

780 FOSTER, J. F. et. ux: Edith

QUITCLAIM DEED

150 NEMEXAS DEATH NO. 7

002-3-0061-0021-00

710

Land Records  
Rio Grande Project  
(23)

Foster, J. F., et.

W. Edith

0023-0061-0021-00

QUITCLAIM DEED

This Indenture, made the ninth day of June, in the year of our Lord, one thousand nine hundred and thirty-two, between J. F. Foster and Edith Foster, his wife

parties of the first part, and the United States of America, party of the second part, in pursuance of the provisions of the act of June 17, 1902 (32 Stat. 368), and acts amendatory thereof and supplementary thereto.

Witnesseth: That the parties of the first part, for and in consideration of the allowance of credits in the sum of Two hundred seventy-three & no/100 Dollars (\$ 273.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said parties of the first part, pursuant to contract of Dec. 20, 1929, between the said District and the United States, do by these premises demise, release, and forever quitclaim unto the said party of the second part, and to its successors and assigns, all that certain lot, piece, or parcel of land situated in the County of Dona Ana, and State of New Mexico, and bounded and particularly described as follows, to wit:

A tract of land lying and situate in Dona Ana County, New Mexico and in the Northwest quarter (NW 1/4) Section four (4) Township twenty-seven (27) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refugio Colony Grant and tract numbered 1873, as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point, the Southeast Corner of the land of the grantors and from which point the Northwest Corner Section four (4) Township twenty-seven (27) South, Range three (3) East, N.M.P.M., bears North thirty-four degrees (34°) nineteen minutes (19') twenty-five seconds (25") West three thousand one hundred forty-eight and no tenths (3148.0) feet; thence South sixty-seven degrees (67°) five minutes (05') West, along the southerly property line of the land of the grantors, sixty-five and seven tenths (65.7) feet; thence North fourteen degrees (14°) forty-nine minutes (49') West one thousand five hundred eighty-three and nine tenths (1583.9) feet; thence to the left along a curve having a radius of five hundred eighteen and sixty-six hundredths (518.66) feet a distance of two hundred seventy-five and two tenths (275.2) feet; thence North forty-five degrees (45°) thirteen minutes (13') West seven hundred forty-six and three tenths (746.3) feet to a point on the northerly property line of the land of the grantors; thence North eighty-three degrees (83°) twenty-three minutes (23') East, along said northerly property line eighty-three and two tenths (83.2) feet to a point the Northeast Corner of the land of the grantors, from which point the Northeast Corner Section four (4), Township twenty-seven (27) South, Range three (3) East, N.M.P.M., bears North eighty-five degrees (85°) fifty-three minutes (53') twenty seconds (20") East four thousand five hundred sixty-two and two tenths (4562.2) feet thence along the easterly property line of the land of the grantors, South forty-five degrees (45°) thirteen minutes (13') East six hundred ninety-four and four tenths (694.4) feet, to the right along a curve having a radius of five hundred eighty-three and sixty-six hundredths (583.66) feet a distance of three hundred nine and seven tenths (309.7) feet and South fourteen degrees (14°) forty-nine minutes (49') East one thousand five hundred seventy-four and seven tenths (1574.7) feet to the place of beginning. Said tract containing three and nine tenths (3.9) acres, more or less. Curve distances based on 100 ft. chords. All as shown on plat attached hereto and made a part hereof.

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any-wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof. To Have and to Hold, all and singular the said premises, together with all the appurtenances, unto the said party of the second part, and unto its successors and assigns forever.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

N B Phillips

April 4, 1936

Notary Public in and for Dona Ana County.

My commission expires

PARTIAL RELEASE OF LIEN

Know all men by these presents, That the undersigned owner(s) and holder(s) of that certain... dated... 19... and recorded at Page... Book... Records of Dona Ana County, New Mexico, ha... released and do... hereby release the said... insofar as the same pertains to the parcel or tract of land described in the above and foregoing quitclaim deed, and authorize said lien to be released and satisfied of record to that extent, provided, however, that said... shall in all other respects remain in full force and effect.

Witness (my, our) hand(s) and seal(s) this... day of..., 19...

STATE OF NEW MEXICO } COUNTY OF DONA ANA }

On this... day of..., 19..., before me appeared... to me personally known, who being by me duly sworn did say that he is the... of... and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors and said... acknowledges said instrument to be the free act and deed of said corporation.

Notary Public in and for Dona Ana County.

My commission expires

STATE OF NEW MEXICO } COUNTY OF DONA ANA }

On this... day of..., 19..., before me personally appeared

to me known to be the person described in and who executed the foregoing... and acknowledged that... executed the same as... free act and deed.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public in and for Dona Ana County.

My commission expires

STATE OF NEW MEXICO } COUNTY OF DONA ANA }

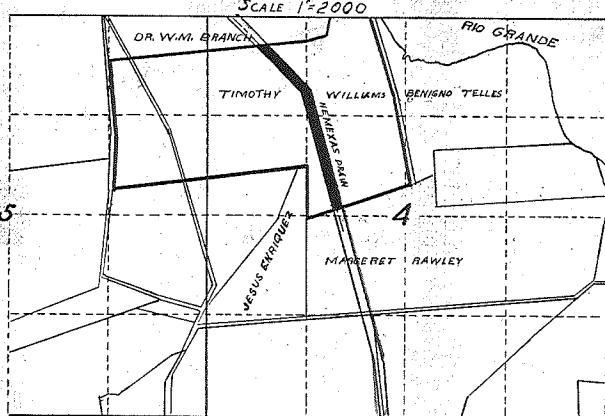
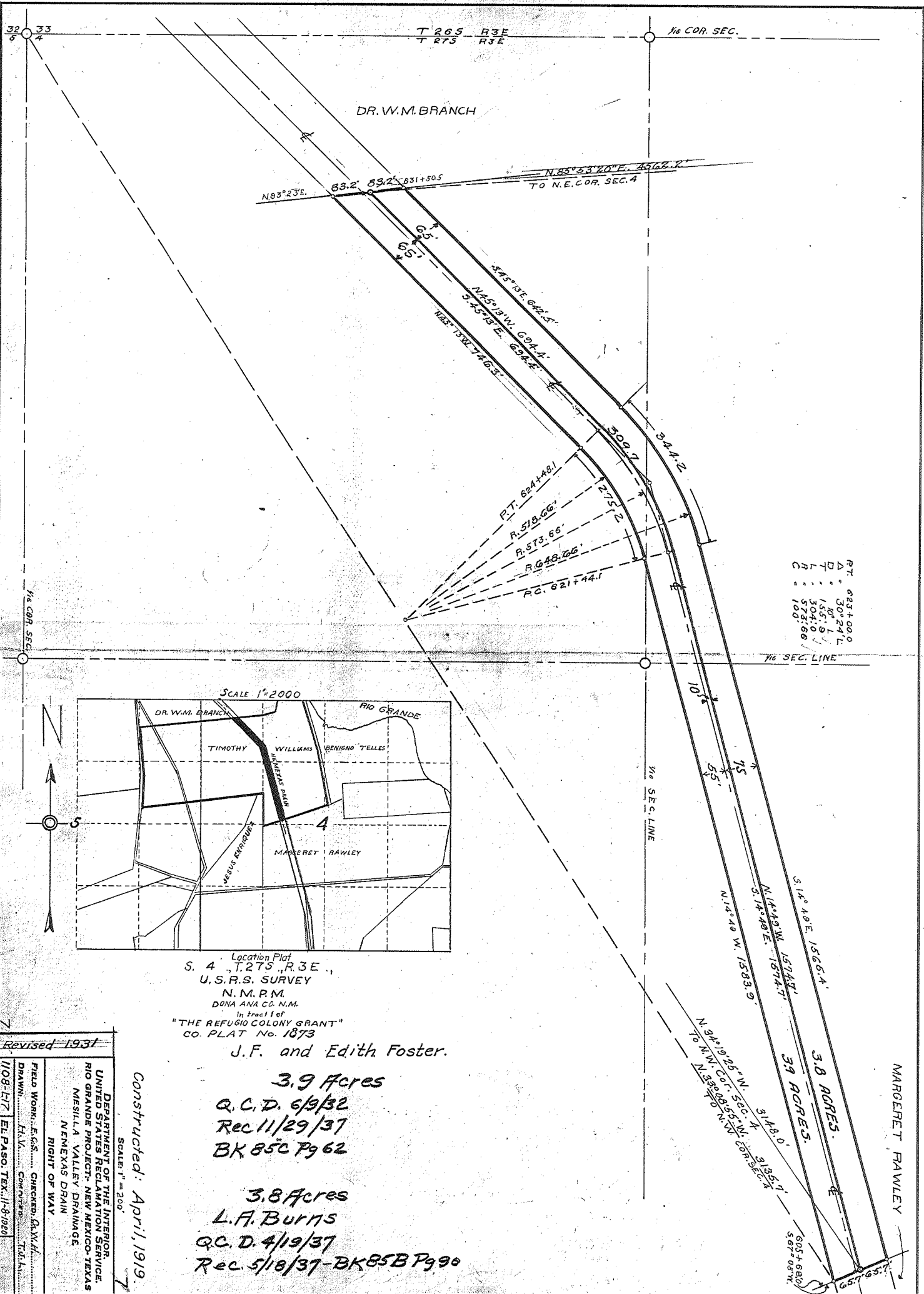
I hereby certify that this instrument was filed for record on the... day of... November... A. D. 19... at... o'clock, A. M., and duly recorded in Book... Page... of the Records of Deeds and Mortgages of said County.

S L Apodaca

County Clerk and Ex-Officio Recorder.

F C Lopez

Deputy.



Location Plat  
S. 4, T. 275, R. 3E,  
U.S.R.S. SURVEY  
N.M.P.M.  
DONA ANA CO. N.M.  
In tract 1 of  
"THE REFUGIO COLONY GRANT"  
CO. PLAT No. 1873  
J.F. and Edith Foster.

3.9 Acres  
Q.C.D. 6/9/32  
Rec 11/29/37  
BK 85C P 62

3.8 Acres  
L.A. Burns  
Q.C.D. 4/19/37  
Rec. 5/18/37 - BK 85B P 990

Constructed: April, 1919.

Revised 1937

FIELD WORK: E.G.S. CHECKED: G.A.K.H.  
DRAWN: H.V. COMPUTER: T.M.A.

DEPARTMENT OF THE INTERIOR  
UNITED STATES RECLAMATION SERVICE  
RIO GRANDE PROJECT - NEW MEXICO - TEXAS  
MESILLA VALLEY DRAINAGE  
NEMEXAS DRAIN  
RIGHT OF WAY

108-177 EL PASO TEX. 11-8-1930

MARGARET RAWLEY

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas

8/8/33

From Superintendent

To District Counsel

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

1. For your consideration, there is transmitted herewith, deed dated 6/9, 1932, from J. F. + Edith Foster conveying 32 acres of land, in Sec. 4, Twp. 27S Range 3E Dona Ana County, Plat No. 1873, Right of Way Plat No. 7, Yemasas Drain, together with certificate of officials of the Elephant Butte Irrigation District dated 6/9, 1932, under the provisions of contract dated December 20, 1929, between said District and the United States.

L. R. Fiock

Superintendent

To Superintendent

El Paso, Texas, DEC 28 1933

The above described deed appears on its face to be in satisfactory form and to be properly executed. The certificate of the officials of the Elephant Butte Irrigation District as to title is properly executed and based thereon, in accordance with the provisions of the above mentioned contract, the deed and certificate are approved as to form and legal sufficiency and the deed may be recorded and the original thereof transmitted to the Washington office in the usual manner and credit may be extended to the District in the amount stated in said certificate in accordance with provisions of the above mentioned contract.

H. J. S. Devries

District Counsel

To The Commissioner

El Paso, Texas, JAN 22 1938

The deed above described has been accepted and recorded. The original executed deed and certificate are transmitted herewith to the Washington office for filing.

L. R. Fiock

Superintendent.

CC - Chief Engineer  
with enclosure.

Co. Plat No. 1873  
R/W Plat No. 7  
Namias Drain

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

June 9, 1938

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from **J. F. Foster and Edith Foster** conveying 8.0 acres of land in Section 4 Township 27 N Range 8 E to The United States for drain right of way, and on account of which the District has fixed credit on assessments to be allowed the said grantor in the total sum of \$ 273.00 of which amount a credit of \$ \_\_\_\_\_ has already been allowed by the District to the said landowner on assessments for the year \_\_\_\_\_ pursuant to contract between the District and the United States dated **December 20, 1929**

2. It is certified from investigation made, that the grantor(s) named in the said deed appear(s) to be the owner(s) and in possession of the land described in said deed and that said land was at the time of said conveyance free from tax liens and other recorded liens and encumbrances.

ELEPHANT BUTTE IRRIGATION DISTRICT  
By [Signature]  
President.

ATTEST:  
[Signature]  
Secretary.

(SEAL)