such consideration and consequently the Department of Justice is urging that we answer their letter as soon as possible.

CC-Reg. Dir., Amarillo, Texas
Reg. Col., Amarillo, Texas

H. J. S. DEVRIES

(Signed)

SPEEDLETTER

not requiring the formal handling.

INSTRUCTIONS: (1) Use for urgent messages not requiring telegraphic or teletype transmission or for any brief matter of a letter. (2) Use telegraphic or informal language. (3) Mail dispatching and receiving rooms should give

12461 NOV 23 1948

C O P Y

November 12, 1948

Mr. L. R. Flock
U. S. Bureau of Reclamation
El Paso, Texas

Dear Mr. Flock:

This is in reply to your letter of November 2nd concerning land assessed to United States of America, Veterans' Administrative Hospital.

Tracts 1, 2, 3, and 4 of Block 11 of the Yaleta Grant were assessed together in 1946 and comprise a total of 82.40 acres of First Class Water Right land. The remaining unpaid Construction Charge at the end of 1947 was \$1794.76; the total credits through 1947 were \$5378.50; the date of the last payment was February 20, 1948.

There is on deposit in this office the sum of \$600.00 toward the 1948 Taxes which amount to \$564.70.

Very truly yours,

Roland Harwell,
Manager.

RH-mbw

C O P Y

13009 DEC 10 1948

payments, the funds for operation and maintenance being provided by the District in advance. There is no mortgage lien against the land as such for project construction cost repayment. However, the irrigation districts under state law have taxing authority and delinquent assessments for both construction and operation and maintenance charges become a tax lien against the property.

- - - -

L. R. Flock

In duplicate

Encl: copy of ltr from Mr. Harwell

cc: Regional Director w/c of encl. ✓
Regional Counsel " " "

13669 DEC 10'48

were fully paid up in advance.

5. If the Veterans Administration as a government agency does not want to accede to the taxing authority of the District, or cannot do so legally, but does want to complete the acquisition of a water right for the land and continue to irrigate it, then we suggest that the Veterans Administration negotiate a contract with the El Paso County Water Improvement District No. 1 for the repayment of the District's assessments and charges for annual construction repayment charges on an annual basis as well as for the payment of annual operation and maintenance charges.

6. As a precedent for such action, the case of the El Paso County Poor Farm might be cited. The County, not being subject to taxation by the District, executed a contract with the District providing for the payment by the County of the District's annual assessments and charges, both for construction repayment and operation and maintenance, to form the basis for the county acquiring a Project water right for the poor farm land and continuing to irrigate it for crop production.

7. The case of the La Tuna Detention Farm of the Federal Bureau of Prisons cannot be cited as a case at point in this instance. The Detention Farm is not located within the District and a Project water right was acquired for the farm by a Warren Act contract negotiated between the Bureau of Prisons and the Bureau of Reclamation with the consent of Project water users through the Project districts. The water right was acquired by advance payment in full of the construction charges on the area to be irrigated; however, the contract does require that the Bureau of Prisons pay to the Bureau of Reclamation annual operation and maintenance charges equivalent to those on land within the District, collections for which are credited by the Bureau of Reclamation to the District, which advances funds required for project operation and maintenance.

8. El Paso County's Ascarate Park cannot be cited as a case in point because in that case, while there is a contract, a Project water right is not being acquired and construction charges are not involved. Water is furnished only when available in excess of requirements of Project water right land on a water rental basis.

9. We believe the situation should be explained in detail to the Veterans Administration; that is, that the Bureau of Reclamation on the Rio Grande Project does not collect either construction or operation and maintenance charges from individuals. The Project water users are represented by their own organization, which in this case is the El Paso County Water Improvement District No. 1. The District is organized under statutes of the State of Texas and has entered into a joint liability contract for the repayment of all Project costs in lump sum

1300-10010'48

Rio GRANDE
ERIOR

NAME	12/12/10
REFERENCE	
DATE	12/12/10
NUMBER	
D. & C.	
C	
P. & C.	
U.S.	
S.A.	
SUPPL.	
PERSON.	
C&P	Per.

Attention: 161

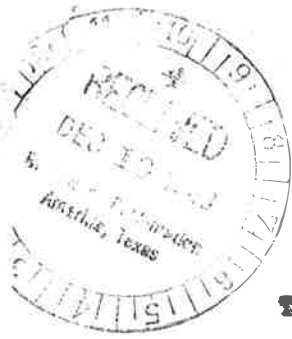
Subject: Assessments Against Lands Involved in Condemnation Proceeding
for Veterans Administration Hospital Site - Rio Grande Project.

2. The reply to the Chief Counsel's letter of October 24 was delayed through the necessity of obtaining desired information from the El Paso County Water Improvement District No. 1. The information was requested of the District by letter of November 2. A copy of the reply from the District, dated November 12, 1948, is attached hereto.

3. We understand that the new Veterans Administration Hospital, which is to be located approximately two miles north of Yaleta, is to be a vocational or rehabilitation training type of institution including agriculture. Therefore, Project irrigable land is included in the site. The institution buildings, however, will be located on the bench land above the limits of the irrigable area of the Project.

4. If the Project lands are to continue to be irrigated, which they must be if they are to serve the purpose intended for the institution, the annual operation and maintenance charges must be paid on the irrigable land. These, of course, vary from year to year depending upon Project operation and maintenance costs. A portion of the annual operation and maintenance charges is assessed as a minimum charge per acre against all irrigable land in the District, whether irrigated or not, which allows the use of two acre-feet of water per acre and is assessed on the annual tax roll of the District. Additional water, if required and used over and above that allowed on the minimum per acre charge, is billed for as a toll charge for the number of acre-feet of water delivered in addition to that allowed by the minimum per acre charge at rates fixed annually by the District. These variable operation and maintenance charges must be paid annually regardless of whether or not the total Project construction cost repayment charges

13049 DEC 10 48



0.99 acre Tract 4, Block 11, Ysleta Grant, 380.-
 DEC 19 1955

GENERAL SERVICES ADMINISTRATION



Manager	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Adm. Asst.	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Power	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Engr.	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Fid. Engr.	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Off. Engr.	<input checked="" type="checkbox"/>	<i>[Signature]</i>
Programs		
Hydro.		
Pers.		
Finance		
Supply		
Safety		
Secretary		
File		
Copy to:		Date
Richard Butte		

Region 7
 Dallas 2, Texas

December 15, 1955

IN REPLY REFER TO: 7PS

Department of Interior
 Bureau of Reclamation
 211 U. S. Courthouse
 El Paso, Texas

Re: Portion, Veterans
Administration/Hospital
 Site, El Paso, Texas
 V-Tex-511

Gentlemen:

Our letter of October 3, and your reply of October 5, 1955, concerned the tract of 0.99 acre in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas, which was acquired in connection with operation and maintenance of the Mesa Drain.

We recently conducted a sale of surplus Government-owned land located adjacent to the 0.99 acre tract, and would now like to clear the record with regard to any interest the Veterans Administration might have acquired with regard to such tract by reason of the Condemnation action in which the Government took certain lands in the Ysleta Grant in 1946.

We will be pleased to notify the Veterans Administration in Washington to transfer its interest in the 0.99 acre tract to your organization upon receipt from you of certain information and certificate set forth in GSA Regulation Title II, No. 2-IV-202.07b. A metes and bounds description of the property concerned as carried in our records is enclosed. Your request for transfer should be made with respect to such property.

Very truly yours,

J. K. Winsor
 J. K. Winsor
 Real Property Disposal Officer

GSA E.P. does not have copy

Enclosure - 1

12-22-55

T. N. M.

12-23-46
Rec. 1-13-49
Attaway searched the District Court
judgment (recorded in El Paso County Records
in deed book 851/162) and ascertained
that title to Yoleta Grant Block 11 Tract
4 was transferred to the U.S.A. in
its entirety of 5.03 acres "however
subject to existing easement for
Juan de Herrera lateral and the Mesa
Train."

6-19-59
Rec. July 1959
The existing interest in the
Mesa Train R.R. vesting in the U.S.A.
is not an easement but in a fee
simple by virtue of a warranty deed
recorded in deed book 378 at page 300
of the records of El Paso County.

The General Service Administration
in their letter of Oct 3 1955 acknowledge
our title and agreed to exclude
the area occupied by the Mesa
Train, being 0.99 acres, from their
proposed sale.

0.99 acre Tract 4, Block 11, Ysleta Grant

~~Veterans Administration~~

Land for Hospital Site - Ysleta, Texas

380.1

Eng

JBD-cnr

October 5, 1955

Mr. J. K. Winsor
Real Property Disposal Officer
General Services Administration, Region 7
Dallas 2, Texas

Subject: Portion VA Hospital Site
El Paso, Texas
V-Tex-511

Dear Mr. Winsor:

Please be referred to your subject letter dated
October 3, 1955 (your ref. 7PS).

You are correct in your findings that the United States
owns 0.99 acre in Tract 4, Block 11, Ysleta Grant, El Paso County,
Texas. This tract of land is under the jurisdiction of the U.S.
Bureau of Reclamation and is required in connection with operation
and maintenance of the Mesa Drain, a facility of the Rio Grande
Project.

For your information, I would like to point out that
the deed to the United States from the Tapias is recorded in
Book 328 at Page 300, not Page 330, of the Records of El Paso
County, Texas.

Sincerely yours,

W. F. Resch
Project Manager

0.99 acre Tract 4, Block 11,
Ysleta Grant

380.-

GENERAL SERVICES ADMINISTRATION



Region 7
Dallas 2, Texas

October 3, 1955

IN REPLY REFER TO: 7PS

OCT - 5 1955
EL PASO, TEXAS

Department of Interior
Bureau of Reclamation
Federal Office Building
El Paso, Texas

Re: Portion VA Hospital Site
El Paso, Texas
V-Tex-511

Gentlemen:

The Veterans Administration has reported as excess to its needs certain property in El Paso County which had been acquired use in connection with the construction of a Veterans Administration Hospital which never developed.

A portion of the property reported excess by Veterans Administration is described as Tract 4 of Block 11, Ysleta Grant, consisting of approximately 5.03 acres. It has come to our attention that a tract of 0.99 acres was purchased by the United States in 1919 from Martin Tapia and Maria Tapia, and that the 0.99 acres is part of the 5.03 acres comprising Tract 4, Block 11. The deed to the United States from the Tapias is recorded in Book 328 at Page 330 of the Records of El Paso County, Texas.

We are preparing to dispose of the property reported excess by Veterans Administration by holding a competitive sealed bid sale open to the general public but will not include the 0.99 acres referred to above as it appears that the 0.99 acre tract is needed for continued use by your department as part of the Mesa Drain.

We will appreciate your checking your records and advising us whether our understanding is correct that you have jurisdiction over the 0.99 acre tract referred to and that you require it for continued use. Upon receipt of your reply, we will contact Veterans Administration and advise them of your interest.

We will appreciate your comments at an early date.

Very truly yours,

J. K. Winsor
J. K. Winsor

Real Property Disposal Officer

Route to:	Initials
MANAGER	<input checked="" type="checkbox"/>
ADM. ASST.	<input checked="" type="checkbox"/>
IRRIG.	<input checked="" type="checkbox"/>
POWER	<input type="checkbox"/>
HY. RO.	<input type="checkbox"/>
PROGRAMS	<input type="checkbox"/>
OFF. ENGR.	<input type="checkbox"/>
FLD. E. CR.	<input checked="" type="checkbox"/>
FINANCE	<input type="checkbox"/>
PERG.	<input type="checkbox"/>
SUPPLY	<input type="checkbox"/>
SAFETY	<input type="checkbox"/>
SECRETARY	<input type="checkbox"/>
DATE	
El Paso	
Las Cruces	
Ysleta	

0.99 acre Tract 4, Block 11,
Yeleta Grant

380. —

Eng.

THM/eb

THM

February 10, 1956

Mr. J. K. Winsor
Real Property Disposal Officer
General Services Administration, Region 7
Dallas 2, Texas

Reference: 7PB

Subject: VA Hospital Site (Portion)
El Paso, Texas
V-Tex-511

Dear Mr. Winsor:

Reference is made to your letter of February 3, 1956, and to previous correspondence regarding 0.99 acre of land in Tract 4, Block 11, Yeleta Grant, El Paso County, Texas. In order to clear your records of this 0.99 acre parcel, to which the United States through the Bureau of Reclamation has previously acquired title by warranty deed in 1919, you may prepare the necessary forms, complete except for signature, and forward to this office for consideration.

Sincerely yours,

Labon Backer
Acting Project Manager

10.99 acre Tract 4, Block 11,
Sycamore Grant

GENERAL SERVICES ADMINISTRATION

380.-



Region 7
Dallas 2, Texas

February 3, 1956

IN REPLY REFER TO: 7PS

Your File: Eng. - 8 1956

Project Manager
U. S. Department of Interior
Bureau of Reclamation
211 U. S. Court House
El Paso, Texas

Re: VA Hospital Site (Portion)
El Paso, Texas
V-Tex-511

Dear Sir:

This is to acknowledge receipt of your letter of February 1, 1956, in which you state that you will cooperate in any way you can in order to clear the records of the Veterans Administration and General Services Administration. You refer to letter from this office dated December 15, 1955, in which it is requested that transfer of subject property be made.

Apparently the 0.99 acre of land in question was acquired by the U. S. Department of the Interior, Bureau of Reclamation, as you state, by Warranty Deed dated June 19, 1919, from Martin Tapia and Maria Tapia. Evidently the Veterans Administration acquired a tract of 5.03 acres which included the 0.99 acre of land that was acquired by your agency previous to the acquisition by the Veterans Administration. Later the Veterans Administration decided that this land was not suitable for the construction of a hospital site and declared it excess. On making a field inspection and an appraisal of this property, it was discovered that your agency did own the 0.99 acre of land.

We have disposed of all of this tract except the 0.99 acre of land described by metes and bounds in letter dated December 15, in which we requested that you make a request for transfer from the Veterans Administration to the U. S. Department of Interior, Bureau of Reclamation. If you will do this, it will enable the Veterans Administration and General Services Administration to clear their records, and the Department of Interior will then have acquired title twice.

Very truly yours,

Wm. P. McCullough

Wm. P. McCullough
Acting Real Property Disposal Officer

EL PASO, TEXAS	
Route to:	Initials
Manager	<input checked="" type="checkbox"/>
Adm. Asst.	<input checked="" type="checkbox"/>
Power	<input checked="" type="checkbox"/>
Engr.	<input checked="" type="checkbox"/>
Fid. Engr.	<input checked="" type="checkbox"/>
Off. Engr.	<input checked="" type="checkbox"/>
Programs	<input type="checkbox"/>
Hydro.	<input type="checkbox"/>
Pers.	<input type="checkbox"/>
Finance	<input type="checkbox"/>
Supply	<input type="checkbox"/>
Safety	<input type="checkbox"/>
Secretary	<input type="checkbox"/>
File	<input type="checkbox"/>
Copy to: Da	
Stephen Butte	<input type="checkbox"/>
Los Cruces	<input type="checkbox"/>
Yale	<input type="checkbox"/>

0.99 acre of land in question, as described in letter dated December 15, 1955, is the same as the 0.99 acre of land described in letter dated December 15, 1955, in which it is requested that transfer of subject property be made.

202.07a- Does not apply

202.07

b. Upon the determination by the Administration, or by the Department of Defense in the case of property described in subsection 201.05b of this Part, that such transfer is in the best interest of the Government, and that the transferee agency is the appropriate agency to hold the property, and on the basis of a certification as described in subparagraph 1. below, reportable excess real property and related personal property, other than that described in paragraph a. above, may be transferred without reimbursement, subject to the principles outlined in subsection 101.03 of this Chapter.

1. The agency requesting transfer or right of use without reimbursement shall furnish the Administration, or the Department of Defense in the case of property described in subsection 201.05b of this Part, with three copies of the certifications described in (a), (b), and (c) below and the statement described in (d) below:

- (a) That the agency has a need for the property to carry on an approved program;
- (b) That the acquisition of the property cannot be financed from available funds; and
- (c) That acquisition and the use of the property would not be contrary to the intent of the Congress with respect to such acquisition and use.
- (d) A statement as to the reasons for the transfer, including a description of the use to be made of the property, the appropriation (or appropriations) which supports the activity that will benefit from the acquisition of the property, the actual or estimated annual recurring savings, if any, in rental, maintenance, operation, or other current costs resulting from the transfer, and any other information or data which serves to justify the transfer. This information shall be subsequently supplemented if required by the Administration.

0.99 acre Tract 4, Block 11, Ysleta Grant
MAR - 7 1956

380.-

GENERAL SERVICES ADMINISTRATION



EL PASO, TEXAS	
Route to:	Initials
Manager	<input checked="" type="checkbox"/>
Adm. Asst.	
Power	
Engr.	<input checked="" type="checkbox"/>
Pub. Engr.	<input checked="" type="checkbox"/>
Gen. Engr.	
Programs	
Hydro.	
Per.	
Finance	
Industry	
Policy	
Secretary	
File	
Copy to:	Date
Elephant Butte	
Las Cruces	
Ysleta	

Region 7
Dallas 2, Texas

March 6, 1956

IN REPLY REFER TO: 7PS

Department of the Interior
Bureau of Reclamation
211 U. S. Courthouse
El Paso, Texas

Re: VA Hospital Site
El Paso, Texas, V-Tex-511

Gentlemen:

Reference is made to your File Eng. of February 10, 1956, and our previous correspondence concerning clearing our records of the 0.99 acre parcel in Tract 4, Block 11, Ysleta Grant, El Paso, Texas, acquired in connection with operation and maintenance of Mesa Drain, at above facility.

You request that we prepare the necessary forms, complete, except for signature, and forward to your office for consideration. It is regretted that it is not appropriate for this Administration to take this action.

We are attaching a copy of Section 202.07b of GSA Regulation, Title 2, which is an outline of the specific information required to be incorporated into your request for transfer of the 0.99 acre, as mentioned in Mr. Winsor's letter of December 15, 1955.

It will be appreciated if you will forward this request to us in the required number of copies, upon receipt of which we will make request to Veterans Administration for transfer, to you, of its interest in the property.

Very truly yours,

Wm P. McCullough
Wm. P. McCullough
Acting Real Property Disposal
Officer

Enclosure - 1



BIO GRANDE Mgr

March 23, 1956

ALL COMMUNICATIONS
PROJECT MANAGER

Subject: Assessments against lands involved in condemnation proceedings for Veterans Administration hospital site--Rio Grande Project

Under date of October 3, 1955, we received a letter from the General Services Administration that they were prepared to dispose of Tract 4, Block 11, Ysleta Grant, consisting of approximately 5.03 acres, but that it had come to their attention that 0.99 acre was purchased by the United States in 1919 and was a part of Tract 4, Block 11. We replied to this letter on October 5, confirming that the 0.99 acre in Tract 4, Block 11 had been acquired and that deed was recorded in Book 328, page 300 in the records of El Paso County. Subsequently we received a letter from General Services dated February 3, 1956, in which we were requested to make a request for transfer from the Veterans Administration to the U.S. Department of the Interior, in order that the Veterans Administration and General Services could clear their records and that, under this procedure, the Department of the Interior will then have acquired title twice. Our reply of February 10 suggested that General Services prepare the necessary forms for such a transfer and forward to this office. On March 6, General Services replied and attached a copy of Section 202.07b of GSA Regulation, Title 2, outlining the specific information they desired us to incorporate in our request for the transfer of 0.99 acre. Copies of referenced letters are enclosed for your information.

Route	Code	In	Out	Initial
1	100	2:10	2:26	ag
	110			
	200			
	300			
2	400	3:21	3:26	
	500			
	600			
	700			
	800			
	900			
3	F.Sol.	3:26	3:41	m
4	400	3:41	3:46	L
	C&R			

4-10-56

СООМНИК

We particularly call your attention to the G.S.A. Regulation attached to their March 6 letter in compliance of which they expect us to prepare certificates following the outline of the regulation. However, in reading the regulations and the form in which they desire certificates to be prepared, it is noted that in 1. (b), 1.(c), and 1.(d) it would be rather difficult to make such statements. As an example, for (b) we cannot make a statement that the acquisition of the property cannot be financed from available funds, for the reason that the property has already been acquired as evidenced by deed record in 1919. For (c), it would be difficult to make a statement that acquisition and the use of the property would not be contrary to the intent of Congress, for the reason again that the property has already been acquired; and for (d) it is again difficult to see the application of this requirement as the property has been in continuous use since its acquisition in 1919.

There is no doubt that a careful check of the records was not made at the time a review of the land titles was being made for the preparation of the condemnation proceedings, with the result that this parcel of 0.99 acre for which the United States has valid recorded title was included in the request for condemnation. Under this condition, was the condemnation of land for which the United States already had title valid? Saying it in another manner, Could the court properly condemn for the United States land which the United States already owned by fee simple title? In any event, this office is somewhat confused as to how to prepare the certificates requested by the attachment to the March 6 letter from G.S.A. It is suggested that the Field Solicitor review this matter and advise as to whether or not it is necessary for us to request the transfer of property to the Bureau of Reclamation for which we already have title which was obtained in 1919 and which land has been in continuous use since the construction of the Mesa Drain in about 1919.



W. F. Resch

In dupl.

Enclosures

Copy to: Field Solicitor w/encls.

2083 MAR 26

7 COPY

GENERAL SERVICES ADMINISTRATION

Region 7
Dallas 2, Texas

March 6, 1956

7PS

Department of the Interior
Bureau of Reclamation
211 U. S. Courthouse
El Paso, Texas

Re: VA Hospital Site
El Paso, Texas, V-Tex-511

Gentlemen:

Reference is made to your File Eng. of February 10, 1956, and our previous correspondence concerning clearing our records of the 0.99 acre parcel in Tract 4, Block 11, Ysleta Grant, El Paso, Texas, acquired in connection with operation and maintenance of Mesa Drain, at above facility.

You request that we prepare the necessary forms, complete, except for signature, and forward to your office for consideration. It is regretted that it is not appropriate for this Administration to take this action.

We are attaching a copy of Section 202.07b of GSA Regulation, Title 2, which is an outline of the specific information required to be incorporated into your request for transfer of the 0.99 acre, as mentioned in Mr. Winsor's letter of December 15, 1955.

It will be appreciated if you will forward this request to us in the required number of copies, upon receipt of which we will make request to Veterans Administration for transfer, to you, of its interest in the property.

Very truly yours,

/s/Wm. P. McCullough
/t/Wm. P. McCullough
Acting Real Property Disposal
Officer

Enclosure - 1

* * * * *

202.07a- Does not apply

* * * * *

202.07

b. Upon the determination by the Administration, or by the Department of Defense in the case of property described in subsection 201.05b of this Part, that such transfer is in the best interest of the Government, and that the transferee agency is the appropriate agency to hold the property, and on the basis of a certification as described in subparagraph 1. below, reportable excess real property and related personal property, other than that described in paragraph a. above, may be transferred without reimbursement, subject to the principles outlined in subsection 101.03 of this Chapter.

1. The agency requesting transfer or right of use without reimbursement shall furnish the Administration, or the Department of Defense in the case of property described in subsection 201.05b of this Part, with three copies of the certifications described in (a), (b), and (c) below and the statement described in (d) below:

- (a) That the agency has a need for the property to carry on an approved program;
- (b) That the acquisition of the property cannot be financed from available funds; and
- (c) That acquisition and the use of the property would not be contrary to the intent of the Congress with respect to such acquisition and use.
- (d) A statement as to the reasons for the transfer, including a description of the use to be made of the property, the appropriation (or appropriations) which supports the activity that will benefit from the acquisition of the property, the actual or estimated annual recurring savings, if any, in rental, maintenance, operation, or other current costs resulting from the transfer, and any other information or data which serves to justify the transfer. This information shall be subsequently supplemented if required by the Administration.

C O P Y

Eng.

THM/eb

February 10, 1956

Mr. J. K. Winsor
Real Property Disposal Officer
General Services Administration, Region 7
Dallas 2, Texas

Reference: 7PS

Subject: VA Hospital Site (Portion)
El Paso, Texas
V-Tex-511

Dear Mr. Winsor:

Reference is made to your letter of February 3, 1956, and to previous correspondence regarding 0.99 acre of land in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas. In order to clear your records of this 0.99 acre parcel, to which the United States through the Bureau of Reclamation has previously acquired title by warranty deed in 1919, you may prepare the necessary forms, complete except for signature, and forward to this office for consideration.

Sincerely yours,

Labon Backer
Acting Project Manager

C O P Y

GENERAL SERVICES ADMINISTRATION

Region 7
Dallas 2, Texas
February 3, 1956

7PS

Your file Eng.

Project Manager
U. S. Department of Interior
Bureau of Reclamation
211 U. S. Court House
El Paso, Texas

Re: VA Hospital Site (Portion)
El Paso, Texas
V-Tex-511

Dear Sir:

This is to acknowledge receipt of your letter of February 1, 1956, in which you state that you will cooperate in any way you can in order to clear the records of the Veterans Administration and General Services Administration. You refer to letter from this office dated December 15, 1955, in which it is requested that transfer of subject property be made.

Apparently the 0.99 acre of land in question was acquired by the U. S. Department of the Interior, Bureau of Reclamation, as you state, by Warranty Deed dated June 19, 1919, from Martin Tapia and Maria Tapia. Evidently the Veterans Administration acquired a tract of 5.03 acres which included the 0.99 acre of land that was acquired by your agency previous to the acquisition by the Veterans Administration. Later the Veterans Administration decided that this land was not suitable for the construction of a hospital site and declared it excess. On making a field inspection and an appraisal of this property, it was discovered that your agency did own the 0.99 acre of land.

We have disposed of all of this tract except the 0.99 acre of land described by metes and bounds in letter dated December 15, in which we requested that you make a request for transfer from the Veterans Administration to the U. S. Department of Interior, Bureau of Reclamation. If you will do this, it will enable the Veterans Administration and General Services Administration to clear their records, and the Department of Interior will then have acquired title twice.

Very truly yours,

/s/
/t/

Wm. P. McCullough
Wm. P. McCullough
Acting Real Property Disposal Officer

C O P Y

Veterans Administration
Land for Hospital Site - Ysleta, Texas

Eng.

JBD-cnr

October 5, 1955

Mr. J. K. Winsor
Real Property Disposal Officer
General Services Administration, Region 7
Dallas 2, Texas

Subject: Portion VA Hospital Site
El Paso, Texas
V-Tex-511

Dear Mr. Winsor:

Please be referred to your subject letter dated
October 3, 1955 (your ref. 7PS).

You are correct in your findings that the United States
owns 0.99 acre in Tract 4, Block 11, Ysleta Grant, El Paso County,
Texas. This tract of land is under the jurisdiction of the U.S.
Bureau of Reclamation and is required in connection with operation
and maintenance of the Mesa Drain, a facility of the Rio Grande
Project.

For your information, I would like to point out that
the deed to the United States from the Tapias is recorded in
Book 328 at Page 300, not Page 330, of the Records of El Paso
County, Texas.

Sincerely yours,

/t/ W. F. Resch
Project Manager

C O P Y

GENERAL SERVICES ADMINISTRATION

Region 7
Dallas 2, Texas

October 3, 1955

7PS

Department of Interior
Bureau of Reclamation
Federal Office Building
El Paso, Texas

Re: Portion VA Hospital Site
El Paso, Texas
V-Tex-511

Gentlemen:

The Veterans Administration has reported as excess to its needs certain property in El Paso County which had been acquired for use in connection with the construction of a Veterans Administration Hospital which never developed.

A portion of the property reported excess by Veterans Administration is described as Tract 4 of Block 11, Ysleta Grant, consisting of approximately 5.03 acres. It has come to our attention that a tract of 0.99 acres was purchased by the United States in 1919 from Martin Tapia and Maria Tapia, and that the 0.99 acres is part of the 5.03 acres comprising Tract 4, Block 11. The deed to the United States from the Tapias is recorded in Book 328 at Page 330 of the Records of El Paso County, Texas.

We are preparing to dispose of the property reported excess by Veterans Administration by holding a competitive sealed bid sale open to the general public but will not include the 0.99 acres referred to above as it appears that the 0.99 acre tract is needed for continued use by your department as part of the Mesa Drain.

We will appreciate your checking your records and advising us whether our understanding is correct that you have jurisdiction over the 0.99 acre tract referred to and that you require it for continued use. Upon receipt of your reply, we will contact Veterans Administration and advise them of your interest.

We will appreciate your comments at an early date.

Very truly yours,

/s/ J. K. Winsor
/t/ J. K. Winsor
Real Property Disposal Officer

OFFICIAL FILE COPY

Date	Surname	Code
4/9	Buegle	440
4/9	Hill	400
	Wylie	100
	Jennings	

5-110

APR - 9 1956

To: Project Manager, El Paso, Texas

From: Regional Director

Subject: Assessments against lands involved in condemnation proceedings for Veterans Administration hospital site - Rio Grande Project

Reference is made to your letter of March 23, 1956, above subject.

Attached is a copy of a letter from the Field Solicitor which was prepared at your request covering the legal aspects of the title to the land in question.

Even though title appears to be clearly vested in the United States and remains subject to the use of the Bureau of Reclamation, we recommend that you conform to the procedures of the General Services Administration for the transfer of land from that agency to the Bureau of Reclamation in order to avoid any future controversies relative to the ownership of the tract.

David H. Jennings

Enclosure

Copy to: Field Solicitor
(w/o a/c)

WOB:eg11/ml1/4/9/56

0.99 acre Tract 4, Block 11, 380.-
Yuta Grant

Veterans Hospital Lands

R

Mesa Drain

Martin Tapia to U.S.A. QCD
for 0.99 ac. Recorded 7-5-19 Book 328/20

U.S. Veterans Bureau vs Harry Brynner, et al
Order of Taking

Rec 23, 1946
filed Jan. 13, 1947

851 Bk

U.S. vs A. P. Peterson v Harry Brynner, et al 162 P.

#18422 v In the District Court of the United States
for the Western District of Texas El Paso Division
Civil Action No. 696

Parcel II

(Tract 4, Block 11, Yuta Grant)

From the most northerly corner of the intersection
of North Loop Road and Pandale Road,
along the northerly line of North Loop Road
North $35^{\circ}29'$ West a distance of 1484.2 feet
and North $63^{\circ}42'$ West a distance of 38.1 ft.
to the point of beginning; thence (1) along
the northerly line of North Loop Road North
 $63^{\circ}42'$ West a distance of 304.4 feet, more or less,
to the southerly corner of Tract 4, Block
11, Yuta Grant; thence (2) along the northerly
line of Tract 4, Block 11, Yuta Grant North $31^{\circ}40'$
East a distance of 624.9 feet, more or less,
to a concrete post at the southerly line
of the parcel hereinafter described.

thence (3) along the southerly line of the Juan de Herrera Lotual $3.69^{\circ}43'$ West a distance of 236.0 feet to a point and South $33^{\circ}05'$ East a distance of 97.0 feet, more or less, to the northeasterly corner of Tract 4, Blk 11, Yleta Grant; thence (4) along the northeasterly line of said Tract 4, South $33^{\circ}02'$ West a distance of 671.5 feet, more or less, to the northerly line of North Loop Road and the point of beginning containing approximately 5.03 ac.

It is then for, ordered, adjudged and decreed that the title to the foregoing tract of lands situated in El Paso County, Texas, Parcels I, II, III etc., as vested in the United States of America upon the filing of said Declaration of Intending is — — — subject, however, to existing liens and in the Juan de Herrera Lotual and also a claim.

10.99 acre Tract 4, Block 11,
Yaleto Grant

380. -

GENERAL SERVICES ADMINISTRATION



Region 7
Dallas 2, Texas

April 10, 1956

IN REPLY REFER TO: 7PS

APR 11 1956

Department of the Interior
Bureau of Reclamation
211 U. S. Courthouse
El Paso, Texas

Re: VA Hospital Site
El Paso, Texas
V-Tex-511

Attn: Labon Backer
Acting Project Manager

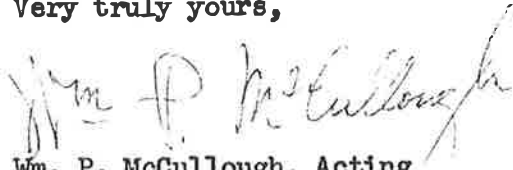
Gentlemen:

Route to:	In	Out
Manager		
Adm. Asst.		
Power		
Engr.		
Fid. Engr.		
Off. Engr.		
Programs		
Hydro.		
Pers.		
Finance		
Supply		
Safety		
Secretary		
File		
Copy to:		Date
Elephant Butte		
Las Cruces		
Ysleta		

On March 6, 1956, we wrote you requesting that you make application for the subject property. As of to date we have had no reply.

We are requesting as to whether or not the Bureau of Reclamation intends to follow through on the application. Any information you may furnish will be appreciated.

Very truly yours,


Wm. P. McCullough, Acting
Real Property Disposal Officer



0.99 acre Tract 4, Block 11
Sylvia Grant
APR 10 1956

380.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

REGIONAL OFFICE, REGION 5

P. O. BOX 1609
AMARILLO, TEXAS

IN REPLY
REFER TO:

5-440

EL PASO, TEXAS	
Route to:	Initials
Manager	<input checked="" type="checkbox"/>
Adm. Asst.	
Power	
Engr.	
Fid. Engr.	
Off. Engr.	
Programs	
Hydro.	
Pers.	
Finance	
Supply	
Safety	
Secretary	
File	
Copy to:	Date
Stephen Butte	
Las Cruces	
Field	

APR - 9 1956

To: Project Manager, El Paso, Texas

From: Regional Director

Subject: Assessments against lands involved in condemnation proceedings for Veterans Administration hospital site - Rio Grande Project

Reference is made to your letter of March 23, 1956, above subject.

Attached is a copy of a letter from the Field Solicitor which was prepared at your request covering the legal aspects of the title to the land in question.

Even though title appears to be clearly vested in the United States and remains subject to the use of the Bureau of Reclamation, we recommend that you conform to the procedures of the General Services Administration for the transfer of land from that agency to the Bureau of Reclamation in order to avoid any future controversies relative to the ownership of the tract.

Robert L. Jennings

Enclosure

Copy to: Field Solicitor
(w/o encl.)



UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF THE SOLICITOR

Field Solicitor
P. O. Box 1609
211 Old Post Office Building
Amarillo, Texas

April 4, 1956

5-156
Rrgp-950

To: Regional Director, Reclamation, Amarillo, Texas

From: Field Solicitor

Subject: Assessments against lands involved in condemnation
proceedings for Veterans Administration hospital site-
Rio Grande Project

We have considered the Project Manager's letter of March 23, 1956, on the above subject. The limited 1948 correspondence in this office seems to be without particular significance on the current question. We presume the 0.99 acres for the Mesa drain is the same 0.99 acres shown in the table in the November 17, 1948, letter and the total of 5.03 shown for Tract No. 4 is the land condemned by the Veterans Administration.

The question presented by the Project Manager is whether he should request the General Services Administration to transfer administration of the 0.99 acres from the Veterans Administration to the Bureau of Reclamation under the circumstances set forth in his letter of March 23, 1956, and attachments.

From the letter of March 23, 1956, and attachments, the following facts appear:

In 1919 the United States acquired 0.99 acres in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas, which the Bureau of Reclamation has since administered.

In about 1948 the Veterans Administration condemned land for a hospital site. Apparently the judgment vesting title either specifically included the 0.99 acres belonging to the United States already, as noted above, or failed to exclude this portion from the acreage described as acquired through the court action. We have no copy of the judgment, and base our comments entirely on the report received.

It was concluded not to use the hospital site, and the General Services Administration has disposed of all the land acquired except the 0.99 acres administered by the Bureau of Reclamation.

Route	Code	In	Out	Miles
1	100	4/5	4/6	J
	110			
	70			
2		4/6	4/9	L
	F.Sol.			
	E.R.R.			

4-10-56

2422-1

Officials of the General Services Administration have suggested that the proper procedure for clarifying the records is for the General Services Administration to transfer any authority for administering the land the Veterans Administration may have, to the Bureau of Reclamation, the Veterans Administration having already declared the land to be surplus to their needs. The Project Manager has requested answers to the following specific questions:

1. "Under this condition, was the condemnation of land for which the United States already had title valid?"
2. "Could the Court properly condemn for the United States land which the United States already owned by fee simple title?"

The answer to both questions is that such a condemnation would be meaningless. We do not know against whom the condemnation proceedings were directed; that is, we do not know who was shown to be the owner of the 0.99 acres. However, the proceeding was solely for vesting title in the United States, and to the extent that title was already in the United States, the condemnation was without effect. Furthermore, the courts do not have the authority to transfer administration from one administrative agency to another through the medium of condemnation. The Congress has by law prescribed the purposes for which lands may be acquired. Both the Department of the Interior and the Department of Defense can acquire lands by condemnation or negotiation under certain conditions, and there is no evidence that such authority is at issue in the instant case.

We, therefore, believe that regardless of the judgment of the court in the present situation, the 0.99 acre tract remains subject to use by the Bureau of Reclamation. In spite of this opinion, where government action has been taken which causes some question as to proper control, we believe that through an overabundance of caution, it would not be objectionable to conform with the routine prescribed by the General Services Administration for transferring land from one agency to another, if for no other reason than to avoid the time and inconvenience of a controversy between agencies.

Keeping in mind that the request is only for clarifying the records (and such a statement should be made on the application or in the letter of transmittal), the application can certify:

- (a) That the agency has a need for the property to carry on an approved program.

Bearing in mind that presently the records show an acquisition of the 0.99 acres by the United States for the purpose of building a hospital, there could be no objection to certification by the Bureau that the land

is needed for project purposes, even though it has been need^d, and used, for such purposes for over thirty-five years and the only indications to the contrary were such as arose through error.

- (b) That the acquisition of the property cannot be financed from available funds.

Under the circumstances I believe this would be true even though the Project had surplus money, for no authority permits dual payment.

- (c) That acquisition and the use of the property would not be contrary to the intent of the Congress with respect to such acquisition and use.

Assuming original acquisition and use to be not contrary to congressional intent, the correction of an error to bring the records back into line to show present administration by the Bureau for that original use would seem to be proper.

- (d) A statement as to the reasons for the transfer, including a description of the use to be made of the property,
... etc.


Frederic K. Gray

In duplicate

Notes and bounds description of tract containing approximately 0.99 acre, required for Mesa Drain right of way in Tract A, Block 11, Yaleta Grant, El Paso County, Texas

From the most northerly corner of the intersection of North Loop Road and Pendale Road, along the northerly line of North Loop Road North $35^{\circ} 29'$ West, a distance of 1484.2 feet and North $63^{\circ} 42'$ West, a distance of 38.1 feet to the point of beginning; thence along the northerly line of North Loop Road North $63^{\circ} 42'$ West a distance of 304.4 feet, more or less, to the southwesterly corner of Tract A, Block 11, Yaleta Grant; thence along the line between Tract 3 and Tract A, Block 11, Yaleta Grant North $31^{\circ} 40'$ East, a distance of 141.4 feet; thence South $64^{\circ} 01'$ East, a distance of 308.0 feet to a point in the line between Tract 2 and Tract A, Block 11, Yaleta Grant; thence along said line between Tract 2 and Tract A, Block 11, Yaleta Grant, South $33^{\circ} 02'$ West, a distance of 143.5 feet to the northerly line of North Loop Road and the point of beginning, containing approximately 0.99 acre.

Water and Electric Corporation of Texas, containing approximately
0.99 acre, situated on the Home Drain right of way in Block 11,
Block 11, Valero Street, El Paso County, Texas

I hereby certify that the subject piece of land, 0.99 acre
in area and as described in detail on the attached sheet, is needed
in connection with the operation and maintenance of the Inleta Unit
(El Paso Valley) of the El Paso County Water Improvement District
No. 1, being the Texas portion of the Rio Grande Reclamation Project,
constructed and operated by the Bureau of Reclamation under the
provisions of the Reclamation Act of June 17, 1902, as amended and
supplemented.

Block 11, Valero Street, El Paso County, Texas, is situated
of Tract 1, Block 11, Valero Street, El Paso County, Texas, between
Tract 2 and Tract 3. Block 11, Valero Street, El Paso County, Texas, is
distance of 111.1 feet; distance south 111.1 feet, a distance of
308.2 feet to a point in the line between Tract 2 and Tract 3.
Block 11, Valero Street, El Paso County, Texas, is situated
Tract 3, Block 11, Valero Street, El Paso County, Texas, on the
111.1 feet on the northerly line of
of construction, tentative approval

W. P. Resch, Project Manager
Rio Grande Project
Bureau of Reclamation
211 Federal Building
El Paso, Texas

Attachment

APPLICATION FOR TRANSFER OF REAL ESTATE
FROM VETERANS ADMINISTRATION
TO RIO GRANDE PROJECT, BUREAU OF RECLAMATION

WHEREAS, the Rio Grande Project, constructed and operated by the Bureau of Reclamation, under provisions of the Reclamation Act of June 17, 1902 as amended and supplemented, is in need of a certain parcel of land; and WHEREAS, this parcel of land was included in condemnation action, Civil Action No. 697 in the District Court of the United States for the Western District of Texas, whereby title was conveyed to the United States; and

WHEREAS, the Veterans Administration has declared such land is surplus to its needs.

It is therefore requested that 0.99 acre of land in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas, be transferred to the Rio Grande Project, Bureau of Reclamation, said tract being more definitely defined on attachment hereto.

The Rio Grande Project has need for this property in conjunction with the operation of the Mesa Drain for the purpose of providing drainage to lands which are repaying construction and development costs to the United States in conjunction with the Reclamation Act of June 17, 1902, as amended and supplemented.

There are no funds available which can be used to finance the acquisition of this parcel.

The acquisition of this parcel and the use for drain purposes is not contrary to the intent of Congress and is expressly provided for under the Reclamation Act of June 17, 1902, as amended and supplemented.

The 0.99 acre will be used as right of way for a segment of the Mesa Drain, one of the facilities in the irrigation and drainage system of the Rio Grande Project for which upkeep and maintenance Congress annually authorizes the use of funds. This segment of the Mesa Drain is an important link in the over-all length of the drain which extends from the easterly limits of the City of El Paso to the Town of Fabens, a distance of approximately 25 miles.

This application is made for the purpose of clarifying records of the Veterans Administration and the condemnation act under which the parcel was obtained. Title to the property was initially vested in the United States by deed dated June 19, 1919 and filed in the records of El Paso County, Texas, page 300, book 328.

0.99 acre Tract 4, Block 11,
Ysleta Grant

380. —

Mgr

WFR-cnr

April 13, 1956

Mr. Wm. P. McCullough
Acting Real Property Disposal Officer
General Services Administration
Dallas 2, Texas

Reference: 7 PS

Dear Mr. McCullough:

There is enclosed, in triplicate, on a form which we have devised, as we are not in possession of a form which G.S.A. uses for such purposes, an application for transfer of 0.99 acre of land from the Veterans Administration to the Rio Grande Project, Bureau of Reclamation.

This land is located in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas. This application is made for the purpose of clearing the records of the Veterans Administration and not from the belief that it is necessary, in view of the fact that the 0.99 acre was actually acquired by the United States in 1919.

Sincerely yours,

W. F. Resch
Project Manager

Enclosure

Mr. Denheimer, Dept. Interior

Four copies of this letter are enclosed and it will be appreciated if you will cause an acceptance of the property transferred and the date thereof endorsed by an authorized representative of the Department of the Interior on one copy in the space so provided and return it to this Office for completion of disposal records.

Very truly yours,

WM. Z. BOWIE
Chief, Real Estate Division
Office of Assistant Administrator
for Construction

Transfer of land herein identified accepted for and on behalf of the Department of the Interior.

By: W. F. Resch May 23, 1956

W. F. Resch, Project Manager
Rio Grande Project
Bureau of Reclamation
El Paso, Texas

cc: Mgr, VAB, El Paso, Tex
Chief, Real Estate Div.
Records

0.99 acre Tract 4, Block 11,
Ysleta Grant

380.-

U 9

Mr. Wilbur A. Daxheimer

APR 30 1956

Mr. Wilbur A. Daxheimer
Commissioner
Bureau of Reclamation
Department of the Interior
Washington 25, D.C.

Dear Mr. Daxheimer:

Pursuant to Regulations of the General Services Administration, Title 2, Real Property Management, December 1953, Chapter IV, Part 2, Section 202, promulgated pursuant to the provisions of Section 202a of the Federal Property and Administrative Services Act of 1949, as amended by the Act of July 12, 1952 (46 Stat. 593) and in compliance with letter of the Regional Office, General Services Administration, Dallas, Texas, dated April 23, 1956, there is hereby transferred to the Department of the Interior, without reimbursement or exchange of funds, the following described property:

"A tract of land containing approximately 0.99 acre, required for Mesa Drain right of way in tract 4, Block 11, Ysleta Grant, El Paso County, Texas.

304 4
"From the most northerly corner of the intersection of North Loop Road and Pendale Road, along the northerly line of North Loop Road North 35° 29' West, a distance of 1484.2 feet and North 63° 42' West, a distance of 38.1 feet to the point of beginning; thence along the northerly line of North Loop Road North 63° 42' West a distance of 98.1 feet, more or less, to the southwesterly corner of Tract 4, Block 11, Ysleta Grant; thence along the line between Tract 3 and Tract 4, Block 11, Ysleta Grant North 31° 40' East, a distance of 141.4 feet; thence South 64° 01' East, a distance of 308.0 feet to a point in the line between Tract 2 and Tract 4, Block 11, Ysleta Grant, thence along said line between Tract 2 and Tract 4, Block 11, Ysleta Grant, South 33° 02' West, a distance of 143.5 feet to the northerly line of North Loop Road and the point of beginning, containing approximately 0.99 acre."



0.99 acre Tract 4, Block 11,
Yaleta Grant

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

REGIONAL OFFICE, REGION 5

P. O. BOX 1609
AMARILLO, TEXAS

IN REPLY
REFER TO:

5-430

MAY 15 1956

380-
MAY 16 1956

EL PASO, TEXAS	
Route to	Initials
Manager	✓
Adm. Asst.	
Power	
Engr.	✓
Flid. Engr.	
Off. Engr.	
Programs	
Hydro.	
Pers.	
Finance	
Supply	
Safety	
Secretary	
File	
Copy to	Date
Elephant Butte	
Las Cruces	
Ysleta	

To: Project Manager, El Paso, Texas

From: Regional Director

Subject: Acquisition of excess real property by transfer from
Veterans Administration

Enclosed are four copies of a letter dated April 30, 1956, concerning a transfer of excess real property from the Veterans Administration to this Department.

These documents are forwarded to you for further handling and distribution as outlined in letter from this office dated April 9, 1955, and Field Solicitor's letter of April 4, 1956.

Robert W. Jennings

Enclosure



RECEIVED

IN REPLY
REFER TO: 805

MAY 7 AM 8:18

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
WASHINGTON 25, D. C.

MAY 2 - 1956

RIO GRANDE

380.-

Route	Code	In	Out	Initial
	100			
1	110	5/15	5/15	LS
	200			
	300			
3	400	5/11	5/15	LS
	500			
	600			
	700			
2	800	5/11	5/15	LS
	900			
	F.Sol.			
1	CMR			

5-16-56

To: Regional Director, Amarillo, Texas
Attention: 5-800

From: Acting Chief, Division of Procurement and Property Management

Subject: Acquisition of excess real property by transfer from Veterans Administration

Enclosed are four copies of a letter dated April 30, 1956, concerning a transfer of excess real property from the Veterans Administration to this Department. If in order, the one copy should be returned to the Washington Office of the Veterans Administration as requested by the incoming letter.

We believe that the one copy enclosed which is marked for the attention of the El Paso office of the Veterans Administration was sent to us by error, and we would suggest that when executed that particular copy be forwarded to its correct destination.

D. B. Ventres

Enclosure (in quad-
uplicate)
8P.

3096 MAY - 1

**Metes and Bounds description of tract containing approximately
0.99 acre, required for Mesa Drain right of way in Tract 4,
Block 11, Ysleta Grant, El Paso County, Texas**

From the most northerly corner of the intersection of North Loop Road and Pendale Road, along the northerly line of North Loop Road North $35^{\circ} 29'$ West, a distance of 1484.2 feet and North $63^{\circ} 42'$ West, a distance of 38.1 feet to the point of beginning; thence along the northerly line of North Loop Road North $63^{\circ} 42'$ West a distance of 304.4 feet, more or less, to the southwesterly corner of Tract 4, Block 11, Ysleta Grant; thence along the line between Tract 3 and Tract 4, Block 11, Ysleta Grant North $31^{\circ} 40'$ East, a distance of 141.4 feet; thence South $64^{\circ} 01'$ East, a distance of 308.0 feet to a point in the line between Tract 2 and Tract 4, Block 11, Ysleta Grant; thence along said line between Tract 2 and Tract 4, Block 11, Ysleta Grant, South $33^{\circ} 02'$ West, a distance of 143.5 feet to the northerly line of North Loop Road and the point of beginning, containing approximately 0.99 acre.

I hereby certify that the subject piece of land, 0.99 acre in area and as described in detail on the attached sheet, is needed in connection with the operation and maintenance of the Ysleta Unit (El Paso Valley) of the El Paso County Water Improvement District No. 1, being the Texas portion of the Rio Grande Reclamation Project, constructed and operated by the Bureau of Reclamation under the provisions of the Reclamation Act of June 17, 1902, as amended and supplemented.

W. F. Resch, Project Manager
Rio Grande Project
Bureau of Reclamation
211 Federal Building
El Paso, Texas

Attachment

3561 MAY 28

APPLICATION FOR TRANSFER OF REAL ESTATE
FROM VETERANS ADMINISTRATION
TO RIO GRANDE PROJECT, BUREAU OF RECLAMATION

WHEREAS, the Rio Grande Project, constructed and operated by the Bureau of Reclamation, under provisions of the Reclamation Act of June 17, 1902 as amended and supplemented, is in need of a certain parcel of land; and

WHEREAS, this parcel of land was included in condemnation action, Civil Action No. 697 in the District Court of the United States for the Western District of Texas, whereby title was conveyed to the United States; and

WHEREAS, the Veterans Administration has declared such land is surplus to its needs.

It is therefore requested that 0.99 acre of land in Tract 4, Block 11, Yelata Grant, El Paso County, Texas, be transferred to the Rio Grande Project, Bureau of Reclamation, said tract being more definitely defined on attachment hereto.

The Rio Grande Project has need for this property in conjunction with the operation of the Mesa Drain for the purpose of providing drainage to lands which are repaying construction and development costs to the United States in conjunction with the Reclamation Act of June 17, 1902, as amended and supplemented.

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This application is made for the purpose of clarifying records of the Veterans Administration and the condemnation act under which the parcel was obtained. Title to the property was initially vested in the United States by deed dated June 19, 1919 and filed in the records of El Paso County, Texas, page 300, book 328.

3561 MAY 28



COPY CNR

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

RIO GRANDE PROJECT

211 U. S. COURT HOUSE

EL PASO, TEXAS

April 13, 1956

IN REPLY
REFER TO:

380,-

Mgr

RH.

Mr. Wm. P. McCullough
Acting Real Property Disposal Officer
General Services Administration
Dallas 2, Texas

Reference: 7 PS

Dear Mr. McCullough:

There is enclosed, in triplicate, on a form which we have devised, as we are not in possession of a form which G.S.A. uses for such purposes, an application for transfer of 0.99 acre of land from the Veterans Administration to the Rio Grande Project, Bureau of Reclamation.

This land is located in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas. This application is made for the purpose of clearing the records of the Veterans Administration and not from the belief that it is necessary, in view of the fact that the 0.99 acre was actually acquired by the United States in 1919.

Sincerely yours,

W. F. Resch
Project Manager

Enclosure

3561 MAY28



1956 MAY 23 AM 8:02

ADDRESS ALL COMMUNICATIONS
TO THE PROJECT MANAGER

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

RIO GRANDE PROJECT
211 U. S. COURT HOUSE
EL PASO, TEXAS

May 23, 1956

380-
RIO GRANDE

Route	Code	In	Out	Initials
1	100			
1	100	5/28	5/28	5
2	200			
2	300	5/28	5/28	5
2	400			
2	500			
3	600	6/4		8
	700			
	800			
	900			
	1000			

To: Regional Director
Attention: 5-430

From: Project Manager

Subject: Acquisition of excess real property by transfer from
Veterans Administration

Reference is made to your letter of May 15, 1956. There are being returned herewith three copies of letter dated April 30, 1956, to the Commissioner from Wm. Z. Bowie.

In accordance with letter of April 9, 1956, and the attached opinion of the Field Solicitor dated April 4, 1956, this office complied with the request of the General Services Administration. By letter dated April 13, 1956, we forwarded to G.S.A., Dallas, Texas, "Application For Transfer Of Real Estate From Veterans Administration To Rio Grande Project, Bureau of Reclamation". Copy of the letter and application are enclosed. Presumably, upon receipt of this letter the G.S.A. directed a letter dated April 23, 1956, to the Veterans Bureau as referred to in Mr. Bowie's letter to the Commissioner, although we have no copy of such a letter.

I have accepted the land in question by affixing my signature at the bottom of the letter to the Commissioner, and am returning the copies to your office with the belief that perhaps the Commissioner's Office should return them to the Veterans Administration in Washington if Mr. Bowie is an employee of that agency.

There is a question as to my authority to accept this land on behalf of the Department of the Interior. If the Field Solicitor does not think that I have this authority, then the letter can be retyped in your office and the Regional Director's signature affixed.

W. F. Resch
W. F. Resch

In dupl.

Enclosures

3561 MAY 28

APR 30 1956

300.
R-1.
Reply refer to:
11CB

Mr. Wilbur A. Drexheimer
Commissioner
Bureau of Reclamation
Department of the Interior
Washington 25, D.C.

Dear Mr. Drexheimer:

Pursuant to Regulations of the General Services Administration, Title 2, Real Property Management, December 1953, Chapter IV, Part 2, Section 202, promulgated pursuant to the provisions of Section 202a of the Federal Property and Administrative Services Act of 1949, as amended by the Act of July 12, 1952 (46 Stat. 593) and in compliance with letter of the Regional Office, General Services Administration, Dallas, Texas, Dated April 23, 1956, there is hereby transferred to the Department of the Interior, without reimbursement or exchange of funds, the following described property:

"A tract of land containing approximately 0.99 acre, required for Mesa Drain right of way in tract 4, Block 11, Yaleta Grant, El Paso County, Texas.

"From the most northerly corner of the intersection of North Loop Road and Pendale Road, along the northerly line of North Loop Road North 35° 29' West, a distance of 1484.2 feet and North 63° 42' West, a distance of 38.1 feet to the point of beginning; thence along the northerly line of North Loop Road North 63° 42' West a distance of 304.4 feet, more or less, to the southwesterly corner of Tract 4, Block 11, Yaleta Grant; thence along the line between Tract 3 and Tract 4, Block 11, Yaleta Grant North 31° 40' East, a distance of 141.4 feet; thence South 64° 01' East, a distance of 308.0 feet to a point in the line between Tract 2 and Tract 4, Block 11, Yaleta Grant, thence along said line between Tract 2 and Tract 4, Block 11, Yaleta Grant, South 33° 02' West, a distance of 143.5 feet to the northerly line of North Loop Road and the point of beginning, containing approximately 0.99 acre."

3561 MAY 28

Mr. Duxheimer, Dept. Interior

Four copies of this letter are enclosed and it will be appreciated if you will cause an acceptance of the property transferred and the date thereof endorsed by an authorized representative of the Department of the Interior on one copy in the space so provided and return it to this Office for completion of disposal records.

Very truly yours,

WM. Z. BOWEN
Chief, Real Estate Division
Office of Assistant Administrator
for Construction

Transfer of land herein identified accepted for and on behalf of the Department of the Interior.

By:

W. F. Resch May 23, 1956
W. F. Resch, Project Manager
Rio Grande Project
Bureau of Reclamation
El Paso, Texas

cc: Mgr, VAB, El Paso, Tex
Chief, Real Estate Div.
Records

3561 MAY 28

0.99 acre Tract 4, Block 11,
Ysleta Grant

380.-

JUN 4 1956

JUN 1 1956

5-430

EL PASO, TEX.	
Route to:	Initials
Manager	<input checked="" type="checkbox"/>
Adm. Asst.	<input checked="" type="checkbox"/>
Power Engr.	<input checked="" type="checkbox"/>
Fld. Engr.	<input checked="" type="checkbox"/>
Off. Engr.	<input checked="" type="checkbox"/>
Programs	<input checked="" type="checkbox"/>
Hydro.	
Perk.	
Finance	
Supply	
Safety	
Secretary	
File	
Copy to:	Date
Elephant Butte	
Las Cruces	
Ysleta	

To: Commissioner
Attention: 800

From: Regional Director

Subject: Acquisition of excess real property by transfer from
Veterans Administration

By your letter of May 2, 1956, four copies of the attached letter, dated April 30, 1956, from Wm. Z. Bowie to the Commissioner, was transmitted to this office.

As requested in your letter, the form has been executed signifying acceptance of real property on behalf of the Bureau of Reclamation. There are enclosed two copies of the letter dated April 30, 1956, one of which should be forwarded to the Veterans Administration, Washington.

Robert W. Janning

Enclosure

Copy to: Project Manager, El Paso, Texas
(w/o encl.)
Field Solicitor
(w/o encl.)

satisfactory; however, if additional data is required to clear the records of the Veterans Administration, we will be glad to cooperate in any way we can.

Sincerely yours,

T. H. Moser
Acting Project Manager

0.99 acre Tract 4, Block 11, 380.—
Ysleta Drain

JED/nc

Eng.

[Handwritten signature]

February 1, 1956

Mr. J. K. Winsor
Real Property Disposal Officer
General Services Administration, Region 7
Dallas 2, Texas

Reference: 7PS

Subject: Portion, Veterans Administration
Hospital Site, El Paso, Texas
V-Tex-511

Dear Mr. Winsor;

This will acknowledge receipt of your letter of December 15, 1955 regarding 0.99 acre of land in Tract 4, Block 11, Ysleta Grant, El Paso County, Texas.

This tract was acquired by the United States in connection with operation and maintenance of the Mesa Drain, a facility of the Rio Grande Project. Fee simple title to the 0.99 acre was conveyed to the United States by warranty deed, dated June 19, 1919, from Martin Tapia and Maria Tapia. In July, 1919 this deed was recorded in Book 328 at Page 300 in the records of El Paso County.

Our search of the records indicates that, by Condemnation action in 1946, the United States acquired title to the 5.03 acres comprising Tract 4, Block 11, Ysleta Grant, "subject however, to existing easements for the Juan de Herrera Lateral and Mesa Drain". The 0.99 acre, in question, is part of the right-of-way of the Mesa Drain; however, it is a definitely defined area to which title is held by virtue of recorded warranty deed, not by easement. It seems therefore, that the Condemnation action conveyed title to only 4.04 acres in Tract 4.

We are not familiar with G. S. A. Regulation Title II, No. 2-IV-202.07b and it is not readily available so we are unable to furnish the information mentioned in the last paragraph of your letter of December 15. It appears that our title to the 0.99 acre is