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CARNES, ANDREW J., et. ux., Camello

QUITCLAIM DEED  
WEST DRAIN NO. 84

240  
0023-0050-0082-01

18-(82)

280

QUITCLAIM DEED

This Indenture, made the 18th day of January, in the year of our Lord, one thousand nine hundred and thirty-seven, between ANDREW J. GARNES AND CAMELLO GARNES, HIS WIFE, parties of the first part, and the United States of American, party of the second part, in pursuance of the provisions of the act of June 17, 1902 (32 Stat. 368), and acts amendatory thereof and supplementary thereto.

WITNESSETH: That the parties of the first part, for and in consideration of the allowance of credits in the sum of Eighty-four and no/100 (\$84.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said parties of the first part, pursuant to contract of December 20, 1929, between the said District and the United States, do by these premises demise, release, and forever quitclaim unto the said party of the second part, and to its successors and assigns, all th certain lot , piece , or parcel of land situated in the County of Dona Ana, and State of New Mexico, and bounded and particularly described as follows, to wit:

A tract of land lying and situate in Dona Ana County, New Mexico and in the Northwest quarter Northwest quarter (NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>) Section fifteen (15) and Northeast quarter Northeast quarter (NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>) Section sixteen (16), Township twenty-five (25) South, Range two (2) East, N.M.P.M., Bureau of Reclamation Survey; being also within the J.M.S. Baca Grant and tract numbered 3034, as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point on the northwesterly property line of the land of the grantors and from which point the Northeast Corner Section sixteen (16), Township twenty-five (25) South, Range two (2) East, N.M.P.M. bears North fifty degrees (50°) four minutes (04') seventeen seconds (17") East, three hundred three and one tenth (303.1) feet; thence South seventy-seven degrees (77°) forty-seven minutes (47') East three hundred ninety-six and four tenths (396.4) feet to a point on the southeasterly property line of the land of the grantors; thence along said southeasterly property line, South forty-seven degrees (47°) thirty-seven minutes (37') West, one hundred nine and one tenth (109.1) feet and South fifty-two degrees (52°) fifty-eight minutes (58') West forty-seven and six tenths (47.6) feet to a point from which the Southwest Corner Section fifteen (15), Township twenty-five (25) South, Range three (3) East, N.M.P.M. bears South no degrees (0°) sixteen minutes 16') twenty-four seconds (24") West, five thousand one hundred thirty-five and no tenths (5135.0) feet; thence North seventy-seven degrees (77°) forty-seven minutes (47') West four hundred nine and eight tenths (409.8) feet to a point on the northwesterly property line of the land of the grantors; thence along said northwesterly property line, North fifty-two degrees (52°) fifty-two minutes 52') East one hundred forty-eight and two tenths (148.2) feet and North fifty-three degrees (53°) fifty-six minutes (56') East sixteen and eight tenths (16.8) feet to the place of beginning. Said tract containing one and two tenths (1.2) acres, more or less. All as shown on plat attached hereto and made a part hereof.

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

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

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

Signed, sealed, and delivered in the presence of -

\_\_\_\_\_

(Sgd) Andrew J. Garnes

(L.S.)

\_\_\_\_\_

(Sgd) Camello Garnes

(L.S.)

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) ss

On this 18th day of January, 1937, before me personally appeared ANDREW J. CARNES AND CAMELLO CARNES, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

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

My commission expires: July 23, 1937.

(SEAL)

(Sgd) Flora Kauffman  
Notary Public in and for Riverside  
County, California.

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) ss

I, D. C. CLAYTON, Clerk of the Superior Court of the State of California, in and for the County of Riverside, the said Court being a Court of Law and Record and having a Seal, do by these presents certify that FLORA KAUFFMAN before whom the foregoing acknowledgment was taken and who has thereunto in her own proper handwriting subscribed her name, was at the time and is now a Notary Public in and for the State of California resident of said County of Riverside aforesaid, duly commissioned and sworn, and authorized by law to take acknowledgments of deeds, etc., administer oaths, etc., to all whose acts as such, due faith and credit will and of right ought to be given throughout the United States and elsewhere; and further that said instrument is executed in accordance with the laws of the State of California, and that I am acquainted with her signature and believe the same to be genuine.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office this 18th day of January A. D. 1937.

(Sgd) D. C. Clayton  
Clerk of the Superior Court of the State of California, in and  
for the County of Riverside.

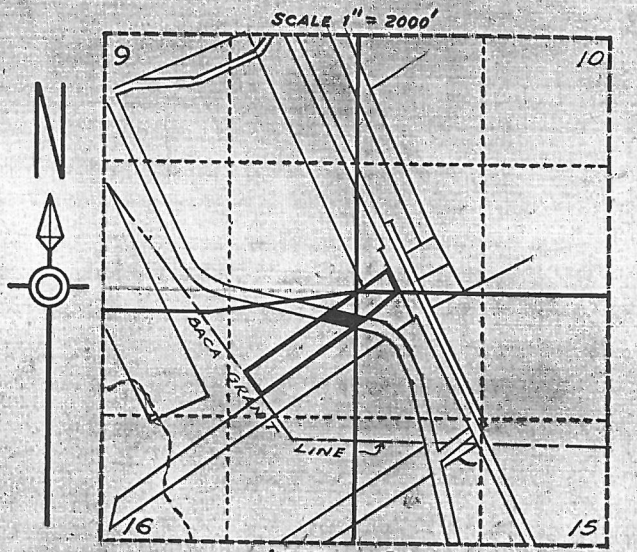
STATE OF NEW MEXICO )  
COUNTY OF DONA ANA ) ss.

I hereby certify that this instrument was filed for record on the 7  
day of May A.D. 19 37, at 10 o'clock, a. and duly  
recorded in Book 85-A, Page 262-263, of the Records of Deeds  
and Mortgages of said County.

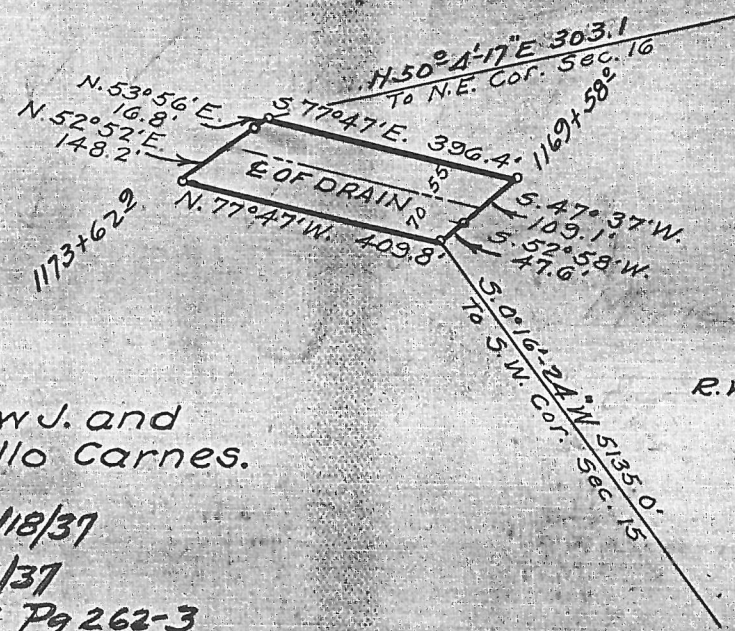
(SEAL)

E. L. Apodaca  
County Clerk and Ex-officio Recorder  
F. C. Lopez  
Deputy.





LOCATION PLAT  
S. 15, 16., T. 25 S., R. 2 E., N.M.P.M.  
U.S.R.S. SURVEY  
DONA ANA COUNTY, N.M.  
COUNTY PLAT No. 3034  
J.M.S. BACA GRANT



R.W. AREA = 1.2 A.

Andrew J. and  
Camello Carnes.

Q.C.D. 1/18/37  
Rec 5/7/37  
BK 85A Pg 262-3

Constructed Nov. 1918

SCALE 1" = 300' 84

DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION RIO GRANDE PROJECT-NEW MEXICO-TEXAS ELEPHANT BUTTE DISTRICT WEST DRAIN RIGHT OF WAY	
FIELD WORK J.R.	CHECKED G.W.H.
DRAWN S.H.C.-A.M.	APPROVED A.W.B.
1109-L-18	EL PASO, TEX. 10/24/30

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas April 6, 1937

From Superintendent

To District Counsel

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

1. For your consideration, there is transmitted herewith, deed dated January 18, 1937, 1937, from Andrew J. & Camello Carnes conveying 1.2 acres of land, in Sec. 15, 16, Twp. 25 S Range 2 E Dona Ana County, Plat No. 3034, Right of Way Plat No. 84, West Drain Drain, together with certificate of officials of the Elephant Butte Irrigation District dated January 21, 1937, under the provisions of contract dated December 20, 1929, between said District and the United States.

L. R. Flock

Superintendent

To Superintendent

El Paso, Texas, APR 22 1937

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

H. J. S. Devries

District Counsel

To The Commissioner

El Paso, Texas, NOV 18 1937

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

L. R. Flock

Superintendent.

CC - Chief Engineer  
with enclosure.

Co. Plat No. 3034

West

Drain

No. 84

## ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

January 21, 1937CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from Andrew J. & Camello Carnes conveying 1.2 acres of land in Section 15,16 Township 25 S Range 2 E to The UNITED STATES for drain right of way, and on account of which the District has fixed credit on assessments to be allowed the said grantor in the total sum of \$ 84.00 of which amount a credit of \$                      has already been allowed by the District to the said landowner on assessments for the year                      pursuant to contract between the District and the United States dated                     .

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

ELEPHANT BUTTE IRRIGATION DISTRICT

By *[Signature]*

President.

ATTEST:

*[Signature]*  
Secretary.

(SEAL)

Co. Plat No. 2034

West

Drain

84

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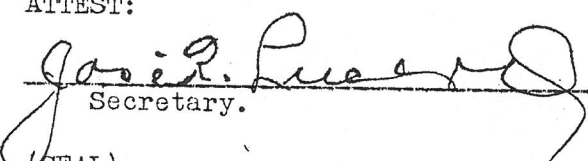
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ELEPHANT BUTTE IRRIGATION DISTRICT

By

President.

ATTEST:

  
 Secretary.

(SEAL)