

D. HAYNER, F.M.

QUITCHAIN DEED

WEST DRAIN (240)

0023-0050-0077-00

780.

#27616

F.M. Hayner

West 78
78

QUITCLAIM DEED

STAT.

This Indenture, made the 18th day of July, in the year of our Lord, one thousand nine hundred and forty, between F. M. Hayner, a widower

part 4 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 4 of the first part, for and in consideration of the allowance of credits in the sum of One hundred seventy one and 15/100 Dollars (\$ 171.15) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part 4 of the first part, and contract of August 30, 1939 pursuant to contract of Dec. 20, 1929, between the said District and the United States, do by these premises demise, release, and forever quitclaim unto the said party of the second part, and to its successors and assigns, all that certain lot, piece, or parcel of land situated in the County of Dona Ana, and State of New Mexico, and bounded and particularly described as follows, to wit:

A tract of land lying and situate in Dona Ana County, New Mexico and in the North half (N $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) and the Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section fifteen (15) Township twenty-five (25) South, Range two (2) East N.M.P.M., Bureau of Reclamation Survey, being also within Tract numbered 1397 as shown on Dona Ana County, New Mexico, Plat Book, more particularly described as follows:

Beginning at a point on the north property line of the land of the grantors and from which point the Northwest corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East N.M.P.M., Bureau of Reclamation Survey bears North twenty-three degrees (23°) thirty-eight minutes (38') forty seconds (40") West two thousand sixty-one and four tenths (2061.4) feet; thence along said property line South eighty-six degrees (86°) East one hundred thirty-seven (137) feet; thence South fourteen degrees (14°) twenty minutes (20') East four hundred fifty-one and one tenth (451.1) feet; thence North eighty-nine degrees (89°) thirty-five minutes (35') East five and two tenths (5.2) feet; thence South fourteen degrees (14°) twenty minutes (20') East four hundred seventy and five tenths (470.5) feet; thence to the left along a curve of eight hundred ninety-nine and nine tenths (899.9) feet radius a distance on the arc of two hundred fifty-six and three tenths (256.3) feet; thence South thirty degrees (30°) thirty-nine minutes (39') East two hundred fifty-nine and five tenths (259.5) feet to an easterly property line of the land of the grantors; thence along said property line South no degrees (0°) twenty-one minutes (21') East two hundred sixty-seven and six tenths (267.6) feet to a point from which the Southwest corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East N.M.P.M., Bureau of Reclamation Survey bears South thirty-five degrees (35°) twenty minutes (20') Ten seconds (10") West two thousand four hundred forty-nine and two tenths (2449.2) feet; thence North thirty degrees (30°) thirty-nine minutes (39') West four hundred ninety and five tenths (490.5) feet; thence to the right along a curve of one thousand thirty-four and nine tenths (1034.9) feet radius a distance on the arc of two hundred ninety-four and seven tenths (294.7) feet; thence North fourteen degrees (14°) twenty minutes (20') West nine hundred sixty-five and nine tenths (965.9) feet to the point of beginning. Said tract of land containing four and eighty-nine hundredths (4.89) 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 part 4 of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of—

[Signature] (L. S.)
____ (L. S.)
____ (L. S.)

Correct as to Engr. Data

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

On this 18th day of July, 1940, before me personally appeared
F. M. Hayner, a widower
to me known to be the person described in and who executed the foregoing instrument, and acknowledged that
he executed the same as his 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 April 5, 1944

Notary Public in and for Dona Ana County.

My commission expires April 5, 1944

PARTIAL RELEASE OF LIEN

Know all men by these presents, That the undersigned owner (s) and holder (s) of that certain
Mortgage dated May 11, 1934, and recorded at Page 97, Book 51
(Mortgage or other lien)
Mortgage Records of Dona Ana County, New Mexico, has released and
do es 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
satisfied 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 9th day of September, 1940

ATTEST:

THE FEDERAL LAND BANK OF WICHITA, Wichita, Kansas,
a corporation;

J. A. Carrico, Ass't. Secretary

By

C. R. Kurt, Vice President

STATE OF ~~NEW MEXICO~~ Kansas }
COUNTY OF ~~DONA ANA~~ Sedgwick } SS:

On this 9th day of September, 1940, before me appeared C. R. Kurt
to me personally known, who being by me duly sworn did say that he is the Vice President
(Such as president or other officer)
of The Federal Land Bank of Wichita, Wichita, Kansas, a corporation,
(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
C. R. Kurt acknowledges said instrument to be the free act and deed of said corporation.

My commission expires November 23, 1940

Notary Public in and for ~~Dona Ana~~ Sedgwick County.

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

On this day of 19, before me personally appeared

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

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this cer-
tificate first above written.

Notary Public in and for Dona Ana County.

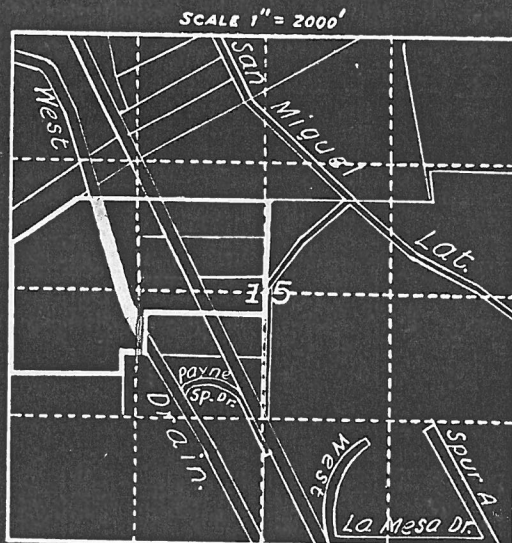
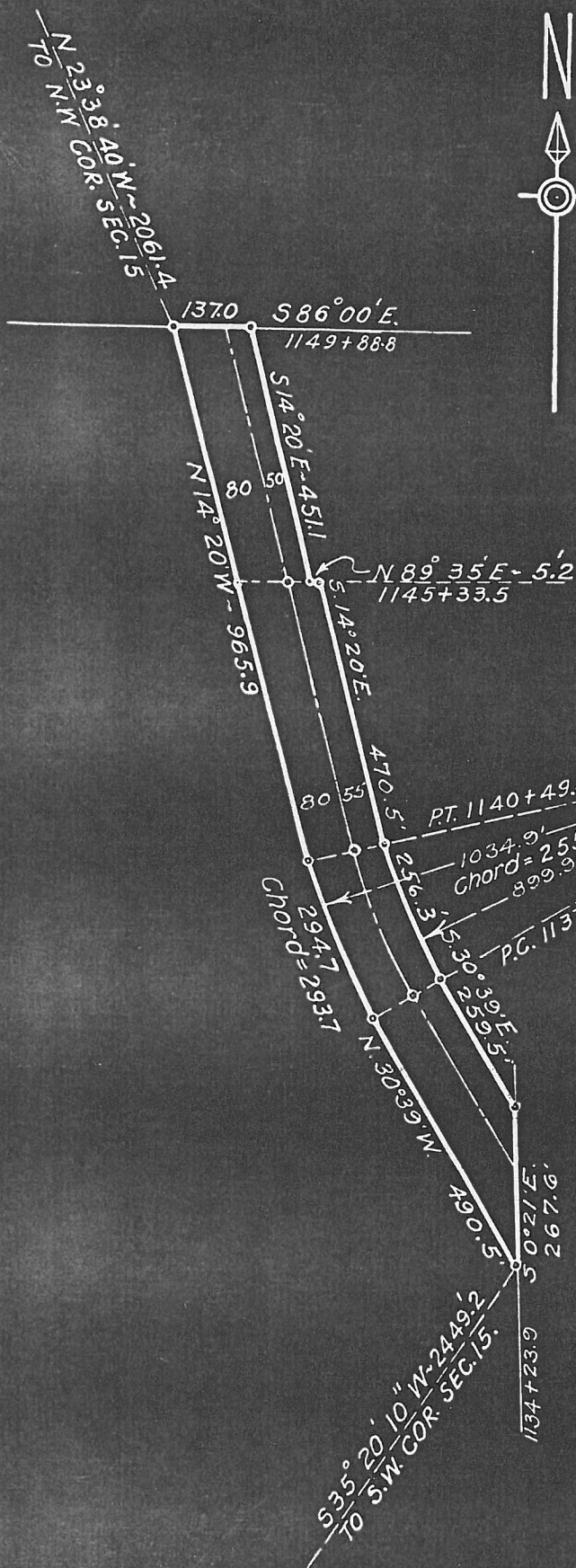
My commission expires

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

I hereby certify that this instrument was filed for record on the 7th day of November
A. D. 1940, at 4:17 o'clock, P. M., and duly recorded in Book 856, Page 75, of the
Records of Deeds and Mortgages of said County.

County Clerk and Ex-Officio Recorder.

Deputy.



LOCATION PLAT
S. 15., T. 25S., R. 2E., N.M.P.M.
U.S.R.S. SURVEY
DONA ANA COUNTY, N.M.
COUNTY PLAT No. 1397
S $\frac{1}{2}$ NW $\frac{1}{4}$ ENT-11-26-90 PAT-11-23-91
N $\frac{1}{2}$ SW $\frac{1}{4}$ ENT- 2-11-03 PAT 12-3-08

R.W. AREA = 4.89 AC.

P.I. = 1139+14.4
 Δ = 16° 19'
D = 6° 0'
T = 136.9'
L = 271.9'
R = 954.9'
C = ON ARC.

Constructed Nov. 1918

SCALE 1" = 300' 78.

DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION RIO GRANDE PROJECT-NEW MEXICO-TEXAS ELEPHANT BUTTE DISTRICT WEST DRAIN RIGHT OF WAY	
FIELD WORK <u>S.R.</u>	CHECKED <u>G.W.H. JRP.</u>
DRAWN <u>S.H.C. A.M.</u>	APPROVED <u>A.W.B.</u>
1109-L-18	EL PASO, TEX. 10/24/34

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

430.
734.
RIO GRANDE
TRANSFER CASE

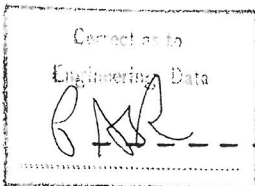
El Paso, Texas Oct. 8, 1940

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 July 18, 1940, from F. M. Hayner, a widower conveying 4.89 acres of land, in Sec. 15, Twp 25 S, Range 2 E Dona Ana County, Plat No. 1397, Right of Way Plat No. 78, West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated July 22, 1940, under the provisions of contract dated December 20, 1929, between said District and the United States.



G. D. Rock
Superintendent

To Superintendent

El Paso, Texas OCT 30 1940

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.

A. J. Danner
District Counsel

To The Commissioner

El Paso, Texas JUN 2 1941

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

G. D. Rock
Superintendent

CC- Chief Engineer
with enclosure

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

July 22, 1940CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from
F. M. Hayner, a widower
conveying 4.89 acres of land in Section 15, 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 \$ 171.15,
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 and August 30, 1939

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 Arthur Starr
President

ATTEST:

D. A. Lowery
Secretary

(SEAL)