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TOWARD (BE) TOWARD

# RIPORT OF BOARD OF APPRAISAL.

We, the undersigned, members of a board designated to fix value of 44.35 acres of land to be purchased by the United States from I. G. Gaal, Jos. U. Sweeney, W. M. Coldwell and J. E. Quaid, for right-of-way for the Riverside Canal of the Rio Grande Federal Irrigation Project, described in agreement to sell dated March 17, 1927, find that the fair and reasonable value of said land is the sum of \$1663.13.

M1 Paso, Texas, March 26, 1927.

G. W. Huffman

Representative in Pase County

Water Improvement District

No. 1.

Representative U. S. Bureau of Reclamation.

#### CERTIFICATE BY PROJECT SUPERINTENDENT.

I hereby certify that the land described in attached land purchase contract dated March 17, 1927, between the United States of America and I. G. Gaal, Jos. U. Sweeney, W. M. Coldwell and J. E. Quaid, is required for purposes authorized by the Act of June 17, 1902, (32 Stat., 388), namely, as right of way for the Riverside Canal, a part of the Ric Grande Federal Irrigation Project; that the consideration to be paid thereunder, namely, \$1663.13, is reasonable and the lowest that could be obtained; and I recommend that the contract be approved.

Dated at El Paso, Texas, this day of March, 1927.

Project Superintendent, Bureau of Reclamation.

#### CERTIFICATE OF POSSESSION.

land described in attached land purchase contract dated March 17, 1927, between The United States of America, and I. G. Gaal, Jos. U. Sweeney, W. M. Coldwell and J. E. Quaid, and that the proposed grantors are in actual, sole and exclusive possession of the land proposed to be conveyed, claiming to be the owners thereof, and no person claiming a right in such land adverse to the proposed grantors is in possession of any part of it.

Dated at 31 Paso, Taxas, this 26 day of March, 1927.

G	30.	W. E	load	ley		ng-von- <del>velicin</del>
	J	mior	· Br	gin	or,	
	Bu	eau	of	Rec.	Lamat	ion.

I, W. M. Coldwell, the undersigned, have heretofore joined in the execution of a contract under date of March 17, 1927, recorded in Book 472 at page 336 of Deed Records of El Paso County, Texas, wherein I agreed to convey to the United States of America 46.8 acres of land, more or less, situated in Survey No. 49 of the Ysleta Grant, in El Paso County, Texas, and more particularly described in said contract, and

That I have heretofore conveyed said described land to Jos. U. Sweeney, one of the other parties to said contract, and I hereby waive all claim against the United States of America of any nature whatsoever to any of the sale price named in said contract and disclaim all interest in and to the consideration to be paid by the United States for said described land, under said contract.

Witness to signature:

: 519 1/1

11.14. COLDWEL

	Jules nesdo	mare Form	2, 0,000	0 2 0	No. 4966- J. U. Sincere elel	RECEIVED for record the following instrument:	Fees \$ / VX	70
CRICHET PRINTY OF AM	$B_y$ $M$ $M$	W. D. GREET, County Clerk	1) Caronin	W W	60		El Paso, Texas, June & A 1927	

#### El Paso, Toxas, June 9, 1927

From

District Counsel,

To

Project Superintendent, El Paso, Texas,

Title to 46.8 acres in Survey #49, Yeleta Grant, El Pasa County, Texas, -Riverside Canal Heading and Wasteway under land purchase contract dated March 17, 1927, with I. G. Geal, Jos. U. Sweeney, V. M. Coldwell and J. E. Quaid.

1. Transmitted herewith is original recorded deed and copy, original contract, certificate of guarantee of title and all title papers in the above named land purchase.

- 2. I find satisfactory title to have bested in the United States free and clear of lions and incumbrances.
- 5. It is accordingly recommended that the consideration stated in the contract be paid to I. G. Casl, Jos. U. Sweeney and J. E. Quaid, three of the joint contractors, the fourth W. M. Coldwell having since making the contract, deeded his interest to the others and having executed a waiver to claim to the purchase price, which waiver is transmitted horewith.

Ence.

H. J. C. Devries,

OFFICERS

F. M. MURCHISON
President

Z. T. WHITE Vice-President

C. M. NEWMAN Vice-President

N. H. GILLOT Vice-Pres. & Manager

J. H WHITE Treasurer & Asst. Secy.

A. G. FOSTER Secretary Pioneer Abstract & Guarantee Title Company
First National Bank Building
El Paso, Texas

May 19, 1927.

Re: Our File 4486

DIRECTORS

F. M. Murchison Z. T. White C. M. Newman

N. H. GILLOT J. E. BENTON E. W. KAYSER

Tom B. Newman

LEGAL DEPARTMENT

W. W. TURNEY
W. H. BURGES
A. H. CULWBLL
R. L. HOLLIDAY
J. M. POLLARD

Mr. H. J. S. Devries, District Counsel, U. S. Bureau of Reclamation, El Paso, Texas.

Dear Sir:

Referring to our letter of April 29th, with reference to the title to Surveys Nos. 49 and 50, in the Ysleta Grant, in El Paso County, Texas, we wish to advise that on May 11, 1927, W. M. Coldwell, conveyed all his interest in said two tracts of land to Jos. U. Sweeney.

Very truly yours,

Thelen C Lea For Janager

HCS



### DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION

Ha	Grande		•
		IRRIGATION	PROJECT

## REPORT ON LAND PURCHASE CONTRACT

(SEE PAGES 251-267, VOL. I, OF MANUAL)

INFORMATION relating to land purchase contract made

Earch 17

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a sik sik a alijaat

I. G. Gael, Jos. V. Sweeney, W. E. Coldwell and J. E. Quald.

1. State purpose for which the land is required.

Riverside carel Heading & Wasteway.

2. State description and approximate area of land to be conveyed.

46.8 acres within survey #49, Yeleta Grant, El Page County, Texas. See land purchase contract for complete description.

3. State nature, number, and date of entry by which it was acquired under public land laws, also date of final certificate and patent, if such has been issued.

No public lands in Texas.

4. State names of the owners, post-office addresses, and county and State of residence. Give names of wives and husbands, as the case may be; if unmarried, widow, or widower, so state.

> I. G. Geal, P. O. Now 540, El Paso, Texas, Jos. V. Smeeney, c/O I. G. Geal, P.C. Box 548, El Paso, Texas, W. M. Coldwell, \*\* 27 J. S. Quald.

5. State who is in possession of the premises to be conveyed, or of any part thereof, and if a tenant, give his name and post-office address. If the land is held under a lease, state the general terms of such lease, the date the tenant is to give up possession, and state clearly whether any arrangement has been made with the tenant for the disposition of his affected interest.

#### Owners in possession.

6. State whether land is subject to right of way by virtue of contract with water users' association, irrigation district, or other agreement. ် ကျော်သည်။ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ ကျော်လေးများ မြောက်သည်။ မြောက်သည်။ မြောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မြောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။ မောက်သည်။

Subject to right of way.

### DEPARTMENT OF THE INTERIOR UNITED STATES RECLAMATION SERVICE

S**io** Grando warintaniani

Project 192

ta theby (Place.)

Project Manager to Chief Engineer, through District Counsel.

Subject: Forwarding contract dated

With 1.0. Cash, Tos. V. Boomey, V. W. Coldwell and J. W. Cash

Estimated amount involved, \$ Authority No.
Accompanied by bond and 2 copies or Clearing Acct.

(Insert "Yes" or "No" bond.)

Purpose: William of the village of t Il last foundy, ferms for Aravelda fenal Reading and wasterny. Superintendert

Advise Froject Manager at

District Counsel at Walback (Post office address.)

(Post office address.)

of the approval of the above, using extra copy hereof.

acceptance NOTE.—Before submitting contract or deed, see that the instructions on reverse hereof have been FULLY complied with. See also par. 16, page 205, Vol. I of Manual.

Inclosures from project office:

Original and copies of this form letter. Original and copies of contract.

original and 6 copies of Report of Appreheal

Report on Land Furchess Contract, original and @ copies

Criginal and 5 oncine of Cartificate by Project Superintendent Uniques and Cartificate of Possession. iscensed to his Grands project for recordation and Latalowson (transmitted to Comment Accounting Office.)

(Signature.)

Denver, Colo.,

April 12

, 192 🍍

Contract, and bond if any, approved

R. F. Walter April 12 , Chief Engineer, on , 192 🌹 Symbol No. 12r-569. Original contract returned berewith to Superintendent. Denver, Colo.,

Chief Engineer to Director:

executedIt is recommended that the above-described contract be approved

and bond if any, approved. Inclosures listed on reverse hereof.

(Signature.)

Washington, D. C.,

Capproved by

Contract, and bond, if any, approx olicentes from Don485 office:

, 192

#### El Paso, Texas, April 14, 1927

Mr. V. D. Greet, County Clerk, El Paso, Texas

Doar Sir:

Unclosed herewith are transmitted for record two original contracts as follows:

Contract dated March 17, 1927, between the United States and I. G. Gaal, et al., conveying 39.8 acres of land,

Contract dated March 17, 1927, between the United States and I. G. Geal, et al., conveying 46.8 acres of land.

Kindly record these contracts at your early convenience and return to this office with bill for same, at which time payment of recording fees will be promptly made.

Encs. 2 contracts.

Very truly yours,

8 contracts

li H. J. S. Dovrige,

CC: Fil Paso

District Counsel,

HB 98319

# Owner's Application

No. El Paso, Texas, The undersigned hereby applies to the PIONEER ABSTRACT AND GUARANTEE TITLE COMPANY for a Guarantee Title Policy in its usual form, in the sum of \_\_\_upon the title to the lands hereinafter described. It is agreed that the following statements Premium \$\_ are correct and true, and that any false statements or any suppression of any ma-terial information shall void said certificate. Charges guaranteed by Paid by U.S.R.S. No. Abs. Left Estate or interest to be guaranteed: I.G. Gaal, et.al. Name of party to be guaranteed: United States of America. Residence of party to be guaranteed: Occupation of party to be guaranteed: Survey #49 Ysleta Grant. Vacant or Improved: Part has been cutivated. House number and street: Value Ground In possession of I.G. Gaal et.als. and H.S.R.S. under purchase contract. Claiming under Conveyance from By virtue of descent bequest If by inheritance, give names of other descendants for limitation period claimed Married Miscellancous: Marriage relation of present owner Divorced \* Widowed Married Name of Wife In whom is Record Title now vested Single Name of Husband Figure and substitutions of the first training and or the substitution of the substitu Has property ever been occupied as homestead? When? No. Residence of present owners of Oct. G. Gaal Box #540 E1 Paso Pexas of resonance of present owners of Oct. F. G. Gaal Box #540 E1 Paso Pexas of resonance of present owners of Oct. F. G. Gaal Box #540 E1 Paso Pexas of resonance of present owners of Oct. F. G. Gaal Box #540 E1 Paso Pexas of resonance of present owners of Oct. F. G. Gaal Box #540 E1 Paso Pexas of resonance of Resonance of Paso Pexas of Resonance of It is understood by the applicant that the Company will not by its certificate guarantee spainst tight sowo instant of notherization. If the Company, after examination, shall decline to issue the policy on account of defects in the title, the to pay the necessary expenses incurred by the Company in making such ananasheed paramawaranawa Is any building now being constructed or repaired on the premises? Canal and Head works.

(When application is made by a person other than the

When?

Yes by U.S.R.S.

Any contract for improvements contemplated or entered into?

Mechanic's Lien on the premises

Has any material been delivered on the premises, and by whom?

OFFICERS

C. M. NEWMAN Vice-President

N. H. GILLOT
Vice-Pres. & Manager

A. G. FOSTER Secretary

# Pioneer Abstract & Guarantee Title Company First National Bank Building El Paso, Texas

Aprkl 29, 1927.

Re: Our File 4487

F. M. MURCHISON C. M. NEWMAN N. H. GILLOT E. W. KAYSER

DIRECTORS

LEGAL DEPARTMENT A. H. CULWELL

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E RECORDANCE POR CORD

MPR 30

Mr. H. J. S. Devries, District Counsel, U. S. Bureau of Reclamation, El Paso, Texas.

Dear Sir:

El Posc, Texas From an examination of the title to Survey 49, of the Ysleta Grant, in El Paso County, Texas we find title thereto to be vested in I. G. Gaal, J. U. Sweeney, W. M. Coldwell and J. E. Quaid, subject to the following:

There is a lease of record in Book 249, page 354, Deed Records of this County between I. G. Gaal and Benigno Alderete, providing that such lease shall run from year to year until terminated by both parties. Benigno Alderete is now dead. Please obtain quit claim deed from John T. Hill Administrator of Benigno Alderete's Estate, and Frank Alderete; Leonora Alderete a feme sole the widow of Isaac Alderete and Frank G. Alderete administrator of the Estate of Isaac Alderete deceased on account of this lease. Application will have to be made to the probate court in the two Alderete estates for permission for the administrators to execute such quit claim deed.

Survey No. 48 of the Ysleta Grant is owned by Abe Alderete. Please obtain quit claim deed from him as to any interest he might have in any part of Survey 49 of the Ysleta Grant

There is a suit No'd 27991, I. G. Gaal vs. Frank G. Alderete Individually and as independent Executor of the Estate of Benigmo Alderete, deceased now pending in the 65th District Court. Please have this suit dismissed as to the property to be purchased by the Government and have the costs therein paid.

Please have Charles B. Gaal, Frank F. Gaal, and George W. Gaal, and their wives, if married, and Lillian M. Eden, a feme sole, being the only children of I. G. Gaal, join in the execution of the deed to the

Upon receipt of the papers in connection herewith, providing there is no change in the status of the title, we will issue our policy of title insurance.

Very truly yours,

Manager.

hAlphos

Please have Charles B. Gaal, Frank F. Gaal, and George W. Gaal, and their wives, if married, and Lilliam M. Eden, a feme sole, being the only children of I. G. Gaal, join in the execution of the deed to the U. S. A.

Upon receipt of the papers in connection herewith, providing there is no change in the status of the title, we will issue our policy of title insurance."

Will you kindly therefore, advise us as to the names and addresses of the wives and husband, respectively, of the above named parties so that we may prepare deed for execution.

Very truly yours,

H. J. S. Devries,

District Counsel,

El Paso, Texas, May 3, 1927

Messrs. (I. G. Gaal, Jos. U. Sweeney, W. M. Coldwell, J. E. Quaid, c/o I. G. Gaal, Box 540, El Paso, Texas Survey 49

Gentlemen:

Pursuant to our contract with yourdated March 17th, 1927, for the purchase of 46.8 acres of land in Survey 49, Ysleta Grant, we have requested the Pioneer Abstract & Guarantee Title Company to furnish a certificate of guarantee thereon.

We are now advised by the Guarantee Company that the following things are necessary to be done in order to show a clear title:

"From an examination of the title to Survey 49, of the Ysleta Grant, in El Paso County, Texas we find title thereto to be vested in I. G. Gaal, J. U. Sweeney, W. M. Coldwell and J. E. Quaid, subject to the following:

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Alderete is now dead. Please obtain quit claim deed from
John T. Hill Administrator of Benigno Alderete's Estate,
and Frank Alderete; Leonora Alderete a feme sole the
widow of Issac Alderete and Frank G. Alderete administrator
of the Estate of Issac Alderete, deceased, on account of
this lease. Application will have to be made to the probate court in the two Alderete estates for permission for
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Survey No. 48 of the Ysleta Grant is owned by Abe Alderete. Please obtain quit claim deed from him as to any interest he might have in any part of Survey 49 of the Ysleta GERnt.

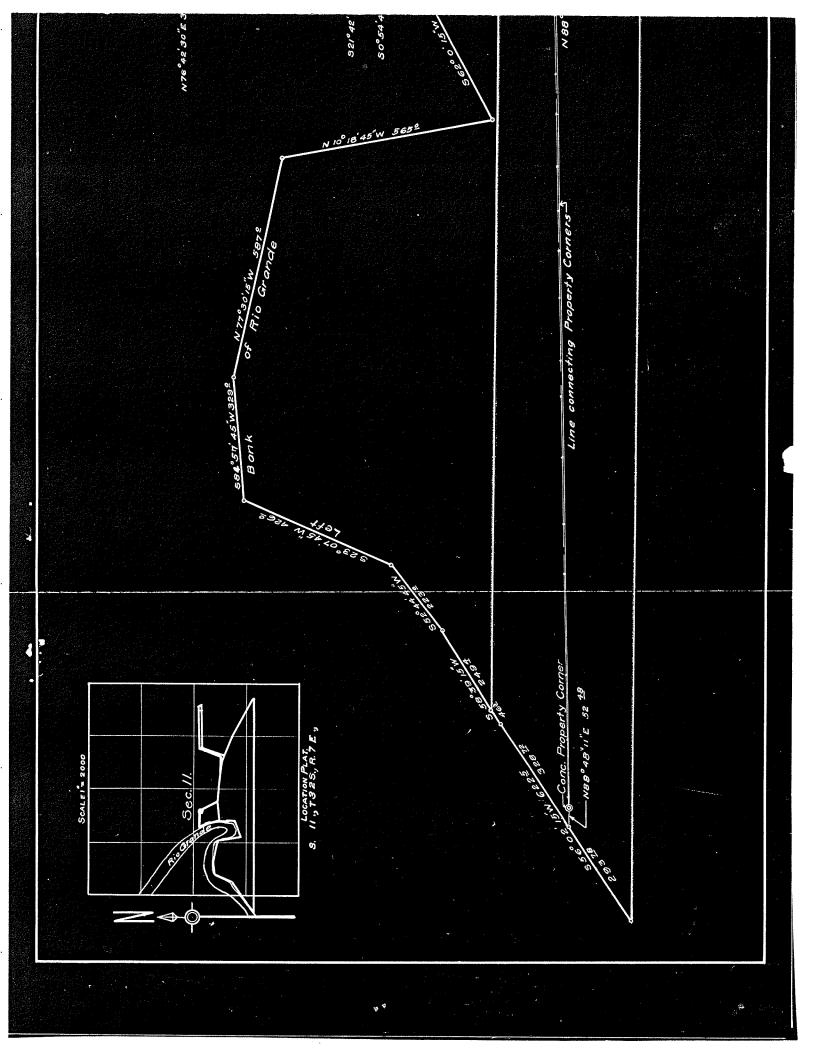
There is a suit No'd 27991, I. G. Gaal vs. Frank G. Alderete Individually and as Independent Executor of the Estate of Benigno Alderete, deceased now pending in the 65th District Court. Please have this suit dismissed as to the property to be purchased by the Covernment and have the cost therein paid.

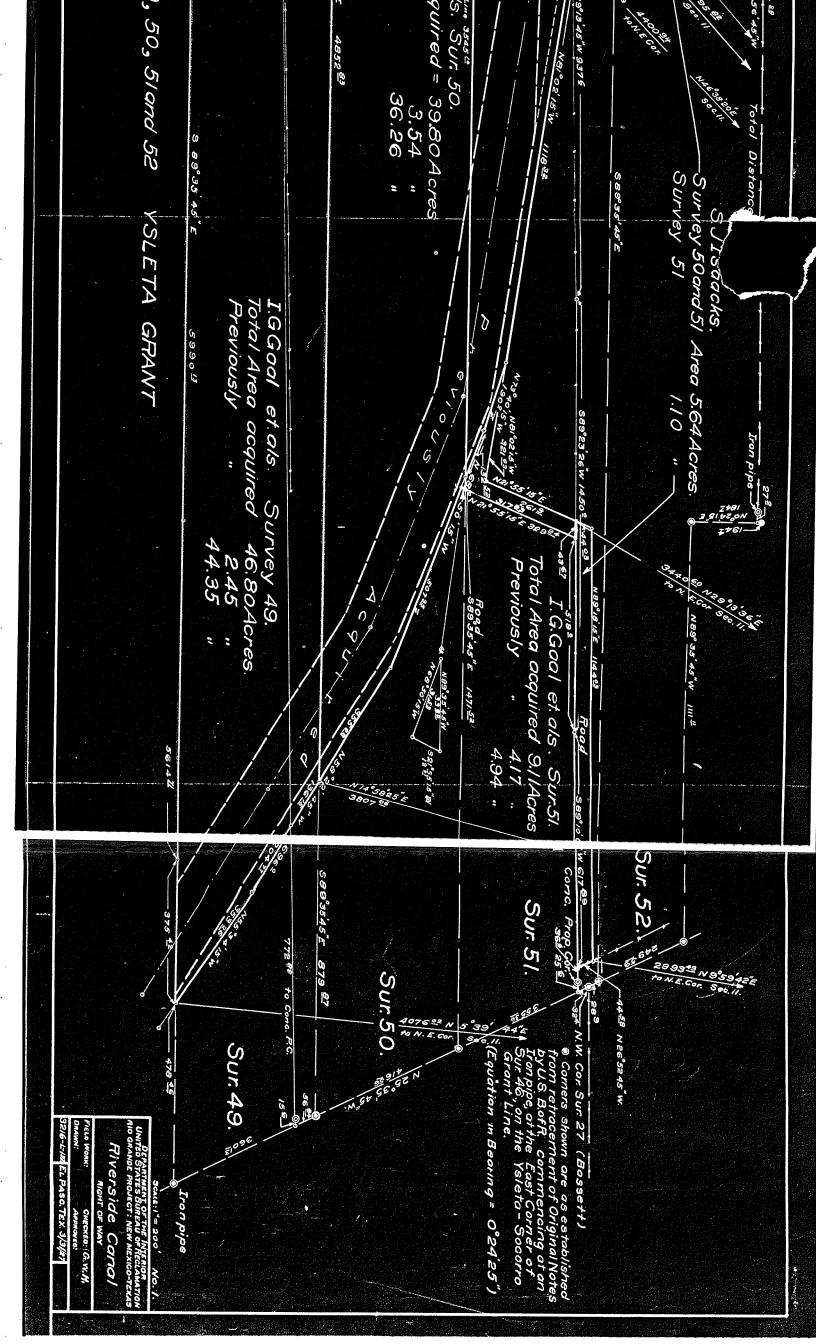
HE STATE OF TEXAS,

County of El Paso.

# KNOW ALL MEN BY THESE PRESENTS:

That Jos. U. Sweeney,	La Gaola and va		***************************************
of El Paso,		- <u> </u>	
of-the County of El Paso, State of	Texas, in consideration	of the sum of (\$1663.13)	One thousand
Six Hundred Sixty-three and 1	13/100		DOLLARS,
		•	
	,,,,,,		
	and the second second	•	
to them in hand paid by	The United Sta	tes of America,	
		the receipt of which	is hereby acknowledged
Granted, Sold and Con			เดา เหม จารี้ สาร์สาด และทั่ง
	•	tes of America,	
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which point the northeast ( degrees fifty-eight minutes hundred seven and six hundr nine (49) as established fr Bureau of Reclamation, bear seconds (S 89°35°45°m) east feet; thence south fifty-ei east three hundred forty ar degrees thirty-four minutes and twenty-six hundredths forty-nine (49) and from w	NE) corner of said and twenty-five seconds redths (3807.06) feet on retracement of the south eighty-nine eight degrees twenty-id ninety-two hundreds fifteen seconds (S. (353.26) feet to a posich point the norther	section eleven (\$1) best (N 14°58°25°) east to t, and the northeast cone original notes by the degrees thirty-five many-nine and eighty-section minutes forty-five lths (340.92) feet; the 55°34°15") east three oint on the southerly	ars north fourteen aree thousand eight orner of survey for the United States inutes forty-five seconds (\$ 58°22'4' ence south fifty-five hundred fifty-three line of said survey otion eleven (11) be
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Form 7-276. Approved by the Department of the Interior, May 8, 1920. Reprint Dec., 1920.

# DEPARTMENT OF THE INTERIOR CONTROL OF THE PARTMENT OF THE INTERIOR CONTROL OF UNITED STATES RECLAMATION SERVICE Rio Grande Project

Rio Grando 110 best PROJECT. attack of the first of other

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THIS AGREEMENT, made March 17th , 1927, in pursuance of the act of June 17, 1902 (32 Stat., 388), and acts amendatory thereof and supplementary thereto, between THE UNITED STATES OF AMERICA, hereinafter styled the United States, by

Project Superintendent Bureau of Reclamation. Project Superintendent, Bureau of Reclamation, Project Manager Balta Santa Reclamation Service, thereunto duly authorized, and subject to the approval of the proper supervisory officer of the United States Reclamation Service, and I. G. GAAL,

J. E. Qualdy (Laurenth was part to meet office to constitute Jos. U. Sweeney, W. M. Coldwelland

of the El Paso of sale not the sale of , County of El Paso

State of

(P. O. address.)

trillion land one the construction, operator, and manifement of reclahereinafter styled Vendor, to be the transfer executors, administrators, successors, and assigns.

WITNESSETH: The parties covenant and agree that their many and and the brober (in ces-

2. For and in consideration of the payment of the amount specified herein, upon the conditions herein named and of the mutual benefits to be derived from the construction of reclamation works either upon or in the vicinity of the lands herein described, the Vendor hereby agrees upon the terms and condi-

a. beribê tions hereinafter stipulated to sell and by good and sufficient (General warranty) (Constant) General warranty, covenant against grantor, or quitclaim.).

deed convey to the United States of America free of lien or incumbrance the following-described real

estate which is the interview of the country of the quarter (50) section ten (10) and the south half (5) of section eleven (11) township thirty-two (52) south, range seven (7) east Bureau of Reclamation Survey, being also within survey forty-nine (49) of the Ysleta Grant and more particularly described as follows:

Beginning at a point in the northerly line of survey forty-nine (49) and from which point the northeast (NE) corner of said section sleven (11) bears north fourteen degrees fifty-eight minutes twenty-five seconds (N 14°58'25") east three thousand eight hundred seven and six hundredths (3807.06) feet, and the northeast corner of survey forty-nine (49) as established from retracement of the original notes by the United States Bureau of Reclamation, bears south eighty-nine degrees thirty-five minutes forty-five seconds (S 89°35'45") east eight hundred seventynine and eighty-seven hundredths (879.87) feet; thence south fifty-eight degrees twenty-two mimutes forty-five seconds (5 58°22'45") east three hundred forty and ninety-two hundredths (340.92) feet; thence south fifty-five degrees thirty-four minutes fifteen seconds (5 55°34'15") east three hundred fifty-three and twenty-six hundredths (353.26) feet to a point on the southerly line of said survey fortyrine (49) and from which point the northeast corner of said section eleven (11) bears north five degrees thirty-nine minutes forty-four seconds (N 05°39'44") east four thousand seventy-six and two hundred /4076.02) feet and the southeast corner

of survey forty-nine (49) bears south eighty-nine degrees thirty-five minutes for tyfive seconds (S 89°35'45") east four hundred seventy-eight and forty-six hundredths
(478.46) feet; thence north eighty-nine degrees thirty-five minutes forty-five seconds
(N 89°35'45") west along the southerly line of survey forty-nine (49) five thousand
nine hundred ninety and thirteen hundredths (5990.13) feet to a point on the Rio
Grande; thence up the Rio Grande with its meanders north fifty-six degrees two minute
fifteen seconds (N 56°02'15") east, six hundred twenty-two and five tenths (622.5)
feet and north fifty-eight degrees thirty-nine minutes fifteen seconds (N 58°39'15")
east forty-six and three tenths (46.3) feet to the point of intersection with the
northerly line of survey forty-nine (49); thence south eighty-nine degrees thirtyfive minutes forty-five seconds (S89°35'45") east four thousand eight hundred fifty-two
and eighty-three hundredths (4852.83) feet to the point of beginning; said tract of land
containing forty-six and eight tenths (46.8) acres more or less.

3. In consideration of the premises the Vendor further agrees upon receipt of notice that this agreement has been approved on behalf of the Reclamation Service to furnish promptly, at his own expense, an abstract of title which shall fater be extended to include any instruments subsequently recorded in connection here with and also the record of the conveyance made pursuant to this agreement: Provided, That if the Vendor falls or refuses to furnish proper abstract of title within sixty days after notice that this agreement has been approved, or if within such period written request be 1. M. I made by the Vendor, such abstract may be procured by the United States at the expense of the Vendor and the cost thereof deducted from the purchase price.

4. The Vendor further agrees to procure and have recorded at his own cost all assurances of title and affidavits which he may be advised by the proper Government officials are necessary and proper to show complete title in fee simple unincumbered, and the time spent in procuring, recording, and transmitting the same to the officer acting on behalf of the United States (and in furnishing or secur-

ing abstract of title) shall be added to the time limit of this agreement.

5. In consideration whereof, the United States agrees that it will purchase said property on the terms herein expressed, and upon execution and delivery of the deed provided in article 2 and the signing of the usual Government vouchers therefor, and their further approval by the proper Government officials, it will cause to be paid to the Vendor as full purchase price and full payment for all damages for entry upon the above-described land and the construction, operation, and maintenance of recla-

mation works under said act, the sum of -Ono thousand six hundred sixty-three and 13/100-

dollars (\$ ), by U. S. Treasury warrant or fiscal officer's check.
6. Liens or incumbrances existing against said premises may, at the option of the United States, be removed at the time of conveyance by reserving the amount necessary from the purchase price and discharging the same with the money so reserved, but this provision shall not be construed to authorize the incurrence of any lien or incumbrance as against this agreement, nor as an assumption of the same by the United States.

<sup>7.</sup> The Vendor may retain possession of said premises until notwithstanding earlier delivery of the deed as herein provided, and may harvest and retain the crops

thereon until words 21. 13% except that the proper officers and agents of the United States may at all times have unrestricted access to survey for and construct reclamation works, telephone, and electrical transmission lines, and other structures and appliances incident to said reclamation works, pursuant to said act of Congress, free of any claim for damage or compensation on the part of the Vendor.

<sup>8.</sup> This agreement shall become effective to bind the United States to purchase said premises immediately upon its approval by the proper supervisory officer of the Reclamation Service, and shall termi-

nate by limitation at the expiration of months from its date, unless extended as above provided, and shall inure to the benefit of and be binding upon the heirs and assigns of the Vendor, and

also the assigns of the United States.

9. The Vendor expressly warrants that he has employed no third person to solicit or obtain this contract in his behalf, or to cause or procure the same to be obtained upon compensation in any way contingent, in whole or in part, upon such procurement; and that he has not paid, or promised or agreed to pay, to any third person, in consideration of such procurement, or in compensation for services in connection therewith, any brokerage, commission, or percentage upon the amount receivable by him hereunder; and that he has not, in estimating the contract price demanded by him, included any sum by reason of any such brokerage, commission, or percentage; and that all moneys payable to him hereunder are free from obligation to any other person for services rendered, or supposed to have been rendered, in the procurement of this contract. He further agrees that any breach of this warranty shall constitute adequate cause for the annulment of this contract by the United States; and that the United States may retain to its own use from any sums due or to become due thereunder an amount equal to any brokerage, commission, or percentage so paid or agreed to be paid: Provided, however, It is understood that this covenant does not apply to the selling of goods through a bona fide commercial representative employed by the Vendor in the regular course of his business in dealing with customers other than the Government and whose compensation is paid, in whole or in part, by commissions on sales made, nor to the selling of goods through established commercial or selling agents or agencies regularly engaged in selling such goods.

10. Where the operations of this contract extend beyond the current fiscal year it is understood that the contract is made contingent upon Congress making the necessary appropriation for expenditures thereunder after such current year has expired. In case such appropriation as may be necessary to carry out this contract is not made, the Vendor hereby releases the United States from all liability due

to the failure of Congress to make such appropriation.

11. No Member of or Delegate to Congress, or Resident Commissioner, after his election or appointment or either before or after he has qualified and during his continuance in office, and no officer, agent, or employee of the Government, shall be admitted to any share or part of this contract or agreement, or to any benefit to arise thereupon. Nothing, however, herein contained shall be construed to extend to any incorporated company, where such contract or agreement is made for the general benefit of such incorporation or company, as provided in section 116 of the act of Congress approved March 4, 1909 (35 Stat., 1109).

In witness whereof the parties have hereto signed their names the day and year first above written.

THE UNITED STATES OF AMERICA,

Witnesses:	MAR 26 1985	K. Lawon
	MAR 4	Project Manager, U. S. R. S.
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P. O. Address		J. Sweeney Vendor. Coldwell
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Approved:	P.O.:Address	78 (4.24) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4) (10.4)
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STATE OF	Texas El Paso	So tion of wife a	at. (b) in case the law does not require examina part from her husband in conveyance of the kind escribed in article 2 hereof.
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the foregoing ins	strument, appeared befor	e me this day in person and	l acknowledged that the 🖍 signed;
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separate and apa	irt from her husband, a	nd explained to her the cont	ents of the foregoing instrument, and
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