

180

MARTINEZ, PABLO et. ux. Leonor Ade

QUITCLAIM DEED

(150) NEXELAS DRAIN NO. 166

0023-0057-0020-0024-009

180

QUITCLAIM DEED

THIS INDENTURE, made the 1st day of December, in the year of our Lord, one thousand nine hundred and thirty-seven, between Pablo Martinez, and Leonor A. de Martinez, 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 Seventy-seven and no/100 Dollars (\$77.00) 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 December 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 Southeast quarter Southeast quarter (SE1/4) Section eighteen (18), Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refugio Colony Grant and tract numbered 2899 as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point on the southerly property line of the land of the grantors and from which point the Southeast Corner Section eighteen (18), Township twenty-six (26) South, Range three (3) East, N.M.P.M. bears South forty-three degrees (43°) fifty minutes (50') twenty-three seconds (23") East seven hundred sixty-seven and five tenths (767.5) feet; thence South sixty-four degrees (64°) fifty-seven minutes (57') West, along said southerly property line, sixty-three and six tenths (63.6) feet to a point, the Southwest Corner of the land of the grantors; thence North eighteen degrees (18°) forty-six minutes (46') West, along the westerly property line of the land of the grantors, one hundred sixty-one and seven tenths (161.7) feet; thence North seven degrees (7°) twenty-four minutes (24') East two hundred forty-one and one tenth (241.1) feet to a point on the northerly property line of the land of the grantors, from which point the Northwest Corner Section eighteen (18), Township twenty-six (26) South, Range three (3) East, N.M.P.M. bears North forty-seven degrees (47°) fourteen minutes (14') West six thousand two hundred eighty-one and no tenths (6281.0) feet; thence North sixty-four degrees (64°) twenty-three minutes (23') East, along said northerly property line, one hundred forty-nine and one tenth (149.1) feet; thence South seven degrees (7°) twenty-four minutes (24') West four hundred thirty-three and four tenths (433.4) feet to the place of beginning. Said tract containing one and one tenth (1.1) acres, more or less. All as shown on plat attached hereto and made a part hereof.

Correct as to Engr. Data

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

To Have and to Hold, all and singular the said premises, together with all the appurtenances, unto the said party of the second part, and unto its successors and assigns, forever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand and seal the day and year first above written.

Signed, sealed, and delivered in the presence of B. S. Chavez Pablo Martinez Leonor de A. Martinez

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

On this 1st day of December, 1937, before me personally appeared Pablo Martinez and Leonor A. de Martinez, his wife

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

**S. L. Apodaca Co. Clerk**

*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 \_\_\_\_\_, (Mortgage or other lien) Records of Dona Ana County, New Mexico, ha\_\_\_\_\_ released and do\_\_\_\_\_ hereby release the said \_\_\_\_\_ insofar as the same pertains to the parcel (Mortgage or other lien) or tract of land described in the above and foregoing quitclaim deed, and authorize said lien to be released and satisfied of record to that extent, provided, however, that said \_\_\_\_\_ shall in all other (Mortgage or other lien) respects remain in full force and effect.

WITNESS (my, our) hand(s) and seal(s) this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me appeared \_\_\_\_\_ to me personally known, who being by me duly sworn did say that he is the \_\_\_\_\_ (Such as president or other officer) of \_\_\_\_\_ (Here describes the corporation) and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors and said \_\_\_\_\_ acknowledges said instrument to be the free act and deed of said corporation.

*Notary Public in and for Dona Ana County.*

My commission expires \_\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me personally appeared \_\_\_\_\_ to me known to be the person described in and who executed the foregoing \_\_\_\_\_, (Quitclaim deed or partial release of lien) and acknowledged that \_\_\_\_\_ executed the same as \_\_\_\_\_ free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

*Notary Public in and for Dona Ana County.*

My commission expires \_\_\_\_\_

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

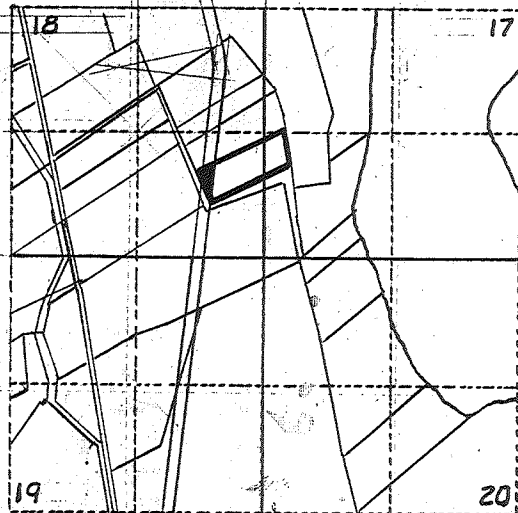
I hereby certify that this instrument was filed for record on the 20 day of January A. D. 1938, at 10:30 o'clock, A m., and duly recorded in Book 850, Page 145, of the Records of Deeds and Mortgages of said County.

**S. L. Apodaca**  
*County Clerk and Ex-officio Recorder.*

S

*Deputy.*

SCALE: 1" = 2000'

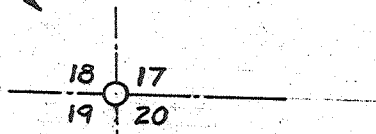
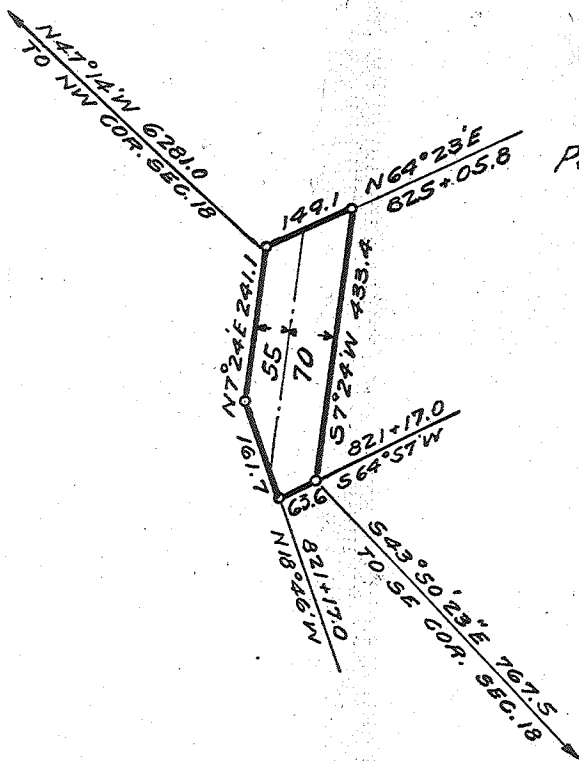


LOCATION PLAT  
 S. 18 .. T. 26 S. .. R. 3 E .. N.M.P.M.  
 U.S.S. SURVEY  
 DONA ANA COUNTY N.MEX.  
 REFUGIO COLONY GRANT  
 COUNTY PLAT NO- 2899

R of W 1.1 ACRES

Pablo & Leonor A. Martinez.

Q.C.D. 12/1/37  
 Rec 1/20/38  
 BK 85C Pg 145



SCALE: 1" = 300 FT. 160

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

FIELD WORK: HAWLEY... CHECKED: G.V.H.  
 DRAWN: [Signature]... APPROVED: [Signature]

1103-L-17 | EL PASO, TEX., 12/31

Constructed: Jan. 1920.

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas Jan. 4, 1938

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 December 1st, 1937, from Pablo Martinez & Leonor A. de Martinez conveying 1.10 acres of land, in Sec. 18, TWP. 26S Range 2E Dona Ana County, Plat No. 2899, Right of Way Plat No. 16 C, Newman Drain, together with certificate of officials of the Elephant Butte Irrigation District dated December 9, 1937, under the provisions of contract dated December 20, 1929, between said District and the United States.

L. H. Flock

Superintendent

To Superintendent

El Paso, Texas. JAN 17 1938

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. FEB 21 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. Flock

Superintendent

CC - Chief Engineer  
with enclosure.

no. 374

Co. Plat No. \_\_\_\_\_  
E. Plat No. \_\_\_\_\_

New Mexico Drain in  
Drain Plat No. 16-C.

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

~~December 9, 1937~~

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from  
Pablo Martinez and Leonor A. de Martinez conveying 1.10  
acres of land in Section 18 Township 26 S Range 3 E 1  
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 \$ 77.00 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 30, 1928~~

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

ELEPHANT BUTTE IRRIGATION DISTRICT  
By Arthur Starr  
President.

ATTEST:

José A. Leal  
Secretary.  
(SEAL)

LAND INVENTORY STATUS LIST  
LAPS

Program Id  
FCROILT

TRANSACTION CODE	11
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TRACT NUMBER		20	
2A	2B	2C	2D
PROJECT	PAGE	INDEX	SUFFIX

0023-0057-0030-00

31 COMMENTS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3	CATEGORY OF LAND	4	ACQUISITION METHOD	5	DATE ACQUIRED	6	MANAGEMENT AREA	7	ACRES	8	IDENTIFIED PROPERTY NO.	9	COST	10	EST. COST	11	L#B/RUR	12	GSA USAGE	13	GSA REPORT CODE	14	DECLARED EXCESS	15	STATE	16	COUNTY	17	CITY	18	CONGRESSIONAL DISTRICT	19	PLT		
					M M Y Y	6A	6B	6C		8A	8B																								
					1837																														

20	20A	RECORD INFORMATION	20B	COUNTY RECORDING

OUTLAW DEED 850,145

21	VALUATION INFORMATION	21A	ESTIMATED CURRENT VALUE	21B	METHOD USED	21C	H-8-USE

22	UTILIZATION	22A	GSA	22B	BOR	23	LAND USE INVENTORY	24	WITHDRAWAL REVIEW

25	INUNDATION	25A	% UNDER WATER	25B	% FLOOD PLAIN	25C	% NOT FLOOD PLAIN

26	RESOURCE REVIEW		27	ARCHAEOLOGICAL	28	ENVIRONMENTAL	29	ENDANGERED SPECIES	30	HAZARDOUS WASTE			
	26A	26B	27A	27B	27C	28A	28B	29A	29B	29C	30A	30B	30C
	STUDY	RESULT	STUDY	RESULT	DATE	TYPE	DATE	STUDY	RESULT	CRITICAL HABITAT	DETERM.	PERMIT	DATE
	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y	M M Y Y

Person Filling Out Form: \_\_\_\_\_  
Date: 11/5/87

Person Entering Data on Computer: \_\_\_\_\_  
Date: \_\_\_\_\_