RIO GRANDE

No. 93 - Civil

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION.

THE UNITED STATES

vs.

STEVE M. MARASOVICH, ET. AL.

RIVEASIDE CANAL EX

COMPLETE TRANSCRIPT.

-_-_-_

CERT IF ICATION

AUTHOR I ZAT ION

The undersigned hereby certifies to the Director of Industry Operations that:

- (1) He executed the foregoing application on behalf of and by authority of the above named Operator.
- (2) The facts stated above are, to the best of his knowledge and belief, true and correct.
- (3) The quantities and values of Material herein applied for have been arrived at from the books and records of the Operator and have been determined in a reasonable and prudent manner.
- (4) If preference ratings are assigned under the Foreign Petroleum Industry Material Rating Plan, no preference ratings other than those so assigned will be used by the Operator or his agent to obtain deliveries of Materials for Operations specified in Section (b) of the INSTRUCTIONS attached hereto, unless specific authorization by the Director of Industry Operations for the use of such other ratings has been received by the Operator or his agent.
- (5) Preference ratings assigned under the Foreign Petroleum Industry Material Rating Plan will be applied only in accordance with the provisions of Priorities Regulation No.
- (6) The Material herein applied for will be used only for Operations specified in Section (b) of the INSTRUCTIONS attached hereto and in such manner as to insure the greatest practicable supply of unfinished or finished Petroleum possible with the expenditure of such Material.

Subject to the provisions of Priorities Regulation No. 9 and the INSTRUCTIONS attached hereto, the Director of Industry Operations hereby assigns to the delivery of the quantity of Material shown in Columns 13, 16, 19, 24 and 27, the preference ratings shown in Columns 14, 17, 20, 25 and 28, respectively. Such preference ratings may not be applied to such deliveries except as provided in said Regulation No. 9.

Director of Industry Operations

Signature of Authorized Official.

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IN THE DESTRICT COURT OF THE CRITED STATES
IN AND FOR THE CRITED DESTRICT OF TEXAS
EL. PASO DIVIDION

¥#.

STEVE E. MARASSYLON, ET AL.

10. 93-

Filed September 12, 1940.

PARTIE AND THE COMPANIES OF PROPERTY OF

TO THE NORDHABLE CHARLES A. BETHTON, JUDGE OF SAID COURTS

Comes now the United States of America by N. M. Smith, Jr., United States Attorney for the Mestern District of Texas, and Malter S. Municutt and M. Melli Walshe, Assistant United States Attorneys for the Mestern District of Texas, and respectfully shows to the Courts

*

- 1. That the Secretary of the Interior of the United States has determined that certain lands located in U. Face County, Texas, and within the jurisdiction of this Court, are needed by that branch of said Department known as the Sureau of Secimentian of the Department of the Interior, for the purposes of regulation, sentral and use of the flow of the Rio Grands Siver by means of an irrigation count and drainage outlet channel and appartment works for the purpose of the reclamation, irrigation and drainage of orid lands within the Rio Grands Federal irrigation project constructed, operated and maintained by the United States under the Reclamation Law beganniter mentioned.
- 2. Your patitioner respectfully represents that the application for the condennation of lands hereinafter described, and of the acquisition by the United States of cald lands in the electe absolute, for the purposes bereinabove stated, is subscrized and brought pursuant to (a) the Act of Congress of June 17, 1902, 32 State, 360, and all note exendatory thereof and explanation that thereof the explanation that (b) the

Act of March 4, 1921, 41 Stat., 1434, and (c) the act of February 26, 1931, 46 Stat., 1421, and all acts amendatory thereof and supplementary thereto.

3. That the lands needed are more particularly described as fol-

THREE TRACTS of land lying and situate in El Paso County, Texas, and in the Set of Section 32, Township 33 South, Range 8 East, Bureau of Reclamation Survey; being also within Tract 1-A, Block 42 of the official resurvey of the San Elizario Crant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

TRACT 1 Beginning at the point of intersection of the dividing line between Tracts 1-A and A, Block A2 of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the River Brain said point being the Southeast corner of Tract 2, Block A2 of the said official resurvey of the San Elizario Grant; thence along the southwesterly right of way line of said river drain South 59° 51' East 363.4 feet to a point at the intersection of said line with the north right of way line of the Guadrilla Brain and from which point the Northwest corner of Tract 1) Block 2 of the said official resurvey of the San Elizario Grant bears North 25° 36' 30" East 1459.1 feet; thence along the north right of way line of said Guadrilla Brain, South 84° 53' East 318.1 feet to the dividing line between Tract 1-A and Tract & Block A2 of said official resurvey of the San Elizario Grant; thence along said dividing line North 0° A2' East 210.9 feet to the point of beginning. Said tract of land containing 0.77 of an agre, more or less. Shown as Tract 1 on plat attached hereto and made a part hereof.

TRACT 2 Deginning at the point of intersection of the dividing line between Tract 1-A and Tract 4 Block 42 of the official resurvey of the San Elizario Grant with the south right of way line of the Guadrilla Drain and from which point the Southeast corner of Tract 2 Block 42 of the official resurvey of the San Elizario Grant bears North 0° 42' East 291.) feet; thence along the south right of way line of said Cuadrilla Brain, North 84° 53' East 439.4 feet to a point on the south-westerly right of way line of the River Brain and from which point the Northwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Grant bears North 20° 14' 30° East 1476.6 feet; thence along the Southwesterly right of way line of said river drain South 59° 51' East 186.7 feet to the north bank of the Rio Grands as the same existed prior to the artifical rectification thereof; thence along the north bank of the former Rio Grands South 58° 44' West 264.8 feet, South 74° 23' West 311.4 feet and South 66° 57' East 8).2 feet to a point where the said river bank intersects the extension of the dividing line between Tract 1-A and 4, Block 42 of the said official resurvey of the San Elizario Grant! thence along said dividing line as extended North 0° 42' East 30815 feet to the point of beginning. Said tract of land containing 2.92 acres, zere or less. Shown as Tract 2 on Plat attacked herete and made a part hereof.

TRACT 1 - Beginning at a point on the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2, of the official resurvey of the San Elizario Grant and from which point the Borthsest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Grant bears Borth 2° 38' West 1234.1 feet; thence South 2° 58' East 20 feet to the north right of way line of the Fabens Intercepting Brain Stub; thence along said right of way line South 84° 49' West 220 feet; thence South 5° 11' East 80 feet; thence along the south right of way line of said Fabens Intercepting Brain Stub; Borth 84° 49' East 216.9 feet to the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2 of the said official resurvey of the San Elizario Grant; thence South 2° 56' East 120.8 feet along said dividing line and an extension thereof to the north bank of the Ele Grande as the same existed prior to the artificial rectification thereof; thence along said river bank South 89° 24' West 226.7 feet to the northeasterly right of way line of the river drain; thence along the northeasterly right of way line of said Eliver Drain Borth 59° 51' East 350.3 feet to a point from which the Scutheast corner of Tract 2 Block 42 of the said official resurvey of the San Elizario Grant bears Borth 73° 24' 20° East 511.9 feet; thence Borth 84° 49' East 520.3 feet to the point of beginning. Said tract of land containing 1.38 acres, sore or less, Shown as Tract 3 on plat attached hereto and made a part hereof.

(Parcel II, Marasovich)

Riverside Canal Extension No. 20.

A tract of land lying and situate in El Pase County, and in the Borthmest quarter (EK) of Section five (5) Younghip thirty-four (EL) South and Southmest quarter Vomphip thirty-four (%) South and Southwest quarter (6%) of Section thirty-too (52), Township thirty-three (53) Scuting Range eight (6) Fast, Sureau of Recismation Surveys being also within survey sixty-class (69) of the Island, San Hisaric Great and tract eleven (11) Block fifty-four (51) of the official resurvey of the San Elizario Grant as a ore! Court of El Peso County, terms, the 15th day of January, 1950, and of record in the office of the county clark of said county and etate; were particularly described as follows:

Beginning at a point on the south bank of the Sic Grande as the same existed prior to the artificial rectification thereof and from which point the most southerly exper of Treat cleven (11) Disch districtor (54) of the said official recurry of the San Elizarie Grant bears South tempty-com degrees (21°) Portysix minutes (164) sighteen seconds (164) has five thousand one hundred fifty-one and nine tenths (5151-9) feet; thence slong the south bank of the esid former Rio Grands Sorth fi six degrees (96°) forty-four minutes (44°) East twenty-cight and nine tenths (28.9) foot Earth sixty-seven degrees (67°) fourteen minutes (14°) East two hundred thirkeen and nine tenths 215-9) foot; North eighty-one degrees (51) forty-four minutes (31) East one bundred sixty-one and one bunth (161.1) feet; such eighty-bus degrees (62°) thirty-one minutes (59°) East on bundred one and one benth (201.1) feet and South accepty-our degrees (74°) teasty minutes (20°) East one bundred twentytwo bundered one and one tenth (2011) feet and some four four degrees (%) twomay simutes (20) hast one sundred trempt three and eight tenths (1338) feet to point from which the most contextly corner of front closes (1) blank difference (2) the said official recurrey of the far distants Great bears four thirty-corner degrees (1) thirty-mine minutes (3) twomats-two seconds (2) feet four thousand rive hundred of the nine said line tenths (2009) feet the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning and three tenths (2009) feet to the point of beginning three tenths (2009) feet to the point of beginning to the point of the poin

ed borning by the life blaceles.

(Parcel III, Hunt)

Riverside Canal Extension Plat No. 22 - 26

TWO tracts of land lying and situate in El Paso County, Texas and in the Northwest quarter (NM) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey and within Hunt's Addition to Fabens, Texas, being also within Tract nine (9), Block fifty-four (54) of the official resurvey of the San Elzario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

TRACT 1 - Being all of lots one (1) to seventy-six (76) both inclusive, Block nine (9) Hunt's Addition to Fabens, Texas, more particularly described as follows: Beginning at a point on the southeasterly line of said tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant which point is the most southerly corner of Block nine (9) Hunt's addition to Fabens, Texas; thence along the southwesterly line of said block nine (9) which is also the northeasterly right of way line of Canal Drive North forty-seven degrees (470) fifty-eight minutes (58') West one thousand one hundred forty-four and eight tenths (1144.8) feet, North fifty-nine degrees (59°) eighteen minutes (18') West one hundred sixtyone and seventy-six hundredths (161.76) feet and North sixty-eight degrees (680) forty-eight minutes (48') West five hundred eighty-seven and two tenths (587.2) feet to the Southwest corner of said Block nine (9) Hunt's Addition to Fabens, Texas and from which point the most southerly corner of said Tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant bears South thirty-seven degrees (370) fourteen minutes (14') East one thousand seven hundred seventy-five and seven tenths (1775.7) feet; thence North thirty-seven degrees (370) fourteen minutes (14') West one hundred sixty-nine and two tenths (169.2) feet along the westerly line and an extension thereof of said Block nine (9) Hunt's Addition to Fabens, Texas to the south bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the south bank of the said former Rio Grande South seventy degrees (70°) nineteen minutes (19°) East six hundred ninety-four and four tenths (694.4) feet; South sixty-three degrees (630) twenty-three minutes (23") East three hundred forty-eight (348) feet South fifty-six degrees (560) fifty-eight minutes (58') East three hundred forty-five and fifteen hundredths (345.15) feet, South forty-five degrees (45°) forty-eight minutes (48') East three hundred twenty-eight and sixtyfour hundredths (328.64) feet and South thirty-eight degrees (380) eighteen minutes (18.) East four hundred and six hundredths (400.06) feet to the intersection with the southeasterly line of Block nine (9) of Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Block nine (9) South fifty-two degrees (520) forty-two minutes (421) West one hundred twentyfour (124) feet to the point of beginning. Said tract of land containing six and forty-nine hundredths (6.49) acres, more or less. Shown on Riverside Canal Extension Plat No. 22 attached hereto and made a part hereof.

Riverside Canal Extension - Plat No. 22-26

TRACT 2 - Being fractional parts of lots nine (9) and ten (10). Block two (2), fractional parts of lots eight (8), nine (9), eighteen (18) and nineteen (19), Block three (3) and fractional parts of lots sixteen (16) and seventeen (17), Block six (6), all in Hunt's Addition to Fabens, Texas more particularly described as follows: Beginning at a point on the southwesterly right of way line of the I-243 Lateral, which is the property of the United States, said point being the most northerly corner of Lot sixteen (16) Block six (6) Hunt's Addition to Fabens, Texas; thence along the southwesterly right of way line of the I-243 Lateral being also the northeasterly line of Blocks six (6), three (3) and two (2) Hunt's Addition to Fabens, Texas, South forty-seven degrees (47°) fiftyeight minutes (58') East five hundred seventy-four and ninety-four hundredths (574.94) feet to a point which is the most easterly corner of Lot ten (10), Block two (2), Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Lot ten (10), South fifty-two degrees (520) forty-two minutes (42') West eleven and seventy-three hundredths (11.73) feet; thence North forty-seven degrees (470) forty-four minutes (44') West five hundred seventy-four and forty-nine hundredths (574.49) feet to the northwesterly line of Lot sixteen (16) Block six (6) Hunt's Addition to Fabens, Texas; thence along said line North fifty-two degrees (520) forty-two minutes (42') East nine and thirty-five hundredths (9.35) feet to the point of beginning. Said tract of land containing fourteen hundredths (0.14) of an acre, more or less, of which two hundredths (.02) of an acre is occupied by streets and alleys. Shown on Riverside Canal Extension Plat 26, attached hereto and made a part hereof.

Riverside Canal Extension No. 17

(Parcel IV, Whitaker Estate & Tucker)

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter ($\mathbb{N}_{4}^{\mathbb{I}}$) of the Northwest quarter ($\mathbb{N}_{4}^{\mathbb{I}}$) of Section four (4) and Northeast quarter ($\mathbb{N}_{4}^{\mathbb{I}}$) of the Northeast quarter ($\mathbb{N}_{4}^{\mathbb{I}}$) of Section five (5), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; being also within tract sixteen (16), Block one(1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

Beginning at the point of intersection of the dividing line between Tracts fifteen (15) and sixteen (16), Block, one (1) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Fabens Intercepting Drain and from which point the Northeast corner of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant bears North sixty-six degrees (66°) twenty minutes (20') East six hundred thirty-seven (637) feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain South sixty-eight degrees (680) forty-five minutes (45') East four hundred eighty-nine (489) feet to a point on the southeasterly line of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract sixteen (16) bears North fifty degrees (500) fourteen minutes (14') East three hundred seventy-four and eight tenths (374.8) feet; thence South fifty degrees (50°) fourteen minutes (14') West three hundred fifty-five and six tenths (355.6) feet along the southeasterly line of said Tract sixteen (16) to the north bank of the former Rio Grande as the same existed prior to the artificial rectification thereof; thence a long the north bank of the said former Rio Grande North sixty-four degrees (640) fifty-nine minutes (59') West five (5) feet; North seventy-two degrees (720) fifteen minutes (15:) West four hundred eighty-four and five tenths (484.5) feet and North seventy-three degrees (730) fifty minutes (50') West one hundred eightyseven (187) feet to the point of intersection with the dividing line between Tracts fifteen (15) and sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant; thence along said dividing line North sixty-six degrees (66°) twenty minutes (20') East five hundred five and one tenth (505.1) feet to the point of beginning. Said tract of land containing four and twenty-seven hundredths (4.27) acres, more or less. All as shown on Plat attached hereto and made a part hereof.

Riverside Canal Extension Plat No. 14.

X

(Parcel V, Schutten)

A tract of land lying and situate in El Paso County, Texas, and in the Northeast quarter (NE_{4}^{1}) of the Northeast quarter (NE_{4}^{1}) of Section five (5) Township thirtyfour (34) South, Range eight (8) East, Bureau of Reclamation Survey; said tract being all of lots eight (8), nine (9), ten (10), eleven (11), and twelve (12) and accretion thereto, Block G of the Riverside Addition to Fabens, Texas and being also within tract fourteen (14), Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and State; more particularly described as follows:

Beginning at a point on the northerly line of Block G Riverside Addition to Fabens, Texas, said point being the Northeast corner of Lot eight (3), Block G of said Riverside Addition; thence along the easterly line of said lot eight (3), South twenty-three degrees (23°) forty-two minutes (42°) East one hundred twenty-nine (129) feet to a point on the southerly line of said Block G, said point being the Southeast corner of said lot eight (3); thence along the southerly line and an extension thereof of said Block G, Riverside Addition, South sixty-six degrees (66°) eighteen minutes (18¹) West one hundred thirty and three tenths (130.3) feet to the east bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the east bank of the said former Rio Grande North fifty-one degrees (51°) forty-six minutes (46¹) West one hundred forty-six and two tenths (146.2) feet to a point where the said river bank intersects the extension of the northerly line of Block G of said Riverside Addition; thence along said northerly line as extended North sixty-six degrees (66°) eighteen minutes (18¹) East one hundred ninety-nine and one tenth (199.1) feet to the point of beginning. Said tract of land containing forty-nine hundredths (0.49) of an acre, more or less, all as shown on plat attached hereto and made a part hereof.

Riverside Canal Extension Plat No. 18

(Parcel VI, Lopez Estate)

A tract of land lying and situate in El Paso County, Texas and in the N rthwest quarter (NW1) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Eureau of Reclamation Survey; being also within Tract seventeen (17) Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and state; more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract seventeen (17) Block one (1) of said official resurvey of the San Elizario Grant and from which point the most northerly corner of said tract seventeen (17) bears North forty-nine degrees (49°) fiftyseven minutes (57') East three hundred sixteen and two tenths (316.2) feet. Said most northerly corner of Tract seventeen (17) being thirty-five (35) feet from and at right angles to the center line of State Highway No. 1; thence South thirty-nine degrees (39°) thirtyseven minutes (37') East one hundred ninety and eight tenths (190.8) feet to the Southeasterly line of said tract seventeen (17) and from which point the most easterly corner of said tract seventeen (17) bears North fifty degrees (50°) fourteen minutes (14°) East three hundred sixteen and six tenths (316.6) feet; thence South fifty degrees (50°) fourteen minutes (14') West one hundred eighty-five and nine tenths (185.9) feet along the southeasterly line of said Tract seventeen (17) to the northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the northeast bank of the said former Rio Grande North sixty degrees (600) fifty-one minutes (51%) West one hundred ninety-nine and nine tenths (199.9) feet and North sixty-four degrees (64°) fifty-nine minutes (59') West three and three tenths (3.3) feet to the intersection with the northwesterly line of said Tract seventeen (17); thence along said northwesterly line of tract seventeen (17) North forty-nine degrees (49°) fifty-seven minutes (57°) East two hundred fifty-nine and eight tenths (259.8) feet to the point of beginning. Said tract of land containing ninety-seven hundredths (0.97) of an acre, more or less. All as shown on plat attached hereto and made a part hereof.

- con information and belief, that the following maned persons are the cemore of the above described tracts of land, caming or claiming to eva an interest thereins S. C. Sradley, Steve M. Marasovich, Sudalph C. Schutten and Mary S. Schutten, Faul Tucker, Savard Whiteker, Irens whiteker, San Whiteker, Longie Whiteker, Willie Tucker, Faul Tucker, Faul Tucker, Faul Tucker, Faul Tucker, Savard Schutten, Faul Tucker, Sorma Soci Sunt, N. Y. Kliis, Federal Land Sank of Scuston, Texas, F. S. Cooks, S. S. Kenler, and El Peso Sational Sank, guardian of the Satate of Luciane Loyes, a person of unsound mind.
- 2. The State of Yeses and County of 21 feet one or claim to one an interest in said lead by virtue of a lies for delinquent terms thereon.
- 3. The EL Peso County Vator Improvement Matrict No. 1 came or claims to came same interest in said property by virtue of the fact that there are mater and construction charges due and unpaid thereon.

111.

1. That under date of July 15, 1940, the Secretary of the Interior, soting through S. C. Mendenhell, Acting Under Secretary of the Department of the Interior of the United States, by written communication of even date, advised the Attorney General of the United States of the Lasts hereinabove set out, and requested the Attorney General to institute or cause to be instituted appropriate proceedings looking to the exquisition of said lands in fee simple absolute, and the Attorney General requested and directed the counsel first above named to take the necessary stope to exquire the aforesaid lands in fee simple absolute, and that this application is made and this proceeding instituted under the direction of the Attorney General.

17.

- 1. Williams, your potitioner respectfully prays that the above named defendants be required to expens and set up their respective interests in and to the aforestid described property, if any they have.
- 2. That your Honor Carthwill name three disinterested fresholders of the County of 51 Page, the shall assess the amount of the damages so

enstained by the purties hereinabove nessed, by the toking of the lands hereinshove deseribed.

3. That upon the filing of said seard in this Court, in the samer and form prescribed by law, this Court enter Judgment thereon condensing the lands in fee simple absolute to the United States of America.

> W. R. Smith, Jr., "Mitad States Afterney

R. Neill Walshe Asalatus (, 8, Astorney.

is one thousand four hundred Forty-one and no/100 dollars (\$1441.00). which said sum is hereby deposited into the registry of this Honorable Court to the use and for the benefit of the ones entitled thereto; that the following is a description of the lands to which fee simple absolute title is taken under this Declaration, with the estimated value of the same;

THREE TRACTS of land lying and situate in El Paso County, Texas, and in the UNE of Section 32, Township 33 South, Range 8 Rast, Bureau of Reclamation Survey; being also within Tract 1-A, Block 42 of the official resurvey of the Dan Elizario Grant as accepted by the Commissioners' Court of Rl Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

TRACT 1 Beginning at the point of intersection of the dividing line between Tracts 1-A and 4, Block 42 of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the River Brain said point being the Southeast corner of Tract 2, Block 42 of the said official resurvey of the San Elizario Grant; thence along the southwesterly right of way line of said line with the north right of way line of the Cuadrilla Brain and from which point the Northwest corner of Tract 13 Block 2 of the said official resurvey of the San Elizario Grant bears North 25° 36' 30" East 1459.1 feet; thence along the north right of way line of said Cuadrilla Brain, South 84° 53' Hest 318.1 feet to the dividing line between Tract 1-A and Tract 4 Block 42 of said official resurvey of the San Elizario Grant; thence along said dividing line North 0° 42' East 210.9 feet to the point of beginning. Said tract of land containing 0.77 of an acre, more or less. Shown as Tract 1 on plat attached hereto and made a part hereof.

TRACT 2 Beginning at the point of intersection of the dividing line between Tract 1-A and Tract 4 Block 42 of the official resurvey of the San Elizario Grant with the south right of way line of the Cuadrilla Drain and from which point the Southeast corner of Tract 2 Block 42 of the official resurvey of the San Elizario Grant bears North 0° 42' Bast 291.3 feet; thence along the south right of way line of said Cuadrilla Brain, North 84° 53' Bast 439.4 feet to a point on the south-westerly right of way line of the River Brain and from which point the Northwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Grant bears North 20° 14' 30° Bast 1476.6 feet; thence along the Bouthwesterly right of way line of said river drain South 59° 51' Bast 186.7 feet to the north bank of the Rio Grande as the same existed prior to the artifical rectification thereof; thence along the north bank of the former Rio Grande South 58° 44' Nest 264.8 feet, South 74° 23' West 311.4 feet and South 66° 57' West 83.2 feet to a point where the said river bank intersects the extension of the dividing line between Tract 1-A and 4, Block 42 of the said official resurvey of the San Elizario Grant; thence along said dividing line as extended North 0° 42' East 30815 feet to the point of beginning. Said tract of land containing 2.92 acres, more or less. Shown as Tract 2 on Plat attached hereto and made a part hereof.

TRACT 3 - Beginning at a point on the dividing line between Tract 1-2, Slock 42 and Tract 13, Block 2, of the official resurvey of the San Elisario Grant and from which point the Northwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Crant bears North 2° 58' West 1234.1 feet; thence South 2° 58' East 20 feet to the north right of way line of the Fabens Intercepting Brain Stub; thence along said right of way line South 84° 49' West 220 feet; thence South 5º 11' East 80 feet; thence along the south right of way line of said Fabens Intercepting Drain Stub; North 84° 49' Bast 216.9 feet to the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2 of the said official resurvey of the San Elizario Grant; thence South 2° 58' East 120.8 feet along said dividing line and an extension thereof to the north bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along mid river bank South 89° 24' West 226.7 feet to the northeasterly right of way line of the river drain; thence along the northeasterly right of way line of said River Brain North 59° 51' West 350.3 feet to a point from which the Southeast corner of Tract 2 Block 42 of the said official resurvey of the San Elizario Grant bears North 73° 24' 20" Nest 511.9 feet; thence North 84° 49' East 520.3 feet to the point of beginning. Said tract of land containing 1.38 acres, more or less, Shown as Tract 3 on plat attached hereto and made a part hereof.

The sum estimated by me to be just compensation for said last above described three tracts constituting Parcel I, including all buildings, structures and improvements thereon, is one hundred sixty-six and 20/100 dollars (\$166.20).

Riverside Canal Extension No. 20.

(Parcel II, Marasovich)

A trace of land lying and situate in [] 'aso County Tomas, and in the Northwest quarter (S) of Section 1140 () Tomaship thirty-face (S) South and Southeast quarter (S) South, of Section thirty-three (S) South, hongs eight (6) Each, however of Necleonties (a very being the middle survey sixty-mine (6)) of the Island, San Mileoria Creat and trace closes (1) Black fifty-four (3) of the efficient resurvey of the Sec Mileoria Creat as accepted to the Commissioners' Court of 11 Page County Terms, the 15th for of immury, 1950, and of record in the office of the county close of sale county and a testor more particularly described as follows:

beginning at a point on the authorized fibration thereof the many existed prior to the authorized rectification thereof from which joint the most neuthorized corner of Treet clares (11) Black fifty-four (5b) of the said official recurrey of the said interes (16) forty-four simulations (16) interest in the said from the first thousand the said forest in decrease (16) forty-four simulations (16) fourty-four simulations (16) fourty-fo

The sum estimated by me to be just compensation for said last above described lands constituting Parcel II, including all buildings, structures and improvements thereon, is thirty and 80/100 (\$30.80).

County, Terms and in the Earthment Quarter (20) of Gastick Four (1), Township Introvious (1) Court, Sand, Sand, District County County, Sand, District County County, Sand, Sand, District County County, Sand, Coun

TRACT 1 - Being all of lots one (1) to seventysix (70), both inclusive, Block nine (9), Bant's Addition
to Valons, Tomas, more particularly constribed as follows:
Beginning at a point on the sautheasterly line of said
tract nine (9) Block fifty-four (5) of said official resurvey of the San Elizario Grant which point is the nest
southerly corner of Block nine (9), Bant's addition to
Fabrus, Texas; thence clong the southeasterly line of said
block nine (9) which is also the northeasterly right of way
line of Canal Drive Korth forty-coven degrees (17) fiftyeight minutes (50) Best one thousand one hundred fortyfour and eight tenths (11/1/18) focts. Both fifty-eine degrees
(50°) alghteen minutes (16) best one hundred sixty-eight
soventy-saix hundredths (161/6) feet and Borth sixty-eight
degrees (60°) forty-eight minutes (18) was five hundred
eighty-soven and two tenths (97.2) feet to the Southeast
corner of said Block nine (9) Bunt's Addition to Fahous,
foxes and from which point the most acuthorly commer of said
Tract nine (9) Block fifty-four (5) of said official fosurvey of the San Elizario Grant bears fouth thirty-seven
degrees (57°) four-toen minutes (11/1) East
one hundred accenty-five and seven tenths (17/547) feet; thouse
forth thirty-seven degrees (77° four-toen minutes (11/1) Toest
one hundred sixty-sine and seven tenths (17/547) feet; thouse
forth thirty-seven degrees (77° four-toen minutes (11/1) Toest
one hundred sixty-sine and seven tenths (16988) feet along the
vesterly line and an extension thereof of said Block nine (9)
Sunt's Addition to Fabous, Forms to the south bank of the
Rio Grande as the same cristed prior to the artificial rectification thereof; thence along the south bank of the said
former Pio Grande South seventy degrees (70°) minutes minutes

(3) East six immired ninety-four and four tenths (54.4) feet; South sixty-three degrees (50) tenthy-three ninetes (51.4) East three minited forty-eight ninetes (51.4) feet South fifty-dree degrees (50) fifty-eight ninetes (51.5) feet three immediate forty-five degrees (51.6) feet, justificative degrees (51.6) feet, justificative degrees (51.6) feet ninetes (51.6) feet minited to the feet and south thirty-eight degrees (50) eight-een ninetes (51.6) feet on the intersection with the southeasterly line of Block nine (51.6) feet to the factorial find a delition to facing, facing themse along the gratic extensive minited to facing facing themse along the gratic extensive minutes (50) feet to the factorial line of said floor nine (9) South life-ten degrees (50) forty-to-degrees (50) fort (520) fortyetus minutes (421) Seat one bundred transperous (121) feet to the point of beginning. Said tract of land combaining six and forty-mine bundredths (649) serve, mare

and made a part hereof. Attached hereto and fractional parts of Lote elected (10) and seventeen (17). Blook six (5) all in Heart's Addition to Palene, forms more particularly described as follows: Regiming at a point on the southmenterly right of way line of the I-di Lateral, which is the property for Ented States, said points being the most northerly corner (10) inted States, said points being the most northerly corner (10) inted States (10), Blook mix (6), South addition to Palene, exact themse along the southern westerly right of may line of the I-di Lateral being also the mortherly right of may line of the I-di Lateral being also the mortherly sight of may line of the I-di Lateral being also the mortherly sight of may line of the I-di Lateral being also the Dorthousers | Blook in the (2) hand; with the continuous (2) hand; with the continuous (3) hand; with the continuous (4) hand; where (4) h

The sum estimated by me to be just compensation for said last above described two tracts of land constituting Parcel III, including all buildings, structures and improvements thereon, is five hundred eighty-two and no/100 dollars (\$582.00).

Ø)

Riverside Canal Extension No. 17

(Parcel IV, Whitaker Estate & Tucker)

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (NN¹/₄) of the Northwest quarter (NN¹/₄) of Section four (4) and Northeast quarter (NE¹/₄) of the Northeast quarter (NE¹/₄) of Section five (5), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; being also within tract sixteen (16), Block one(1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

Beginning at the point of intersection of the dividing line between Tracts fifteen (15) and sixteen (16), Block, one (1) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Fabens Intercepting Drain and from which point the Northeast corner of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant bears North sixty-six degrees (66°) twenty minutes (20°) East six hundred thirty-seven (637) feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain South sixty-eight degrees (680) forty-five minutes (451) East four hundred eighty-nine (489) feet to a point on the southeasterly line of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract sixteen (16) bears North fifty degrees (500) fourteen minutes (14) East three hundred seventy-four and eight tenths (374.8) feet; thence South fifty degrees (50°) fourteen minutes (14') West three hundred fifty-five and six tenths (355.6) feet along the southeasterly line of said Tract sixteen (16) to the north bank of the former Ric Grande as the same existed prior to the artificial rectification thereof; thence a long the north bank of the said former Rio Grande North sixty-four degrees (64°) fifty-nine minutes (59°) West five (5) feet; North seventy-two degrees (72°) fifteen minutes (15') West four hundred eighty-four and five tenths (484.5) feet and North seventy-three degrees (73°) fifty minutes (50') West one hundred eightyseven (187) feet to the point of intersection with the dividing line between Tracts fifteen (15) and sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant; thence along said dividing line North sixty-six degrees (660) twenty minutes (20') East five hundred five and one tenth (505.1) feet to the point of beginning. Said tract of land containing four and twenty-seven hundredths (4.27) acres, more or less. All as shown on Plat attached hereto and made a part hereof.

The sum estimated by me to be just compensation for said last above described lands constituting Parcel IV, including all buildings, structures and improvements thereon, is three hundred twenty and 25/100 dollars (\$320.25).

X

(Parcel V, Schutten)

A tract of land lying and situate in El Paso County, Texas, and in the Northeast quarter (NEt) of the Northeast quarter (NEt) of Section five (5) Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; said tract being all of lots eight (8), nine (9), ten (10), eleven (11), and twelve (12) and accretion thereto, Block G of the Riverside Addition to Fabens, Texas and being also within tract fourteen (14), Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and State; more particularly described as follows:

Beginning at a point on the northerly line of Block G Riverside Addition to Fabens, Texas, said point being the Northeast corner of Lot eight (8), Block G of said Riverside Addition; thence along the easterly line of said lot eight (8), South twenty-three degrees (23°) forty-two minutes (42°) East one hundred twenty-nine (129) feet to a point on the southerly line of said Block G, said point being the Southeast corner of said lot eight (8); thence along the southerly line and an extension thereof of said Block G, Riverside Addition, South sixty-six degrees (66°) eighteen minutes (18') West one hundred thirty and three tenths (130.3) feet to the east bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the east bank of the said former Rio Grande North fifty-one degrees (51°) forty-six minutes (46') West one hundred forty-six and two tenths (146.2) feet to a point where the said river bank intersects the extension of the northerly line of Block G of said Riverside Addition; thence along said northerly line as extended North sixty-six degrees (66°) eighteen minutes (18') East one hundred ninety-nine and one tenth (199.1) feet to the point of beginning. Said tract of land containing forty-nine hundredths (0.49) of an acre, more or less, all as shown on plat attached hereto and made a part hereof.

The sum estimated by me to be just compensation for said last above described lands constituting Parcel V, including all buildings, structures and improvements thereon, is seventy-five and no/100 dollars (\$75.00).

Riverside Canal Extension Plat No. 18

(Parcel VI, Lopez Estate)

A tract of land lying and situate in El Paso County, Texas and in the N rthwest quarter (NW1) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Eureau of Reclamation Survey; being also within Tract seventeen (17) Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and state; more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract seventeen (17) Block one (1) of said official resurvey of the San Elizario Grant and from which point the most northerly corner of said tract seventeen (17) bears North forty-nine degrees (49°) fiftyseven minutes (57') East three hundred sixteen and two tenths (316.2) feet. Said most northerly corner of Tract seventeen (17) being thirty-five (35) feet from and at right angles to the center line of State Highway No. 1; thence South thirty-nine degrees (39°) thirty-Seven minutes (37') East one hundred ninety and eight tenths (190.8) feet to the Southeasterly line of said tract seventeen (17) and from which point the most easterly corner of said tract seventeen (17) bears North fifty degrees (50°) fourteen minutes (14°) East three hundred sixteen and six tenths (316.6) feet; thence South fifty degrees (50°) fourteen minutes (14') West one hundred eighty-five and nine tenths (185.9) feet along the southeasterly line of said Tract seventeen (17) to the northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the northeast bank of the said former Rio Grande North sixty degrees (60°) fifty-one minutes (51*) West one hundred ninety-nine and nine tenths (199.9) feet and North sixty-four degrees (64°) fifty-nine minutes (59') West three and three tenths (3.3) feet to the intersection with the northwesterly line of said Tract seventeen (17); thence along said northwesterly line of tract seventeen (17) North forty-nine degrees (49°) fifty-seven minutes (57°) East two hundred fifty-nine and eight tenths (259.8) feet to the point of beginning. Said tract of land containing ninety-seven hundredths (0.97) of an acre, more or All as shown on plat attached hereto and made a part hereof.

The sum estimated by me to be just compensation for said last above described lands constituting Parcel VI, including all buildings, structures and improvements thereon, is two hundred sixty-six and 75/100 dollars (\$266.75).

19

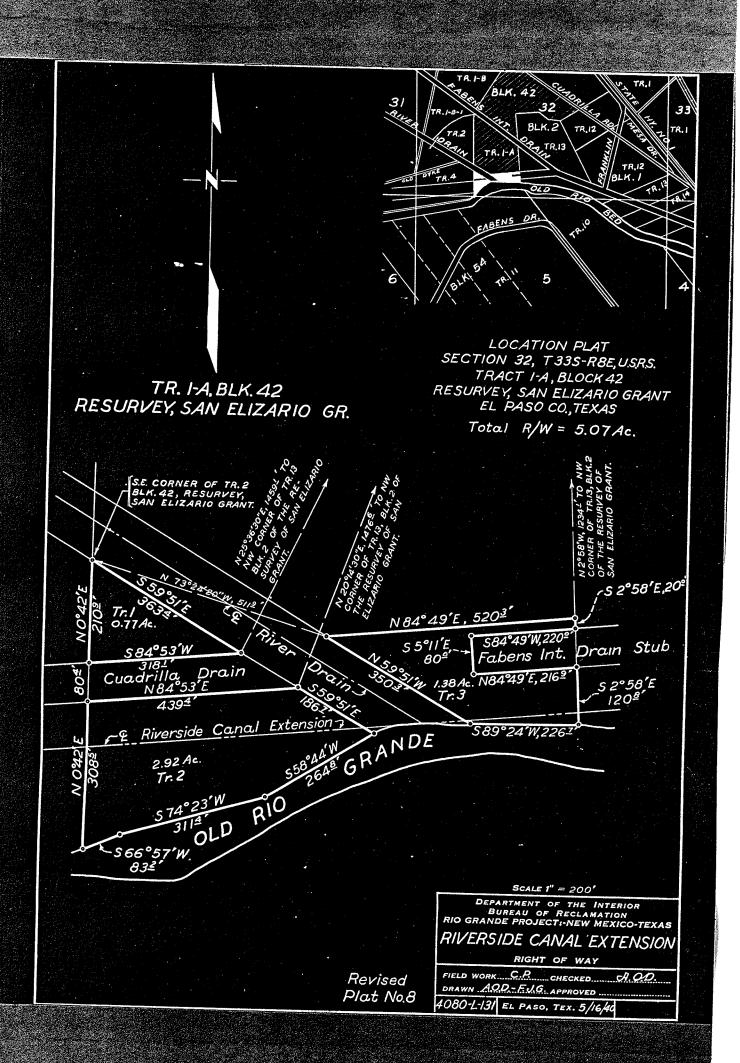
That said lands are taken under the authority of the Constitution and Laws of the United States for the following purposes:

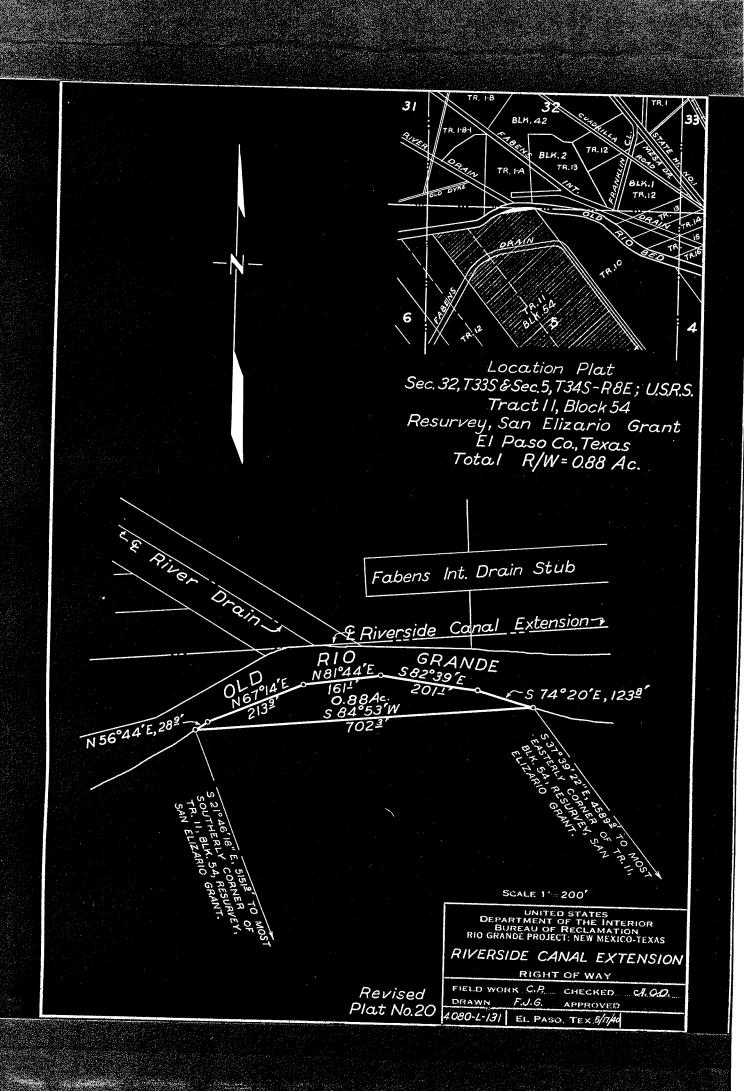
Regulation, control and use of the flow of the Rio Grands by means of an irrigation canal and drainage outlet channel and appurtenant works for the purpose of the reclamation, irrigation and drainage of arid lands within the Rio Grande Federal irrigation project constructed, operated and maintained by the United States under the said Reclamation Law.

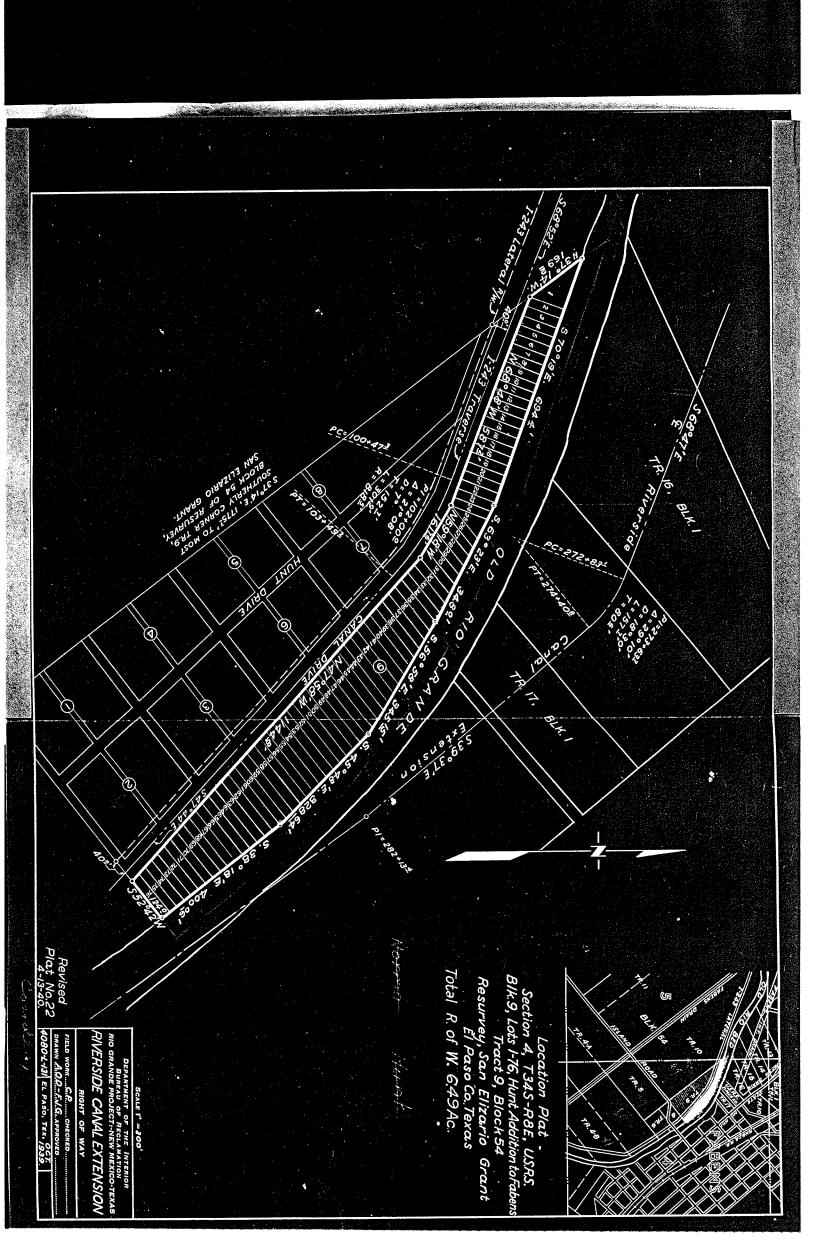
That pursuant to the provisions of the said Act of March 4, 1921, funds have been deposited and covered into the Reclamation Fund and by said Act of March 4, 1921, appropriated for the purpose of the construction of said canal and drainage cutlet channel and appurtenant works and such funds are available for just compensation for said lands so taken.

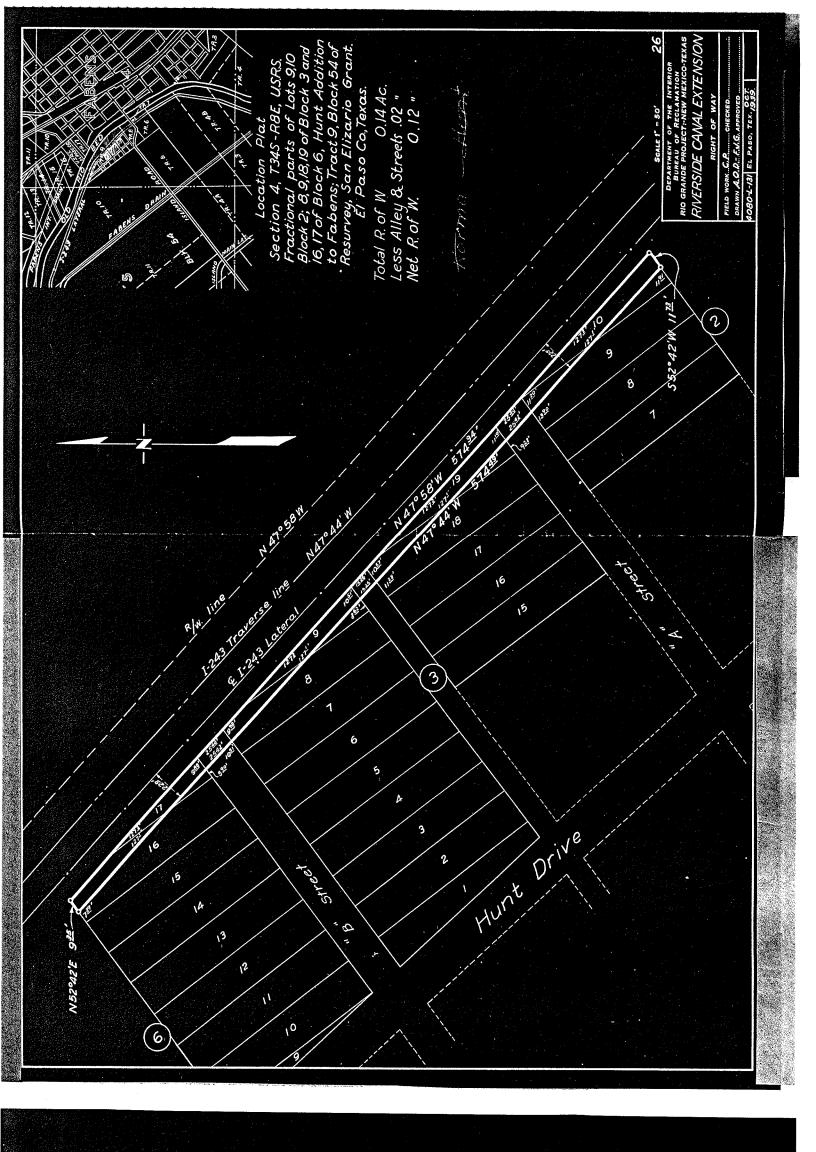
In witness whereof I have hereunto set my hand this 15th day of July, A. D., 1940, in the City of Washington, District of Columbia.

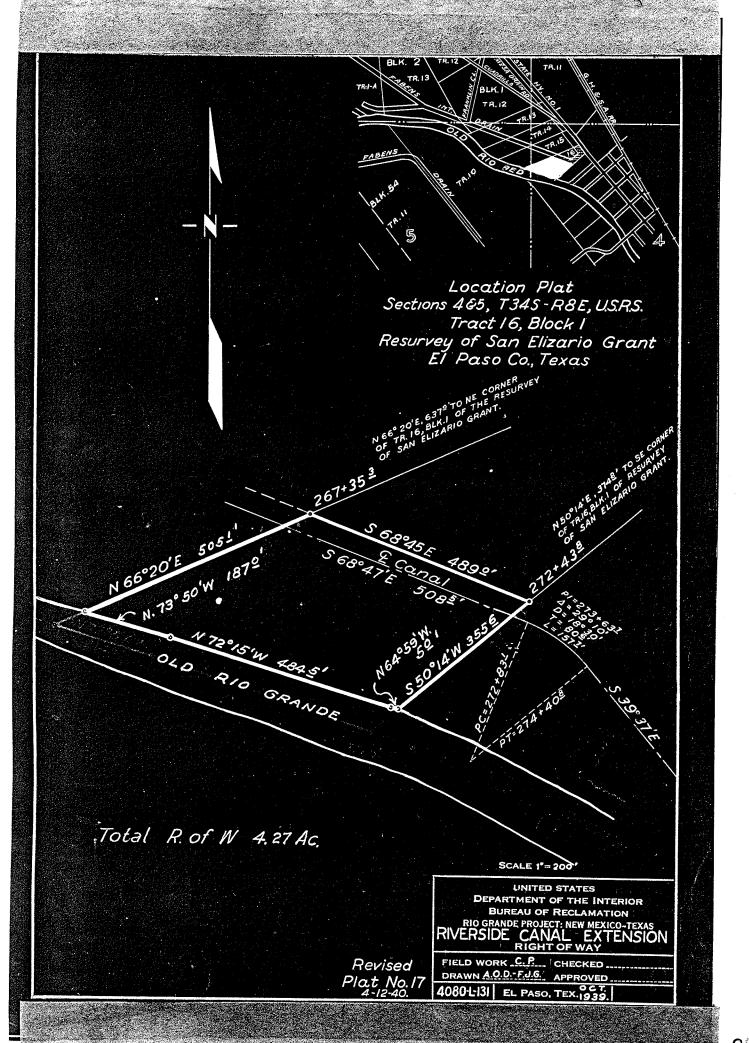
W. C. Mendenhall (signed)
Acting Under Secretary of the
Interior of the United States
of America;

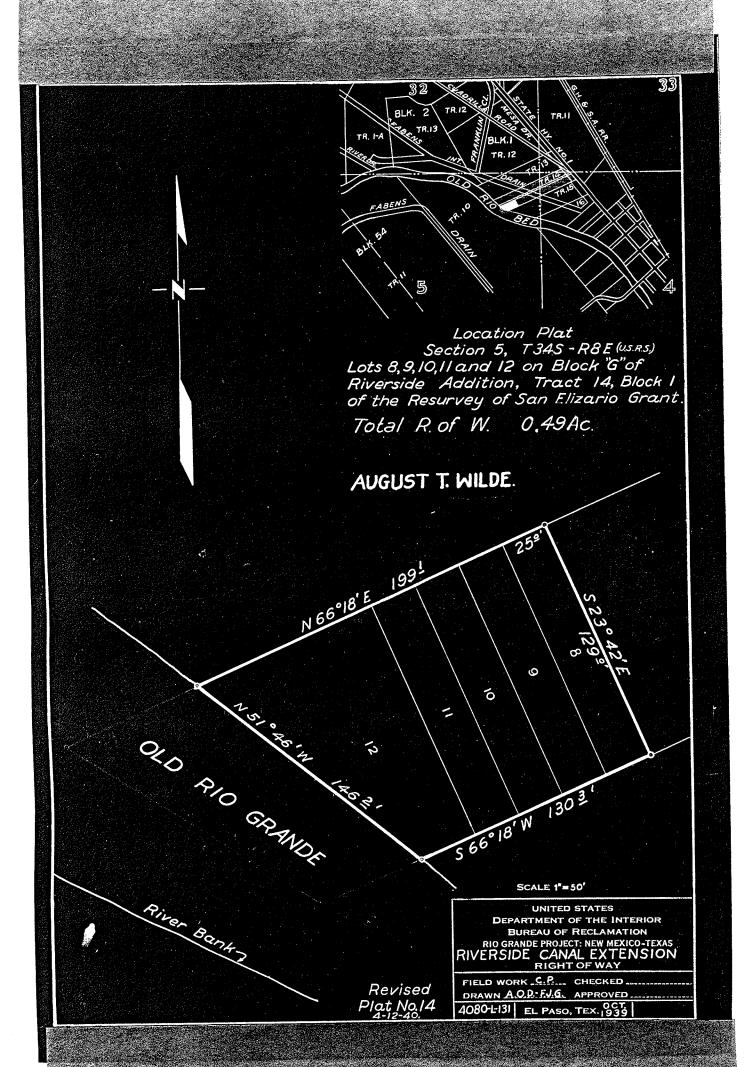


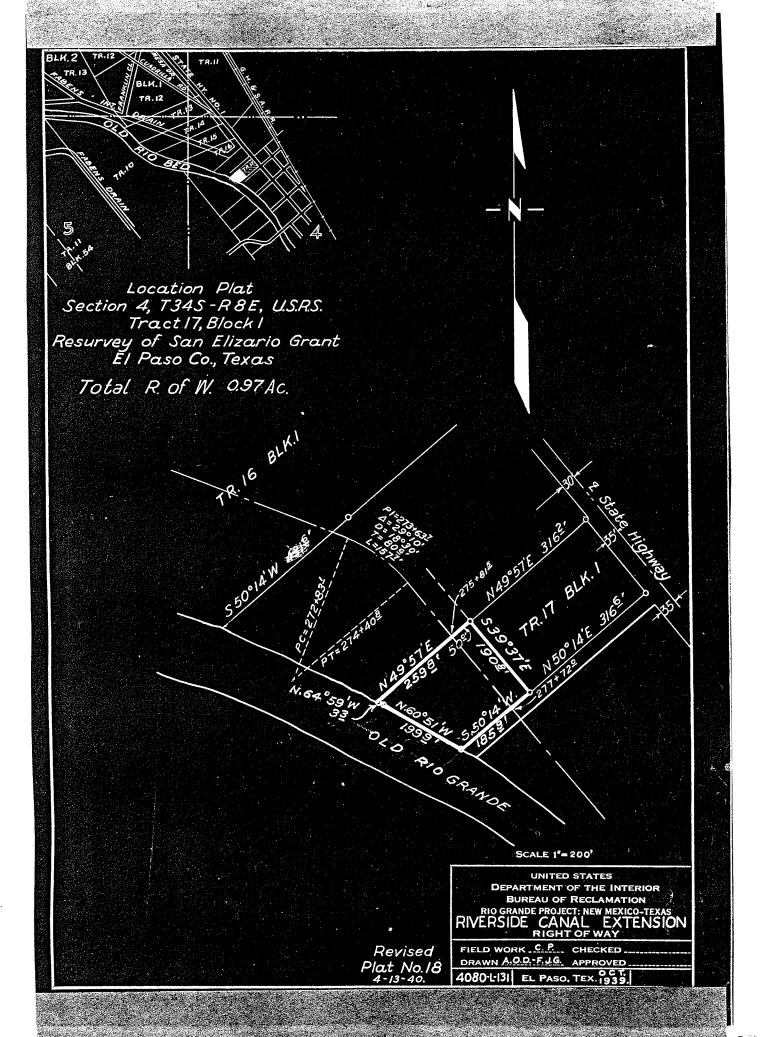












IN THE DISTRICT COURT OF THE CHITCHES STATES OF THE COURT OF THE CHITCHES STATES OF THE COURT OF

BUITED STATES OF ASSISTA

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FEFE E. MARKSTOFFEE, ST. AL.

i'elendante.

Filed September 12, 1940

This day comes the felicionar in the above entitled comes, the United States attorney, and it felicates attorney, and it felicates the felicates believe that the delicates of fearless found to enter judgment vertices title in the United States of fearless in the Salaria States of Salaria, and in the Contempoliton Salaria described.

Therespon the Court presented to pass upon ents Notion, relition and Declaration of Toking, and finds as follows:

Tiple The each and all of the allegations in said yealtion and declaration are true; and that the valued States of Sparity is entitled to entitle purposes, as not out and proved in each patition.

Like the request of the authority of the Attorney General of the United States.

The extensity under which, and the public use for which said lands sore taken was set out, and that the Scoreable S. C. Sendenhall, retired Under Section and that the Scoreable S. C. Sendenhall, retired Under Section and was purposed by law to sequire Lands such as are described in the particle.

for the purpose of regulation, control and use of the flow of the Sie france.

by means of an typication const. and drainings outlet chancel and appurturant

works for the purpose of the reglassion, irrigation and drainage of crid lands within the Sio Grands Federal irrigation project constructed, operated and mainteded by the United States under the Septembrical Law, purposes to (age 17, 1902, 32 State, 355, and all sobs assemblery thereof and supplementary thereto, consenty moons as the Septembrican Law; (b) the set of North 4, 1921, 41 State, 1404, and (c) the Aut of February 25, 1931, 44 State, 1421, and all acts assemblery thereof and supplementary thereto, and that the Attorney General of the United States is the person authorized by law to direct the institution of such condensation proceedings.

That a proper description of the lands cought to be taken, sufficient for the limitationalism thereof, is set out in said Pecharation of Taking

FIFTH: That a statement of the estate and interest in said lands taken for said public use is set out therein.

ILITES A plan shoring the lands token is not out thereis.

ated by said acquiring authority to be just compensation for the lands taken, as follows: For the lands described therein as Parcel I, One hundred distyeix and 20/100 dollars (\$166.20); for the lands described therein as Parcel
2, Thirty and 80/100 dellars (\$90.80); for the lands described therein as
Percel 3, Five hundred eighty-two and no/100 dellars (\$502.00); for the
lands described therein as Parcel 4, Three hundred trenty and 25/100 dellars (\$320.25); for the lands described therein as Parcel 5, Seventy-five
and no/100 dellars (\$75.00); and for the lands described therein as Parcel
5, Two hundred sixty-six and \$5/100 dellars (\$254.75).

That the sum of the thousand four hundred forty-one and no/100 dellars ((1,441.00), which is the total encount entirested to be just compensation for suid lands, was only deposited in the registery of this Court to the was of the persons entitled thereto, upon ent at the time of the filing of said backerstion of Taking.

Electrical and a price to be paid therefore.

and the Court having fully sensitiered said Condennation Petition and Petition and Petition and Petition of Petition and the statutes in such cases made and provided, is of the opinion that the United Status of America are and is entitled to take said property and have the title thereto vested in it, pursuant to the lat of Congress approved Petrosay 25, 1931.

It is therefore considered by the Court, and it is the order, jedgment and decree of the Court, that the title to the following described lands in few simple absolute was vested in the United States of America, upon the filling of said Semicration of Taking, and the deposit in the registry of this Court, as hereinabove recited, in the sum of the thousand four hundred forty-one and no/LOU callers (Gl.Adl.OU); and said lands are decred to have been condemned and taken so of the date of said filling and deposit, and are condemned and taken for the use of the Smited States and the right to just compensation for the same thereby vested in the persons or persons entitled therete, and the mount of said compensation shall be accordated and consider in this proceeding, and established by judgment berein, pursuant to law.

The lands are described as follows:

Riverside Canal Extension Plat No. 8

(Parcel I, Bradley)

TREES TRACTS of land lying and situate in El Paso County, Texas, and in the SME of Section 32, Township 3) South, Eange 8 Seat, Bureau of Reclamation Survey; being also within Tract 1-A, Block 42 of the official resurvey of the San Elisario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

That I - Regioning at the point of intersection of the dividing line between fracts I-A and A. Slock AS of said official resurvey of the San Elizatic Great with the southwesterly right of any line of the Siver Frain said point being the Southeast corner of fract 2, Block AS of the said official resurvey of the San Elizatic Grant; thence along the continuentarily right of may line of said river crain South 50° 11° East 363.4 feet to a role at the intersection of said line with the north right of may line of the Candrilla Brain and from which point the Sorthwest corner of Fract 1. Slock 2 of the said official resurvey of the San Elizatic Grant hears Sorth 25° 36° 30° East 15%.1 feet these along the north right of may line of said undrilla Frain, South 16. 5° East 18.1 feet to the dividing line between Fract 1.4 and Fract A Block 2 of said official resurvey of the San Elizatic Grant; thence along said dividing line forth 0° AZ° East 210.9 feet to the point of the San Elizatic Grant; thence along said dividing line forth 0° AZ° East 210.9 feet to the point of the San Elizatic Grant; Shown as Tract one (1) on plat attached hereto and made a part hereof.

TRACT 2 - Deginning at the point of intersection of the dividing line between Tract 1-4 and Tract & Block 42 of the official resurvey of the San Alicerto Grant with the south right of way line of the Guadrilla Brain and from which point the Southeast corner of Tract 2 Block A2 of the official resurvey of the Ban Elizario Grant bears Borth O' A2' East 291.3 feet; thence along the south right of may line of said Sundrilla Brain, Borth 24° 53' Enet A39.4 feet to a point on the southwesterly right of way line of the hiver train and from which point the Northwest corner of Tract 1), Block 2 of the said official resurvey of the San Elizario Grant bears North 20' 14' 30" East 1475.6 feet; thence slong the southwesterly right of way line of said river drain South 59° 51' Sast 186.7 feet to the north bank of the Nio Grando as the same existed prior to the artificial rectification thereof; thence along the north bank of the former his Grande South 58° 44' Sent 254.8 feet, South 74° 23' Sent 311.4 feet and South 66' 57' West 83.2 feet to a point where the said river back intersects the extension of the dividing line between Tracts 1-2 and 1, Block 42 of the said official reservey of the San Sligario Frant; thence along said dividing line as extended forth

2 42 east 108.5 feet to the point of beginning. Said

tract of lead containing 2.72 eares, some or less, shown as Tract

(2) on plat attached hereto and made a part hereof. That I - Segimning at a point on the dividing line between Track 1-4, Block 42 and Track 13, Block 2 of the official resurvey of the San Elizaria Great and from which point the Borthwest corner of Tract 13, Block 2 of the said official resurvey of the an Elizario Grant bears North 2' 56' West 1234.1 feet; thence South 2' 58' East 20 feet to the north right of way line of the Fabene Intercepting Brain Stub; thence along said right of way line South 84' 49' West 220 feet; thence South 5' 11' Sast SO feet; thence along the couth right of may line of said Fabene Intercepting Frain Study Forth St. 49' Sast 216.9 feet to the dividing line between Tract 1-4, Block 42 and Tract 13, Block 2 of the said official resurvey of the San Alizario Grant; themes South 2' 58' East 120.8 feet along said dividing line and an extension thereof to the morth bank of the Bio Grande se the same existed prior to the artificial rectification thereof; thence along said river bank South 89° 24' West 226.7 feet to the cortheasterly right of way line of the river drain; thense along the northeasterly right of vay line of said River Frain Forth 59° 51' West 350.3 feet to a point from which the Contheast corner of Tract 2 Block 42 of the said official resurvey of the San Elizario Grant bears Borth 73" 24' 20" West 511.9 feet; thence North 64" 49' Kest 520.3 feet to the point of beginning. Soid tract of land centeining 1.38 acres, core or less. Shown as Tract

three (3) on plat attached heretorand made a color, color three tarray for the entern littrice of forces, and hard it. its, pecial solution to the United States tierroy.

(Parcel II, Marasovich)

Riverside Canal Extension No. 20

A track of land lying and alterate in al Pass County Terms, and in the Sorthopet quarter (SC) of Sorthopet quarter (SC) from this ty-four (L) County and Sorthopet quarter (SC) and, of Sortion thirty-to-(S) Sortion for Sortion thirty-to-(S) Sortion for Sortion thirty-to-(S) Sortion for Sortion thirty-to-(S) Sortion for Sortion fo

its and from the control of the cont

Riverside Canal Extension Plat No. 22 - 26

(Parcel III, Hunt)

County, lease and in the Herriment quarter (ER) of Section Four (1), Township Thirty-four (3) South, Range eight (3) East, Durese of Reclaration Survey and within Hant's Addition to Fabons, lease, being also within Fract Sine (9), Block Fifty-four (3) of the official resurvey of the San Blisario Grant as accepted by the Cosmissioners Court of El Pago County, Tossa the San Gay of January, 1950 and of record in the office of the County Clerk of said county and state; more parties—larly described as follows:

TRACT 1 - Being all of lots one (1) to seventysix (70), Toth inclusive, Block nine (9), Bent's Addition
to Fabens, Terms, more particularly described as follows:
Beginning at a point on the southeasterly line of said
tract nine (9) Block fifty-four (51) of said official resurvey of the San Elisario Grant which point is the most
southerly corner of Block nine (9), Bent's addition to
Fabens, Terms; themse along the southeasterly line of said
block nine (9) which is also the northeasterly right of way
line of Canal Brive Borth forty-seven degrees (17) fiftyeight minutes (50) Best one thousand one hundred fortyfour and eight tenths (1111,3) feet. Borth fifty-nine degrees
(57) eighteen minutes (18) West one hundred sixty-one and
seventy-six hundredths (161.76) feet and Borth sixty-cight
degrees (65°) forty-eight minutes (18) West five hundred
eighty-seven and two tenths (57.2) feet to the Southwest
corner of said Block nine (9) Bant's Addition to Fabens,
Terms and from which point the most southerly corner of said
from which point the most southerly corner of said
from which point the most southerly corner of said
from this (9) Block fifty-four (51) of said official resurvey of the San Elisario Grant bears South thirty-seven
degrees (37°) fourteen nimutes (11) East one thousand seven
hundred seventy-five and seven tenths (169.2) feet along the
westerly line and an extension thereof of said Block nine (9)
Runt's Addition to Fabens, Texas to the swifficial reetification thereof; thence along the south bank of the said
former Blo Grands South seventy degrees (70°) ninsteen minutes

Riverside Canal Extension No. 17

(Parcel IV, Whitaker Estate & Tucker)

A tract of land lying and situate in El Paso County, Texas and in the Morthwest quarter (NW1) of the Northwest quarter (NW1) of Section four (4) and Northeast quarter (NE1) of the Northeast quarter (NE1) of Section five (5), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; being also within tract sixteen (16), Block one(1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

Beginning at the point of intersection of the dividing line between Tracts fifteen (15) and sixteen (16), Block, one (1) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Fabens Intercepting Drain and from which point the Northeast corner of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant bears North sixty-six degrees (66°) twenty minutes (20°) East six hundred thirty-seven (637) feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain South sixty-eight degrees (680) forty-five minutes (45') East four hundred eighty-nine (489) feet to a point on the southeasterly line of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract sixteen (16) bears North fifty degrees (500) fourteen minutes (14') East three hundred seventy-four and eight tenths (374.8) feet; thence South fifty degrees (50°) fourteen minutes (14') West three hundred fifty-five and six tenths (355.6) feet along the southeasterly line of said Tract sixteen (16) to the north bank of the former Rio Grande as the same existed prior to the artificial rectification thereof; thence a long the north bank of the said former Rio Grande North sixty-four degrees (640) fifty-nine minutes (59°) West five (5) feet; North seventy-two degrees (720) fifteen minutes (15') West four hundred eighty-four and five tenths (484.5) feet and North seventy-three degrees (730) fifty minutes (50') West one hundred eightyseven (187) feet to the point of intersection with the dividing line between Tracts fifteen (15) and sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant; thence along said dividing line North sixty-six degrees (66°) twenty minutes (20') East five hundred five and one tenth (505.1) feet to the point of beginning. Said tract of land containing four and twenty-seven hundredths (4.27) acres, more or less. All as shown on Plat attached hereto and made a part hereof.

(Parcel V, Schutten)

A tract of land lying and situate in El Paso County, Texas, and in the Northeast quarter (NE2) of the Northeast quarter (NE2) of Section five (5) Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; said tract being all of lots eight (8), nine (9), ten (10), eleven (11), and twelve (12) and accretion thereto, Block G of the Riverside Addition to Fabens, Texas and being also within tract fourteen (14), Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and State; more particularly described as follows:

Beginning at a point on the northerly line of the Northeast corner of Lot eight (5). Block G of said Riverside Addition; thence along the easterly line of said lot eight (8), South twenty-three degrees (2%) forty-two minutes (42) East one hundred twenty-nine (12%) feet to a point on the southerly line of said Block G, said point being the Southeast corner of said lot eight (8); thence along the southerly line and an extension thereof of said Block G, Riverside Addition, South sixty-six degrees (66°) eighteen minutes (18') West one hundred thirty and three tenths (130.7) feet to the east bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the east bank of the said former Rio Grande North fifty-one degrees (51e') forty-six minutes (46') West one hundred forty-six and two tenths (146.2) feet to a point where the said river bank intersects the extension of the northerly line of Block G of said Riverside Addition; thence along said northerly line as extended North sixty-six degrees (66°) eighteen minutes (18') East one hundred ninety-nine and one tenth (199.1) feet to the point of beginning. Said tract of land containing forty-nine hundredths (0.49) of an acre, more or less, all as shown on plat attached hereto and made a part hereof.

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na present a plan attaced corono and redain person and

The possession of the chove described property shall be delivered to the United States of America on or before Henday, the 16th day of September, A. D. 1940.

This cause is held eyen for each other and further orders, judgments and decrees as may be necessary in the premises.

intered on this 12th or of September, A. D. 1940.

(signed) Charles A. Boynton

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

VS.

STEVE M. MARASOVICH, ET AL.,

Defendants.

No. 93 CIVIL ACTION Filed December 2, 1940.

ORDER APPOINTING SPECIAL COMMISSIONERS

* first is	
It appearing to the Court that R. E. Sherman	
C. M. Newman and John R. Ellis	are
disinterested freeholders of El Paso County, Texas:	
It is ORDERED, ADJUDGED And DECREED that they be, and they	, are
hereby appointed Special Commissioners to assess the demages in conf	16 c-
tion with the condemnation of lands taken by the United States of	
America in the above entitled and numbered cause.	
DONE at Waco, Texas, this 2nd day of December	A. و
D. 1940.	-

Charles A. Boynton United States District Judge.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

DELTED STATES OF ASSELLA	
****	No. 95-Civil Action
STRVE N. MARASOVICE	Filed December 13, 194

CATH OF SPECIAL COMMISSIONERS

We the undersigned appraisers, duly appointed by the Homorable Charles A. Boynton, Judge of the United States District Court for the Western District of Texas, as Special Commissioners to assess the damages to the owners of the land sought to be condomned by the United States of America in the above numbered and entitled cause, do sciently swear that we will assess said damages fairly and impartially and in accordance with the law.

R.	E.	Sherman	
		en gelektrikasi en eti palainin sen en kajata en en eta atu ja e per en en kajata en kiaj en en en en en en en	
Jo	hn :	R. Ellis.	

c.	М.	Newman	
1047	والمركس المحالة المجند	es constituente entreta esta que lla esta constitue, entre propriede Caroline para el 25, militar de la constitución de la cons	microscopara para mana manda menda mela.

A. D. 1910.

(Notarial Seal)

Lillian M. Howell,

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS LL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff.

VS.

B. C. BRADLEY, ET AL.

Defendents.

NO. 95 CIVIL

Filed April 23, 1941.

DISCLAIMER OF EL PASO COUNTY WATER IMPROVEMENT DISTRICT #1

Comes now the El Paso County Water Improvement
District Number 1, one of the defendants in the above styled and
numbered cause, and shows to the Court that all water and construction charges due and owing on Parcel Number Five (5), described in plaintiff's original petition, have been paid, and,
therefore, disclaim all right, title or interest in and to said
property.

Attorney for M Paso County Weter improvement District Number 1.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE SECTION DESTRICT OF TEXAS CUTTING AT IL FACO

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THE WITTO OF A CONTROL .

Plaintiff,

V

70. 193-Civil

B. O. BRADLEY, , et al.,

Filed May 3, 1941

Defender tr.

TO TAIL HONCOGDIE COURT:

of light County, Texas, and would show the Court that on the land sought to be condemned by the United States of America in this suit, that there are toxes due, delinquent and unpaid on said properties; that on the schedule attached hereto and made a part of this petition, the pe son to whom the taxes were assessed the years for which they are delinquent and the taxing units to which they are payable, and the penalty, interest and cost due therson, as to each piece of property separately assessed are shown.

That such items are a constitutional lien on said property prior and superior to the rights of all of an parsons whomsoever.

State of Texas, for its own use, and for the use and berefit of the County of El Faso and Fabens Independent School District No.W-10, the sums herein shown to be due them, and that the other parties to this soit take nothing until this claim of the State has been paid in full.

(Signed) Ernest Guinn, ENNLY GUINF, County Attorney

70 70	Penalties, interest and costs are computable according to law and see to be annothing a more and are to be annothing and a see to be annothing a see to be annothing as a second annothing a see to be annothing as a second a	00	4/	to the annual toward				The state of the s
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						w.s		
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COUNTY OF EL PASO, TEXAS	Stakener							
el. CITY OR TOWN S. Stahene	to 12 mi	8						
BLOCK NO. ADDITION	LOT NUMBER	ACRES	DESCRIPTION	OR GRANT		NO. NO.		NO.
DESCRIPTION OF CITY PROPERTY	TO NO. OF TH	T WITH REMITTANCE OR REFER	STATEMEN	ACREAGE PROPERTY	DESCRIPTION OF AC	- 1	Sign	ARST
						0		ADDPESS
EL PASO, TEXAS, S-3-41	DELINQUENT TAX NOTICE, STATEMENT AND SCHEDULE	ICE, STATEM	TAX NOT	NQUENT	DELI	ados	élia	TO Mi

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE CHESTRAN DISTRICT OF THEAS LL PASS DIVISION

UNITED STATES OF ADMICA.

Plaintiff,

VS.

NO. 93 CIVIL

D. C. BRADLEY, ET AL.

Defendants.

Filed Mah 7, 1941.

APALICATION TO WITHDRAW FURDS

Comes now Audolph 6. Schutten and wife, Mary C. Schutten, defendents in the above styled and numbered cause and file this, their application to withdraw the sum of SEVENTY FIVE AND NO/100 (\$75.00) DOLLARS deposited by the United States as the reasonable compensation for the taking of Percel Rumber Five (5) as described in plaintiff's criginal petition, and in this behalf would respectfully show to the Court:

Five (5), as described in plaintiff's original petition, and that all taxes, water and construction charges have been paid and that the defendants are entitled to receive said sum of SEVENTY FIVE AND MO/100 (\$75.00) DOLLARS without prejudice to their right to receive more.

That on September 30, 1940, these defendants entered into a contract with the United States of America, under the terms of which the said United States of America agreed to pay to these defendants the sum of MINETY AND NO/100 (\$90.00) for the taking of said property and that by reason of said contract, these defendants are entitled to the sum of MINETY AND NO/100 (\$90.00) DOLLARS.

WHEREFORE, premises considered, these defendants pray that the Court direct the Clerk of this Court to pay to them the sum of SEVENTY FIVE AND MO/100 (\$75.00) DOLLARS, heretofore deposited in

the Registry of the Court for the teking of their land, without prejudice to their right to receive the difference between SEVENTY FIVE AND NO/100 (\$75.00) DOLLARS and NINETY AND NO/100 (\$90.00) DOLLARS.

Rudolph G. Schutten

Mary C. Schutten

State of California, \(\)
County of Riverside. \(\) Ss.

On this 24 day of April, 1941, before me, a Notary Public in and for said county, residing therein, duly commissioned and sworn, personally appeared, Rudolph G. Schutten personally known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

R. A. Grant,

(seal)

Notary Public, County of Riverside, State of Calif.

My commission expires April 26, 1944.

II. VANG DIVIS**NA**

THE RESIDENCE AND ADDRESS.

Plaintit.

Filed May 7, 1942.

of with the

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the application of the Defendants, Application and Herry C. Substitutes, to withdraw the man of Shifter Five All 10/100 (275.00) Fillian deposited by the Saited States of Application as the reasonable assumention for the taking of Farcel Fundor Five (5), as described in plaintiff's criginal patition, and

It appearing to the Court that the sold Audolph C. Schotten and Mary C. Schotten are the owners of said percel of land described as Parcel Masker Tire (3) and that they are entitled to withdraw and own without projector to their right to contest the value of said land, and

It further appearing to the Court that there is due to state of Terms and County of 31 Terms the sens of GES AND 40/100 (51.40) Dollars as terms on said property.

directed to pay the sum of CSE AND 40/100 (\$1.40) National to the State of Torse and County of El Dese, and the Salamon of the said Salamon of the Salamon of the Salamon of the Salamon of Salamon of

Charles A. Boynton.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Vs.

STAVE M. MARASOVICH, ET AL,

Defendants.

NO. 93 CIVIL

Filed January 7, 1942

ONDIA

Plaintiff is hereby given leave to smend.

Charles A. Boynton

IN THE DISTRICT COUR T OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS

EL PASO DIVISION

UNITED STATES OF AMERICA,	
Plaintiff,	Ž
Vs.	NO 93 CIVIL
STEVE M. MARASOVICH, ET AL,	Filed January 7, 1942 0.
Defendants.	ğ

PLAINTIFF'S FIRST AMENDED ORIGINAL PETITION

TO THE HONORABLE CHARLES A. BOYNTON, JUDGE OF SAID COURT:

Comes now the United States of America by Ben F. Foster, United States Attorney for the Western District of Texas, R. Neill Walshe, Assistant United States Attorney for the Western District of Texas, W. C. Peticolas, Special Attorney, and Harold L. Sims, Special Assistant to the United States Attorney, and leave of Court having been first had and obtained, files this, its first amended original petition, and respectfully shows to the Court:

I.

- 1. That the Secretary of the Interior of the United States has determined that certain lands located in El Paso County, Texas, and within the jurisdiction of this Court, are needed by that branch of said Department known as the Bureau of Reclamation of the Department of the Interior, for the purposes of regulation, control and use of the flow of the Rio Grande River by means of an irrigation canal and drainage outlet channel and appurtenant works for the purpose of the reclamation, irrigation project constructed, operated and maintained by the United States under the Reclamation Law hereinafter mentioned.
- 2. Your petitioner respectfully represents that the application for the condemnation of lands hereinafter described, and of the acquisition by the United States of said lands in fee simple absolute, for the purposes hereinabove stated, is authorized and brought pursuant to (a) the Act of Congress of June 17, 1902, 32 Stat., 388, and all acts amendatory thereof and supplementary thereto, commonly known as the Reclamation Law; (b) the Act of March 4, 1921, 41 Stat., 1404, and (c) the Act of February 26, 1931, 46 Stat., 1421, and all acts amendatory thereof and supplementary thereto.
- 3. That the lands needed are more particularly described, as follows, to-

(Ferent L. Inveller)

Riverside Canal Extension Plat No. 8

THREE TRACTS of land lying and situate in El Paso County, Texas, and in the Southwest quarter ($5\sqrt[4]{4}$) of Section thirty-two (32), Township thirtythree (33) South, Range eight (8) East, Bureau of Reclamation Survey; being also within Tract one A (1-A), Block forty-two (42) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

TRACT 1 - Beginning at the point of intersection of the dividing line between Tracts one A (1-A) and four (4), Block forty-two (42) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the River Drain said point being the Southeast corner of Tract two (2), Block forty-two (42) of the said official resurvey of the San Elizario Grant; thence along the southwesterly right of way line of said river drain South fifty-nine degrees (590) fifty-one minutes (51) East three hundred sixty-three and four tenths (363.4) feet to a point at the intersection of said line with the north right of way line of the Cuadrilla Drain and from which point the Northwest corner of Tract thirteen (13), Flock two (2) of the said official resurvey of the San Elizario Grant bears North twenty-five degrees (25°) thirty-six minutes (36°) thirty seconds (30") East one thousand four hundred fifty-nine and one tenths (1459.1) feet; thence along the north right of way line of said Cuadrilla Drain, South eighty-four degrees (84°) fifty-three minutes (53') West three hundred eighteen and one tenth (318.1) feet to the dividing line between Tract one A (1-A) and tract four (4) Plock forty-two (42) of said official resurvey of the San Elizario Grant; thence along said dividing line North no degrees (0°) forty-two minutes (42°) East two hundred ten and nine tenths (210.9) feet to the point of beginning. Said tract of land containing seventy-seven hundredths (0.77) of an acre, more or less. Shown as Tract one (1) on plat attached hereto and made a part hereof.

Beginning at the point of intersection of the dividing line between Tract one A (1-A) and Tract four (4) Block forty-two (42) of the official resurvey of the San Elizario Grant with the south right of way line of the Cuadrilla Drain and from which point the Southeast corner of Tract two (2) Flock forty-two (42) of the official resurvey of the San Elizario Grant bears North no degrees (0°) forty-two minutes (42') East two hundred ninety-one and three tenths (291.3) feet; thence along the south right of way line of said Cuadrilla Drain, North eighty-four degrees (840) fiftythree minutes (53') East four hundred thirty-nine and four tenths (439.4) feet to a point on the southwesterly right of way line of the River Drain and from which point the Northwest corner of Tract thirteen (13), Block two (2) of the said official resurvey of the San Elizario Grant bears North twenty degrees (20°) fourteen minutes (14') thirty seconds (30") East one thousand four hundred seventy-six and six tenths (1476.6) feet; thence along the southwesterly right of way line of said river drain South fifty-nine degrees (59°) fifty-one minutes (51') East one hundred eighty-six and seven tenths (186.7) feet to the north bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the north bank of the former Rio Grande South fifty-eight degrees (58°) fortyfour minutes (44') West two hundred sixty-four and eight tenths (264.8) feet, South seventy-four degrees (74°) twenty-three minutes (23') West three hundred eleven and four tenths (311.4) feet and South sixty-six degrees (66°) fifty-seven minutes (57') West eighty-three and two tenths (83.2) feet to a point where the said river bank intersects the extension of the dividing line between Tracts one A (1-A) and four (4), Plock fortytwo (42) of the said official resurvey of the San Elizario Grant; thence

Riverside Canal Extension Plat No. 8

along said dividing line as extended North no degrees (0°) forty-two minutes (42°) East three hundred eight and five tenths (308.5) feet to the point of beginning. Said tract of land containing two and ninety-two hundredths (2.92) acres, more or less. Shown as Tract two (2) on plat attached hereto and made a part hereof.

TRACT 3 - Beginning at a point on the dividing line between Tract one A (1-A), Block forty-two (42) and Tract thirteen (13), Block two (2) of the official resurvey of the San Elizario Grant and from which point the Northwest corner of Tract thirteen (13), Block two (2) of the said official resurvey of the San Elizario Grant bears North two degrees (2°) fifty-eight minutes (58') West one thousand two hundred thirty-four and one tenth (1234.1) feet; thence South two degrees (2°) fifty-eight minutes (58°) East twenty (20) feet to the north right of way line of the Fabens Intercepting Drain Stub; thence along said right of way line South eighty-four degrees (84°) forty-nine minutes (49°) West two hundred twenty (220) feet; thence South five degrees (50) eleven minutes (11') East eighty (80) feet; thence along the south right of way line of said Fabens Intercepting Drain Stub; North eighty-four degrees (840) forty-nine minutes (49*) East two hundred sixteen and nine tenths (216.9) feet to the dividing line between Tract one A (1-A), Block forty-two (42) and Tract thirteen (13) Block two (2) of the said official resurvey of the San Elizario Grant; thence South two degrees (20) fifty-eight minutes (58°) East one hundred twenty and eight tenths (120.8) feet along said dividing line and an extension thereof to the north bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along said river bank South eighty-nine degrees (890) twenty-four minutes (24') West two hundred twenty-six and seven tenths (226.7) feet to the northeasterly right of way line of the river drain; thence along the northeasterly right of way line of said River Drain North fifty-nine degrees (59°) fifty-one minutes (51') West three hundred fifty and three tenths (350.3) feet to a point from which the Southeast corner of Tract two (2) Plock forty-two (42) of the said official resurvey of the San Elizario Grant bears North seventy-three degrees (730) twenty-four minutes (24') twenty seconds (20") West five hundred eleven adm nine tenths (511.9) feet; thence North eighty-four degrees (84°) forty-nine minutes (49') East five hundred twenty and three tenths (520.3) feet to the point of beginning. Said tract of land containing one and thirty-eight hundredths (1.38) acres, more or less. Shown as Tract three (3) on plat attached hereto and made a part hereof.

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Riverside Canal Extension No. 20

(Furnos) II., incorrectal)

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (NW\frac{1}{4}) of Section five (5), Township thirty-four (34) South and Southwest quarter (SW\frac{1}{4}) of Section thirty-two (32), Township thirty-three (33) South, Range eight (8) East, Bureau of Reclamation Survey; being also within survey sixty-nine (69) of the Island, San Elizario Grant and tract eleven (11) Block fifty-four (54) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the county clerk of said county and state; more particularly described as follows:

Beginning at a point on the south bank of the Rio Grande as the same g existed prior to the artificial rectification thereof and from which point g the most southerly corner of Tract eleven (11) Block fifty-four (54) of the said official resurvey of the San Elizario Grant bears South twenty-one degrees (21°) forty-six minutes (46') eighteen seconds (18") East five thousand one hundred fifty-one and nine tenths (5151.9) feet; thence along the south bank of the said former Rio Grande North fifty-six degrees (56' forty-four minutes (44') East twenty-eight and nine tenths (28.9) feet North forty-four minutes (44') East twenty-eight and nine tenths (28.9) feet, North sixty-seven degrees (67°) fourteen minutes (14') East two hundred thirteen and nine tenths (213.9) feet; North eighty-one degrees (81°) forty-four minutes (44') East one hundred sixty-one and one tenth (161.1) feet; South eighty-two m degrees (82°) thirty-nine minutes (39°) East two hundred one and one tenth (201.1) feet and South seventy-four degrees (74°) twenty minutes (20') East one hundred twenty-three and eight tenths (123.8) feet to a point from which the most easterly corner of Tract eleven (11) Block fifty-four (54) of the said official resurvey of the San Elizario Grant bears South thirty-seven degrees (37°) thirty-nine minutes (39') twenty-two seconds (22") East four thousand five hundred eighty-nine and nine tenths (4589.9) fest; thence South eighty-four degrees (84°) fifty-three minutes (53') West seven hundred two and three tenths (702.3) feet to the point of beginning. Said tract of land containing eighty-eight hundredths (0.88) of an acre, more or less. All as shown on plat attached hereto and made a part hereof.

(Percel III, Nunt)

Riverside Canal Extension Plat No. 22 - 26

TWO tracts of land lying and situate in El Paso County, Texas and in the Northwest quarter (NW1) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey and within Hunt's Addition to Fabens, Texas, being also within Tract nine (9), Block fifty-four (54) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

Being all. of lots one (1) to seventy-six (76) both inclusive, Block nine (9) Hunt's Addition to Fabens, Texas, more particularly described as follows: Beginning at a point on the southeasterly line of said tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant which point is the most southerly corner of Block nine (9) Hunt's Addition to Fabens, Texas; thence along the southwesterly line of said block nine (9) which is also the northeasterly right of way line of Canal Drive North forty-seven degrees (470) fifty-eight minutes (58') West one thousand one hundred forty-four and eight tenths (1144.8) feet, North fifty-n ne degrees (59°) eighteen minutes (18') West one hundred sixtyone and seventy-six hundredths (161.76) feet and North sixty-eight degrees (68°) forty-eight minutes (48') West five hundred eighty-seven and two tenths (587.2) feet to the Southwest corner of said Block nine (9) Hunt's Addition to Fabens, Texas and from which point the most southerly corner of said Tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant bears South thirty-seven degrees (37°) fourteen minutes (14') East one thousand seven hundred seventy-five and seven tenths (1775.7) feet; thence North thirty-seven degrees (37°) fourteen minutes (14') West one hundred sixty-nine and two tenths (169.2) feet along the westerly line and an extension thereof of said Block nine (9) Hunt's Addition to Fabens, Texas to the south bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the south bank of the said former Rio Grande South seventy degrees (70°) nineteen minutes (19') East six hundred ninety-four and four tenths (694.4) feet, South sixty-three degrees (63°) twenty-three minutes (23') East three hundred forty-eight (348) feet South fifty-six degrees (56°) fifty-eight minutes (58') East three hundred forty-five and fifteen hundredths (345.15) feet, South forty-five degrees (45°) forty-eight minutes (48°) East three hundred twenty-eight and sixtyfour hundredths (328.64) feet and South thirty-eight degrees (380) eighteen minutes (18°) East four hundred and six hundredths (400.06) feet to the intersection with the southeasterly line of Block nine (9) of Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Block nine (9) South fifty-two degrees (52°) forty-two minutes (42') West one hundred twentyfour (124) feet to the point of beginning. Said tract of land containing six and forty-nine hundredths (6.49) acres, more or less. Shown on Riverside Canal Extension Plat No. 22 attached hereto and made a part hereof.

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Riverside Canal Extension - Plat No. 22 -26

TRACT 2 - Being fractional parts of lots nine (9) and ten (10), Block two (2), fractional parts of lots eight (8), nine (9), eighteen (18) and nineteen (19), Block three (3) and fractional parts of lots sixteen (16) and seventeen (17), Block six (6), all in Hunt's Addition to Fabens, Texas more particularly described as follows: Peginning at a point the southwesterly right of way line of the I-243 Lateral, which is the Reginning at a point on no property of the United States, said point being the most northerly corner of Lot sixteen (16) Plock six (6) Hunt's Addition to Fabens, Texas; thence along the southwesterly right of way line of the I-243 Lateral being also the northeasterly line of Blocks six (6), three (3) and two (2) Hunt's Addition to Fabens, Texas, South forty-seven degrees (47°) fiftyeight minutes (58') East five hundred seventy-four and ninety-four hundredths (574.94) feet to a point which is the most easterly corner of Lot ten (10), Block two (2), Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Lot ten (10), South fifty-two degrees (52°) forty-two minutes (42') West eleven and seventy-three hundredths (11.73) feet; thence North forty-seven degrees (47°) forty-four minutes (44°) West five hundred seventy-four and forty-nine hundredths (574.49) feet to the northwesterly line of Lot sixteen (16) Block six (6) Hunt's Addition to Fabens, Texas; thence along said line North fifty-two degrees (520) forty-two minutes (42') East nine and thirty-five hundredths (9.35) feet to the point of beginning. Said tract of land containing fourteen hundredths (0.14) of an acre, more or less, of which two hundredths (.02) of an acre is occupied by streets and alleys. Shown on Riverside Canal Extension Plat 26, attached hereto and made a part hereof.

XIKANJARAHAN MANANAN M

-2-

Riverside Canal Extension No. 17

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (NM1) of the Northwest quarter (NM1) of Section four (4) and Northeast quarter (NE1) of the Northeast quarter (NE1) of Section five (5), Township thirty-four (34) South, Range eight (8) East, Fureau of Reclamation Survey; being also within tract sixteen (16), Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

0. Beginning at the point of intersection of the dividing line between \lozenge Tracts fifteen (15) and sixteen (16), Block one (1) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Fabens Intercepting Drain and from which point the Northeast corner of said Tract sixteen (16) Block one (1) of the said official resurvey of the San MElizario Grant bears North sixty-six degrees (66°) twenty minutes (20°) East g six hundred thirty-seven (637) feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain South sixty-eight degrees (68 Aforty-five minutes (45°) East four hundred eighty-nine (489) feet to a point gon the southeasterly line of said Tract sixteen (16) Plock one (1) of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract sixteen (16) bears North fifty degrees (500) fourteen minutes (14') East three hundred seventy-four and eight tenths (374,8) of feet; thence South fifty degrees (50°) fourteen minutes (14') West three thundred fifty-five and six tenths (355.6) feet along the southeasterly line of p said Tract sixteen (16) to the north bank of the former Rio Grande as the same existed prior to the artificial rectification thereof; thence along the north bank of the said former Rio Grande North sixty-four degrees (640) fifty-nine minutes (59') West five (5) feet; North seventy-two degrees (72°) fifteen minutes (15') West four hundred eighty-four and five tenths (484.5) feet and North seventy-three degrees (73°) fifty minutes (50') West one hundred eightyseven (187) feet to the point of intersection with the dividing line between Tracts fifteen (15) and sixteen (16), Flock one (1) of the said official resurvey of the San Elizario Grant; thence along said dividing line North sixty-six degrees (66°) twenty minutes (20') East five hundred five and one tenth (505.1) feet to the point of beginning. Said tract of land containing four and twenty-seven hundredths (4.27) acres, more or less. All as shown on Plat attached hereto and made a part hereof.

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Riverside Canal Extension Plat No. 14

(Parcel V, Schutten)

A tract of land lying and situate in El Paso County, Texas and in the Northeast quarter (NE_4^1) of the Northeast quarter (NE_4^1) of Section five (5) Township thirty-tfour (34) South, Range eight (8) East, Bureau of Reclamation Survey; said tract being all of lots eight (8), nine (9), ten (10), eleven (11) and twelve (12) and accretion thereto, Block G of the Riverside Addition to Fabens, Texas and being also within Tract fourteen (14), Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1950 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

Beginning at a point on the northerly line of Block G Riverside Addition to Fabens, Texas, said point being the Northeast corner of Lot eight (8) Block G of said Riverside addition; thence along the easterly line of said Lot eight (8) South twenty-three degrees (230) forty-two minutes (42') East one hundred twenty-nine (129) feet to a point on the southerly line of said Block G, said point being the Southeast corner of said Lot eight (8); thence along the southerly line and an extension thereof of said Block G, Riverside Addition South sixty-six degrees (660) eighteen minutes (181) west one hundred eighty-four and one tenth (184.1) feet to the center of what formerly constituted the bed of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the center line of said former river bed North fifty-eight degrees (58°) nine minutes (09') west one hundred fifty-six and four temths (156.4) feet to a point where the said senter line intersects the extension of the northerly line of Block G of said Riverside Addition; thence clong said northerly line as extended North sixty-six degrees (660) eighteen minutes (18') East two hundred seventy-two and Els tenths (272.6) feet to the point of beginning. Said tract of land containing sixty-eight hundredths (0.68) of an acre, more or less. All as shown on plat attached hereto and made a part hereof.

Riverside Canal Extension Plat No. 18

X (Parcol VI. Lopez Estate)

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (N/4) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; being also within Tract seventeen (17) Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clark of said county and state; more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract seventees (17) Block one (1) of said official resurvey of the San Elizario Grant and Beginning at a point on the northwesterly line of said Tract seventeen from which point the most northerly corner of said tract seventeen (17) hears North forty-nine degrees (49°) fifty-seven minutes (57') East three Hears North forty-nine degrees (49) fifty-seven minutes (50) hast three hundred sixteen and two tenths (316.2) feet. Said most northerly corner of Tract seventeen (17) being thirty-five (35) feet from and at right angles to the center line of State Highway No. 1; thence South thirty-nine degrees (39°) thirty-seven minutes (37') East one hundred ninety and eight tenths o (190.8) feet to the southeasterly line of said tract seventeen (17) and from which point the most easterly corner of said tract seventeen (17) bears North fifty degrees (50°) fourteen minutes (14') East three hundred sixteen and six tenths (316.6) feet; thence South fifty degrees (50°) fourteen minutes (14') West one hundred eighty first fourteen minutes (14') West one hundred eighty-five and nine tenths (185.9) feet along the southeasterly line of said Tract seventeen (17) to the S northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the Northeast bank of the said former Rio Grande North sixty degrees (60°) fifty-one minutes (51') West one hundred ninety-nine and nine tenths (199.9) feet and North sixty-four degrees (64°) fifty-nine minutes (59') West three and three tenths (3.3) feet to the intersection with the northwesterly line of said Tract seventeen (17); thence along said northwesterly line of Tract seventeen (17) North forty-nine degrees (49°) fifty-seven minutes (57') East two hundred fifty-nine and eight tenths (259.8) feet to the point of beginning. Said tract of land containing ninety-seven hundredths (0.97) of an acre, more or less. All as shown oh plat attached hereto and made a part hereof.

Petitioner is informed and believes, and therefore alleges upon information and belief:

- 1. That B. O. Bradley owns or claims to own Parcel No. 1.
- (a) That W. Y. Ellis and Volney Brown, Trustee, own or claim to own some interest in Parcel No. 1 by virtue of the fact that B. O. Bradley executed and delivered to W. Y. Ellis ten (10) promissory notes for the sum of TWO HUNDRED FIFTY AND NO/100 (\$250.00) DOLLARS each and secured them by a Deed of Trust covering said parcel to Volney Brown, Trustee.
 - 2. That Steve M. Marasovich owns or claims to own Parcel No. 2.
- (a) The Federal Land Bank of Houston, Texas owns or claims to own some interest in Parcel No. 2 by virtue of the fact that on September 12, 1922 W. J. Stahmann and wife, Anna M. Stahmann, gave a Deed of Trust covering Parcel No. 2 to said bank to secure one (1) note in the sum of FIVE THOUSAND AND NO/100 (\$5000.00) DOLLARS, and on June 28, 1924 gave another Deed of Trust to secure one (1) note for TWO THOUSAND, SIX HUNDRED AND NO /100 (\$2,600.00) DOLLARS.
 - 3. That Norma Noel Hunt, a feme sole, owns or claims to own Parcel No. 3.
- 4. That Irene Whitaker, a feme sole, Dan W. Whitaker, Paul Tucker and Raymond L. Tucker own or claim to own Parcel No. 4.
- 5. That Rudolph G. Schutten and Mary C. Schutten own or claim to own Parcel No. 5.
- 6. That Candelaria O. Lopez and the unknown heirs of Luciano Lopez, deceased, own or claim to own Parcel No. 6.
- (a) That the Mutual Federal Savings & Loan Association and H. L. McCune, Trustee, own or claim to own some interest in Parcel No. 6 by virtue of the fact that Luciano Lopez gave a Deed of Trust covering said porperty to H. L. McCune, Trustee, for said association to secure one (1) note in the sum of Two Thousand and NO/100 (\$2000.00) DOLLARS, dated April 27, 1938.
- (b) That Antonio Lopez and Tom R. Files, Trustee, own or claim to own some interest in the above described property by virtue of the fact that on March 18, 1941 Donasiano Lopez and wife, Maria Lopez, gave a Deed of Trust covering an undivided one-sixteenth (1/16) interest in Parcel No. 6 to Tom R. Files, Trustee, to secure the payment of one (1) note for FIVE HUNDRED AND NO/100 (\$500.00) DOLLARS of even date of said Deed of Trust.

(c) That Donasiano Lopez, Maria Lopez and Luciano Lopez, a person of unsound mind, own or claim to own some interest in Parcel No. 6, the exact nature of which plaintiff is unable to allege.

III.

- 1. That the State of Texas and County of El Paso own or claim to own an interest in all of the above described parcels of land by reason of the fact that there are taxes due and owing on same.
- 2. That the El Paso County Water Improvement District No. 1 owns or claims to own some interest in all of the above described parcels of land by virtue of the fact that there are water and construction charges due and unpaid on same.

IV.

That under date of July 15, 1940, the Secretary of the Interior, acting through W. C. Mendenhall, Acting under Secretary of the Department of the Interior of the United States, by written communication of even date, advised the Attorney General of the United States of the facts hereinabove set out, and requested the Attorney General to institute or cause to be instituted appropriate proceedings looking to the acquisition of said lands in fee simple absolute, and the Attorney General requested and directed the counsel first above named to take the necessary steps to acquire the aforesaid lands in fee simple absolute, and that this application is made and this proceeding instituted under the direction of the Attorney General.

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- 1. WHEREFORE, your petitioner respectfully prays that the above nemed defendants be required to appear and set up their respective interests in and to the aforesaid described property, if any they have.
- 2. That upon the filing of said award in this Court, in the manner and form prescribed by law, this Court enter judgment thereon, condemning the lands in fee simple absolute to the United States of America.
- 3. That a guardian ad litem be appointed to represent the interest of Luciano Lopez, a person of unsound mind.

BEN F. FOSTER,
United States Attorney,
R. NEILL WALSHE,
Assistant United States Attorney,
W. C. PETICOLAS,
Special Attorney,
HAROLD L. SIMS,
Special Assistant to United States Attorney,

BY: (Signed) W. C. Peticolas

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA.

Plaintiff,

VS.

STEVE M. MARASOVICH, ET AL.,

Defendants.

NO. 93 CIVIL

Filed January 8, 1942.

APPLICATION FOR APPOINTMENT OF SUBSTITUTE COMMISSIONER

Comes now the United States of America and would respectfully show to the Court that on December 2, 1940 the Court appointed R. E. Sherman, C. M. Newman and John R. Ellis as Special Commissioners to assess the damages in the above styled and numbered cause, and since that date C. M. Newman died, making it necessary to appoint a new Special Commissioner in his place.

WHEREFORE, plaintiff prays for an Order, appointing a new Special Commissioner in the place of C. M. Newman.

UNITED STATES OF AMERICA,

BY: W. C. Peticolas

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA, Plaintiff,	Q Q X
Vs.	No. 93 CIVIL
STEVE M. MARASOVICH, ET AL., Defendants.	Filed January 9, 194

ORDER APPOINTING SPECIAL COMMISSIONER

This 9th day of January, 1942, came on to be considered the Application of the plaintiff herein for the appointment of a Special Commissioner in the place of C. M. Newman, and it appearing to the Court that C. M. Newman is dead, and the Court being of the opinion that a new Special Commissioner should be appointed, and it further appearing to the Court that T. M. Wingo, is a disinterested freeholder of El Paso County, Texas.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that he be, and he is hereby appointed Special Commissioner to assess the damages with the other Commissioners heretofore appointed by the Court in connection with the condemnation of the lands taken by the United States of America in the above entitled and numbered cause.

Charles	Α.		
		JUDGE.	

COPY

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TELAS

EL PASO DIVISION

UNITED STATES OF AMERICA,	
PLAINTIFF,	
VS.	No. 93 CIVIL
STEVE M. MARASOVICH, ET AL.,	
DEFENDANTS.	Filed January 27, 1942

DISCLATMER

comes now the FEDERAL LAND BANK OF HOUSTON, TEXAS, AND enters its appearance herein for all purposes, and would respectfully show to the Court that it has no interest in the subject matter of this suit and hereby disclaims all right, title and interest in and to the property which is the subject of this suit and being described as Percel No. 1 in plaintiff's first emended original petition.

WHEREFORE, premises considered, this defendant prays that it go hence with its costs.

FEDERAL	Land	BANK	of	HOUSTON,	TEXAS,
BY: J.	L. M	lurre	ıy		
Attorne	ey of	Rec	or	đ	

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE VESTICES DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V5.

STEVE MARASOVICH, ET AL,

Defendants.

NO. 93 CIVIL

Filed February 2, 1942

DISCLAIMER OF EL PASO COUNTY FATER IMPROVEMENT DISTRICT NO. 1 AS TO PARCEL NO. 1

Comes now El Paso County Nater Improvement District No. 1 by its duly authorized representative and disclaims all right, title and interest in and to the property described in plaintiff's original petition described as Parcel No. 1.

EL.	PA50	COUNT	Y WA	TER	IMPROVEMENT	dist.	§1
BY:	Ric	hard	F.	Bur	ges		nça-

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS SITTING AT EL PASO

THE UNITED STATES OF ARESICA, () Flaintiff, ()

V. No. 93-Civil

B. O. BRADLLY, et al.,

Defendanted

TO SAID HOPORABLE COURT:

and Fabens Independent "chool District No. W-10, by Ernest Guinn, County Attorney of El Faso County, Texas, defendants in the above entitled and numbered cause, and do hereby waive and disclaim any and all interest in and to the real estate described as follows:

Tract 1-A, Block 42, Can Elizario Grant.

Cinest Juinn

Filed day of

19 at o'clock M.

MAXEY HARK Overs.

Phylography.

Deputy.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS EL PASC DIVISION

UNITED STATES OF AMERICA.

Plaintiff,

23

m. 93 civil

STAVE W. MARASOVICH, ET AL.

Defendants.

Filed February 5, 1942

ARBVER OF T. I. HALES

Comes now ". I. Ellis, one of the defendants in the above styled and numbered cause, and waives service of citation upon him and enters this, his appearance, for all purposes and files this, his answer, and respectfully shows to the Court:

That on December 23, 1935, this defendant conveyed to B. C. Bradley the property described as Parcel No. 1, described in plain-tiff's petition herein, and obtained a Vendor's Lien to secure the payment of ten (10) notes for THO HUNDRED FIFTY AND HO/100 (\$250.00) DOLLARS each. That there is still due sore than CHE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS on said notes and that said sum of ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS has been deposited as the reasonable compensation for the taking of said property, and that the defendant, B. C. Bradley, has agreed to accept said amount. That said amount should be paid to this defendant on his notes.

SHEREFORE, premises considered, this defendant prays that each sum of ONE HUNGERD SIXTY-SIX AND 20/100 (\$166.20) DOLLARS be paid to him as a credit on the above described notes.

W. Y. Ellis

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

VS.

No. Civil.

STATE M. BARAMOVICE, MY AL:

Filed February 16, 1942.

Defendants. :

It is hereby stipulated and agreed by and between the United States of America, hereinafter called the Plaintiff, and

hereinafter called Defendant 8, that

whereas, an action in condemnation was commenced in the above court on the day of , 1900, by filing of a Petition in Condemnation and a Declaration of Taking on behalf of the United States of America at the request of the Secretary of War for the United States of America, and

WHEREAS, in accordance therewith on the day of day of day, a Judgment on said Declaration of Taking was duly made and entered in the above named Court in favor of the United States of America and against the above named person and the following described property:

THREE TRACTS of land lying and situate in El Paso County, Texas, and in the SW of Section 32, Township 33 South, Range 8 East, Bureau of Reclamation Survey; being also within Tract 1-A, Block 42 of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

TRACT 1 Beginning at the point of intersection of the dividing line between Tracts 1-A and 4, Block 42 of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the River Drain said point being the Southeast corner of Tract 2, Block 42 of the said official resurvey of the San Elizario Grant; thence along the southwesterly right of way line of said river drain South 59° 51' East 363.4 feet to a point at the intersection of said line with the north right of way line of the Cuadrilla Brain and from which point the Northwest corner of Tract 13 Block 2 of the said official resurvey of the San Elizario Grant bears North 25° 36' 30" East 1459.1 feet; thence along the north right of way line of said Cuadrilla Brain, South 84° 53' Sest 318.1 feet to the dividing line between Tract 1-A and Tract 4 Block 42 of said official resurvey of the San Elizario Grant; thence along said dividing line North 0° 42' East 210.9 feet to the point of beginning. Said tract of land containing 0.77 of an acre, more or less. Shown as Tract 1 on plat attached hereto and made a part hereof.

TRACT 2 Beginning at the point of intersection of the dividing line between Tract 1-A and Tract 4 Block 42 of the official resurvey of the San Elizario Grant with the south right of way line of the Cuadrilla Drain and from which point the Southeast corner of Tract 2 Block 42 of the official resurvey of the San Elizario Grant bears North 0° 42' East 291.3 feet; thence along the south right of way line of said Guadrilla Drain, North 84° 53' Bast 439.4 feet to a point on the southwesterly right of way line of the River Brain and from which point the Northwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Grant bears North 20° 14' 30" East 1476.6 feet; thence along the Southwesterly right of way line of said river drain South 59° 51' East 186.7 feet to the north bank of the Rio Grande as the same existed prior to the artifical rectification thereof; thence along the north bank of the former Rio Grande South 58° 44' West 264.8 feet, South 74° 23' West 313.4 feet and South 66° 57' West 83.2 feet to a point where the said river bank intersects the extension of the dividing line between Tract 1-A and 4, Block 42 of the said official resurvey of the San Elizario Grant; thence along said dividing line as extended North 0° 42' East 30815 feet to the point of beginning. Said tract of land containing 2.92 acres, more or less. Shown as Tract 2 on Plat attached hereto and made a part hereof.

TRACT 3 - Beginning at a point on the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2, of the official resurvey of the San Elizario Grant and from which point the Northwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Grant bears North 2° 56' West 1234.1 feet; thence South 2° 58' East 20 feet to the north right of way line of the Fabens Intercepting Drain Stub; thence along said right of way line South 84° 49' West 220 feet; thence South 5° 11' East 80 feet; thence along the south right of way line of said Fabens Intercepting Drain Stub; North 84° 49' East 216.9 feet to the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2 of the said official resurvey of the San Elizario Grant; thence South 2° 58' East 120.8 feet along said dividing line and an extension thereof to the north bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along sid river bank South 89° 24' West 226.7 feet to the northeasterly right of way line of the river drain; thence along the northeasterly right of way line of said River Drain North 59° 51' heat 350.3 feet to a point from which the coutheast corner of Tract 2 Block 42 of the said official resurvey of the San Elizario Grant bears North 73° 24' 20" West 511.9 feet; thence North 84° 49' Bast 520.3 feet to the point of beginning. Said tract of land containing 1.38 acres, more or less, Shown as Tract 3 on plat attached hereto and made a part hereof.

and under the provisions of the Declaration of Taking Act (46 Stat. 1421), the title to the above described land in fee simple was vested in the United States of America and the right to just compensation for the same was likewise, under the provisions of said Act, vested in the person_____ thereto entitled, and the sum of \$ _____ was deposited in the Registry of said Court for the use of the person_s entitled thereto at the time of the filing of said Declaration of Taking, and

WHEREAS, B. O. Bradlegod wife Ruby Lee Bradley

(claims) to be the owners in fee simple of the above described property, subject only to the following:

State and County texes which may be due and oning on said property. Also subject to lies in favor of %. I. Wills to secure ten notes for \$250.00 each, dated December 23, 1936.

and

WHEREAS, the undersigned defendant and the United States of America have agreed that the reasonable value of the above described property is the sum of \$166.20, and the said defendant is willing to accept said sum in full actionaction of any claims against the United States of America for the taking of said land,

NOW, THEREFORE, it is hereby stipulated and agreed by and between

Defendant<u>s</u>,

and United States of America that said Defendant S, do Mereby entermine appearance in this action, and expressly waive ___ service of summons, petition, order of taking, notice of Special Commissioners, or any and all other process and proceedings, hereby expressly waiving any and all rights affected thereby, and hereby expressly waive __ a hearing before the Special Commissioners appointed by the Court, and hereby further stipulating and agreeing that the Honorable United States District Court for the Western District of Texas, El Paso Division, is hereby authorized and petitioned to enter without further notice a final judgment and decree in said

action in accordance with the prayer of Plaintiff's Petition herein reciting the vesting of the title to the above described property in the United States of America pursuant to the filing of said Declaration of Taking and deposit thereunder, and adjudging just compensation for the lands taken to be the amount deposited by the United States of America for the use of the person s entitled thereto, as hereinabove set forth, and the Court is authorized and petitioned to include a provision in the final judgment and decree for the disbursements of the funds so deposited in the following manner, to wit:

First: To the payment of a sum sufficient to discharge and satisfy all mortgages, encumbrances, and other liens against the above described property, including the State debt and all taxes due and owing on said property.

Second: To the expense for recording all copies of judgments, releases or other instruments necessary to perfect the title in United States of America.

Third: The balance, if any, to the above named defendant s .

The foregoing stipulation is made in view of the fact that said

Declaration of Taking was filed to expedite the vesting of the title and

possession in the United States of America, and it is the purpose and in
tent hereof to vest in the Court, without any further proceeding or notice,

full authority to close said action by final judgment and disburse the

funds in accordance therewith.

IN WITNESS WHEREOF, the parties hereunto set their names, this 14th day of February , A. D. 19

UNITED STATES OF AHERICA,

By Ben F. Foster
United States Attorney, Plaintiff,

By W. C. Peticolas Special Attorney.

B. O. Bradley
Ruby Lee Bradley

Defendant **s**

IN THE PERMITTION COURT OF THE UNITED STATES

FOR THE TRUITSEN DISTRICT OF TEXAS

ML PAGE DIVISION

UNITED STATES OF ARCRICA.

Plaintiff,

¥3.

STEVE MARADOVICE, ST AL.

Lefendants.

M. 93 CIVIL

Filed February 16, 1942.

AND RUBY LEE BRADLEY

34 IT REMEMBERS that on this 6th day of February.

1942, in the above styled and numbered cause, case on to be considered said condemnation proceeding insofar as same concerns:

PakCal No. 1

THESE THACTS of land lying and situate in all Paso County, Texas, and in the St of Section 32, Township 3) South, Bange 8 East, Auresu of Reclamation Survey; being also within Tract 1-4. Slock 42 of the official resurvey of the San Slizario Grant as accepted by the Commissioners' Court of 31 Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State; more particularly described as follows:

TRACT 1 - Beginning at the point of intersection of the dividing line between Tracts 1-A and L. Block 42 of said official resurvey of the San Elisario Scent with the southwesterly right of way line of the River Frain said point being the Southeast corner of Tract 2, Block 42 of the said official recurvey of the San Elizario Grant; thence slong the southmesterly right of way line of said river drain South 59° 51' Seet 353.4 feet to a point at the intersection of said line with the morth right of way line of the Cuadrilla Drain and from which point the Northwest corper of Tract 13, Slock 2 of the said official resurvey of the Sen Elizario Grant bears Morth 25' 36' 30" Best 1459.1 feet; thence along the north right of way line of said Gundrilla Prain, South 84° 53' Seat 318.1 feet to the dividing line between fract 1-A and Tract 4 Slock 42 of said official resurvey of the Sen Elicario Grant; thence along said dividing line North O' 42' East 210.9 feet to the point of beginning. Said tract of land containing .77 of an acre, sore or less.

TRACT 2 - Deginning at the point of intersection of the dividing line between Track 1-A and Track A Block 42 of the official resurvey of the San Slicario Grant with the south right of way line of the Guadrilla Drain and from which point the Southeast corner of Treat 2 Block 42 of the official resurvey of the San Elizario Grant bears North O' 42' East 291.3 feet; thence along the south right of way line of said Cuadrilla Brain, Sorth Ch' 53' East 439.4 feet to a point on the southwesterly right of way line of the River Frain and from which point the Borthwest corner of Tract 13, Block 2 of the said official resurvey of the San Elizario Greet bears North 20' 14' 30" East 1476.6 feet; thence along the southwesterly right of way line of said river crain fouth 59° 51' fact 186.7 feet to the north bank of the Bio Grande as the same existed prior to the artificial rectification thereof; thence along the north bank of the former his Grande South 58" LA' West 254.8 feet, South 74" 23' West 311.4 feet and South 66° 57' West 83.2 feet to a point where the said river back intersects the extension of the dividing line between Tracte 1-2 and 4, Block 42 of the said official resurvey of the San Slisario Grant; thence along said dividing line as extended North O' 42' East 308.5 feet to the point of beginning. Said tract of lend containing 2.92 acres, more or less.

*

TRACT 1 - Beginning at a point on the dividing line between Tract 1-A, Block 42 and Tract 13, Block 2 of the official resurvey of the San Elizario Grant and from which point the Borthwest corner of Tract 13, Block 2 of the said official resurvey of the san Elizario Grant bears North 2' 58' Nest 1234.1 feet; thence South 2' 58' East 20 feet to the north right of way line of the Pabene Intercepting brain Stuby thence along said right of way line South 84° 49' West 220 feet; thence South 5° 11' Sast 80 feet; thence along the south right of way line of said Fabens Intercepting Drain Stud; North 84" 49' East 216.9 feet to the dividing line between Tract 1-4, Block A2 and Tract 13, Block 2 of the said official resurvey of the San Elizario Grant; thence South 2° 58' East 120.8 feet along said dividing line and an extension thereof to the north bank of the Rio Grande as the same existed prior to the artificial restification thereof; thence along said river bank South 89° 24' Nest 225.7 feet to the north-easterly right of may line of the river drain; thense along the northeasterly right of way line of said River Erain North 59° 51' Rest 350.3 feet to a point from which the Southeast corner of Tract 2 Block 42 of the said official resurvey of the San Elisario Grant bears North 73° 24' 20" West 511.9 feet; thence North 84° 49' East 520.3 feet to the point of beginning. Said tract of land containing 1.36 acres, sore or less.

and the United States of America, having appeared herein by W. C. Peticolas, Special Attorney, Sen F. Poster, United States Attorney for the Western District of Texas, and Harold L. Sims, Special Assistant to the United States Attorney, and the defendants, S. O. Bradley and wife, Emby Lee Bradley, having appeared herein in person, and the defendants, State of Texas and County of El Paso, having appeared herein by Ernest Guinn, County Attorney, El Paso County Water Improvement Sistrict No. 1, having appeared herein by Burges, Burges, Scott and Hulse, its Attorneys of Record, and W. Y. Ellis, having appeared herein in person, and

tion has been entered by the Court, condemning the above described property for the use and benefit of the United States of America, and that the United States of America has deposited in the Registry of the Court the sum of ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS as the reasonable value of said property, and that the United States of America and the defendants, B. C. Bradley and Ruby Lee Bradley, being the only parties having an interest in the above described property, have stipulated and agreed that the value of same is ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS, and a hearing before the Special Commissioners and a Jury having been waived and all matters of controversy between the United States of America and the said defendants, B. C. Bradley and Ruby Lee Bradley, having been settled by agreement of the parties, as evidenced by the Stipulation filed herein, and

Ruby Lee Bradley were the owners of the above described property at the time of the filing of the Declaration of Taking herein, and the Court being of the opinion that said defendants are entitled to the compensation deposited by the United States of America for the taking of said property, which amount is ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) BOLLARS.

IT IS, THEMEFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendants, B. C. Bradley and wife, Buby Lee Bradley, do have and recover judgment against the United States of America for the sum of ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS, the same being the stipulated value of said property taken by the United States of America in this proceeding,

and that such judgment be a full and complete satisfaction of all claims of the said B. O. Bradley and Ruby Lee Bradley against the United States of America by reason of the condemnation of the above described property, and

IT FURTHER APPRARING TO THE COURT that the State of Texas and County of El Paso and the El Paso County Sater Improvement District No. 1 have filed disclaimers as to this property,

IT IS, THEREFORE, ORDERED, ADJUDGED AND PROBABL BY THE COURT that the State of Texas and County of El Paco and the El Paco County water Improvement District No. 1 recover nothing from the United States of America or any party to this cause insofar as this tract of land is concerned.

IT FURTHER APPEARING TO THE COURT that there is due on said land more than CME HUNDRED SINTY-SIX AND 20/100 (\$166.20) DOLLARS on ten (10) notes for TWO HUNDRED FIFTY AND NO/100 (\$250.00) DOLLARS each to defendent W. Y. Ellis, and the Court being of the opinion that the sum of ONE HUNDRED SINTY-SIX AND 20/100 (\$166.20) DOLLARS should be paid to W. Y. Ellis and credited on said notes.

IT IS, THEREFORE, CREEKED, ADJUDGED AND DECREED BY THE COURT that W. Y. Ellis do have and recover judgment over against B. C. Bradley and Ruby Lee Bradley for the sum of ONE NUMBERS SIRTY-SIX AND 20/100 (\$166.20) BOLLARS and that said sum so recovered shall be applied as a credit on the above described notes.

IT IS, THEREFORE, CREMERD, and the Clerk is hereby directed to pay the sum of ONE HUNDRED SIXTY-SIX AND 20/100 (\$166.20) DOLLARS, hereto-fore deposited in the Registry of the Court by plaintiff, to W. Y. Ellis.

IT IS FURTHER CHDERED that jurisdiction of this cause be retained as to all other tracts of land and parties interested therein, not specifically mentioned and disposed of by this order or other orders of the Court for such other and further proceedings as may seem proper to the Court.

Charles	Α.	Boynton				
\$5 (200 A2-90)						

APPROVEDS

W. C. Peticolas

IN THE DISTRICT COURT OF THE UNITED STATES
IN AND FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

UNITED STATES OF AMERICA.

Plaintiff,

VS.

No. 9 Civil.

STEVE M. HARASOVICE, ET AL.,

Filed April 10, 1942.

Defendants. :

It is hereby stipulated and agreed by and between the United States of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff, and the Market of America, hereinafter called the Plaintiff of America, hereinafter called the Plaintiff

hereinafter called Defendant, , that

whereas, an action in condemnation was commenced in the above court on the the day of the land, by filing of a Petition in Condemnation and a Declaration of Taking on behalf of the United States of America at the request of the Secretary of War for the United States of America, and

WHEREAS, in accordance therewith on the day of the line of Judgment on said Declaration of Taking was duly made and entered in the above named Court in favor of the United States of America and against the above named person and the following described property:

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (NW2) of Section five (5), Township thirty-four (34) South and Southwest quarter (5%2) of Section thirty-two (32), Township thirty-three (33) South, Range eight (8) East, Bureau of Reclamation Survey; being also within survey sixty-nine (69) of the Island, San Elizario Grant and tract eleven (11) Block fifty-four (54) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the county clerk of said county and state; more particularly described as follows:

Beginning at a point on the south bank of the Rio Grande as the same existed prior to the artificial rectification thereof and from which point the most southerly corner of Tract eleven (11) Block fifty-four (54) of the said official resurvey of the San Elisario Grant bears South twenty-one degrees (21°) fortyeix minutes (46') eighteen seconds (18") East five thousand one hundred fifty-one and mine tenths (5151.9) feet; thence along the south bank of the said former Mio Grande North fiftysix degrees (56°) forty-four minutes (44') East twenty-eight and nine tenths (28.9) feet North sixty-seven degrees (67°) fourteen minutes (14') East two hundred thirteen and nine tenths (213.9) feet; North eighty-one degreem (81*) forty-four minutes (44') East one hundred sixty-one and one tenth (161.1) feet; South eighty-two degrees (62°) thirty-mine minutes (39') East two hundred one and one tenth (201.1) feet and South seventyfour degrees (74°) twenty minutes (20') East one hundred twentythree and eight tenths (12).8) feet to a point from which the most easterly corner of Tract eleven (11) Block fifty-four (54) of the said official resurvey of the San Elizario Grant bears South thirty-seven degrees (37°) thirty-nine minutes (39') twenty-two seconds (22") East four thousand five hundred eighty-nine and nine tenths (4589.9) feet; thence South eighty-four degrees (84") fifty-three minutes (53") West seven hundred two and three tenths (702.3) feet to the point of beginning. Said tract of land containing eighty-eight hundredths (0.88) of an acre, more or less. All as shown on plat attached hereto and made a part hereof.

and under the provisions of the Declaration of Taking Act (46 Stat. 1421), the title to the above described land in fee simple was vested in the United States of America and the right to just compensation for the same was likewise, under the provisions of said Act, vested in the person_____ thereto entitled, and the sum of \$ _____ was deposited in the Registry of said Court for the use of the person___ entitled thereto at the time of the filing of said Declaration of Taking, and

WHEREAS. Steve M. Maragovich and Eva Maragovich, his wife

(claim) to be the owner _ in fee simple of the above described property, subject only to the following:

State and County taxes which may be due and oning on said property:

and

WHEREAS, the undersigned Defordants and the United States of America have agreed that the reasonable value of the above described property is the sum of \$ 50.80, and the said Defendants are willing to accept said one in full satisfaction of any claims against the United States of America for the taking of said land.

NOW, THEREFORE, it is hereby stipulated and agreed by and between store to the state of the stat

and United States of America that said Defendant, do hereby enter appearance in this action, and expressly waive service of summons, petition, order of taking, notice of Special Commissioners, or any and all other process and proceedings, hereby expressly waiving any and all rights affected thereby, and hereby expressly waive a hearing before the Special Commissioners appointed by the Court, and hereby further stipulating and agreeing that the Honorable United States District Court for the Western District of Texas, El Paso Division, is hereby authorized and petitioned to enter without further notice a final judgment and decree in said

action in accordance with the prayer of Plaintiff's Petition herein reciting the vesting of the title to the above described property in the United States of America pursuant to the filing of said Declaration of Taking and deposit thereunder, and adjudging just compensation for the lands taken to be the amount deposited by the United States of America for the use of the person entitled thereto, as hereinabove set forth, and the Court is authorized and petitioned to include a provision in the final judgment and decree for the disbursements of the funds so deposited in the following manner, to wit:

First: To the payment of a sum sufficient to discharge and satisfy all mortgages, encumbrances, and other liens against the above described property, including the State debt and all taxes due and owing on said property.

Second: To the expense for recording all copies of judgments, releases or other instruments necessary to perfect the title in United States of America.

Third: The balance, if any, to the above named defendants .

The foregoing stipulation is made in view of the fact that said

Declaration of Taking was filed to expedite the vesting of the title and

possession in the United States of America, and it is the purpose and in
tent hereof to vest in the Court, without any further proceeding or notice,

full authority to close said action by final judgment and disburse the

funds in accordance therewith.

IN WITHESS WHEREOF, the parties hereunto set their names, this 9th day of April , A. D. 1912 .

UNITED STATES OF AMERICA,

By Ben F. Foster
United States Attorney, Plaintiff,

By W. C. Peticolas Special Attorney.

Steve M. Marasovich

Bor

X Defendant 5

WITH SS TO BANK

Charles B. Stevens

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE BESTERN DISTRICT OF TEXAS SITTING AT EL PASO

THE UNITED STATES OF AMERICA,

Plaintiff,

٧.

No. 93-Civil

B.O. BRADLEY, et al.,

Filed April 10, 1942

Defendants.

TO SAID HONORABLE COURT:

COMES NOW the State of Texas, County of El Paso, and Fabens Independent School District No. W-10, by Ernest Guinn County Attorney of El Paso County, Texas, defendants in the above entitled and numbered cause, and do hereby waive and disclaim any and all interest in and to the real estate described as follows:

Tract 11, Block 54, San Elizario Grant, 210.15 acres.

Ernest A. Guinn
Ernest Guinn, County Attorney

THE TEN PROTECT COURT OF THE DRITTED STATES

FIG. THE SESTIMAN CLOSELLY OF THAS

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UNITED STATES OF AN ELGA.

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STEVE H. MERABUTER, OF AL.

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Filed April 10, 1942

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A treet of land lying and situate in SI Fast County, Terms, and in the Sorthwest quarter (SS) of Section five (5).

Township thirty-four (%) Section and Section five (5) Section & Section thirty-four (%), Termship thirty-three (5) Section & Section thirty-tow (5) Section & Se

Sectioning at a point on the south back of the Nio Seands on the some enlated prior to the artificial rectification thereof and from which point the news montherly corner of Trank claves (11) Shook Sifty-four (94) of the enid official recurrey of the San Elizario Grant beers South twenty-use degrees (210) Fortyals minutes (16) alphaen seconds (10) hast five thousand one hundred fifty-use and minutestic (3131.9) feet; thense along the really base of the said forcer his grande sorts fiftyaix tograms (36°) forty-four almoses (44°) best toucky-eight and nine tenths (20.9) foot forth sixty-seron degrees (57)
forthess sinutes (1.1) seet two hundred Sulrives and nine tenths (215.9) fort; Sorth elgity-one degrees (81°) forty-four cloutes (14.) Seat one bundred staty-one and one booth (161.1) feets South eighty-ton degrees (SE') thirty-mine minutes (39') hast two hundred one and one tenth (Will) feet and South seventyfour degrees (Not) beauty minutes (201) least one hundred teentythree and eight tenths (135.3) foot to a point from which the most easterly commer of freet slower (11) Block fifty-four (3.) of the said official resurvey of the can allegate Grant bears South thirty-goven degrees (37°) thirty-mine minutes (39°) territy-two seconds (22") Seet four thousand fire hundred eightynine and nine tenths (h/S/)) fort, thence house distriction depress (Ch²) (lifty-three nimbes (S)) heat serve hundred two and three tenths (702.) feet to the point of heginning. Daid treat of land one taking distriction distriction (Cold) of an sore, sore or less.

and the Culted States of America, having appeared herein by N. C. Peticolas,

Special Attorney, Ben F. Foster, United States Attorney for the Western District of Texas, and H. L. Sims, Special Assistant to the United States Attorney, and the Defendants, Steve M. Barasovich and Eva Marasovich, his wife, having appeared herein in person, and the Defendants, State of Texas and County of Al Faso, having appeared herein by Ernest Guinn, County Attorney, and the Federal Land Bank of Houston, having appeared herein by its attorney of record, J. R. Murray, and

IT APPEARING TO THE COURT that heretofore a Judgment of Condemnation has been entered by the Court, condemning the above described property for the use and benefit of the United States of America, and that the United States of America has deposited in the Registry of the Court the sum of THIRTY AND 80/100 (\$30.80) DOLLARS for the taking of said property, and that the United States of America and the Defendants, Steve M. Marasovich and Sva Marasovich, his wife, being the only parties having an interest in the above described property, have stipulated and agreed that the reasonable value of same is THIRTY AND 80/100 (\$30.80) DOLLARS, and a hearing before the Special Commissioners and a Jury having been waived, and all matters of controversy between the United States of America and the said Defendants having been settled by agreement of the parties, as evidenced by the Stipulation filed herein, and

IT APPEARING TO THE COURT that Steve M. Marasovich and Eva Marasovich, his wife, were the owners of the above described property at the time of the filling of the Declaration of Taking herein, and the Court being of the opinion that said Defendants are entitled to the sum of THIRTY AND 80/100 (\$30.80)

DOLLARS for the taking of said property.

Defendants, Steve M. Marasovich and Eva Marasovich, his wife, do have and recover judgment against the United States of America in the sum of THIRTY AND 80/100 (\$30.80) DOLLARS, the same being the stipulated value of said property taken by the United States of America in this proceeding; and that such judgment, when paid, be a full and complete satisfaction of all claims of the said Steve M. Marasovich and Eva Marasovich, his wife, against the United States of America by reason of the condemnation of the above described property, and

IT FURTHER APPEARING TO THE COURT that the State of Texas and County of El Paso and the Federal Land Bank of Houston have filed disclaimers as to this property,

IT 18, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the State of Texas and County of W1 Paso and Federal Land Bank of Houston recover nothing from the United States of America or any party to this cause insofar se this tract of land is concerned.

IT IS FURTHER ORDERED, and the Clerk is hereby directed to pay the sum of THIRTY AND 80/100 (\$30.80) DOLLARS, heretofore deposited in the Registry of the Court by the Plaintiff for the taking of the above described property, to said Defendants, Steve M. Marasovich and Eva Marasovich, his wife.

IT IS FURTHER CADERED that jurisdiction of this cause be retained as to all other tracts of land and parties interested therein not specifically mentioned and disposed of by this order or other orders of the Court for such other and further proceedings as may seem proper to the Court.

Charles A. Boynton

APPROVED:

W. C. Peticolas.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE NESTERN DISTRICT OF TEXAS SITTING AT EL PASO

THE UNITED STATES OF AMERICA,

Plaintiff,

T .

No. 93-Civil

B. C. BRADLEY, et al.

Filed May 26, 1942.

Defendante.

TO SAID HONORABLE COURT:

and Tebens Independent "chool Pistrict to. W-10, by Ernest Guing, County Attorney of El Paso County, Texas, defenants in the above entitled and numbered cause, and do hereby waive and disclaim any and all interest in and to the real estate described as follows:

Tract 16, Block 1, Can Elizario Grant.

Ernest Guinn

ERNLET GUINN, County Attorney
El Paso County, Texas.

CHITED STATES TO BETTER B. MACAGORION, OF AL., NO. 93 CIVIL

IN THE DISTRICT COURT OF THE ULITED STATES
IN AND FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

The United States of America:

that

WHEREAS, on the day of , 194, the United States filed in the District Court of the United States, for the Western District of Texas, a proceeding to condemn certain lands in El Paso County, Texas, being docketed as No. on the Civil Docket in the office of the United States District Clerk, in the El Paso Division of the Western District of Texas, said land being described as follows:

TWO tracts of land lying and situate in El Paso County, Texas, and in the Northwest quarter (NW1) of Section four (4), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey and within Hunt's Addition to Fabens, Texas, being also within Tract 9, Block 54 of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

TRACTL - Being all of lots 1 to seventy-six (76) both inclusive, Block 9 Hunt's Addition to Fabens, Texas, more particularly described as follows: Beginning at a point on the southeasterly line of said tract 9 Block 54 of said official resurvey of the San Elizario Grant which point is the most southerly corner of Block nine (9) Hunt's addition to Fabens, Texas; thence along the southwesterly line of said block 9 which is also the northeasterly right of waywline of Canal Drive North 47° 58' West one thousand one hundred forty-four and eight tenths (1144.8) feet, North 59° eighteen minutes (18') West 161.76 feet and North 68° 48' West 587.2 feet to the Southwest corner of said Block 9 Hunt's Addition to Fabens, Texas and from which point the most southerly corner of said Tract 9 Block 54 of said official resurvey of the San Elizario Grant bears South 37° 14' East 1775.7 feet; thence North 37° fourteen minutes (14') West 169.2 feet along the westerly line and an extension thereof of said Block 9 Hunt's Addition to Fabens, Texas to the south bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the south bank of the said former Rio Grande South 70° 19' East 694.4 feet; South 63° 23' East 345 feet South 56° 58' East 345.15 feet, South 45° 48' East 328.64 feet and South 56° 18' East 400.06 feet to the intersection with the southeasterly line of Block 9 of Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Block 9 South 52° 42' West 124 feet to the point of beginning. Said tract of land containing 6.49 acres, more or less. Shown on Riverside Ganal Extension Plat No. 22 attached hereto and made a part hereof.

TRACT 2 - Being fractional parts of lots 9 and 10, Block 2, fractional parts of lots 8, 9, 18 and 19, Block 3 and fractional parts of lots 16 and 17, Block 6, all in Hunt's Addition to Fabens, Texas more particularly described as follows: Beginning at a point on the southwesterly right of way line of the I-243 Lateral, which is the property of the United States, said point being the most northerly corner of Lot 16, Block 6, Hunt's Addition to Fabens, Texas; thence along the southwesterly right of way line of the I-243 Lateral being also the northeasterly line of Rhamkas, Blocks 6, 3 and 2 Hunt's Addition to Fabens, Texas, South 47° 58' East 574.94 feet to a point which is the most easterly corner of Lot 10, Block 2, Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Lot 10, South 52° 42' West eleven and seventy-three hundredths (11.73) feet; thence North 47° 44' West 574.49 feet to the northwesterly line of Lot 16, Block 6, Hunt's Addition to Fabens, Texas; thence along said line North 52°, 42' East 9.35 feet to the point of beginning. Said tract of land containing fourteen hundredths (0.14) of an acre, more or less, of which two hundredths (0.02) of an acre is occupied by streets and alleys. Shown on Riverside Canal Extension Plat 26, attached hereto and made a part hereof.

and , having been appointed by the United States District Court as Special Commissioners to assess the damages to the owners of the above described lands by reason of the condemnation thereof by the United States of America and said Commissioners having duly sworn to assess the damages fairly and impartially and in accordance with law:

NOW, THEREFORE, you are hereby commanded to notify each of the parties above named by delivering a true copy of this notice to each of said parties, or their agents, attorneys, or legal representatives, to appear on the day of at El Paso, Texas, in the Grand Jury Room of the United States Courthouse in said city, at 9:30 o'clock A. M., for the purpose of offering any evidence which they, or any of them, may desire to offer on the issue as to the damages to be assessed against the United States of America by reason of the taking of said lands and to be paid to the owners of said lands and the persons having interest therein, the undersigned Commissioners having theretofore duly selected such time and place for hearing, as required by law.

HEREIN FAIL NOT, but have you before the Special Commissioners on the day of , 194, this notice with your return thereon, showing how you have executed the same.

WITNESS our hands this 30th day of

, 194

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R. E. Sherman
Special Commissioners.

MARSHAL'S RETURN.

Received this writ at El Paso, Texas, on the 30th day of May, 1942, and at El Paso in El Paso County, Texas, on June 5, 1942, I executed the same by serving Norma Noel Hunt by serving Robt. J. Channell, Atty. in fact for Norma Noel Hunt and at the same time and place I left with him a true copy of this writ. I further executed this writ by serving the El Paso County Water Improvement District No. 1 by serving Mr. Roland Harwell, Mgr. of the above named El Paso County Water Improvement District No. 1 in El Paso County, Texas and at the same time and place I left with him a true copy of this writ as within I am commanded.

Fees \$4.00

Guy McNamara, U. S. Marshal,

By George A. Brown, Deputy.

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE WESTERN DISTRICT OF TEXAS

BL PASO DIVISION

UNITED STATES OF ANGRICA,

Plaintiff,

VS.

NO. 93 CIVIL.

B. C. BRADLEY, M. AL.,

Filed June 15, 1942

FINDINGS OF SPECIAL COMMISSIONERS

We, the undersigned Commissioners, appointed to assess the damages to the owners of the land hereinafter described by reason of the condemnation and taking of said land, which land is described, as follows:

PARCEL III

TWO tracts of land lying and situate in El Paso County, Texas and in the Northwest quarter (NWt) of Section Four (A), Township Thirty-four (3A) South, Range eight (8) East, Bureau of Reclamation Survey and within Hunt's Addition to Fabens, Texas, being also within Tract Nine (9), Block Fifty-four (5A) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described as follows:

TAXCT 1 - Being all of lets one (1) to seventysix (76), both inclusive, Block nine (9), Hunt's Addition to Fabens, Texas, more particularly described as follows: Beginning at a point on the southeasterly line of said tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant which point is the most southerly corner of Block nine (9), Hunt's addition to Fabens, Texas; thence along the southwesterly line of said block nine (9) which is also the northeasterly right of way line of Canal Drive North forty-seven degrees (47°) fiftyeight minutes (58') West one thousand one hundred fortyfour and eight tenths (1144.8) feet, North fifty-nine degrees (59°) eighteen minutes (18') West one hundred sixty-one and seventy-six hundredths (161.76) feet and Worth sixty-eight degrees (68°) forty-eight minutes (48') West five hundred eighty-seven and two tenths (587.2) feet to the Southwest corner of said Block nine (9) Hunt's Addition to Fabens, Texas and from which point the most southerly corner of said Tract nine (9) Block fifty-four (54) of said official resurvey of the San Elizario Grant bears South thirty-seven degrees (37°) fourteen minutes (14') East one thousand seven hundred seventy-five and seven tenths (1775.7) feet; thence North thirty-seven degrees (37°) fourteen minutes (14') West one hundred sixty-nine and two tenths (169.2) feet along the westerly line and an extension thereof of said Block nine (9) Hunt's Addition to Fabens, Texas to the south bank of the Mio Grande as the same existed prior to the artificial rectification thereof; thence along the south bank of the said former Rio Grande South seventy degrees (70°) nineteen minutes (19') East six hundred ninety-four and four tenths (694.4) feet; South sixty-three degrees (63°) twenty-three minutes (23') East three hundred forty-eight (348) feet South fifty-six degrees (56°) fifty-eight minutes (58') East three hundred forty-five and fifteen hundredths (345.15) feet, South forty-five degrees (45°) forty-eight minutes (48') East three hundred twenty-eight and sixty-four hundredths (328.64) feet and South thirty-eight degrees (38°) eighteen minutes (18') East four hundred and six hundredths (400.66) feet to the intersection with the southeasterly line of Block nine (9) of Hunt's Addition to Fabens, Texas; thence along the southeasterly line of said Block nine (9) South fifty-two degrees (52°) forty-two minutes (42') West one hundred twenty-four (124) feet to the point of beginning. Said tract of land containing six and forty-nine hundredths (6.49) acres, more or loss. Shown on Riverside Ganal Extension Plat No. 22.

- Being fractional parts of lots nine (9) and ten (10), Block two (2), fractional parts of lots eight (8), nine (9), eighteen (18) and nineteen (19), Block three (3) and fractional parts of lots sixteen (16) and seventeen (17), Block six (6), all in Hunt's Addition to Fabens, Texas more particularly described as follows: Beginning at a point on the southwesterly right of way line of the L-243 Lateral, which is the property of the United States, said point being the most northerly corner of Let sixteen (16), Block six (6), Hunt's Addition to Fabens, Texas; thence along the south-westerly right of way line of the I-243 Lateral being also the northeasterly line of Blocks six (6), three (3) and two (2), Hunt's Addition to Fabens, Texas, South forty-seven degrees (47°) fifty-eight minutes (58') East five hundred seventy-four and ninety-four hundredths (574.9%) feet to a point which is the most easterly corner of Lot ten (10), Block two (2), Bunt's Addition to Fabens, Texas; thence along the southeasterly line of said Lot ten (10), South fifty-two degrees (52°) forty-two minutes (42') West eleven and seventy-three hundredthe (11.73)feet; thence North forty-seven degrees (47°) forty-four minutes (44') West five hundred seventy-four and forty-nine hundredths (574.49) feet to the northwesterly line of Lot sixteen (16), Block six (6) Hunt's Addition to Fabens, Texas; thence along said line North fifty-two degrees (52°) forty-two minutes (42') East nine and thirty-five hundredths (9.35) feet to the point of beginning. Said tract of land containing fourteen hundredths (0.14) of an acre, more or less, of which two hundredths (.02) of an acre is occupied by streets and alleys. Shown on Riverside Canal Extension Plat 26.

do hereby assess the damages occasioned by the taking of the above described property at the sum of \$ 582,00

DONE this 15th day of June, 1942.

R. E. Sherman

T. M. Wingo

John R. Ellis

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS

EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

VS.

B. O. BRADLER, ET AL.,

Defendants.

NO. 93 CIVIL.

Filed June 15, 1942

ONDER CONTINUEND SEARING

The foregoing cause having dome on for hearing before the Special Commissioners insofar as Parcel No. VI is concerned, and it appearing to the Commissioners that the Defendants in this case have requested continuance of the hearing before the Special Commissioners.

IT IS THEREFORE CRDERED by the Commissioners that the hearing be continued until the 23rd day of June, 1942, at 9:30 o'clock A. M., at which time all interested parties shall appear and present evidence as to what damages, if any, they have suffered.

DONE this 15 day of June, 1942.

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. Westen Marks vo. Sieve u. Budabonice. - Al., Bo. 93 Civil

IN THE DISTRICT COURT OF THE ULITED STATES
IN AND FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

The United States of America:

कुल्लेस्ट हे अस्तर स्

Filed June 16, 1942

To the Marshal for the District of the GREETING: You are hereby commanded to notify Campalaria and Campalaria a

that

WHEREAS, on the day of , 194, the United States filed in the District Court of the United States, for the Western District of Texas, a proceeding to condemn certain lands in El Paso County, Texas, being docketed as No. on the Civil Docket in the office of the United States District Clerk, in the El Paso Division of the Western District of Texas, said land being described as follows:

PERCEL IO. 6

(Parcel VI, Lopez Estate)

Riverside Canal Extension Plat No. 18.

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter ($NW_{\frac{1}{2}}$) of Section 4, Township 34 South, Range 8 East, Bureau of Reclamation Survey; being also within Tract 17 Block one of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said County and State, more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract 17 Block one of said official resurvey of the San Elizario Grant and from which point the most northerly corner of said tract 17 bears North 49° 57' East 316.2 feet. Said most northerly corner of Tract 17 being 35 feet from and at right angles to the center line of State Highway No. one; thence South 39° 37' East 190.8 feet to the Southeasterly line of said tract 17 and from which point the most easterly corner of said tract 17 bears North 50° 14' East 316.6 feet; thence South 50° 14' West 185.9 feet along the southeasterly line of said Tract 17 to the northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the northeast bank of the said former Rio Grande North 60° 51' West one hundred ninety-nine and nine tenths (199.9) feet and North 64° 59' West 3.3 feet to the intersection with the northwesterly line of said Tract 17; thence along said northwesterly line of tract 17 North forty-nine degrees 49° 57' East 259.8 feet to the point of beginning. Said tract of land containing 0.97 of an acre, more or less. All as shown on plat attached hereto and made a part hereof.

and , having been appointed by the United States District Court as Special Commissioners to assess the damages to the owners of the above described lands by reason of the condemnation thereof by the United States of America and said Commissioners having duly sworn to assess the damages fairly and impartially and in accordance with law:

NOW, THEREFORE, you are hereby commanded to notify each of the parties above named by delivering a true copy of this notice to each of said parties, or their agents, attorneys, or legal representatives, to appear on the day of the United States Courthouse in said city, at 9:30 o'clock A. M., for the purpose of offering any evidence which they, or any of them, may desire to offer on the issue as to the damages to be assessed against the United States of America by reason of the taking of said lands and to be paid to the owners of said lands and the persons having interest therein, the undersigned Commissioners having theretofore duly selected such time and place for hearing, as required by law.

HEREIN FAIL NOT, but have you before the Special Commissioners on the day of , 1912, this notice with your return thereon, showing how you have executed the same.

WITNESS our hands this 30th day of , 194 .

John R. Ellis
T. M. Wingo.
D. F. Sharoran
R. E. Sherman Special Commissioners.

MARSHAL'S RETURN.

Received this writ at El Paso, Texas, on the 30th day of May, 1942, and I have executed the same in part on the dates and at the places herein after shown: by serving Candelaria Lopez, Pilar Madrid and husband Maximo Madrid and Paulina Lopez each in person at the Candelaria Lopez Ranch in the lower El Paso Valley on the 4th day of June, 1942, Luciano Lopez and wife Gregoria Lopez, each in person at San Elizario, Texas, on the 4th day of June, 1942, and Guadalupe Lopez and wife Refugio Lopez each in person at Fabens, Texas, on June 4, 1942, and June 5, 1942 respectively. On June 5, 1942, I served Antonio Lopez individually and as administrator of the Estate of Luciano Lopez, deceased by serving J. M. Goggin, Atty. in fact for Antonio Lopez and the Estate of Luciano Lopez, deceased at El Paso in El Paso County, Texas, on the 5th day of June, 1942, and on the same date and also in El Paso, El Paso County, Texas, I served H. L. McCune as Trustee and also as Vice-President of the Mutual Federal Savings and Loan Association of El Paso, Texas. I served Tom R. Files in person on June 5, 1942, in El Paso, El Paso County, Texas. On June 9, 1942, I served Simon Lopez at the Lopez Ranch in the Lower El Paso Valley, each of the above named persons were served in person and at the same time and place I left a true copy of this writ with each of them as within I am commanded. This writ is hereby returned unexecuted as to Donaciano Lopez and wife Maria Lopez, Rudolph Schutten and wife Cesaria Schutten for the reason that after diligent search they are not to be found in the Western District of Texas or the El Paso Division thereof. Guy McNamara, U. S. Marshal, by George A. Brown, Deputy.

Fees......28.00 Expense.....7.44 \$35.44

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,
Plaintiff

VS.

NO. 93 - CIVIL ACTION.

STEVE M. MARASOVICH, et al, Defendants. Filed June 18, 1942

ANSWER AND CROSS-PETITION OF DEFENDANT, EL PASO COUNTY WATER IMPROVEMENT DISTRICT NO. 1.

TO THE HONORABLE CHARLES A. BOYNTON, JUDGE OF SAID COURT:

Comes now El Paso County Water Improvement District No. 1, one of the defendants in this cause, and represents to the court that it is interested in the subject of this suit in that there are delinquent taxes owing to this defendant on the land designated in the petition in condemnation as "Parcel IV, Whitaker Estate and Tucker".

I.

That this defendant is and at all times mentioned herein has been a quasi-municipal corporation and a political subdivision of the State of Texas, organized under Section 59 of Article 16 of the Constitution of Texas, and Chapter 2 of Title 128 of the Revised Civil Statutes of Texas, 1925.

II.

That as to the land designated as "Parce IV, Whitaker Estate and Tucker" in the petition in condemnation, namely, Tract 16, in Block 1, of the San Elizario Grant, in El Paso County, Texas, according to the official resurvey of said lands for tax purposes, there are delinquent taxes justly due, owing and unpaid to this defendant, for the following years and in the amounts stated:

YEARS	DELINQUENT

TO WHOM ASSESSED

THUOMA

1937

Ed Whitaker and Paul Tucker

\$ 5.87

YEARS DELINQUENT	TO WHOM ASSESSED					T/U OMA
19 3 8 1939	Ed "	Whitaker	and	Paul	Tucker	\$ 5∙88 5∙37
1940 1941	11	19 11	11 12	#	11 11	5•37° 5•60

together with penalties, interest and costs provided by law and legally accruing thereon in the total amount of \$33.96.

III.

County Water Improvement District No. 1 was legally constituted and authorized to levy, assess and collect same, and all of said taxes were duly and legally levied and assessed against said real property and the owners thereof, and this defendant now has and assers a lien on the land involved in this suit to secure the payment of all taxes, penalties, interest and costs due thereon, and asserts said lien is of equal dignity, force and effect with the lien or liens of any other taxing unit which is or may become a party to this suit, and all things required by law to be done have been duly and legally performed by the proper officials of El Paso County Water Improvement District No. 1.

TV.

That all of said real estate was, at the time said taxes were assessed, located within the boundaries of El Paso County Water Improvement District No. 1.

V.

That by reason of all of the foregoing, said taxes, penalties, interest and costs are just and valid obligations and claims against said land, and a liability of each and all of the defendants claiming or asserting any title or interest therein, and are secured by liens upon said land, which liens this defendant asserts as hereinbefore alleged.

VI.

This defendant alleges that the lands involved in this

suit are under what is known as the Rio Grande Federal Irrigation Project, which consists, in general, of the Elephant Butte Dam, reservoir, canals, laterals, drainage ditches and all other appurtenances forming said project and system; that said system was constructed and is operated and maintained by the United States Government, and on or about January 17, 1920, El Paso County Water Improvement District No. 1, acting under statutory authority, entered into a written contract with the United States Government, whereby this District assumed and agreed to pay construction costs in he amount of \$4,941,000.00; that later extensions and improvements were made to said irrigation system, and by supplementary contracts between the United States Government and this District the total obligations of this District to be repaid to the United States Government amounted to \$6,106,000.00; that credits against said debt have been allowed until the present debt amounts to \$4,270,456.00.

Under the terms of said contract, all lands within the District are charged with the obligation to refund to the United States Government the money expended by it in constructing and maintaining the irrigation works, and under Article 7653 of the Revised Statutes of Texas, 1925, it is the duty of the Board of Directors of this District to make an assessment against lands within the District of an amount sufficient to meet each year all payments accruing under the contracts. All amounts stated under Paragraph II of this answer and cross-petition were duly and lawfully assessed against the lands herein described for each of the years shown by the Board of Directors of this District to meet payment of construction and for maintenance and operation costs, as provided and required in said contract.

VII.

That each of the named defendants is asserting some title, claim or interest in and to said tract of land, but this defendant

avers that such title, claim or interest as the other defendants, or either of them, may have is subject and inferior to the liens of this defendant.

WHEREFORE, El Paso County Water Improvement District No. 1 prays judgment for the total amount ofsaid tazes, together with all penalties and interest; for costs and other charges and expenses that may be or become legally due and owing; that the liens of this District be adjudged equal to the liens of all other taxing units which are or may become parties to this suit, and that this District have general relief.

Louis A. Scott

BURGES, BURGES, SCOTT, RASBERRY

& HULSE, Attorneys for El Paso
County Water Improvement District
No. 1.

C O P Y

IN THE DISTRICT COURT OF THE UNITED STATES

IN AND FOR THE WESTERN DISTRICT OF

TEXAS, EL PASO DIVISION

UNITED STATES OF AMERICA

V.

NO. 93 CIVIL

ANSWER IN CONDEMNATION
PROCEEDING

STEVE N. MARASOVICH,
ET AL.

Filed June 23, 1942

TO SAID HONORABLE COURT:

Now come Candelaria O. Lopez, feme sole, surviving widow of Luciano Lopez, deceased, Pilar Madrid, Marino (Maximo) Madrid, Luciano Lopez, Gregoria Lopez, Guadalupe Lopez, Refugion Lopez, Simon Lopez, Donasiano Lopez, Maria Lopez, Paulina Lopez, feme sole, Cesaria Schutten, Rudolph Schutten, Antonio Lopez, individually and as administrator of the estate of Luciano Lopez, deceased, and Tom Files, Trustee, defendants in the above styled and numbered cause, and file this their answer to plaintiff's petition in condemnation and state as follows:

Ι

Defendants admit the allegations contained in the plaintiff's petition, with the exception of those allegations as to the value of the land that has heretofore been condemned, and state that such values are not fair, reasonable market values of the land condemned, and do not represent the damage that has been incurred by these defendants by virtue of such condemnation.

IJ

Defendants whow and represent that all that certain property described in plaintiff's petition as Parcel Six (6), Lopez Estate, comprising ninety-seven one-hundredths (.97) of an acre, located in the San Elizario Grant, El Paso County, Texas, and being part of what is known as Tract Seventeen (17), Block One (1), of the San Elizario Grant, El Paso County, Texas, containing two and thirty-four hundredths (2.34) acres more or less, is owned and held by defendants Candelaria O. Lopez, feme sole, Pilar Madrid, Luciano Lopez, Guadalupe Lopez, Simon Lopez, Donasiano Lopez, Paulina Lopez, feme sole, Cesaria Schutten and Antonio Lopez, and is subject to a mortgage held by Mutual

Federal Savings & Loan Association, of El Paso, Texas, upon which remains due and owing a balance of approximately Thirteen Hundred Dollars (\$1300.00).

III

Defendants show and represent that the said .97 of an acre condemned by plaintiff, and described as Parcel 6 in plaintiff's petition, was of the reasonable market value of One Thousand Dollars (\$1,000.00) at the time of said condemnation, and these defendants allege that they have been damaged in such amount on account of said condemnation, and in being deprived of the ownership and use of said land condemned, and in which amount they are entitled to recover of the plaintiff.

IV

Defendants further show and represent that said .97 of an acre condemned by plaintiff comprises a part of a larger tract which is owned by the defendants above named, - the whole tract originally containing two and thirty-four hundredths (2.34) acres, more or less. All of said tract is located within the Fabens Townsite, immediately adjacent to the business district of the Fabens Townsite, so situated that the said property was suitable for residential purposes, and said land was held by the defendants for the purpose of selling the same in small lots or areas for residential purposes, and by virtue of said condemnation and use made of the land condemned the balance of the tract, now held by the defendants above listed, has been damaged in the amount of Five Hundred Dollars (\$500.00). That plaintiff has excavated a canal immediately adjacent to the property still owned by said defendants with the result that any buildings or residences sought to be erected on said land that is owned by the defendants would necessarily have to face on said canal, and as a result of which the reasonable market value of said land has been greatly depreciated, at least in the amount of Five Hundred Dollars (\$500.00) and which sum defendants, above named, are entitled to recover of plaintiff, in addition to the amount of One Thousand Dollars (\$1,000.00) the value of the land condemned by the plaintiff. That prior to said condemnation the reasonable fair market value of said land, still owned by defendants, amounted to Eight Thousand Two hundred Fifty Dollars (\$8250.00), and that since such condemnation by virtue of the damage done to said tract the reasonable fair market value thereof is Seven Thousand Seven Hundred Fifty dollars (\$7750.00).

WHEREFORE, premises considered, these defendants pray that they recover of the plaintiff the sum of Fifteen

Hundred Dollars (\$1500.00) for and on account of the condemnation of said .97 acre tract, and the damage defendants have incurred to the balance of their property located adjacent and contiguous to said .97 acre tract condemned, and that they further recover their costs of court, and that they have all such other and further relief as they may show themsleves justly entitled to receive, whether general or special, legal of equitable.

(Sgd.) A. L. Carlton
A. L. CARLTON,
Attorneys for Luciano Lopez and
Gregoria Lopez.

KEMP, SMITH, GOGGIN & WHITE

By J. A. GOGGIN

Attorneys for Candelaria O. Lopez, feme sole, Pilar Madrid, Marinn (Maximo) Madrid, Guadalupe Lopez, Refugio Lopez, Simon Lopez, Donasiano Lopez, Maria Lopez, Paulina Lopez, feme sole, Cesaria Schutten, Rudolph Schutten, Antonio Lopez individually and as administrator of the estate of Luciano Lopez, deceased, and Tom Files, Trustee.

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE WESTERN DISTRICT OF THEAS

SL PASO DIVISION

Ă

UNITED STATES OF AMERICA,

Plaintiff.

75.

B. C. BRADIZI, ST AL.,

Dofamiente.

NO. 93 GIVIL.

Filed June 23, 1942

FINDINGS OF SPECIAL COMMISSIONERS

to the onwers of the land hereinafter described by reason of the condemnation and taking of said land, which land is described, as follows:

Page I VI

A tract of land lying and situate in al Paso County, Taxas and in the Northwest querter (NE) of Section Four (A), Township Thirty-four (3A) South, Range Eight (8), East, Bureau of Reclamation Curvey; being also within Tract seventeen (17) Block one (1) of the official resurvey of the Sen Elizario Grant as accepted by the Commissioners' Court of al Paso County, Taxas, the 13th day of January, 1930, and of record in the office of the County Clerk of said County and State; more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract seventeen (17) Block one (1) of said official resurvey of the San Aligario Grant and from which point the most northerly corner of said tract seventeen (17) bears North forty-nine degrees (49°) fifty-seven minutes (57') Fast three hundred sixteen and two tenths (316.2) feet. Said most northerly corner of Treet seventeen (17) being thirty-five (35) fest from and at right angles to the center line of State Mighway No. 1; thence South thirty-nine degrees (39°) thirty-seven minutes (37') meat one hundred minety and eight tenths (190.8) feet to the Southeasterly line of said tract seventeen (17) and from which point the most easterly corner of said tract seventeen (17) bears North fifty degrees (50°) fourteen minutes (14') Seet three hundred sixteen and six tenths (315.6) theats South fifty degrees (50°) fourteen minutes (14') West one hundred eighty-five and nine tenths (185.9) feet along the southeasterly line of said Tract seventeen (17) to the northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the northeast bank of the said former Mo Grande North sixty degrees (50°) fifty-one minutes (51') West one hundred ninety-nine and nine tenths (199.9) feet and Borth sixty-four degrees (64°) fifty-sine minutes (59') West three and three tenths (3.3) feet to the intersection with the morthwesterly line of said Tract seventeen (17); thence along said northwesterly line of tract seventeen (17) North forty-nine degrees (49°) fifty-seven minutes (57') East two hundred fifty-nine and eight tenths (259.8) feet to the point of beginning. Said tract of land containing ninety-seven hundredths (0.97) of an acre, more or less. Shown on Riverside Canal Extension Plat No. 18.

do hereby assess	the demages o	cessioned by m	e faking of the wood	e deserroed
property at the s	of \$ 266	.75		
DONE	this 23rd	day of June,	1942.	
			R. E. Sherman	
			T. M. Wingo	
			John R. Ellis	

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERM DISTRICT OF THESE EL PAGO DIVISION

UNITED STATES OF AMERICA.

Plaintiff.

Wa.

D. O. BRADUST, IT AL.

Defendante.

MO. 95 CIVIL.

Filed June 25, 1942.

DISCLATHER OF EL PARO COURTY WATER LEFT-VEHILET

Comes now the El Paso County Water Improvement District No. 1, one of the defendants in the above styled and numbered cause and would respectfully show to the Court that it has no interest in the tract of land described in the Plaintiff's Petition as Parcel No. III and therefore disclaims all right, title, and interest in and to said property.

What it be dismissed and that no costs be adjudged against it.

Richard F. Burges,

its Atty.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WEST RN DISTRICT OF TEXAS SITTING AT EL PASO.

THE UNITED STATES OF AMERICA.

Plaintiff,

V .

No. 93-Civil

B. O. BRADLEY, et al.,

Filed June 26, 1942

Defendants

TO SAID HOMORABLE COURT:

and Fabens Independent School District No. W-10, by Ernest Guinn, County Attorney of 11 Page County, Texas, defendants in the above entitled and numbered cause, and do hereby waive and disclaim any and all interest/and to the real estate described as follows:

Lots 9 and 10, Block & Hunts Addition to Fabens,

Lots 8,9, 18 and 19 in Block 3 of the Hunts Addition to Fabens,

Lots 16 and 17 in Block 6 of the Hunts Addition to Fabens

Ernest Guinn

ERNEST GUIN', County Attorney
El Paso County, Texas.

IN THE METALET CAMP OF THE WILTON STATES

FOR THE PERTURB PROTEIN OF TRANS

EL VISU DIVISION

U.IMED CTATES OF ARRESTS.

Plaintiff.

発売

D. C. BULDLAY, BY AL.

Defendante.

W. M. CIVIL.

Filed June 26, 1942.

JODGANI IS NATOR OF HOMA BURL HINT

in the above styled and numbered cause, case on to be considered said condemnation proceeding insofar as case conserns the following described property:

AACZI III

County, Tesses and in the Sorthwest quarter (SD) of Section Four (L), County, Tesses and in the Sorthwest quarter (SD) of Section Four (L), County Thirty-four (L) County, Tesses of Section Four (L), County and within Sunt's Addition to Tabone, Tesse, being also within Tract Sime (9), Block Fifty-four (S) of the official resurvey of the San Elizario Grant as accepted by the Countesianers Court of Si Pace County, Tesse the 17th day of Jesses, 1950 and of record in the office of the County Clork of said county and state; pure particularly described as follows:

FRACE 1 - Being at 1 of lots one (1) to seventy-alm (75), both inclinates, Block mine (9), Bant's Addition to Pabous, Forms, more particularly described as follows: Beginning at a point on the southeasterly line of said tract wine (9) Blook fifty-four (94) of said official resurvey of the San Sliceric Grant which point is the most southerly corner of Block also (9). Sumb's addition to Fabons, Tomes thomes along the southwesterly line of said block place (9) which is also the northeasterly right of way lime of Canal Drive Borth forty-seron degrees (47) fiftyor the minimum (25.) Best one prement one principal territor four and eight booths (115.4) feet. North fifty-nine degrees (5)°) sighteen minutes (10°) heat one hundred sixty-one and seventy-ola hundredths (101.76) foot and north sixty-olahi degrees (60°) forty-eight minutes (60°) West five hundred cighty-seven and two tenths (977.2) feet to the Southwest corner of said Slook nine (9) Number Addition to Pabens. Tenns and from which point the nest stationly corner of said Treet size (9) Block fifty-four (%) of said official re-mercey of the Sea Blicario Grant bears South thirty-serse degrees (37°) fourteen simutes (14°) Seet one thousand seven hundred severaly-five and seven tenths (1775-7) feet; thence hundred sixty-cores (97°) fourteen minutes (11°) Seat one hundred sixty-cine and two tenths (157-2) feet along the westerly line and an extension thereof of said Block sine (9) East's Addition to Pabens. Terms to the south back of the He Grande as the same existed prior to the artificial rectification thereof; themse clong the south pank of the said former the Grande South seventy degrees (70") nimeteen minutes (19) Seet ele handred minety-four and four tendes (54.4) feet; South minty-three degrees (57) tendey-three minutes (21) Seet three hundred forty-eight minutes (51) Seet three hundred forty-eight minutes (51) Seet three hundred forty-five and fifteen hundredths (32)-19) feet, South forty-five degrees (45) forty-eight minutes (45) heat three hundred tendey-eight and minty-eight minutes (45) heat three hundred tendey-eight and minty-four hundredths (52)-44) feet and South thirty-eight degrees (50) mighteen minutes (45) heat three hundred tendey-eight degrees (50) mighteen minutes (45) has intermedian with the southeasterly line of block nine (9) of Sunt's Addition to Fabous, femal; themse along the southeasterly line of said treet of land combaining six and forty-sine hundredths (6.49) acres, more or loss. These on Sivereide Canal Extension Fint So. 21.

TRACT 2 - Reing fractional parts of lots miss (9) and ten (10), Blook two (2), fractional parts of lets eight (2), nine (9), eighteen (18) and mineteen (19), Blook three (3) and fractional parts of lots sixteen (16) and seventeen (17), Plock six (6), all in Sunt's Addition to Palene, Texas more particularly described as follows: Beginning at a point on the southwesterly right of way line of the I-dis Lateral, which is the property of the United States, said point being the most northerly corner of lat sixtees (11), Block atm (6), Hant's Addition to Februs, Texas; theses along the southwosterly right of may line of the I-Eli lateral being also the northeesterly line of Blooks six (6), three (3) and two (2), Rund's Addition to Fabous, Towas, South forty-seven degrees (47°) (15ty-eight minutes (50°) heat five hundred seventy-four and pinety-four handredthe (This h) feet to a point which is the most costerly corner of let ten (10), Block two (2), knot's Addition to Fabrus, Person thence along the southeestarly line of said let ten (10), South fifty-two degrees (52°) forty-two minutes (42°) Seat sleven and seventy-three hundredths (11.75) feet; thence Forth forty-seren degrees (470) forty-four eleutes (441) West five hundred seventy-four and forty-cine hundredthe (57443) fort to the northwesterly line of lot sixteen (16), Block six (6) Bunt's Addition to Paleos, Teres, thence along said line Borth fifty-two degrees (920) forty-two minutes (421) Hest nice and thirty-five hundredten (9.35) feet to the point of beginning. Said treat of land containing fourteen hundredthe (0.14) of an acre, more or less, of which two hundredths (+)2) of an sore is occupied by extrects and alleys. Shown on Riverside Cenal Extension Flat 26.

and the United States of America, having appeared herein by N. C. Peticolas, Special Attorney, Sen P. Poster, United States Attorney for the Sector District of Temas, and N. L. Sime, Special Assistant to the Smited States Attorney, and the defendant, Seron Scol Sunt, a fence sole, having appeared herein by her attorney, S. J. Chambell, and the defendant, M. Pasc Sconty Sater Expressment District So. 1, having appeared herein by their attorneys, Surges, Surges, Scott, Sacherry, and Bulse, and the defendants, State of Temas and County of Sl Pasc, having appeared herein by Ermest Guine, County Attorney; and

Condemnation has been entered by the Court, ecodeming the above described property for the use and benefit of the United States of America, and that the United States of America has deposited in the Registry of the Court the sun of FIV HUNDREY AND NO (1982-00) DOLLARS for the taking of maid property, and

at which the the Commissioners and their findings that the value of the above described property was the sum of FIVE SUBSECT TWO AND SO/LOO (5582.00).

Dollard and core than ten (10) days have expired since the findings of the Special Commissioners and the special baving been taken by any party to this cause and the Court being of the opinion that the findings of the Special Commissioners.

that the findings of the Special Commissioners that Parcel No. 111 was of the Francisco value of TYPE EMERGED ELECTY-TWO AND EC/LOD (SPERAD) DOLLARS be and the mass in hereby confirmed.

of the lecteration of facing berein, the defendent, herea Seel Dant, a few cole, when the second section of facing berein, the defendent, herea Seel Dant, a few cole, when the second section of the opinion that herea Seel Dant, a few cole, is entitled to recover judgment against the United States of Lection for the case of First States of Lection for the case of First States of Lection for the case of First States Licentists (550.00) No.1485.

that the defendant forms fool hunt, a few cole, do have and recover judgment

Contact the Dailed States of America for the sum of 717% Manual States of America

Doubled, which judgment, when paid, shall be a full and complete mathematics of

all claims which said defendant may have had against the Saited States of America

by reason of the taking of the above described property, and

The property of America of any party to this cause.

there are all forms or may party to this owner insofer as the above described property is expected.

of Terms and County of 21 feet the east of Fifth-Class (39.59) Chill as based due to that owing on the above described property, and the Court being of the opinion that the State of Terms and County of 21 feet are mutitled to judgment over against the defendant Borns Book Back, a feet sole, for the same of Fifth-Dixz (30.59) Courts.

IT IS THEREST PRESENT AND THE PROPERTY OF THE PARK OF PARK AND THEORY JUDGMENT OVER AGAINST

the defendant Norma Roel Bunt for the som of PIPTY-NINE (20.59) CREES.

TO 15 FORTERS CRITERIO, and the Clerk to hereby directed to pay the same of FIFTI-SIES (SC.5) CERTS to the State of terms and County of FI Pasc, and the same of FIVE Housestern SIGNIF-CES AND LL/ADD (SSNLALL) IN LAND to the defendant, herea Tool Same, a few sole, this total being the execute heretofore deposited in the Sections of the Court by the Flaintiff.

If IS FREEZE CREEKED that the jurisdiction of this cause
be retained as to all other tracts of land and parties interested therein not
specifically mentioned and disposed of by this order or other orders of the Court
for such other and further proceedings as may seek proper to the Court.

Charles A. Boynton

APPOVEDE

R. J. Channell,

W. C. Peticolas.

IN THE DIFTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS SITTIFG AT EL PAGO

THE UNITED STATES OF AMERICA,

Plaintiff.

٧.

No. 93-Civil

S. C. DRADILY, et al.,

Defendants.

Filed June 26, 1942

TO SAID HONORABLE COURT:

of El Faso County, Texas, and would show the Court that on the land sought to be condemned by the United States of America in this suit, that ther are taxes due, delinquent and uppaid on said properties; that on the schedules attached hereto and made a part of this petition, the person to whom the taxes were accessed, the years for which they are delinquent and the taxing units to which they are payable, and the penalty, interest and cost due thereon, as to each piece of property separately accessed are shown.

That such items are a constitutional lien on said preserty prior and superior to the rights of all other persons whomsoever.

the State has been paid in full.

Ernest K. Guinn

INVEST GUINN, County Attorney
El Faco County, Texas.

93- Rail
schedule No.

ADDRESS_

DELINQUENT TAX NOTICE, STATEMENT AND SCHEDULE TO MANNA R. LEL PASO, TEXAS.

6-24-

DESCRIPTION OF ACREAGE PROPERTY PLEASE RETURN THIS STATEMENT WITH REMITTANCE OR REFER TO NO. OF THIS STATEMENT DESCRIPTION OF CITY PROPERTY

GRAND TOTALS PENALTY, INTEREST & COSTS TOTAL TAXES ABST. TO WHOM ASSESSED NO. TRACT BLOCK ORFORM OR GRANT y asat PAGE LNE OTHER DESCRIPTION YEAR ACRES STATE TAX to 76 med COUNTY TAX LOT NUMBER 0 6 5 SCHOOL DISTRICT BLOCK NO. COUNTY OF EL PASO, TEXAS Hunes CITY OR TOWN TOTAL 3 4.0

Penalties, interest and costs are computable according to law/and are to be apportioned upon collection to the various taxing units as shown on this schedule.

Texas Laws, Revised Civil Statutes 1925, provide that unless theowner or owners of such lands or lots described herein shall pay to the Assessor and Collector of Taxes, the amount of Taxes, Penalties, Interest and Costs as set forth in this notice within thirty days from date of said notice, then and in the event, the County or District Attorney will institute suit for the collection of such moneys and for the foreclosure of the Constitutional Lien existing against such lands and lots.

I hereby certify that the above Statement of Delinquent Taxes due and unpaid in this County against the above described Lands and Lots is true and correct according to

TAX ASSESSOR COLLECTOR OF PASO COUNTY, TEXAS

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE WESTERN DISTRICT OF TEXAS EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs. : No. 5 Civil.

s. o. bridist, at al.

Filed July 7, 1942

Defendants.

It is hereby stipulated and agreed by and between the United States of America, hereinafter called the Plaintiff, and the Markey and wife, Lordon Markey, Faul Markey and wife, Williams, Faul Markey and M

hereinafter called Defendant , that

WHEREAS, an action in condemnation was commenced in the above court on the 12th day of , 19 to, by filing of a Petition in Condemnation and a Declaration of Taking on behalf of the United States of America at the request of the Secretary of War for the United States of America, and

WHEREAS, in accordance therewith on the lawy of the second and entered in the above named Court in favor of the United States of America and against the above named person and the following described property:

Eiverside Canal Extension No. 17

A tract of land lying and situate in all Paso County, Texas and in the Mart of the Mart of Section 4 and Mart of the Mart of Section 5, Township 34 South, Mange 8 Mast, Surean of Reclamation Survey; being also within Tract 16, Block 1 of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of all Paso County, Texas, the 13th day of January, 1930 and of record in the office of the County Clerk of said county and state; more particularly described, as follows:

Beginning at the point of intersection of the dividing line between Tracts 15 and 16, Block 1 of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Fabens Intercepting Drain and from which point the Bortheast corner of said Tract 16 Block 1 of the said official resurvey of the San Elizario Grant bears North 66° 20' Bast 637 feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain 56° 45' East 159 feet to a point on the southeasterly line of said Tract 16 Eleck 1 of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract 16 bears North 50° 14' East 374.8 feet; thence Douth 50° 14' East 355.6 feet along the southeasterly line of said Tract 16 to the morth bank of the former Rio Grande as the same existed prior to the artificial rectification thereof; thence along the north bank of the said former Rio Grande Borth 64° 59' East 5 feet; Borth 72° 15' West 484.5 feet and North 73° 50' West 187 feet to the point of intersection with the dividing line between Tracts 15 and 16, Block 1 of the said official resurvey of the San Elizario Grant; thence along said dividing line North 66° 20' East 505.1 feet to the point of beginning. Said tract of land containing 4.27 acres, more or less.

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and under the provisions of the Declaration of Taking Act (46 Stat. 1421), the title to the above described land in fee simple was vested in the United States of America and the right to just compensation for the same was likewise, under the provisions of said Act, vested in the person thereto entitled, and the sum of \$\frac{1}{2}\$ was deposited in the Registry of said Court for the use of the person entitled thereto at the time of the filing of said Declaration of Taking, and

WHEREAS, Inches This Court of the Court of t

(claims) (claim) to be the owner in fee simple of the above described property, subject only to the following:

State and County tensor due and artist on self property

and

WHEREAS, the undereleped defendance and the United Contes of Service have agreed that the responsible value of the shore described property is the one of 5330.33, and the said defendance are villing to accept said ses in full extisfaction of any claims against the United States for the taking of said land.

NOW, THEREFORE, it is hereby stipulated and agreed by and between

 action in accordance with the prayer of Plaintiff's Petition herein reciting the vesting of the title to the above described property in the United States of America pursuant to the filing of said Declaration of Taking and deposit thereunder, and adjudging just compensation for the lands taken to be the amount deposited by the United States of America for the use of the person entitled thereto, as hereinabove set forth, and the Court is authorized and petitioned to include a provision in the final judgment and decree for the disbursements of the funds so deposited in the following manner, to wit:

First: To the payment of a sum sufficient to discharge and satisfy all mortgages, encumbrances, and other liens against the above described property, including the State debt and all taxes due and owing on said property.

Second: To the expense for recording all copies of judgments, releases or other instruments necessary to perfect the title in United States of America.

Third: The balance, if any, to the above named defendant.

The foregoing stipulation is made in view of the fact that said

Declaration of Taking was filed to expedite the vesting of the title and

possession in the United States of America, and it is the purpose and in
tent hereof to vest in the Court, without any further proceeding or notice,

full authority to close said action by final judgment and disburse the

funds in accordance therewith.

IN WITNESS WHEREOF, the parties hereunto set their names, this 21st day of A. D. 19 .

UNITED STATES OF AMERICA,

By Ben F, Foster
United States Attorney, Plaintiff,

By W. C. Peticolas Special Attorney.

Paul !	Iucker		and the second second
Mrs.	Villis Tu	icker	
· · · · · · · · · · · · · · · · · · ·	nd Leon T	حلطان عادي المراجع المراجع المراجع المراجع المراجع المراجع والمساحد المراجع ال	
Mrs. L	rene (Ed)	Whitaker	
		mointain ari an amhairt i se d'inne in gealth iort in	in the second

AFFIDAVIT OF PAUL TUCKER.
Filed July 7, 1942.

STATE OF TEXAS

COUNTY OF CHEROKES

PAUL TUCKER, being first duly sworn on oath, deposes and says:

Raymond Leon Tucker is now over the age of twenty-one (21) years,
having become twenty-one (21) on the 10th day of Sept. 1941.

I was formerly Guardian of the Estate of Raymond Leon Tucker, a minor, but have now been discharged as Guardian as Raymond Leon Tucker is no longer a minor.

(Sgd.) PAUL TUCKER

Sworn to and subscribed before me this 20 day of May, 1942. (seal)

(Sgd.) JOHN BOX, JR.

Notary Public in and for the County of Cherokee Texas.

STATE OF TEXAS

COUNTY OF Cherokee

BEFORE ME, the undersigned authority, on this day personally appeared PAUL TUCKER, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

Given under my hand and seal of office this 20thday of May, 1942.

(seal)

(Sgd.) JOHN C. BOX, JR.

Notary Public in and for the
County of Cherokee
Texas.

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE WESTERN DISTRICT OF TEXAS

EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

NO. 93 CIVIL.

B. C. BRADLEY, FT AL.,

Filed July 7, 1942.

Defendants.

JUDGMENT IN PAYOR OF PAYL TUCKER, ET AL.

BE IT REMEMBERED, that on this 7th day of July , 1942, in the above styled and numbered cause, came on to be considered said condemnation proceeding insofar as same concerns the following described property:

PARCEL NO. IV

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (NE) of the Northwest quarter (NE) of Section four (A) and Northeast quarter (NE) of the Northeast quarter (NE) of Section five (5), Township thirty-four (34) South, Range eight (8) East, Bureau of Reclamation Survey; being also within Tract sixteen (16) Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930, and of record in the office of the County Clerk of said county and state; more particularly described as follows:

BEGINEING at the point of intersection of the dividing line between Tracts fifteen (15) and sixteen (16), Block one (1) of said official resurvey of the San Elizario Grant with the southwesterly right of way line of the Febens Intercepting Drain and from which point the Northeast corner of the Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant bears North sixty-six degrees (66°) twenty minutes (20') East six hundred thirtyseven (637) feet; thence along said southwesterly right of way line of the Fabens Intercepting Drain South sixtyeight degrees (68°) forty-five minutes (45') East four hundred eighty-nine (489) feet to a point on the southeasterly line of said Tract sixteen (16) Block one (1) of the said official resurvey of the San Elizario Grant and from which point the Southeast corner of said Tract sixteen (16) bears North fifty degrees (50°) fourteen minutes (14') East three hundred seventy-four and eight tenths (374.8) feet; thence South fifty degrees (50°) fourteen minutes (14') West three hundred fifty-five and six tenths (355.6) feet along the southeasterly line of said Tract sixteen (16) to the north bank of the former Rio Grande as the same existed prior to the artificial rectification thereof; thence along the north bank of the said former Rio Grands North sixtyfour degrees (64°) fifty-nine minutes (59') West five (5) feet; North seventy-two degrees (72°) fifteen minutes (15') West four hundred eighty-four and five tenths (484.5) feet and North seventy-three degrees (73°) fifty minutes (50°)

West one hundred eighty-seven (187) feet to the point of intersection with the dividing line between Tracts fifteen (15) and sixteen (16), Block one (1) of the said official resurvey of the San Elizario Grant; thence along said dividing line North sixty-six degrees (66°) twenty minutes (20°) East five hundred five and one tenth (505.1) feet to the point of beginning. Said tract of land containing four and twenty-seven hundredths (427) acres, more or less.

and the United States of America, having appeared herein by W. C. Peticolas, Special Attorney, Ben F. Foster, United States Attorney for the Western District of Texas, and H. L. Sims, Special Assistant to the United States Attorney, and the defendants, Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irsne Whitaker, Dan W. Whitaker, and Mrs. Lonie Whitaker, having appeared herein in person; and the defendants, El Paso County Water Improvement District No. 1, havappeared herein by its attorneys, Burges, Burges, Scott, Rasberry & Hulse; and the defendants, State of Texas and County of El Paso, having appeared herein by Ernest Guinn, County Attorney; and

tion has been entered by the Court, condemning the above described property for the use and benefit of the United States of America, and that the United States of America has deposited in the Registry of the Court the sum of THREE HUNDRED TWENTY AND 25/100 (\$320.25) BOLLARS for the taking of said property and that the United States of America and the defendants, Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Trene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker, being the only parties having an interest in the above described property, have stipulated and agreed that the reasonable value of same is THREE HUNDRED TWENTY AND 25/100 (\$320.25) BOLLARS, and a hearing before the Special Commissioners and a Jury having been waived, and all matters of controversy between the United States of America and the said defendants, Faul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker, having been settled by agreement of the parties, as evidenced by the Stipulation filed herein; and

IT APPEARING TO THE COURT that Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker, were the owners of the above described property at the time of the filing of the Declaration of Taking herein, and the Court being of the opinion that said defen-

dants are entitled to the sum of THREE HUNDRED THENTY AND 25/100 (\$320.25) DOLLARS for the taking of said property.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the defendants, Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker, do have and recover judgment against the United States of America in the sum of THREE HUNDRED TWENTY AND 25/100 (\$320.25) DOLLARS, the same being the stipulated value of said property taken by the United States of America in this proceeding; and that such judgment, when paid, be a full and complete satisfaction of all claims of the said Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker, and Mrs. Lonie Whitaker against the United States of America by reason of the condemnation of the above described property.

IT FURTHER APPEARING TO THE COURT that there is due to the El Paso County Water Improvement District No. 1 as water charges on the above described property the sum of THIRTI-THREE AND 96/100 (\$33.96) DOLLARS, and the Court being of the opinion that the El Paso County Water Improvement District No. 1 is entitled to judgment over against the defendants, Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker for said amount.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the El Paso County Water Improvement District Ho. 1 do have and recover judgment over against Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker for the sum of THIRTI-THREE AND 96/100 (\$33.96) DOLLARS, which judgment, when paid, shall be a full and complete satisfaction of the amount due and owing on said property and of all claims of the El Paso County Water Improvement District No. 1 against the United States of America by reason of the condemnation of the above described property.

IT FURTHER APPEARING TO THE COURT that the State of Texas and County of El Paso have filed a disclaimer as to this property.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the State of Texas and County of El Paso recover nothing from the United States of America or any party to this cause insofar as this tract of land is concerned.

IT IS FURTHER CRDERED, and the Clerk is hereby directed to pay the

sum of THIRTY-THREE AND 96/100 (\$33.96) DOLLARS to the El Paso County Water Improvement District No. 1, and the sum of THO HUNDRED EIGHTY-SIX AND 29/100 (\$286.29) DOLLARS, to the defendants, Paul Tucker, Mrs. Willie Tucker, Raymond Leon Tucker, Mrs. Irene Whitaker, Dan W. Whitaker and Mrs. Lonie Whitaker, the total amount being the amount heretofore deposited in the Registry of the Court by the Plaintiff for the taking of the above described property.

IT IS FURTHER CRDERED that jurisdiction of this cause be retained as to all other tracts of land and parties interested therein not specifically mentioned and disposed of by this order or other orders of the Court for such other and further proceedings as may seem proper to the Court.

Charles A. Boynton

APPROVED:

Box & Box,
Attorneys for Paul Tucker, et al.,
By John C. Box, Jr.,

J. C. Peticolas.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS SITTING AT EL PASO

THE UNITED STATES OF AMERICA,

Plaintiff.

v.

No. 93-Civil

B. O. BRADLEY, et al.

Filed July 16, 1942

Defendante.

TO SAID HONORABLE COURT:

Fabens Independent School District No. W-10, by Ernest Guinn, County Attorney of El Paso County, Texas, defendants in the above entitle dnd numbered cause, and do hereby waive and disclaim any and all interest in and to the real estate described as follows:

Part of Tract 17, Block 1, in the Can Elizario Grant, El Paso County, Texas containing .97 acres,

Ernest Guinn

ERNECT CUINN, County Attorney
El Faso County, Texas.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS

EL PASO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

B. O. BRADLEY, ET AL.,

Defendants.

NO. 93 CIVIL.

Filed July 16, 1942

DISCLAIMER

Comes now the El Paso County Water Improvement District No. 1 and would respectfully show to the Court that it has no interest in Parcel No. VI, described in Plaintiff's Petition herein, and therefore disclaims all right, title and interest in and to said property, and prays that it be discharged with its costs.

Richard F. Burges.
Attorneys for Kl Pase County Water
Improvement District No. 1.

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE RESTERN DISTRICT OF TEXAS

EL PASO DIVISION

X X

1

UNITED STATES OF AMERICA.

Plaintiff.

VS.

NO. 93 CIVIL.

B. O. BRADLEY, ET AL.,

Defendants.

Filed July 16, 1942

JULGARINE AS TO LOPE ESTATE

1942

BE IT REMINDERED, that on this 16th day of July, / . came on to be considered the above styled and numbered cause insofar as the same concerns the following described property:

PARCEL NO. VI.

A tract of land lying and situate in El Paso County, Texas and in the Northwest quarter (Not) of Section Four (A), Township Thirty-four (3A) South, Range Eight (8(East, Bureau of Reclamation Survey; being also within Tract seventeen (17) Block one (1) of the official resurvey of the San Elizario Grant as accepted by the Commissioners' Court of El Paso County, Texas, the 13th day of January, 1930, and of record in the office of the County Clerk of said County and State; more particularly described as follows:

Beginning at a point on the northwesterly line of said Tract seventeen (17) Block one (1) of said official resurvey of the San Elisario Grant and from which point the most northerly corner of said Tract seventeen (17) bears North forty-nine degrees (49") fiftyseven minutes (57') East three hundred sixteen and two tenths (316.2) feet. Said most northerly corner of Tract seventeen (17) being thirty-five (35) feet from and at right angles to the center line of State Highway No. 1: thence South thirty-nine degrees (39°) thirty-seven minutes (37°) East one hundred ninety and eight tenths (190.8) feet to the Southeasterly line of said tract seventeen (17) and from which point the most easterly corner of said tract seventeen (17) bears North fifty degrees (50°) fourteen minutes (14') East three hundred sixteen and six tenths (316.6) feet; thence South fifty degrees (50°) fourteen minutes (14') West one hundred eighty-five and nine tenths (185.9) feet along the southeasterly line of said Tract seventeen (17) to the northeast bank of the Rio Grande as the same existed prior to the artificial rectification thereof; thence along the northeast bank of the said former Rio Grande Borth sixty degrees (60°) fifty-one minutes (51') West one bundred ninety-nine and nine tenths (199.9) feet and North sixty-four degrees (64) fifty-nine minutes (59') Nest three and three tenths (3.3) feet to the intersection with the northwesterly line of said Tract seventeen (17); thence along said northwesterly line of tract seventeen (17) North forty-nine degrees (49°) fifty-seven minutes (57') East two hundred fifty-nime and eight tenths (259.8) feet to the point of beginning. Said truct of land containing ninetyseven hundredths (0.97) of an acre, more or less. Shown on Riverside Canal Extension Plat No. 18.

and the United States of America having appeared herein by W. C. Peticolas, Special Attorney, Ben F. Foster, United States Attorney for the Mestern District of Texas, and Harold L. Sims, Special Assistant to the United States Attorney, and the Defendants, Candelaria C. Lopes, a feme sole, Pilar Madrid and husband, Harino (Haximo) Madrid, Luciano Lopez and wife, Gregoria Lopez, Guadalupe Lopez and wife, Refugio Lopez, Simon Lopez, a single man, Donasiano Lopez and wife, Maria Lopez, Paulina Lopez, a single woman, Antonio Lopez, Cesaria Schutten and husband, Rudolph Schutten, and Tom Filez, Trustee, having appeared herein by Kemp, Smith, Goggin and Shite, their attorneys, and the State of Taxas and County of El Paso having appeared herein by Ernest Guinn, County Attorney, and the El Paso County Enter Improvement District No. 1, having appeared herein by Burges, Burges, Scott, Hasberry & Hulse, their attorneys of record; and

been entered by the Court condemning the above described property for the use and benefit of the United States of America and that the United States of America has deposited in the Registry of the Court the sea of THO HUMPRED SIXTY-SIX AND 75/100 (\$266.75) DULLARS as the reasonable value of said property, and all the Defendants having either been served with notice of the Special Commissioners or made their appearance herein, and a Rearing before the Special Commissioners was held on the 23rd day of June, 1942, at which time the Commissioners made their findings that the value of the above described property was the sum of THO HUMPRED SIXTY-SIX AND 75/100 (\$266.75) DULLARS, and more than ten (10) day have expired since the Findings of the Special Commissioners and no Appeal having been taken by any party to this cause, and the Court being of the opinion that the Findings of the Special Commissioners should be confirmed.

IT IS, THREEFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Findings of the Special Commissioners that Parcel No. VI was of the reasonable value of TWO MUNDRED SIXTY-SIX AND 75/100 (\$266.75) DOLLARS be and the same is hereby confirmed.

IT PURITHER APPEARING TO THE CAURT that at the time of the filing of the Declaration of Taking herein, the Defendants, Candelaria C. Lopez, a feme sole, Pilar Madrid and husband, Marino (Maximo) Madrid, Luciano Lopez and wife, Gregoria Lopez, Guadalupe Lopez and wife, Refugio Lopez, Simon Lopez, a single man, Donasiano Dopez and wife, Maria Lopez, Paulina Lopez, a single weman, Antonio Lopez, Cesaria Schutten

and husband, Rudolph Schutten, were the sole surviving heirs at law of Luciano Lopez, deceased, and were the owners of the above described property, and that by reason of said facts are entitled to recover the compensation awarded by the Special Commissioners for the taking of said property.

Defendants, Candelaria O. Lopes, a feme sole, Filar Madrid and husband, Marino (Maximo) Madrid, Luciano Lopes and wife, Gregoria Lopes, Guadalupe Lopes and wife, Refugio Lopes, Simon Lopes, a single man, Donasiano Lopes and wife, Maria Lopes, Paulina Lopes, a single woman, Antonio Lopes, Cesaria Schutten and husband, Rudolph Schutten, do have and recover judgment against the United States of America for the sum of TWO HUNDRED SIXTY-SIX AND 75/100 (\$266.75) DOLLARS, which judgment shall be a full and complete satisfaction of any and all claims which said Defendants may have had against the United States of America by reason of the taking of said property.

IT FURTHER APPEABLES TO THE COURT that the State of Texas and Gounty of El Paso, and the El Paso County Sater Improvement District No. 1 have filed disclaimers herein disclaiming all right, title and interest in and to the above described property, and the Court being of the opinion that they are entitled to recover nothing from the United States of America or any party to this cause insofar as the above described property is concerned.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the State of Texas and County of El Paso, and the Al Paso County Water Improvement District No. 1 recover nothing from the United States of America or any party to this cause insofar as the above described property is concerned.

IT FURTHER APPEARING TO THE COURT that the Mutual Federal Savings and Loan Association of El Paso was duly cited to appear herein but came not and wholly defaulted and

IT FURTHER APPEARING TO THE COURT that the Mutual Pederal Savings and Loan Association of El Paso, and Ton Files, Turstee, have no interest in the above described property and are not entitled to recover anything from the United States of America or any party to this cause.

IT IS, THEREFORE, CROSSED, ADJUDGED AND DECREED by the Court that the Defendants, Eutual Federal Savings and Loan Association of El Paso, and Tom Files, Trustee, recover nothing from the United States of America or any party to this cause.

IT IS FURTHER ORDERED, and the Clerk is hereby directed to pay the sum of

TWO HUNDRED SIXTY-SIX AND 75/100 (\$266.75) DOLLARS to the Defendants, Candelario O. Lopes, a feme sole, Pilar Madrid and husband, Marino (Maximo) Madrid, Luciano Lopes and wife, Gregoria Lopes, Guadalupe Lopes and wife, Refugio Lopes, Simon Lopes, a single mean, Denasiane Lopes, and wife, Maria Lopes, Paulina Lopes, a single mean, Antonio Lopes, Gesaria Schutten and husband, Rudolph Schutten, this sum being the amount heretofora deposited in the Registr y of the Coart, and being the amount found by the Special Commissioners.

IT IS FURTHER ORDERED that jurisdiction of this cause be retained as to all other tracts of land and parties interested therein not specifically mentioned and disposed of by this order or other orders of the Court for such other and further proceedings as may seem proper to the Court.

Charles A. Boynton

JUDGE.

APPROVED:

W. C. Peticolas, J. M. Goggin.

Clerk's Certificate.

United States of America
Western District of Texas.

I, Maxey Hart, Clerk of the United States District Court for the Western District of Texas, hereby certify that the foregoing on 122 pages is a true and correct transcript of all the instruments filed and orders entered in cause No. 93-Civil, styled The United States of America versus Steve M. Marasovich, et al., as the same appear on file and of record in this office.

WITNESS my hand and seal of said court

hereto affixed at office in the City of El Paso, Texas, this 14th day of August, A. D. 1942.

Maxey Hart, Clerk,

By Margarita Samerose Deputy Cle



THE STATE OF TEXAS

COUNTY OF EL PASO

QUITCLAIM AND BOUNDARY LINE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, S. M. MARASOVICH, (also known as Steve Marasovich), and MIKE MARASOVICH held and owned lands adjacent one to the other prior to the death of MIKE MARASOVICH whereby, although the boundary lines between the two may or may not have been correct, they were agreed as between themselves as to the location of such common boundary lines and had made exchanges for the purpose of straightening the boundary lines by reason of the existence of old river beds of irregular shape and design; that subsequent to the death of the said MIKE MARASOVICH his widow STEFA MARASOVICH remarried and her name is now STEFA MARASOVICH HAND, her husband being Hugh Hand; that the arrangement as to the boundary line continued in use, on the ground and one attempt was made by and between the parties to reduce the boundary line to writing whereby instruments were given by the respective parties, but for reasons unknown, only one of said instruments was actually recorded being one from S. M. MARASOVICH, et al. to STEFA MARASOVICH HAND, recorded in Book 1571. Page 339, of the Deed Records of El Paso County, Texas, which is hereinafter included within the various surveys;

WHEREAS, the records are incomplete and inadequate insofar as the establishment of said boundary line and mutual releases and/or quitclaims, one to the other of the respective parties, it is therefore them
desire of the parties to resolve the problem and the matter; and

WHEREAS, the property of STEFA MARASOVICH HAND, joined by her husband pro forma Hugh Hand, has subsequently been transferred and sold by deeds and/or made the subject matter of a Trust Indenture and substantially all transferred to certain Trustees, which property is now the subject matter of a sale to Robert L. Butchofsky and wife, Jackie B. Butchofsky; and

WHEREAS, a re-survey of the lands has been made by Basil R.
Smith, R.P.E., of Basil Smith Engineering Co., El Paso, Texas, dated

December 18, 1964, showing the various parcels of land traded between the parties; in accordance with the actual use of the land and the boundaries established for more than twenty-five (25) years, recognized and used by and between the parties; and

WHEREAS, copies of each of said maps and plats involved herein are attached hereto and described by metes and bounds;

NOW, THEREFORE, IN CONSIDERATION of TEN DOLLARS (\$10.00), each to the other in hand paid, the mutual agreement by and between the parties and other good and valuable consideration, receipt of all of which is hereby acknowledged, the parties each agree that the division of lands as hereinafter set forth shall henceforth be, belong and remain the property of the respective parties hereto as shall be indicated herein:

THAT S. M. MARASOVICH (also known as Steve Marasovich), MIKE MAROS, Individually and as Independent Executor of the Will and Histate of EVA MARASOVICH, Deceased, STEVE A. MARASOVICH, JOSEPHINE M. CAPLES joined pro forma by her husband, Ozzie Caples, ANN MARASOVICH LONG, a feme sole, MILDRED MAE MARASOVICH, a feme sole, MARY M. SUGGS, joined pro forma by her husband Kenneth Suggs, FOR THE CONSIDERATION aforesaid in hand by ROBERT L. BUTCHOFSKY and wife, JACKIE B. BUTCHOFSKY, STEFA MARASOVICH HAND, STEVE V. SREDANOVICH, as Trustee, SAMUEL V. SREDANOVICH, as Trustee, and FRANK OWEN III, as Trustee, receipt of which is acknowledged, have GRANTED, SOLD and CONVEYED, and by these Presents do GRANT, SELL, CONVEY and QUITCLAIM unto the said ROBERT L. BUTCHOFSKY and wife, JACKIE B. BUTCHOFSKY, of the County of El Paso, State of Texas, all that certain land, tracts or parcels of land, lying in El Paso County, State of Texas, and more particularly described as follows, to-wit:

^{1.} Tract 4C, Block 42, SAN ELIZARIO GRAFT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 1" and "Plat No. 1".

2. Tract 8, Block 42, SAN ELIZARIO GRANT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 2" and "Plat No. 2".

Said property also being described as Tract 8-A, Block 42, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 3" and "Plat No. 3".

- 3. Tract 20. Block 54, SAN ELIZARIO GRANT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 4" and "Plat No. 4", and said property also being described as Tract 20A, and Tract 20B, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 5" and "Plat No. 5".
 - 4. Tract 13, Block 54, SAN ELIZARIO GRANT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Enginering Co. which is attached hereto, interporated by reference, and made a part hereof for all purposes and designated as "Property Demade as part hereof for all purposes and said property also being described as Tract 13A, Block 54, according to Survey dated January 12, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 7" and "Plat No. 7".
 - 5. Tract 6, Block 42, SAN ELIZARIO GRANT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Enginering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 8" and "Plat No. 8", and said property also being described as Tract 6B, Block 42, according to the Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co. attached hereto, Basil R. Smith, R.P.E., Basil Smith Engineering Co. attached hereto, incorporated by reference, and made a part hereof for all purposes incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 9" and "Plat No. 9".

6 B

6. Tract 5, Block 54, SAN ELIZARIO GRANT, El Paso County, Texas, according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Enginering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 10" and "Plat No. 10", and said property also being scription No. 10" and "Plat No. 10", and said property dated described as Tract 5A, Block 54, according to the Survey dated described as Tract 5A, Block 54, according to the Survey dated Danuary 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes and bounds and map and plat made by January 11, 1965, showing metes

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all of the foregoing fracts or Pakosls of Land are now included and in Block 54 and are a part thereof, being all of fract &C. a portion of fracts 5, 6 and 8, in Block 42, and a portion of fracts 13 and 20, in Block 54, SAN ELIZARIO GRANT, El Paso County, Taxas, la find 20, in Block 54, SAN ELIZARIO GRANT, El Paso County, Taxas, according to the Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.B., Basil Smith bounds and map and plat made by Basil R. Smith, R.P.B., Basil Smith Engineering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 12" and "Plat No. 12"

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said ROMMET L. MUTCHOFSKY and wife, JACKIE B. MUTCHOFSKY. their heirs and assigns forever.

Unrecorded deed from STEFA FALTIS MARISOVICE HAND, joined pro forms by unrecorded deed from STEFA FALTIS MARISOVICE HAND, joined pro forms by her husband Hugh R. Hand, to BOBERT L. EFFCHOFSKY and wife, JACOURALISE BUTCHOFSKY (also known as JACKIE B. BUTCHOFSKY) by Warranty Deed daged December 30, 1964, which property is included in the Surveys and by reference made a part of this instrument; said property baint described as ence made a part of this instrument; said property baint described as

Pract Thirteen (13), Block Fifty-Four (54), SAN BINGARIO GRANT, El Paso County, Texas;

PDG.

Pract Twenty (20), Block Fifty-Four (54), SAN ELIERRO

PRACT TWENTY (20), Block Fifty-Four (54), Block Fifty-Four (54), Block Fifty-Four (54), Block Fifty-Four (54), Bloc

Thract 4C. Block Forty-Two (42), SAN RUZARIO GRAFF, El Paso County, Texas, containing 0.548 acres, more or less:

Tract Five (5); Block Forty Two (42), Saw MIZARIO GRAFF, Tract Five (5); Block Forty Two (42), Saw MIZARIO GRAFF, 21, 21 Paso County, containing (42), Sar Mizario Graff, Bore or least

Tract Eight (8). Block Porty-Reo (42), SAF RITEARY GRAST, Tract Eight (8). Block Porty-Reo (42), SAF RITEARY GRAST, STATE OF LOSS;

IF IS THE INTENTION of the parties that all of said property be and the same is hereby included as a part of this Agreement.

THE ROBBET L. SUPPRESSED AND VICE. SACQUELINE BURGEOPERY.

(ALSO DESMI AS JACKES B. EFFORCPERY). STEVE V. SEEDAMOVICE. AS Brustae.

(ALSO DESMI AS JACKES B. EFFORCPERY). SEEVE V. SEEDAMOVICE. AS Brustae.

SAMUEL V. SKEDAMOVICE. AS Trustae. and Frank Committee.

the school cars and in hand paid by S. M. MARASOVICE (also known

as Steve Marasovich), and Marcs, Tadividually and as Independent Executor of the Will will betate of EVA WARAGOVICE, Deceased, STEVE A. Marasovicii, Josephine n. Carist, as her sole and separate property. ANN MANASOVICE LONG, as her bole and separate property. Mildred MAN The state of the s MARASOVICE, as her soils and separate property, and MARY M. 80005, as her sole and separate property, receipt of which is advaculedged, have GRANT-ED, SOLD and CONVEYED, and by these Presents do GRANT, SELL and CONVEY and QUITCLAIM unto the said S. M. MARLSOVICE (also known as Steve Maraso vich), MXKE MAROE. Individually and as Independent Executor of the Will and Estate of EVA MARASOVICE, Deceased, STEVE A. MARASOVICE, JOSEPHIME H. CAPLES, as her tole and separate property, AMM MARASOVICE LONG, as her sole and separate property. MILDRED MAE MALASOVICE. as her sole and separate property, and MARY M. SUGGESTEE her sole and separate property. of the county of 21 Peso, State of nexes, all of that certain land, tract or parcels of land, lying in all Paso County, State of Texas, and m particularly described as follows, to with

Pract 88, Block 42, SAW ELIEARIO GRAMT, (formerly being, a portion of Tract 8, Block 42, San Elizario Grant) apporting to Swarey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.B., Basil Smith Engineering Cos, which is attached hereto, incorporated by reference, and made a part bereof for all purposes and designated as "Property Deseription No. 3° and Plat No. 3°.

Fract 20c, Block 54, and Tract 200, Block 54, SAN MILIZARIO CRAFF, (formerly being a portion of Tract 20, Block 54, Ban 756 metes and bounds and map and plat made by Basil R. Smith, R.F.E., Elizatio Grant) according to Survey dated Jamesry 11, 1965, showing Basil Smith Engineering Co., which is attached hereto, incorporated by reference, and made a part hereof for all purposes and to designated as "Proporty Description No. 3" and "Flat No. 5".

3. Fract 13B, Block 54, SAN BIJEARIO CRASS, (formerly being a portion of Tract 13, Block 54, San Elizario Grant) according to Survey dated January 11, 1965, showing mates and bounds and map by and plat made by Basil R. Smith, R. F.E., Basil Smith Engineering Co. which is attached hereto, incorporated by reference, and made a part hereof for all purposed and designated as "Property Description No. 7" and "Flat No. 7"

Fract SA, Block 42, RAN BLINATO GRANT, (formerly Grant 6. Block 42, San Elizario Grant) "according to Survey dated Japunty 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R. P. E., Basil Smith Engineering Co., which is attached A hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 9" and "Plat

- 35-B2
- 5. Tract 5-B, Block 54, SAN ELIZARIO GRANT, (formerly Tract 5, Block 54, San Elizario Grant), according to Survey dated January 11, 1965, showing metes and bounds and map and plat made by Basil R. Smith, R.P.E., Basil Smith Engineering Co., which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 11" and "Plat No. 11";
- 6. Tract of land being expressed as an exception and containing 0.0312 acres of land excepted from Tract 4-C and a portion of Tracts 5, 6 and 8, Block 42, and a portion of Tracts 13 and 20, Block 54, SAN ELIZARIO GRANT, El Paso County, Texas, and being a rectification of the Northwesterly line of said Tract and in modification of "Property Description No. 12" and "Plat No. 12", being the intention to except therefrom a narrow wedge shaped piece of property, all according to Survey dated February 5, 1965, showing metes and bounds, and Map and Plat dated February 6, 1965, all made by Basil R. Smith, R.P.E., Basil Smith Engineering Company, which is attached hereto, incorporated by reference, and made a part hereof for all purposes and designated as "Property Description No. 13" and "Plat No. 13".

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said S. M. MARASOVICH (also known as Steve Marasovich), MIKE MAROS, Individually and as Independent Executor of the Will and Estate of EVA MARASOVICH, Deceased, STEVE A. MARASOVICH, JOSEPHINE M. CAPLES, as her sole and separate property, ANN MARASOVICH LONG, as her sole and separate property, MILDRED MAE MARASOVICH, as her sole and separate property, and MARY M. SUGGS, as her sole and separate property, their heirs and assigns forever.

All of the hereinabove referred to tracts of land are described by metes and bounds together with map and plat, which are attached hereto as aforesaid, incorporated by reference and made a part hereof and designated by their respective numbers.

PROPERTY DESCRIPTION NO.1

Tract &C, Block 42, San Elizario Grant, El Paso County, Texas

Description of a tract of land being in Block 42, San Elizario Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows to wit;

From a point, said point being a common corner of Tract 12 and Tract 8, Block 54, San Elizario Grant and being in the center line of a paved road known as Island Road (Farm Road #76))

Thence North 37° 14° West along the easterly line of Tract 13 and a distance of 5242.12 feet to the Point of Beginning of the property to be described;

Thence North 53° 54° West a distance of 100.54 feet to a point;

Thence North 62° 13° West a distance of 231.80 feet to a point;

Thence North 33° 56° East a distance of 133.93 feet to a point;

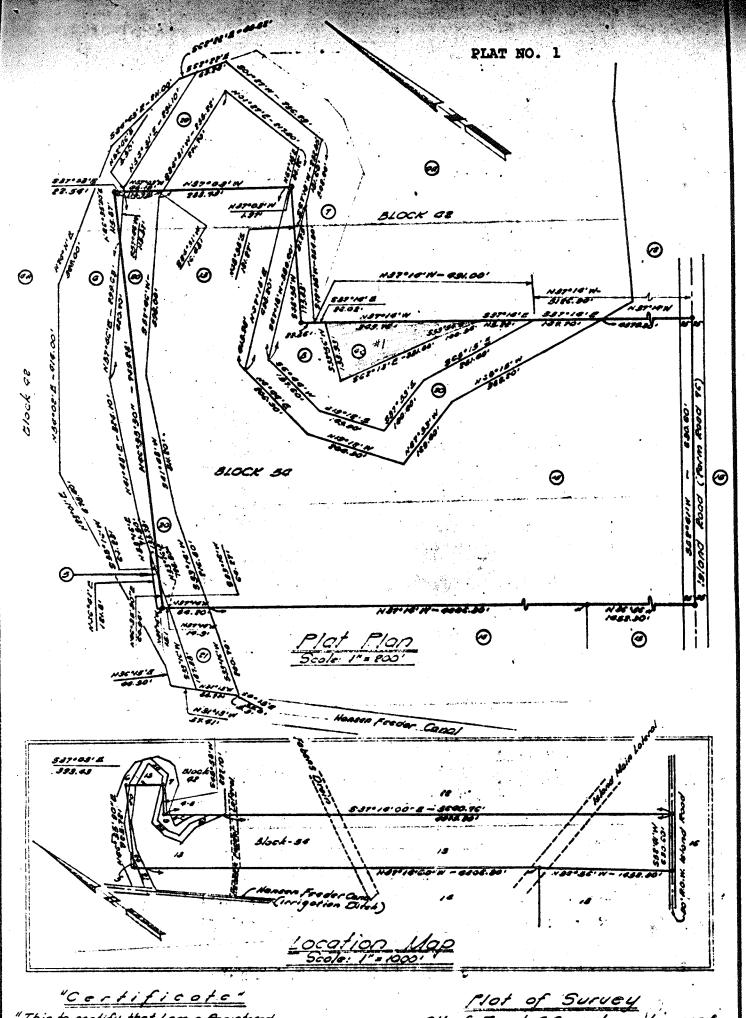
Thence South 37° 14° East a distance of 349.76 to the Point of Beginning.

The above described parcel of land containing 0.548 acres of ground more or less.

January 11, 1965

Basil Smith Engineering Company

R.P.E.



"This to certify that I am a Registered frofessional Civil Engineer and that this map was prepared from Field Hote's " of an actual Survey mode by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Flot of Survey

All of Troct 9-C and partian of

Trocts 5,6 \$ 8. block 98, and partian

of Tracts 18 and 90 Block 89,

San Llisoria Grant, El Pasa Gunty

Texas

January 11, 1355

Bosil & Smith RAC

Book Smith Engineering Co.

62 1951

PROPERTY DESCRIPTION NO.2

Tract 8, Block 42, San Elizario Grant, El Paso County, Texas

Description of a tract of land, with an exception, being in block 42, San Elizario Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows to wit;

From a point, said point being a corner common to tracts 12 and 13, also being the most easterly corner of tract 13, Block 54, San Elizario Grant, also said point being in the center line of a paved road known as Island Road (Farm Road #75);

Thence North 37° 14' West a distance of 5126.90 feet to the point of beginning of the tract to be described, and being the most easterly corner of said tract 8;

Thence North 65° 15' West a distance of 281.40 feet to a point;

Thence North 87° 53' West a distance of 140.40 feet to a point;

Thence North 19° 12' West a distance of 149.50 feet to a point;

Thence North 060 44' East a distance of 157.60 feet to a point;

Thence North 67° 18' East a distance of 350.40 feet to a point;

Thence South 49° 35' West a distance of 254.50 feet to a point;

Thence South 37° 14' East a distance of 26.02 feet to a point;

Thence South 33° 56° West a distance of 133.93 feet to a point;

Thence South 62° 13' East a distance of 231.80 feet to a point;

Thence South 53° 54° East a distance of 100.54 feet to a point;

Thence South 379 14' East a distance of 115.22 feet to the point of beginning.

The above described tract of land containing 1,574 acres of ground more or less.

Excepting that portion of tract 8, Block 42, San Elizario Grant, El Paso County, Texas, being more particularly described by metes and bounds as follows to wit;

From a point, said point being the most easterly corner of tract 8, Block 54, San Elizario Grant;

Thence North 37° 14° West a distance of 491.00 feet to the point of beginning of the parcel to be described;

Thence North 37° 14' West a distance of 22.86 feet to a point;

Thence North 48° 58' East a distance of 175.83 feet to a point;

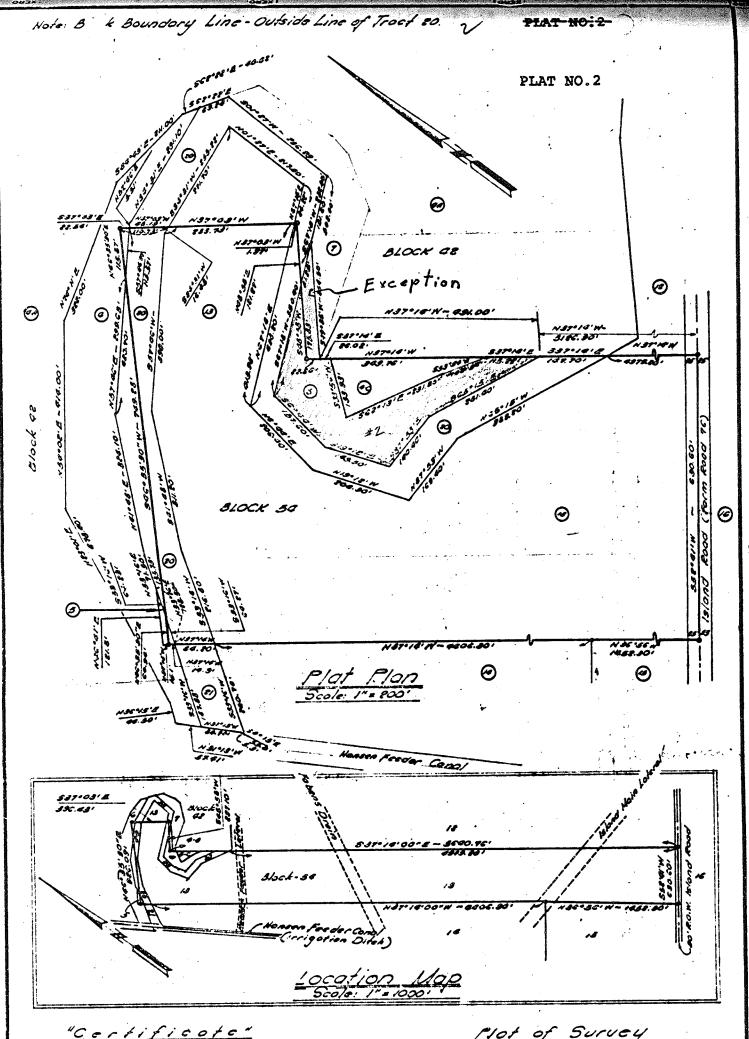
Thence North 67° 18' East a distance of 81.25 feet to a point;

Thence South 49° 35' West a distance of 254.50 feet to the point of beginning.

The above described parcel of land containing 0.118 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company



"Certify that I om a Registered
This to certify that I om a Registered
Professional Civil Engineer and that
this map was prepared from Field Notes
of an octual Survey made by me or under
my direction and that it is true and
correct to the best of my knowledge
and belief."

Flot of Survey

All of Tract 9-c and partion of

Tracts 5,6 8. block 48, and partion

of Tracts 18 and 80 Block 84,

Son Llieoria Grant El PasaGunky

Texas:

January 11, 1865

Bosil & Smith R. P.E.

Book Smith Engineering Co.

62 1954

PROPERTY DESCRIPTION NO. 3

Tract 8, Block 42, San Elizario Grant El Paso County, Texas.

This tract shall be now and hence forth separated into two tracts known as tract 8A, and tract 8B, and being more partiuclarly described by metes and bounds as follows to wit;

Tract 8A shall be described from a point, said point being a common corner of tracts 12 and 13, also being the most easterly corner of tract 13, block 54, San Elizario Grant, also said point being in the canter line of a paved road known as Island Road (Farm Road #76);

Thence North 37° 14' West a distance of 5126.90 feet to the Point of Beginning of the tract to be described, and being the most easterly corner of said tract 8;

Thence North 65° 15' West a distance of 281.40 feet to a point;

Thence North 19° 12' West a distance of 149.50 feet to a point;

Thence North 06° 44' East a distance of 157.60 feet to a point;

Thence North 67° 18' East a distance of 269.15 feet to a point;

Thence South 48° 58' West a distance of 175.83 feet to a point;

Thence South 37° 14' East a distance of 48.88 feet to a point;

Thence South 33° 96' West a distance of 133.93 feet to a point;

Thence South 62° 13' East a distance of 231.80 feet to a point;

Thence South 53° 54' East a distance of 100.54 feet to a point;

Thence South 37° 14' East a distance of 115.22 feet to the Point of Beginning.

The above described tract of land containing 1.456 acres of ground more or less.

Tract 8B shall be described from a point, said point being a common corner of tracts 12 and 13, also being the most easterly corner of tract 13, block 54, San Elizario Grant, also said point being in the center line of a paved road known as Island Road (Farm Road #76);

Thence North 37° 14' West a distance of 5617.90 feet to the Point of Beginning to be described;

Thence North 37° 14' West a distance of 22.86 feet to a point;

Thence North 48° 58' East a distance of 175.83 feet to a point;

Thence North 67° 18° East a distance of 81.25 feet to a point;

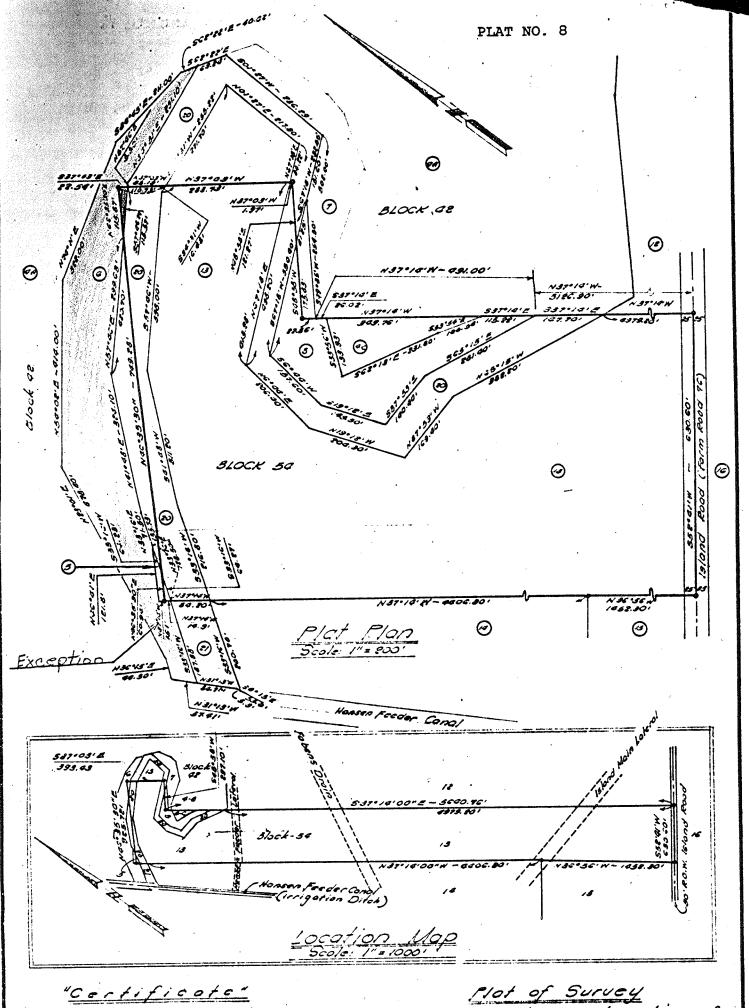
Thence South 49° 35' West a distance of 254.50 feet to the Point of Beginning.

The above described parcel of land containing 0.118 acres of ground more or less as shown on attached plat.

January 11, 1965

Smith Engineering

R.P.E.



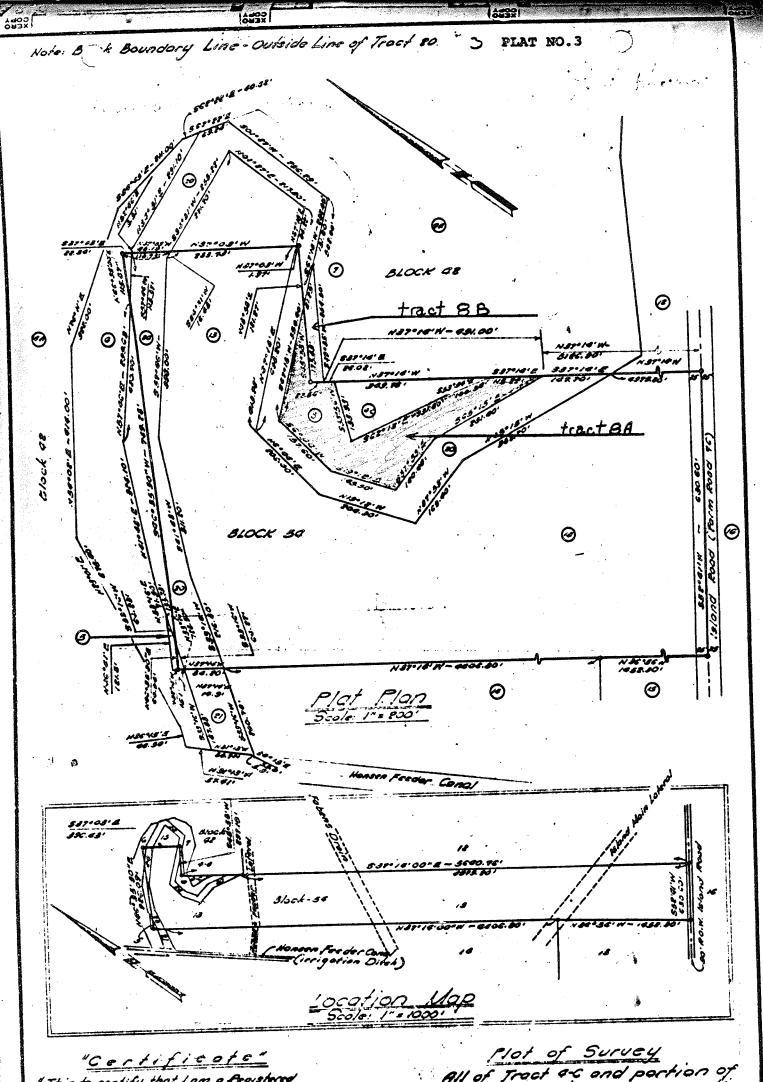
"This to certify that I om a Registered frofessional Civil Engineer and that this map was prepared from Field Notes of an astual Survey made by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Booil Smith Engineering Co.

All of Tract ac and partion of
Tracts 5,6 \$ 8. Block 88, and partion
of Tracts 18 and 90 Block 84,
San Clisoria Grant, El Pasa Gunty
Texas
January 11, 1365

62 1974

Basil & Smith Est



"This to certify that I am a Registered Professional Civil Engineer and that this map was prepared from Field Notes of an estual Survey mode by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Flot of Survey

All of Tract 4-c and partian of

Tracts 4.6 8. Blook 40 and partian

of Tracts 18 and 80 Block 84,

Son Clisoria Grant 21 PosoCounty

Texas

January 11, 1865

Bosil & Smith & BE

Basil Smills Engineering Co.

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PROPERTY DESCRIPTION NO.4

Tract 20, Block 54, San Elizario Grant El Paso County, Texas

Description of a tract of land, witheexceptions, being in Block 54, San Elizario Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows to wit;

From a point, said point being a common corner of tract 12 and tract 13, Block 54, San Elizario Grant and also being in the center line of a paved road known as Island Road (Farm Road #76);

Thence North 37° 14° West along the easterly line of tract 13 a distance of 4,979.2 feet to the point of beginning of the property to be described, said point being the most southeasterly point of tract 20, block 54, San Elizario Grant;

Thence North 65° 15' West a distance of 382.2 feet to a point;

Thence North 87° 53' West a distance of 169.4 feet to a point;

Thence North 19° 12' West a distance of 204.3 feet to a point;

Thence North 6° 44' East a distance of 206.4 feet to a point;

Thence North 67° 18' East a distance of 498.2 feet to a point;

Thence North 1° 27° East a distance of 217.8 feet to a point;

Thence South 84° 31' West a distance of 271.7 feet to a point;

Thence South 57° 46' West a distance of 398.0 feet to a point;

Thence South 41° 48' West a distance of 311.2 feet to a point;

Thence South 33° 16' West a distance of 216.8 feet to a point, said point being a common corner of tracts 13, 14, 20, and 21 of Block 54;

Thence North 37° 14' West a distance of 84.2 feet to a point, said point being a common corner of tracts 20 and 21, block 54, and tracts 5 and 6, Block 42;

Thence North 33° 16' East a distance of 200.0 feet to a point;

Thence North 41° 48' East a distance of 324.1 fest to a point;

Thence North 57° 46' East a distance of 420.7 feet to a point;

Thence North 84° 31' East a distance of 291.1 feet to a point;

Thence South 62° 22: East a distance of 69.24 feet to a point;

Thence South 1° 27' West a distance of 286.29 feet to a point;

Thence South 67° 18' West a distance of 502.0 feet to a point;

Thence South 6° 44' West a distance of 157.6 feet to a point;

Thence South 19° 12' East a distance of 149.5 feet to a point;

Thence South 87° 53' East a distance of 140.4 feet to a point;

Thence South 65° 15' East a distance of 281.4 feet to a point;

Thence South 37° 14' East a distance of 147.7 feet to the Point of Beginning.

The above described parcel of land containing 4.213 acres of ground more or less.

Excepting that portion of tract 20, block 54, San Elizario Grant being more particularly described as follows to wit;

Commencing at a point, said point being the most southeasterly corner of tract 20, block 54, San Elizario Grant;

Thence North 65° 15' West a distance of 382.2 feet to a point;

Thence North 87° 53' West a distance of 169.4 feet to a point;

Thence North 19° 12' West a distance of 204.3 feet to a point;

Thence North 6° 44° East a distance of 206.4 feet to a point;

Thence North 67° 18' East a distance of 413.98 feet to the Point of Beginning of the parcel to be described;

Thence North 67° 18' East a distance of 84.22 feet to a point;

Thence North 1º 27' East a distance of 217.8

Thence South 84° 31' West a distance of 255.22 feet to a point;

Thence North 37° 03' West a distance of 88.19 feet to a point;

Thence North 57° 46' East a distance of 5.50 feet to a point;

Thence North 840 31' East a distance of 291.1 feet to a point;

Thence South 62° 22' East a distance of 69.24 feet to a point;

Thence South 1° 27° West a distance of 286.29 feet to a point;

Thence South 67° 18' West a distance of 232.85 feet to a point;

Thence North 48° 58' East a distance of 121.27 feet to a point;

Thence North 37° 03' West a distance of 1.97 feet to the point of beginning.

The above described parcel of land containing 0.989 acres of ground more or less, as shown on attached plat.

Excepting that portion of tract 20, block 54, San Elizario Grant being more particularly described as follows to wit;

Commencing at a point, said point being the most westerly corner of tract 20, block 54, San Elizario Grant;

Thence North 33° 16' East a distance of 64.27 feet to the point of beginning of the parcel of land to be described;

Thence North 33° 16' East a distance of 135.73 feet to a point;

Thence North 41° 48° East a distance of 324.10 feet to a point;

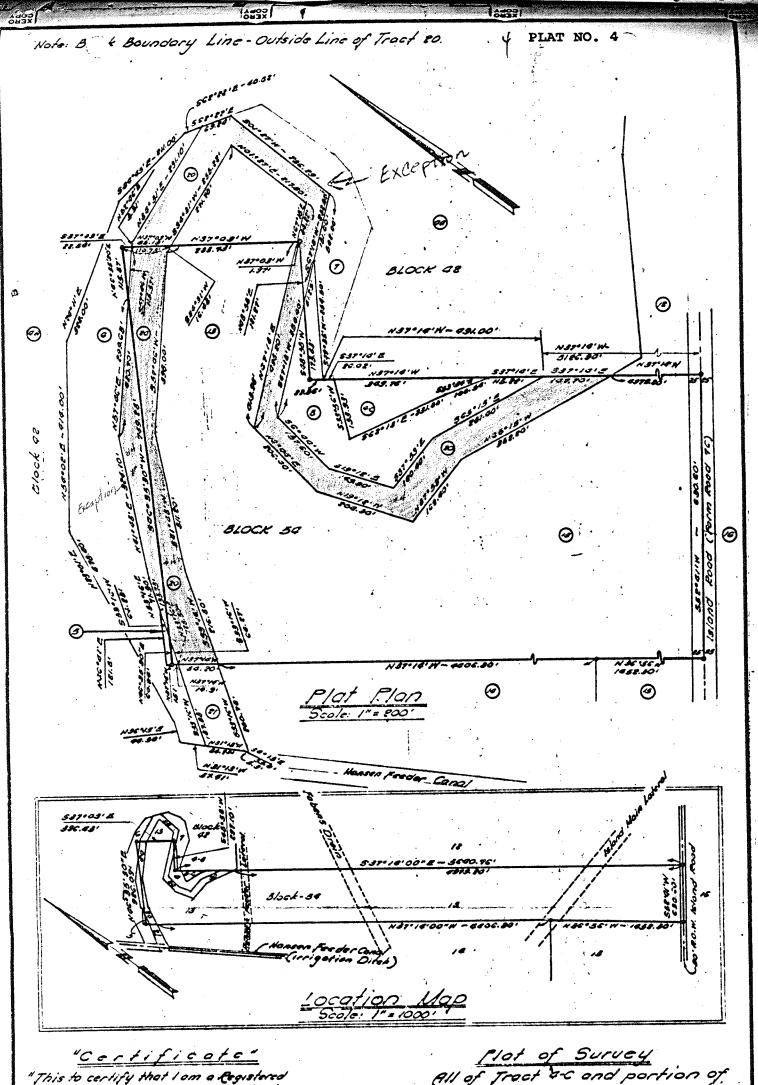
Thence North 570 46' East a distance of 299.63 feet to a point;

Thence South 46° 35° 30" West a distance of 749.28 feet to the point of beginning.

The above described parcel of land containing 0.594 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company



"This to certify that I om a Registered Professional Civil Engineer and that this map was prepared from Maid Notes of an actual Survey made by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Flot of Survey

All of Tract & c and partion of

Tracts 5,6 \$ 8. Block 48, and partion

of Tracts 18 and 20 Block 84,

Son Llisoria Grant, El Pasa Gunty

Texas

January 11. 1365

Bosil & Smith, R. B.

Beat Smith Engineering Co.

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Tract 20, Block 54, San Elizario Grant, El Paso County, Texas.

This tract shall be now and hence forth separated into four tracts know as tract 20A, tract 20B, tract 20C, and tract 20D, and being more partuclarly described by metes and bounds as follows to wit;

Tract 20A shall be described from a point said point being a common corner of tract 12 and 13, Block 54, San Elizario Grant and also being in the center line of a pawed road known as Island Road (Farm Road #76);

Thence North 37° 14' West along the easterly line of tract 13 a distance of 4,989.2 feet to the point of beginning of the property to be described, said point being the most southeasterly point of tract 20, block 54, San Elizario Grant;

Thence North 65° 15' West a distance of 382.2 feet to a point;

Thence North 87° 53' West a distance of 169.4 feet to a point:

Thence North 19° 12' West a distance of 204.3 feet to a point;

Thence North 6° 44' East a distance of 206.4 feet to a point;

Thence North 67° 18' East a distance of 413.98 feet to a point;

Thence South 37° 03' East a distance of 1.97 feet to a point;

Thence South 48° 58' West a distance of 121.27 feet to a point;

Thence South 67° 18' West a distance of 269.15 feet to a point;

Thence South 6° 44' West a distance of 157.6 feet to a point;

Thence South 19° 12' East a distance of 149.5 feet to a point;

Thence South 87° 53' East a distance of 140.4 feet to a point;

Thence South 65° 15' East a distance of 281.4 feet to a point;

Thence South 37° 14' East a distance of 147.7 feet to the Point of Beginning.

The above described parcel of land containing 1.475 acres of ground more or less.

Tract 20B shall be described from a Point of Beginning, said point being the most westerly corner of tract 20, block 54, San Elizario Grant;

Thence North 33° 16' East a distance of 64.27 feet to a point;

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Thence North 46° 35' 30" East a distance of 749.28 feet to a point;

Thence North 57° 46' East a distance of 115.57 feet to a point;

Thence South 37° 03' East a distance of 88.19 feet to a point;

Thence South 84° 31' West a distance of 16.48 feet to a point;

Thence South 57° 46' Westa distance of 398.0 feet to a point;

Thence South 41° 48' West a distance of 311.2 feet to a point;

Thence South 33° 16' West a distance of 216.8 feet to a point;

Thence North 37° 14' West a distance of 84.2 feet to the Point of Beginning.

The above described parcel of land containing 1.155 acres of ground more or less and as shown on attached plat.

Tract 20C shall be described from a point said point being the most southeasterly corner of tract 20, block 54, San Elizario Grant;

Thence North 65° 15' West a distance of 382.2 feet to a point;

Thence North 87° 53' West a distance of 169.4 feet to a point;

Thence North 19° 12' West a distance of 204.3 feet to a point;

Thence North 6° 44' East a distance of 206.4 feet to a point;

Thence North 67° 18' East a distance of 413.98 feet to the Point of Beginning of the parcel to be described;

Thence North 67° 18' East a distance of 84.22 feet to a point;

Thence North 1° 27' East a distance of 217.8 feet to a point;

Thence South 84° 31' West a distance of 255.22 feet to a point;

Thence North 37° 03' West a distance of 88.19 feet to a point;

Thence North 57° 46' East a distance of 5.5 feet to a point:

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Thence North 84° 31' East a distance of 291.1 feet to a point;

Thence South 62° 22' East a distance of 69.24 feet to a point;

Thence South 1° 27' West a distance of 286.29 feet to a point;

Thence South 67° 18' West a distance of 232.85 feet to a point;

Thence North 48° 58' East a distance of 121.27 feet to a point;

Thence North 37° 03' West a distance of 1.97 feet to the Point of Beginning.

The above described parcel of land containing 0.989 acres of ground more or less, as shown on attached plat.

Tract 20D shall be described from a point, said point being the most westerly corner of tract 20, block 54, San Elizario Grant;

Thence North 33° 16' East a distance of 64.27 feet to the Point of Beginning of the parcel of land to be described;

Thence North 33° 16' East a distance of 135.73 feet to a point;

Thence Northe41° 48' East a distance of 324.10 feet to a point;

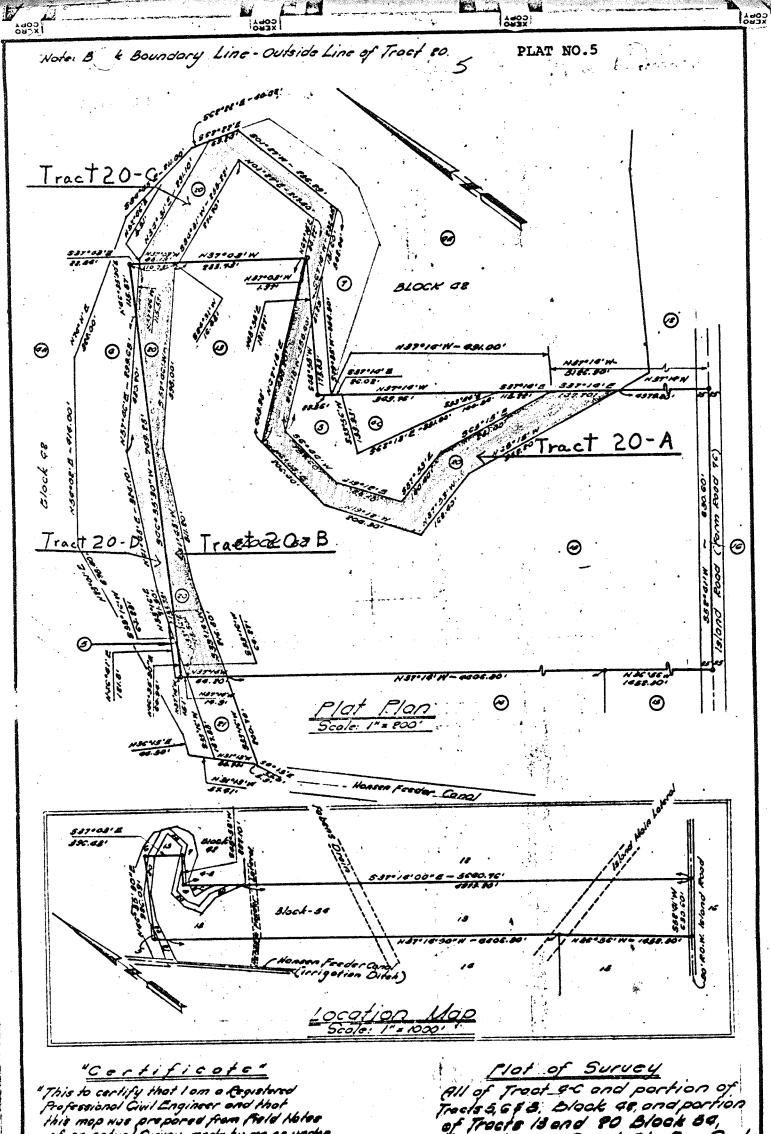
Thence North 57° 46' East a distance of 299.63 feet to a point;

Thence South 46° 35' 30" West a distance of 749.28 feet to the Point of Beginning.

The above described parcel of land containing 0.594 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company



this map was prepared from field Notes of an actual Survey made by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Trocks 5, 6 & Block 48, and partion of Tracks 13 and 80 Block 89, Son Cliebria Grant, 21 PasaGunty January 11, 1865

Basil Smith Engineering Co.

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PROPERTY DESCRIPTION NO.6 Tract 13, Block 54, San Elizario Grant El Paso County, Texas

Description of a tract of land, with an exception, being in Block 54, San Elizario Grant, El Paso County, Texas, and being more particularly described by metes and bounds as follows to wit;

From the point of beginning of the property to be described, said point being a common corner of tract 12 and tract 13. Block 54, San Elizario Grant, and also being in the center line of a paved road having a right of way of 25.0 feet on either side of said center line and being known as Island Road (Farm Road #76);

Thence South 52° 41' West along said center line of road a distance of 630.60 feet to a point;

Thence North 36° 56' West a distance of 1452.30 feet to a point;

Thence North 37° 14° West a distance of 4406.80 feet to a point;

Thence North 330 16' East a distance of 216.80 feet to a point;

Thence North 410 48' East a distance of 311.20 feet to a point;

Thence North 57°, 46' East a distance of 398.00 feet to a point;

Thence North 840 31' East a distance of 271.70 feet to a point;

Thence South-Ol^o 27 West a distance of 217.80 feet to a point;

Thence South 670 18! West a distance of 498.20 feet to a point;

Thence South 060 44' West a distance of 206.40 feet to a point;

Thence South 190 12' East a distance of 204.30 feet to a point;

Thence South 87° 53° East a distance of 169.40 feet to a point;

Thence South 650 15' East a distance of 382.20 feet to a point;

Thence South 370 14 East a distance of 4979.20 feet to the point of beginning.

The above described tract of land containing 84.72 acres of ground more or less.

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Excepting that portion of tract 13, Block 54, San Elizario Grant being more particularly described by metes and bounds as follows to wit;

Commencing at a point, said point being a common corner of tracts 12, 13, 20 and 21, Block 54, San Elizario Grant, and said point being the most westerly corner of tract 13;

Thence North 33° 16' East a distance of 216.80 feet to a point;

Thence North 410 48' East a distance of 311.20 feet to a point;

Thence North 57° 46' East a distance of 398.00 feet to a point;

Thence North 840 31° East a distance of 16.48 feet to the point of beginning of the property to be described;

Thence North 84° 31° East a distance of 255.22 feet to a point;

Thence South 01° 27' West a distance of 217.80 feet to a point;

Thence South 67° 18' West a distance of 84.22 feet to a point;

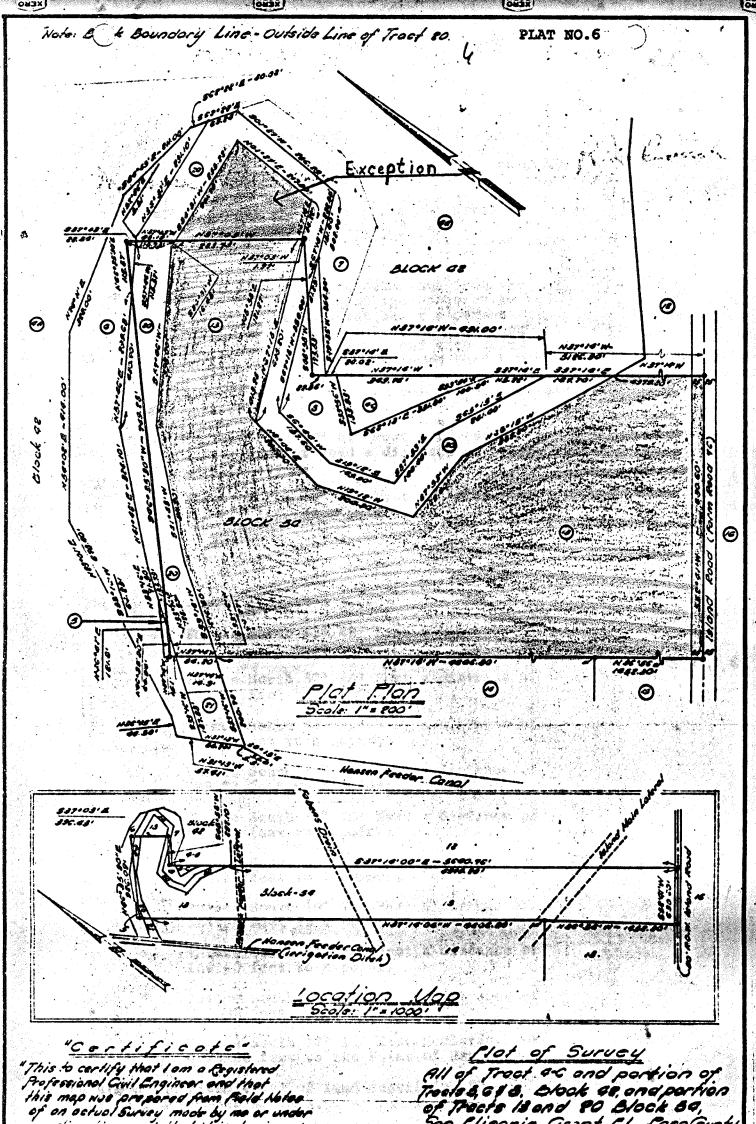
Thence North 37° 03' West a distance of 283.73 feet to the point of beginning.

The above described parcel of land containing 0.918 acres of ground more or less as shown on attached plat.

January 11, 1965

A 18 (18)

Basil Smith Engineering Company



This to certify that I am a Registered Professional Guil Engineer and that this map was preserved from Palet Notes of an actual Survey mode by me or under my direction and that it is true and correct to the best of my knowledge and belief."

Tracts Is and 80 Block 89, of Clisorio Grant, El Paso Gunty Texas

January

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Tract 13, Block 54, San Elizario Grant, El Paso County, Texas.

This tract shall bennow and hence forth separated into two tracts known as tract 13A and tract 13B, and being more particularly described by metes and bounds as follows to wit:

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Tract 13A shall be described from the point of beginning of the property to be described, said point being a common corner of tract 12 and tract 13, block 54, San Elizario Grant, and also being in the center line of a paved road having a right of way of 25.0 feet on either side of said center line and being known as Island Road (Farm Road #76);

Thence South 52° 41' West along said center line of road a distance of 630.60 feet to a point;

Thence North 36° 56' West a distance of 1452.30 feet to a point;

Thence North 37° 14' West a distance of 4406.80 feet to a point;

Thence North 33° 16' East a distance of 216.80 feet to a point;

Thence North 41° 48' East a distance of 311.20 feet to a point;

Thence North 57° 46' East a distance of 398.00 feet to a point;

Thence North 84° 31'-East a distance of 16.48 feet to a point;

Thence South 37° 03' Hast a distance of 283.73 feet to a point;

Thence South 67° 18' West a distance of 413.98 feet to a point;

Thence South 06° 44' West a distance of 206.40 feet to a point;

Thence South 19° 12' East a distace of 204.30 feet to a point;

Thence South 87° 53' East a distance of 169.40 feet to a point;

Thence South 65° 15' East a distance of 382.20 feet to a point;

Thence South 37° 14' East a distance of 4979.20 feet to the Point of Beginning.

The above described tract of land containing \$3.802 acres of ground more or less.

Tract 13B shall be described from a point, said point being a common corner of tract 12 and tract 13, block 54, San Elizario Grant, and also being in the center line of a paved road having a right of way of 25.0 feet on either side of said center line and being known as Island Road

(Farm Road #76);

Thence South 52° 41' West along said center line of road a distance of 630.60 feet to a point;

Thence North 36° 56' West a distance of 1452.30 feet to a point;

Thence North 37° 14' West a distance of 4406.60 feet to a point;

Thence North 33° 16' East a distance of 216.80 feet to a point;

Thence North 41° 48' East a distance of 311.20 feet to a point;

Thence North 57° 46! East a distance of 398.00 feet to a point;

Thence North 84° 31' East a distance of 16.48 feet to the Point of Beginning of the property to be described;

Thence North 84° 31' East a distance of 255.22 feet to a point;

Thence South 01° 27' West a distance of 217.80 feet to a point;

Thence South 67° 18' West a distance of 84.22 feet to a point;

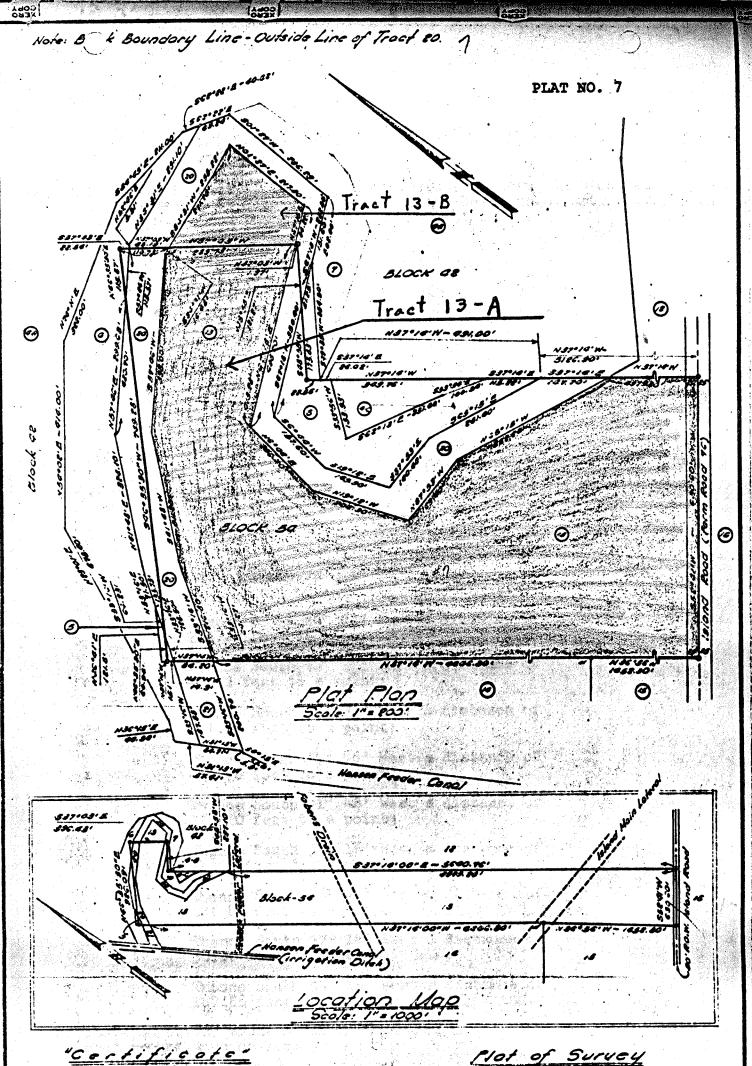
Thence North 37° 03' West a distance of 283.73 feet to the Point of Beginning;

The above described parcel of land containing 0.918 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company

R.P.E.



"This to certify that I em a Registered Professional Guil Engineer and that this map was prepared from field libra of an actual Survey made by me or under my direction and that it is true and correct to the best of my knowledge and belief."

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Tracts & Block & and partion
of Tracts & and 80 Block & A,
Son Clieoria Grant, Cl. PasaGunky
Texas

January 11, 1865

Bosil & Smith RAE

Seel Smills Engineering Co.

Tract 6, Block 42, San Elizario Grant, El Paso, County Texas.

Description of a tract of land, with an exception, being in Block 42, San Elizario Grant, El Paso County, Texas; and being more particularly described by metes and bounds as follows to wit;

From the point of beginning of the property to be described, said point being a common corner of tract 21, block 54, San Elizario Grant, and the most southerly corner of Tract 6, Block 42, also being the easterly right of way line of an irrigation canal known as "Hansen Feeder".;

Thence North 3P 13' West along the easterly right of way of "Hansen Feeder" irrigation canal a distance of 57.41 feet to a point;

Thence North 360 15' East a distance of 44.50 feet to a point;

Thence North 23° Ol East a distance of 478.40 feet to a point;

Thence North 540 02° East a distance of 414.00 feet to a point;

Thence North 740 11' East a distance of 322.00 feet to a point;

Thence South 840 45° East a distance of 211.00 feet to a point;

Thence South 620 22' East a distance of 40.42 feet to a point;

Thence South 840 31' West a distance of 291.10 feet to a point;

Thence South 570 46' West a distance of 420.70 feet to a point;

Thence South 41° 48' West a distance of 324.10 feet to a point;

Thence South 33° 16' West a distance of 71.50 feet to a point;

Thence South 46° 41° West a distance of 121.80 feet to a point;

Thence South 370 14 East a distance of 30.00 feet to a point;

Thence South 330 16' West a distance of 187.88 feet to the Point of Beginning.

The above described tract of land containing 2.962 acres of ground more or less.

Excepting that portion of tract 6, block 42, San Elizario Grant being more particularly described by metes and bounds as follows to wit;

Commencing at a point, said point being the most southerly corner of tract 6;

Thence North 31° 13° West along the easterly right of way of "Hansen Feeder" irrigation ditch a distance of 57.41 feet to a point;

Thence North 36° 15' East a distance of 44.50 feet to a point;

Thence North 23° Ol' East a distance of 478.40 feet to a point;

Thence North 54° 02° East a distance of 414.00 feet to a point;

Thence North 740 ll' East a distance of 322.00 feet to a point;

Thence South 84° 45° East a distance of 211.00 feet to a point;

Thence South 62° 22° East a distance to of 40.42 feet to a point;

Thence South 84° 31' West a distance of 291.10 feet to a point;

Thence South 57° 46' West a distance of 5.50 feet to a point;

Thence North 37° 03° West a distance of 22.54 feet to a point;

Thence South 46° 35° 30° West a distance of 115.87 feet to a point;

Thence South 57° 46' West a distance of 299/63 feet to a point;

Thence South 41° 48' West a distance of 324.10 feet to a point;

Thence South 33° 16' West a distance of 71.50 feet to a point;

Thence South 46° 41° West a distance of 121.80 feet to a point;

Thence South 37° 14' East a distance of 30.00 feet to a point;

Thence South 33° 16' West a distance of 187.88 feet to the Point of Beginning.

The above described parcel of land containing 2.932 acres of ground more or less.

January 13, 1965

Basil Smith Engineering Company

R.P.B.

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Tract 6, Block 42, San Elizario Grant, El Paso County, Texas.

This tract shall be now and hence forth separated into two tracts known as tract 6A and tract 6B and being more particularly described by metes and bounds as follows to wit;

Tract 6A shall commence from a Point of Beginning, said point being a common corner of tract 21, block 54, San Elizario Grant and the most southerly corner of tract 6 also being in the easterly right of way line of an irrigation canal known as "Hansen Feeder";

Thence North 31° 13° West along the easterly right of way of "Hansen Feeder" irrigation ditch a distance of 57.41 feet to a point;

Thence North 36° 15' East a distance of 44.50 feet to a point;

Thence North 23° Ol' East a distance of 478.40 feet to a point;

Thence North 54° 02' East a distance of 414.00 feet to a point;

Thence North 74° ll' East a distance of 322.00 feet to a point;

Thence South 84° 45' East a distance of 211.00 feet to a point;

Thence South 62° 22' East a distance of 40.42 feet to a point:

Thence South 84° 31' West a distance of 291.10 feet to a point;

Thence South 57° 46' West a distance of 5.50 feet to a point;

Thence North 37° 03' West a distance of 22.54 feet to a point;

Thence South 46° 35' 30" West a distance of 115.87 feet to a point;

Thence South 57° 46° West a distance of 299.63 feet to a point;

Thence South 41° 48' West a distance of 324.10 feet to a point;

Thence South 33° 16' West a distance of 71.50 feet to a point;

Thence South 46° 41' West a distance of 121.80 feet to a point;

Thence South 37° 14' East a distance of 30.00 feet to a point;

Thence South 33° 16' West a distance of 187.88 feet to the Point of Beginning.

The above described tract of land containing 2.932 acres of ground more or less.

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Tract 6B shall be described from a point, said point being the most southerly corner of tract 6;

Thence North 33° 16' East a distance of 387.88 feet to a point;

Thence North 41° 48° East a distance of 324.10 feet to a point;

Thence North 57° 46° East a distance of 299.63 feet to the Point of Beginning of the property to be described;

Thence North 46° 35° 30° East a distance of 115.87 feet to a point;

Thence South 37° 03° East a distance of 22.54 feet to a point;

Thence South 57° 46' West a distance of 115.57 feet to the Point of Beginning.

The above described parcel of land containing 0.030 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company

4 A. B. (2004)

R.P.E.

Tract 5, Block 54, San Elizario Grant El Paso County, Texas

Description of a tract of land with an exception, being in Block 42, San Elizario Grant, El Paso County, Texas, and being more particularly described as follows to wit;

From the point of beginning of the property to be described, said point being the most southerly point of tract 5 and being a common corner for tracts 20 and 21 in Block 54, San Elizario Grant and tracts 5 and 6 in Block 42, San Elizario Grant;

Thence North 37° 14' West a distance of 30.0 feet to a point;

Thence North 46° 41° East a distance of 121.80 feet to a point;

Thence South 33° 16' West a distance of 128.5 feet to the point of beginning.

The above described tract of land containing 0.042 acres of ground more or less.

Excepting that portion of tract 5, block 42, San Elizario Grant being more particularly described as follows to wit;

From a point, said point being the most southerly corner of tract 5, Block 42, San Elizario Grant;

Thence North 37° 14' West a distance of 14.9 feet to the point of beginning of the parcel to be described;

Thence North 37° 14' West a distance of 15.1 feet to a point;

Thence North 46° 41' East a distance of 121.8 feet to a point;

Thence South 33° 16° West a distance of 64.23 feet to a point;

Thence South 46° 35' 30" West a distance of 60.94 feet to the point of beginning.

The above described parcel of land containing 0.031 acres of ground more or less as shown on attached plat.

January 11, 1965

Basil Smith Engineering Company R.P.E.

Tract 5, Block 54, San Elizario Grant, El Paso County, Texas.

This tract shall be now and hence forth separated into two tracts known as Tract 5A and Tract 5B and being more particularly described by metes and bounds as follows to wit;

> Tract 5A shall be described from the Point of Beginning of the property, said point being the most southerly point of Tract 5 and being a common corner for tracts 20 and 21 in Block 54, San Elizario Grant, and tracts 5 and 6 in Block 42, San Elizario Grant;

Thence North 37° 14' West a distance of 14.9 feet to a point;

Thence North 46° 35° 30" East a distance of 60.94 feet to a point;

Thence South 33° 16' West a distance of 64.27 feet to the Point of Beginning.

The above described parcel of land containing 0.011 acre of ground more or less.

Tract 5B shall be described from a point, said point being the most southerly corner of tract 5, Block 42, San Elizario Grant;

Thence North 37° 14' West a distance of 14.9 feet to the Point of Beginning of the property to be described;

Thence North 37° 14' West a distance of 15.1 feet to a point;

Thence North 46° 41' East a distance of 121.8 feet to a point;

Thence South 33° 16' West a distance of 64.23 feet to a point;

Thence South 46° 35' 30" West a distance of 60.94 feet to the Point of Beginning.

The above described parcel of land containing 0.031 acres of ground more or less as shown on attached plat.

January 14, 1964

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Basil Smith Engineering Company R.P.E.

All of Tract 4C, a portion of Tracts 5, 6, and 8 Block 42, and a portion of Tracts 13 and 20 of Block 54, San Elizario Grant, El Paso County Texas.

Description of a parcel of land being in Tracts 4C, 5, 6, and 8 of Block 42, and Tracts 13 and 20 of Block 54 of San Elizario Grant, El Paso County, Texas, and being more particularly described by metes and bounds as follows to wit;

From a point, said point being a monument at the intersection of the center lines of a paved road known as Island Road (Farm to Market Road # 76) and a paved road known as Island Tornillo Road as shown on a plat of Block 54, San Elizario Grant and said point being the common corner of tracts 4A and 16 and also a point in the easterly line of tract 12, Block 54, San Elizario Grant;

Thence South 52° 41' West along the center line of paved road known as Island Road (Farm to Market # 76) a distance of 922.20 feet to the Point of Beginning of the property being described;

Thence South 52° 41' West along the Center line of Island Road (Farm to Market #76) a distance of 630.60 feet to a point;

Thence North 36° 56' West a distance of 25.00 feet to a point, said point being in the westerly right of way of Island Road (Farm to Market #76);

Thence North 36° 56' West a distance of 1427.30 feet to a point;

Thence North 37° 14' West a distance of 4505.90 feet to a point, said point being on the easterly edge of an unimproved gravel access road;

Thence North 46° 35° 30" East along the easterly edge of an unimproved gravel access road a distance of 926.09 feet to a point, said point being 20.70 feet to a point, said point being 20.70 feet southerly from a five foot high chain link fence and said point being the point of intersection of a curve to the right of mentioned easterly side of gravel road;

Thence South 37° 03° East along the coutherly edge of an unimproved gravel access road an parallel to and 20.70 feet southerly from a five foot high chain link fence a distance of 396.43 feet to a point;

Thence South 48° 58' West a distance of 297.10 feet to a point;

Thence South 37° 14' Bast a distance of 5615.76 feet to a point, said point being in the westerly right of way line of Island Road (Farm to Market #760;

Thence South 37° 14' East a distance of 25.00 feet to the Point of Beginning.

The above described parcel of land containing 88.4767 acres of ground more or less.

EXCEPTIONS FOR EASEMENTS

An easement 150.00 feet wide for an irrigation canal known as Island Main Lateral. Center line of Easement bearing in an easterly direction across tract 13 of Block 54, San Elizario Grant and being 1404.60 feet westerly along the southerly property line of Tract 13 from the southeasterly corner of tract 13, and said center line being 901.88 feet westerly along the northerly property line from the northeasterly corner of tract 13.

The above described easement containing 2.80 acres of ground more or less.

An easement 120.00 wide for a drainage ditch known as Fabens Drain. Center line of easement bearing in an northeasterly direction across tract 13 of Block 54, San Elizario Grant and said center line being 3478.00 feet westerly along the southerly property line from the southeasterly property corner of tract 13 and said center line being 3765.00 feet westerly along northerly property line from the northeasterly property corner of tract 13.

The above described easement containing 1.90 acres of ground more or less.

An easement 75.00 wide for an irrigation canal known as Hansen Feeder Lateral. Center line of easement bearing in an northeasterly direction across tract 13, Block 54 of San Elizrio Grant, and said center line being 4702.05 feet westerly along the southerly property line from the southeasterly property corner of tract 13, and said center line being 4739.08 feet westerly along the northerly property line from the northeasterly property corner of tract 13.

The above described easement containing 1.08 acres of ground more or less.

An easement for a roadway known as Island Road (Farm to Market #76) being in tract 13 of Block 54, San Elizrio Grant and more particularly described as follows to wit;

A strip of ground being 25.00 feet in width and being parallel to and lying westerly of the most easterly property line of said tract 13, bearing South 52° 41' West a distance of 630.60 feet.

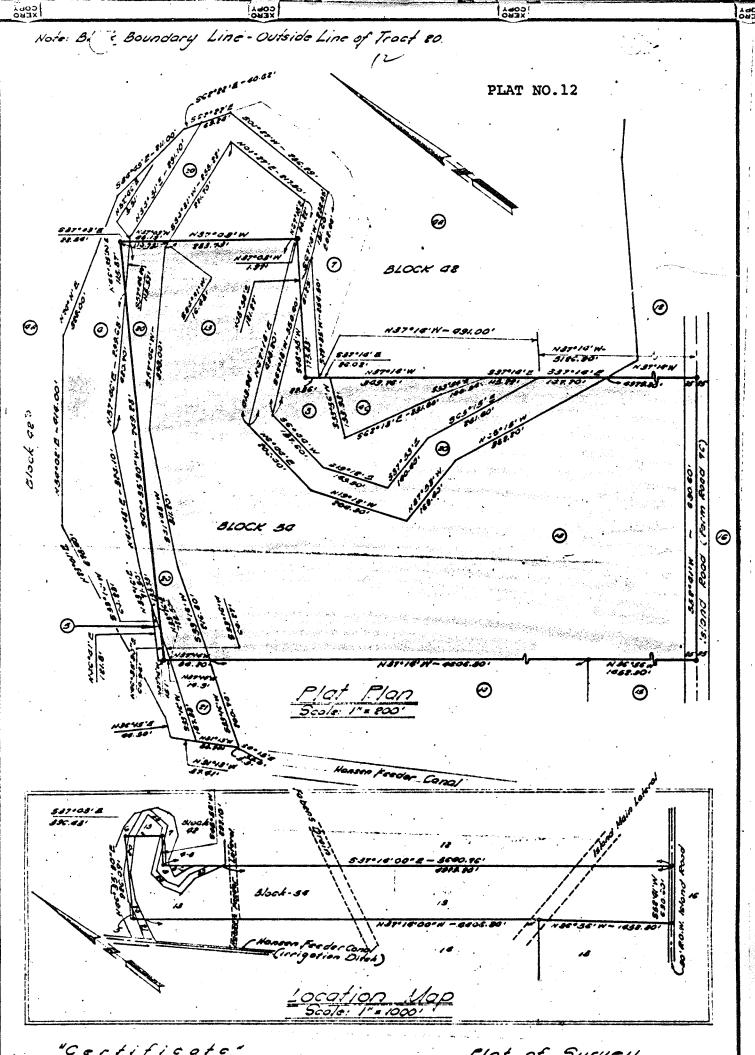
The above described parcel of land containing 0.36 acres of ground more or less.

December 18, 1964

Basil Smith Engineering Company

R.P.E.

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"Cortificate" s map was prepared from field Notes.

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of Tract 9-c and partion of classification of the second partion tracts 13 and 80 Black 59, of Tracts 13 and 80 Block 04, Son Llicoria Grant, 21 Paso Gunty Texas

Jonuary 11. 1965

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All of Tract 4C, and a portion of Tracts 5, 6, and 8, Block 42, and a portion of Tracts 13 and 20 of Block 54, San Elizario Grant, El Paso County, Texas.

Description of a parcel of a land being in Tracts 4C, 5, 6, and 8 of Block 42, and Tracts 13 and 20 of Block 54 of San Elizario Grant El Paso County, Texas, and being more particularly described by metes and bounds as follows to wit;

From a point, said point being a monument at the intersection of the center lines of a paved road known as Island Road (Farm to Market Road # 76) and a paved road known as Island Tornillo Road as shown on a plat of Block 54, San Elizario Grant and said point being the common corner of tracts 4A and 16 and also a point in the easterly line of tract 12, Block 54, San Elizario Grant;

Thence South 52° 41' West along the center line of a paved road known as Island Road (Farm to Market #76) a distance of 922.20 feet to the Point of Beginning of the property being described;

Thence South 52° 41' West along the Center line of Iland Road (Farm to Market #76) a distance of 630.60 feet to a point;

Thence North 36° 56' West a distance of 25.00 feet to a point, said point being in the westerly right of way of Island Road (Farm to Market #76);

Thence North 36° 56' West a distance of 1427.30 feet to a point;

Thence North 37° 14' West a distance of 4505.90 feet to a point, said point being on the east-erly edge of an unimproved gravel access road;

Thence North 46° 35' 30" East along the easterly edge of an unimproved gravel access road a distance of 926.09 feet to a point, said point being 20.70 feet to a point, said point being 20.70 feet southerly from a five foot high chain link fence and said point being the point of intersection of a curve to the right of mentioned easterly side of gravel road;

Thence South 37° 03' East along the southrly edge of an unimproved gravel access road an parallel to and 20.70 feet southerly from a five foot high chain link fence a distance of 396.43 feet to a point;

Thence South 48° 58' West a distance of 297.10 feet to a point;

Thence South 37° 14' East a distance of 5615.76 feet to a point, said point being in the westerly right of way line of Island Road (Farm to Market #76);

Thence South 37° 14' East a distance of 25.00 feet to the Point of Beginning.

The above described parcel of land containing 88.4767 acres of ground more or less.

EXCEPTION

That portion of the above described property being along the northwestly property line and more particularly described by metes and bounds as follows to wit:

From the southerly point of property, said point being on the center line of Island Road (Farm to Market #76);

Thence North 36° 56' West a distance of 25.00 feet to a point, said point being in the westerly right of way of Island Road (Farm to Market #76);

Thence North 36° 56' West a distance of 1427.30 feet to a point;

Thence North 37° 14' West a distance of 4505.90 feet to a Point of Beginning, said point being on the easterly edge of an unimproved gravel farm road;

Thence North 46° 35' 30" East along the easterly edge of an unimproved gravel farm road a distance of 926.09 feet to a point, said point being 20.70 feet southerly from a five foot high chain link fence and said point being the point of intersection of a curve to the right of mentioned easterly side of unimproved gravel farm road;

Thence South 37° 03' East along the southerly edge of an unimproved gravel farm road and parallel to and 20.70 feet satherly from a five foot high chain link fence, a distance of 3.00 feet to a point;

Thence South 46° 46' 30" West a distance of 925.72 feet to the Point of Beginning.

The above described exception containing 0.0312 acres of ground more j or less.

EXCEPTIONS FOR EASEMENTS

An easement 150.00 feet wide for an irrigation canal known as Island Main Lateral. Center line of Easement bearing in an easterly direction across tract 13 of Block 54, San Elizario Grant and being 1404.60 feet westerly along the southerly property line of Tract 13 from the southeasterly corner of tract 13, and said center line being 901.88 feet westerly along the northerly property line from the northeasterly corner of tract 13.

The above described easement containing 2.80 acres of ground more or less.

An easement 120.00 wide for a drainage ditch known as Fabens Drain. Center line of easement bearing in an northeasterly direction across tract 13 of Block 54, San Elizario Grant

and said center line being 3478.00 feet westerly along the southerly property line from the southeasterly property corner of tract 13 and said center line being 3765.00 feet westerly along northerly property line northeasterly property corner of tract 13.

The above described easement containing 1.90 acres of ground more or less.

An easement 75.00 feet wide for an irrigation canal known as Hansen Feeder Lateral. Center line of easement bearing in an northeasterly direction across tract 13, Block 54, of San Elizario Grant, and said center line being 4702.05 feet westerly along the southerly property line from the southeasterly property corner of tract 13, and said center line being 4739.08 feet westerly along the northerly property line from the northeasterly property corner of tract 13.

The above described easement containing 1.08 acres of ground more or less.

An easement for a roadway known as Island Road (Farm to Market #76) being in tract 13 of Block 54, San Elizario Grant and more particularly described as follows to wit;

A strip of ground being 25.00 feet in width and being parallel to and lying westerly of the most easterly property line of said tract 13, bearing South 52° 41' West a distance of 630.60 feet.

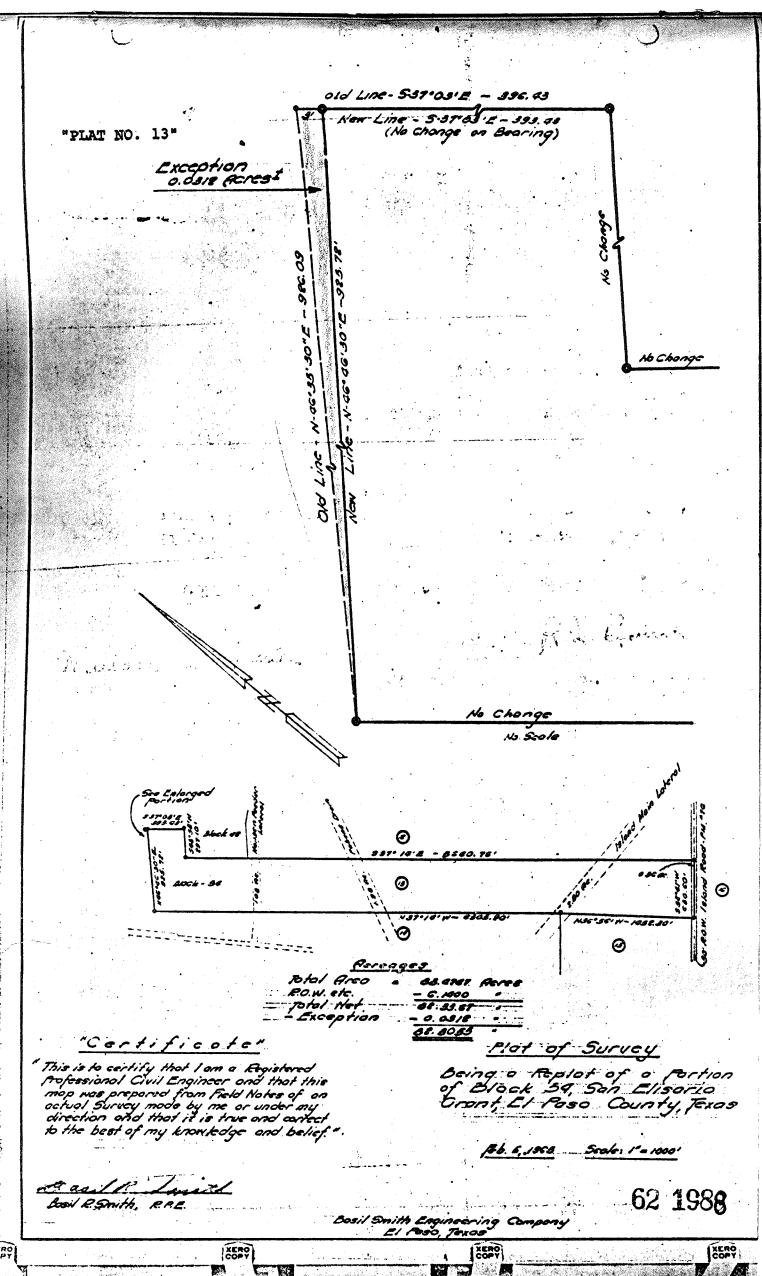
The above described parcel of land containing 0.36 acres of ground more or less.

TOTAL ACREAGE

Therefore, the total acres of ground described in this instrument contains a net total acreage of 82.3055 acres of ground more or less after exceptions.

Pebruary 5, 1965

Basil Smith Engineering Company R.P.E.



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the common boundary lines as set forth in accordance with the maps and plats and metes and bounds descriptions hereinbefore referred to, and particularly as set forth by metes and bounds and described in Plat No. 12 as Amended by Plat No. 13 shall be and hereafter constitute the common boundary lines between the parties, and that the corners and calls thereby and therein established shall be common to the parties insofar as their properties are bounded, and that this Agreement shall inure to and be binding upon the heirs, executors and assigns of the respective parties.

WITNESS our hands at El Paso, Texas, this 9th day of

February, A. D. 1965.

M. Marasovich (also known as

Steve Marasovich)

Maros, Individually and as Independent Executor of the Will and Estate of Eva Marasovich, Decess