

HANKS, PAUL., et. ux., Wardell CUTCLAIM DEED WEST DRAIN NO. 50

240

0623-60-0031-00

59

# QUITCLAIM DEED

THIS INDENTURE, made the 4th day of February, in the year of our Lord, one thousand nine hundred and 37, between

Paul Hanks and Wardell Hanks, his wife

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

WITNESSETH: That the part les of the first part, for and in consideration of the allowance of credits in the sum of Forty four and 40/100 Dollars (\$ 44.40) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part les 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 Southeast quarter (SE<sup>1</sup>/<sub>4</sub>) Section thirty (30), Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refuge Colony Grant and tract numbered 2515 as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point which is the most southerly corner of the land of the grantors and from which point the Southeast Corner Section thirty (30), Township twenty-six (26) South, Range three (3) East, N.M.P.M., bears South seventy-four degrees (74°) thirty-nine minutes (39') thirty seconds (30") East, two thousand three hundred eighty and four tenths (2380.4) feet; thence North twenty-five degrees (25°) forty-eight minutes (48') West along the westerly property line of the land of the grantors, six hundred sixty-one and three tenths (661.3) feet to a point which is the most westerly corner of the land of the grantors and from which point the Northeast Corner Section thirty (30), Township twenty-six (26) South, Range three (3) East, N.M.P.M., bears North thirty-two degrees (32°) twenty-minutes (20') Fifty seconds (50") East, four thousand eight hundred eight and no tenths (4808.0) feet; thence North seventy-three degrees (73°) fifty minutes (50') East along the northerly property line of the land of the grantors, sixty-one and one tenth (61.1) feet; thence South eighteen degrees (18°) forty minutes (40') East, seventy-five and no tenth (75.0) feet; thence to the left along a curve having a radius of one thousand eight hundred forty-nine and nine tenths (1849.9) feet; a distance of two hundred fifty-two and nine tenths (252.9) feet; thence South twenty-six degrees (26°) thirty minutes (30') East three hundred twenty-five and three tenths (325.3) feet to a point on the southerly property line of the land of the grantors; thence South sixty-five degrees (65°) forty-one minutes (41') West along said southerly property line forty and six tenths (40.6) feet to the place of beginning. Said tract containing sixty-two hundredths (0.62) acres, more or less. Curve distances based on the arc. 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 part les of the first part ha ve hereunto set their hand and seal the day and year first above written.

Signed, sealed, and delivered in the presence of—

Paul Hanks [L. S.]

Wardell Hanks [L. S.]

[L. S.]



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

On this 4th day of February, 1937, before me personally appeared  
Paul Hanks and Wardell Hanks, his wife

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

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

Chas. F. O'Hara

Notary Public in and for Dona Ana County.

My commission expires 12-23-1940

### PARTIAL RELEASE OF LIEN

KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain  
mortgage dated June 2, 1936, and recorded at Page 451, Book 84,  
(Mortgage or other lien) mortgage Records of Dona Ana County, New Mexico, ha released and  
do hereby release the said mortgage insofar as the same pertains to the parcel  
(Mortgage or other lien)  
or tract of land described in the above and foregoing quitclaim deed, and authorize said lien to be released and satis-  
fied of record to that extent, provided, however, that said mortgage shall in all other  
(Mortgage or other lien)  
respects remain in full force and effect.

WITNESS (my, our) hand(s) and seal(s) this 8 day of December, 1936

Adelaide Dampiere Hale

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

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

Notary Public in and for Dona Ana County.

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

~~CALIFORNIA~~  
~~STATE OF NEW MEXICO~~  
~~COUNTY OF DONA ANA~~  
Los Angeles } ss:

On this 10th day of December, 1936, before me personally appeared \_\_\_\_\_

Adelaide Dampiere Hale

to me known to be the person described in and who executed the foregoing Partial release of lien  
(Quitclaim deed or partial release of lien)  
and acknowledged that she executed the same as her 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.  
(SEAL)

Edna M. Tilton

Notary Public in and for Donor Ana County  
Los Angeles

My commission expires July 20, 1940

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. 1937, at 10 o'clock, a.m., and duly recorded in Book 85-A, Page 276-279, of the  
Records of Deeds and Mortgages of said County.

S. L. Apodaca

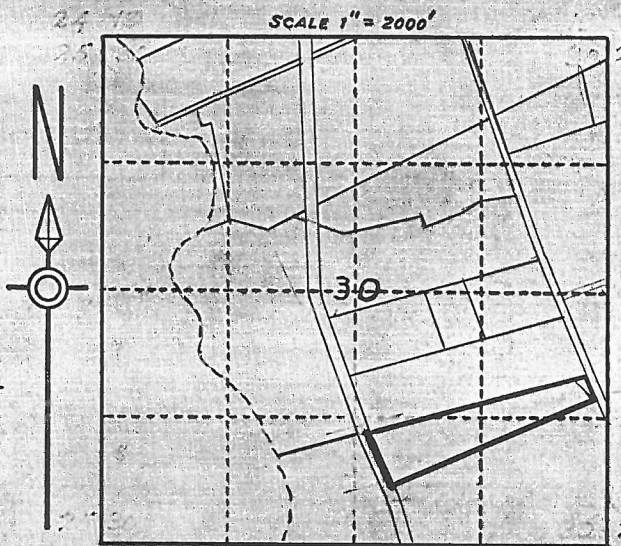
County Clerk and Ex-officio Recorder.

(SEAL)

F. C. Lopez

Deputy.

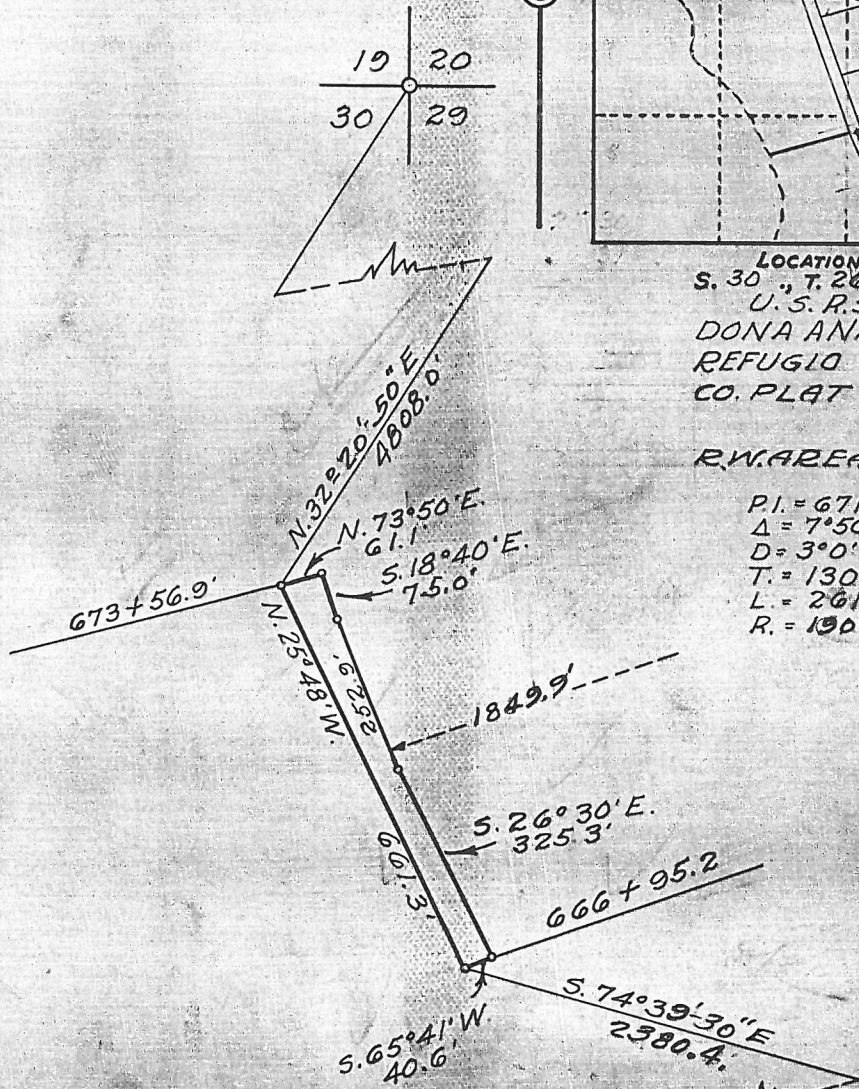




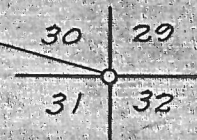
LOCATION PLAT  
S. 30 " T. 26 S., R. 3 E., N.M.P.M.  
U.S. R.S. SURVEY  
DONA ANA COUNTY, N.M.  
REFUGIO COLONY GRANT  
CO. PLAT # 2815

R.W. AREA = 0.624.

P.I. = 671 + 49.0  
 $\Delta = 7^\circ 50'$   
D = 3' 0"  
T = 130.8  
L = 261.1 ON ARC  
R = 1009.9'



Paul and Wardell Hanks.  
Q.C.D. 5/7/37  
Rec 5/7/37  
BK 85 A Pg 278-9



SCALE 1" = 300' 50

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.A.M. APPROVED A.W.B.

Constructed Apr. 1920

50

1109-L-18 EL PASO, TEX. 10/6/30



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 February 4, 1937, from Paul Hanks & his wife, Wardell Hanks conveying 0.62 acres of land, in Sec. 30, Twp. 26 S Range 3 E Dona Ana County, Plat No. 1833, Right of Way Plat No. 30, West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated February 18, 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. Davies

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.



## ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

February 18, 1937

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quitclaim deed from  
Paul Hanks & Wardell Hanks, his wife Conveying 0.62  
 acres of land in Section 30 Township 26 S Range 3 E  
 Dona Ana County Plat No. 1833 ~~xx28182~~ Right of Way Plat No. 50,  
West Drain 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 \$ 44.40  
 of which amount a credit of \$ \_\_\_\_\_ has already been  
 allowed by the District to the said landowner on assessments for the  
 year \_\_\_\_\_ pursuant to contract between the District and the United  
 States dated December 20, 1929.

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

ELEPHANT BUTTE IRRIGATION DISTRICT

By

President.

ATTEST:

Secretary.

(SEAL)