

Page 455

9/23/86

SOLD

140
MONTOLA DRAIN

0023-0030-0022-01
(Patent)

780 CUNNINGHAM, E. S.

780

AD 13
31-3
Patent
Already correct
in name of
Emily S
Cunningham

BK. 92 Page 455

UNITED STATES OF AMERICA

TO

EMILY S. CUNNINGHAM

NO. 7799
Las Cruces 055105

P A T E N T

RECEIVED
U. S. LAND OFFICE
LAS CRUCES, N. M.
DATE MAR 8 1938
Hour _____

THE UNITED STATES OF AMERICA,

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING: WHEREAS, a Certificate of the Register of the Land Office at Las Cruces, New Mexico, has been deposited in the General Land Office whereby it appears that full payment has been made by Emily S. Cunningham, assignee of C. Scarborough, according to the provisions of the Act of Congress of June 16, 1934 (48 Stat. 975), entitled "An Act providing for the issuance of patents upon certain conditions to lands and accretions thereto determined to be within the State of New Mexico in accordance with the decree of the Supreme Court of the United States entered April 9, 1928," for the Tract one hundred ninety-two in Sections thirty-four and thirty-five in Township Twenty-seven south of Range three east of the New Mexico Meridian, New Mexico, containing fourteen acres and ninety six hundredths of an acre, according to the Official Plat of the Survey of the said Land approved February 10, 1933, accepted June 13, 1933, and officially filed in the General Land Office October 1, 1934;

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said C. Scarborough and to his heirs, the Tract of Land above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature thereunto belonging, unto the said Scarborough and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs, used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the land hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

As provided under Section 3 of the said Act of Congress of June 16, 1934, this patent is issued upon the express condition that the land herein granted shall be subject to the same liens, other than liens for taxes and water and like quasi-public charges, that would have been against said land had it been in Texas.

IN TESTIMONY WHEREOF, I, Franklin D. Roosevelt, President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the FIRST day of MARCH in the year of our Lord one thousand nine hundred and THIRTY-EIGHT and of the Independence of the United States the one hundred and SIXTY-SECOND.

By the President: Franklin D. Roosevelt

By Jeanne Kavanagh, Secretary.

[SEAL OF GENERAL LAND OFFICE]

Evelyn S. Adams, Recorder of the General Land Office

RECORDED: Patent Number 1095911

Filed for record in my office this the 31st day of May, A. D. 1938, at 3:00 o'clock P.M.

S. L. APODACA, County Clerk.

BY _____ Deputy