

480

SAUR, THEODOR, et. ux. Auguste

QUITCLAIM DEED

(150) NEMEXAS DRAIN NO. 16A

0023-0057-0022-00

QUITCLAIM DEED

COPIED BY [unclear]

THIS INDENTURE, made the fifth day of April, in the year of our Lord, one thousand nine hundred and thirty-two, between Theodor Saur and Auguste Saur

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

WITNESSETH: That the part ies of the first part, for and in consideration of the allowance of credits in the sum of Two Hundred Ten and no/100 Dollars (\$ 210.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part ies of the first part, pursuant to contract of 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 (SE $\frac{1}{4}$ ) Section eighteen (18) and Northeast quarter (NE $\frac{1}{4}$ ) Section nineteen (19), 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 1706, as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Correct as to Engr. Data  
S.M.A.

Beginning at a point on the northerly property line of the land of the grantors and from which point the Southwest Corner Section eighteen (18), Township twenty-six (26) South, Range three (3) East, N.M.P.M. bears South eighty-five degrees (85°) thirty-eight minutes (38') fifty seconds (50") West four thousand five hundred sixty-eight and three tenths (4568.3) feet; thence along said northerly property line, North fifty-seven degrees (57°) sixteen minutes (16') East seventy-seven and three tenths (77.3) feet, South eighteen degrees (18°) forty-six minutes (46') East forty-nine and four tenths (49.4) feet and North seventy degrees (70°) twenty-one minutes (21') East forty-nine and five tenths (49.5) feet; thence South seven degrees (7°) twenty-four minutes (24') West one thousand forty-five and seven tenths (1045.7) feet to a point on the southerly property line of the land of the grantors; thence South sixty-three degrees (63°) fifty-seven minutes (57') West, along said southerly property line one hundred forty-nine and eight tenths (149.8) feet to a point from which the Northwest Corner Section nineteen (19), Township twenty-six (26) South, Range three (3) East, N.M.P.M. bears North eighty degrees (80°) twenty-seven minutes (27') forty seconds (40") West four thousand four hundred eighty and four tenths (4480.4) feet; thence North seven degrees (7°) twenty-four minutes (24') East one thousand one hundred and four tenths (1100.4) feet to the place of beginning. Said tract containing three and no tenths (3.0) acres, more or less. All as shown on plat attached hereto and made a part hereof.

COPIED BY [unclear]

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

**W. B. Richmond**

Notary Public in and for ~~Dona Ana~~ **El Paso** County.

My commission expires **June 30, 1933**

**PARTIAL RELEASE OF LIEN**

KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain \_\_\_\_\_ (Mortgage or other lien) dated \_\_\_\_\_, 19\_\_\_\_, and recorded at Page \_\_\_\_\_, Book \_\_\_\_\_, Records of Dona Ana County, New Mexico, ha\_\_\_\_\_ released and do\_\_\_\_\_ hereby release the said \_\_\_\_\_ (Mortgage or other lien) 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 \_\_\_\_\_ (Mortgage or other lien) 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 } ss:

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

Notary Public in and for Dona Ana County.

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

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this 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 **16th** day of **December** A. D. 19**32**, at **2:40** o'clock, **P** m., and duly recorded in Book **85 A**, Page **201**, of the Records of Deeds and Mortgages of said County.

**M R Nevarez**

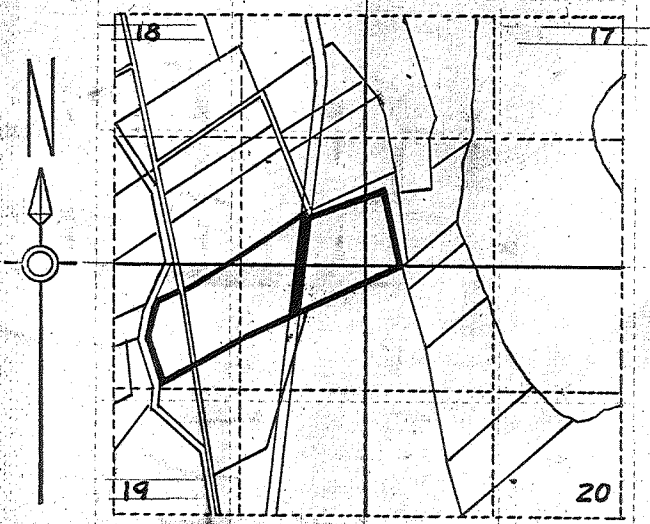
County Clerk and Ex-officio Recorder.

**Nellie E. Chavez**

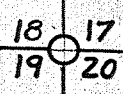
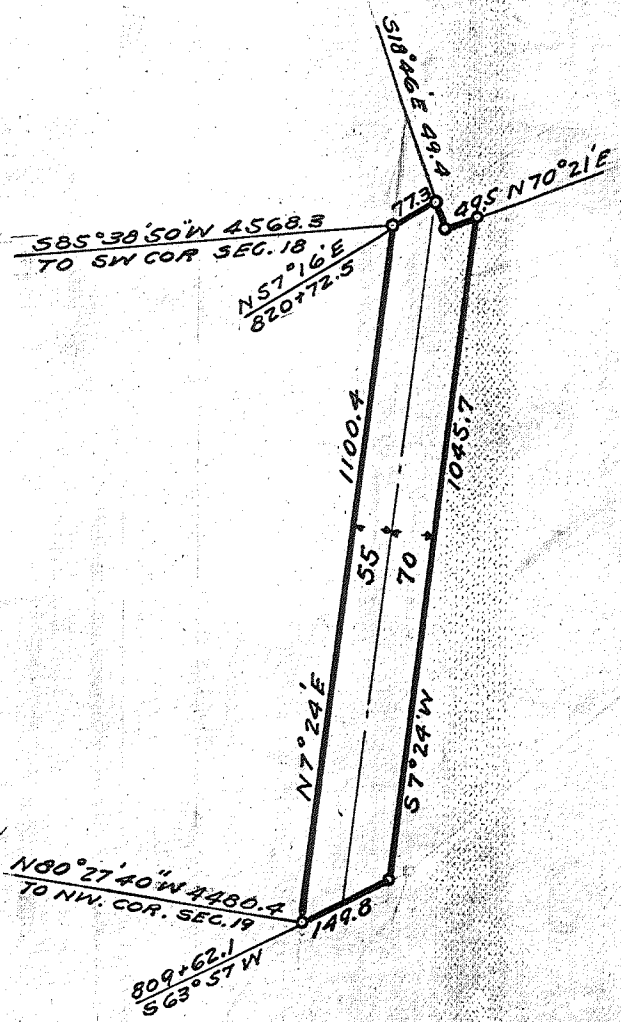
Deputy.

# 107238

SCALE: 1" = 2000'



LOCATION PLAT  
 S. 18-19, T. 26S., R. 3E., N.M.P.M.  
 U.S.R.S. SURVEY  
 DONA ANA COUNTY N.MEX.  
 REFUGIO COLONY GRANT  
 COUNTY PLAT NO-1706  
*Theodor Saur*  
 RofW 3.0 ACRES



Q.C.D. 4/5/32  
 Rec. 12/16/32  
 BK 85A Pg 201

SCALE: 1" = 300 FT. 16a

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

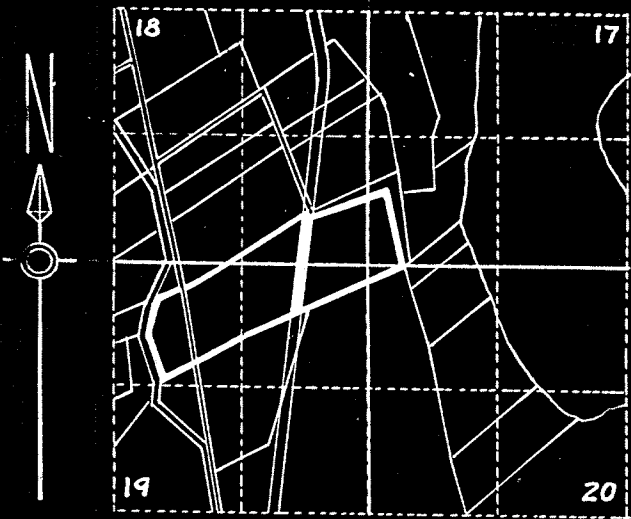
FIELD WORK: *HOMLEY* CHECKED: *G.W.H.*  
 DRAWN: *Phila* APPROVED: .....

Constructed: Jan. 1920.

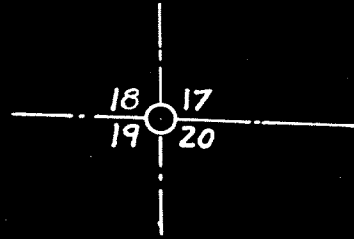
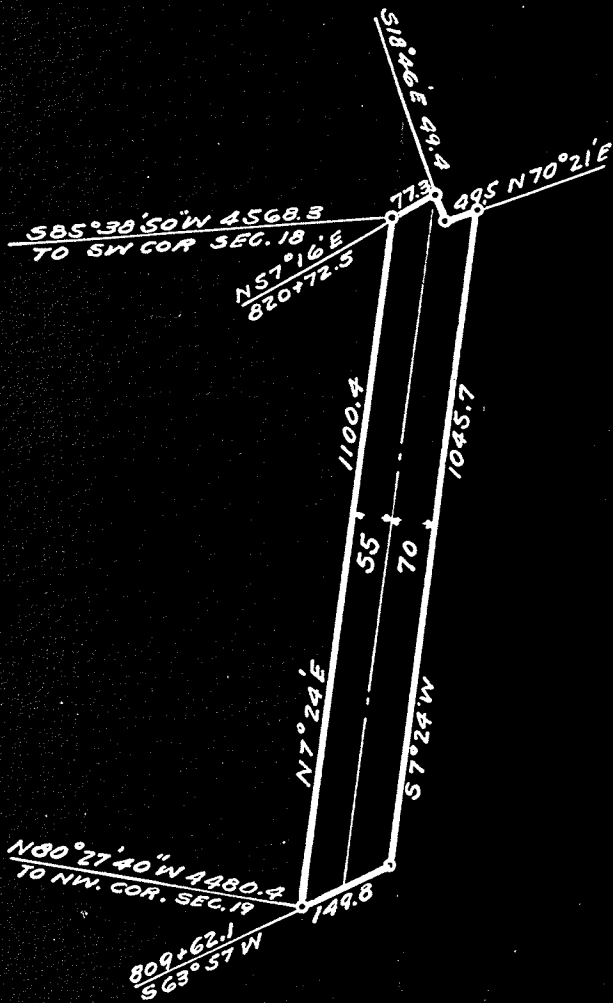
16a

1103-1-17 | EL PASO, TEX., 12/31

SCALE: 1" = 2000'



LOCATION PLAT  
 S. 18-19., T. 26S., R. 3E. N.M.P.M.  
 U.S.R.S. SURVEY  
 DONA ANA COUNTY N.MEX.  
 REFUGIO COLONY GRANT  
 COUNTY PLAT NO-1706  
*Theodor Saur.*  
 RofW 3.0 ACRES



SCALE: 1" = 300 FT. 16a.

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

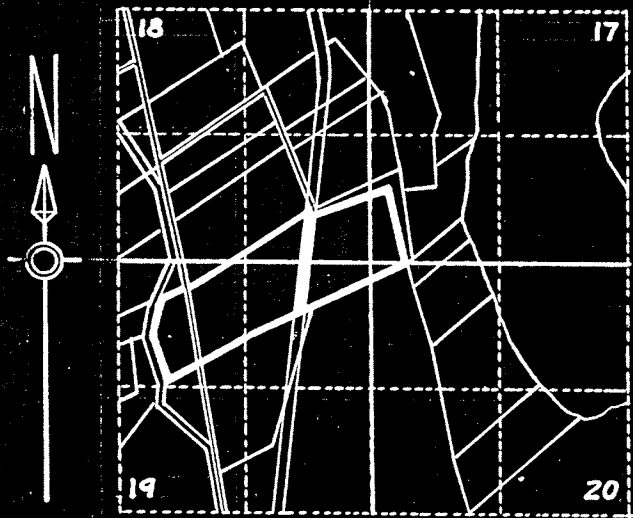
FIELD WORK: *HAWKLEY*, CHECKED: *G.W.H.*  
 DRAWN: *[Signature]* APPROVED: *[Signature]*

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

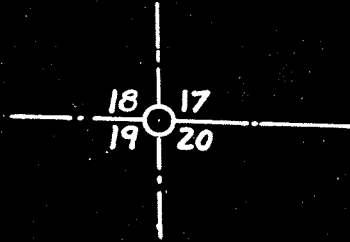
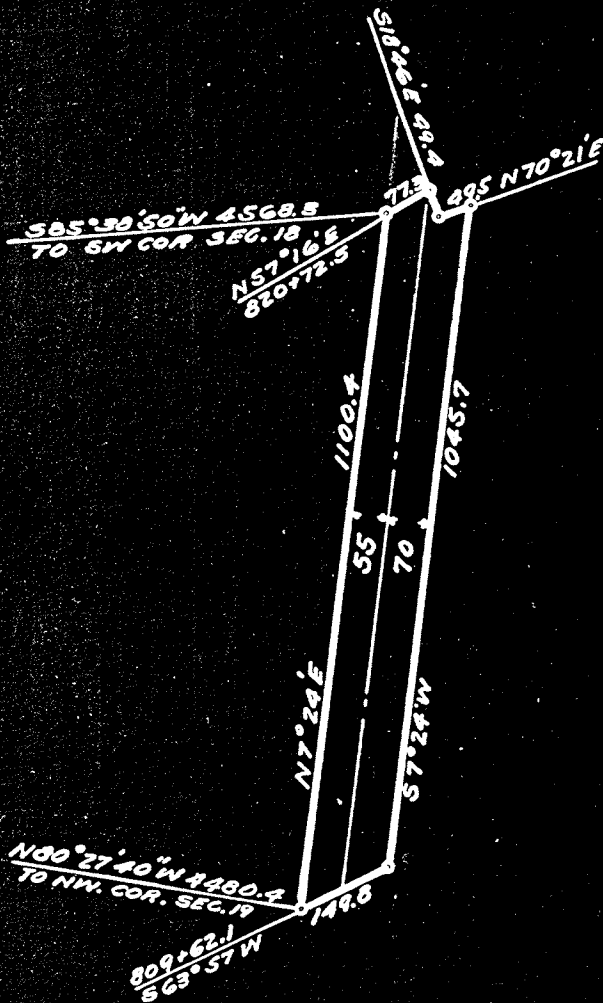
Constructed: Jan. 1920.

16a

SCALE: 1" = 2000'



LOCATION PLAT  
 S. 18-19, T. 26S., R. 3E. N.M.P.M.  
 U.S.R.S. SURVEY  
 DONA ANA COUNTY N.MEX.  
 REFUGIO COLONY GRANT  
 COUNTY PLAT NO-1706  
*Theodor Saur.*  
 R of W 3.0 ACRES



SCALE: 1" = 300 FT. 169.

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.W.H.*  
 DRAWN: *[Signature]* APPROVED: *[Signature]*  
 1108-1-17 | EL PASO, TEX., 12/31

Constructed: Jan. 1920.

16a

DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION

El Paso, Texas

10/3/32

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 4/5, 1932, from Theodor Sam, et ux Auguste conveying 3 acres of land, in Sec. 18-19, Twp. 26S Range 3E Dona Ana County, Plat No. 1706, Right of Way Plat No. 16a, New Mexico Drain, together with certificate of officials of the Elephant Butte Irrigation District dated 4/6 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

OCT 15 1932

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,

NOV 18 1937

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. 1700  
E/S Plat No. 10  
Honzas Drain

# 4 of 4

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

April 6, 1932

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from Theodor Saur & Auguste Saur conveying 5.0 acres of land in Section 19, 19 Township 28 S Range 5 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 \$ 210.00 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)



Co. Plat No. 1786  
R/W Plat No. 16  
Hemezias Drain

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

April 6, 1928

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from Theodor Saur & Auguste Saur conveying 5.0 acres of land in Section 18, 19 Township 26 S Range 5 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 \$ 210.00 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, 1923

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)