

RUSSELL, S. N., et. ux., Cora F. QUITCLAIM DEED WEST DRAIN NO. 6

(240)

0023-0046-0080-00

38/780

QUITCLAIM DEED

THIS INDENTURE, made the 19th day of August, 1933, in the year of our Lord, one thousand nine hundred and thirty-seven, between S. H. Russell and
Corra F. Russell, his wife

part 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 100 of the first part, for and in consideration of the allowance of credits in the sum of Sixty-seven & 20/100 Dollars (\$ 67.20) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part 100 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 100 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 Northeast quarter (NE¹/₄) of the Northeast quarter (NE¹/₄) of Section twenty-seven (27) and the Northwest quarter (NW¹/₄) of the Northwest quarter (NW¹/₄) of Section twenty-six (26), Township twenty-eight (28) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Santa Teresa Grant and tract numbered two thousand seven hundred and ninety-eight (2798), 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, from which point the Southeast (SE) corner of Section twenty-seven (27), Township twenty-eight (28) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears South four degrees (4°) one minute (01') thirty-seven seconds (37") East, four thousand three hundred ninety-four and no-tenths (4394.0) feet; thence along said property line, East seventy-one and two-tenths (71.2) feet to the boundary line between the States of New Mexico and Texas; thence along said boundary line South forty-three degrees (43°) fifty-four minutes (54') forty-two seconds (42") East, three hundred twenty-one and seven-tenths (321.7) feet to boundary monument No. 73; thence along said boundary line, South fifty-one degrees (51°) nine minutes (09') thirty-six seconds (36") East, three hundred eighty-one and no-tenths (381.0) feet to a point on the north right of way line of a county road, from which point the Northwest (NW) corner of Section twenty-six (26), Township twenty-eight (28) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey bears North eleven degrees (11°) forty-one minutes (41') fifty seconds (50") East, one thousand three hundred ninety-three and one-tenth (1393.1) feet; thence along said right of way line, South eighty-nine degrees (89°) fifty-six minutes (56") West, one hundred thirty-eight and five-tenths (138.5) feet; thence North forty-three degrees (43°) fifty-two minutes (52") West, six hundred fifty-three and one-tenth (653.1) feet to the point of beginning. Said tract of land containing ninety-six hundredths (0.96) acre, 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 100 of the first part ha to hereunto set their hand and seal the day and year first above written.

Signed, sealed, and delivered in the presence of—

S. H. Russell

Corra F. Russell

[L. S.]

[L. S.]

[L. S.]

Correct as to Engr. Data

STATE OF NEW MEXICO }
COUNTY ON DONA ANA } ss:
On this 19th day of August, 1937, before me personally appeared S. N. Russell and Cora F. Russell, 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.
E. B. Phillips
Notary Public in and for Dona Ana County.
My commission expires April 7, 1940

PARTIAL RELEASE OF LIEN

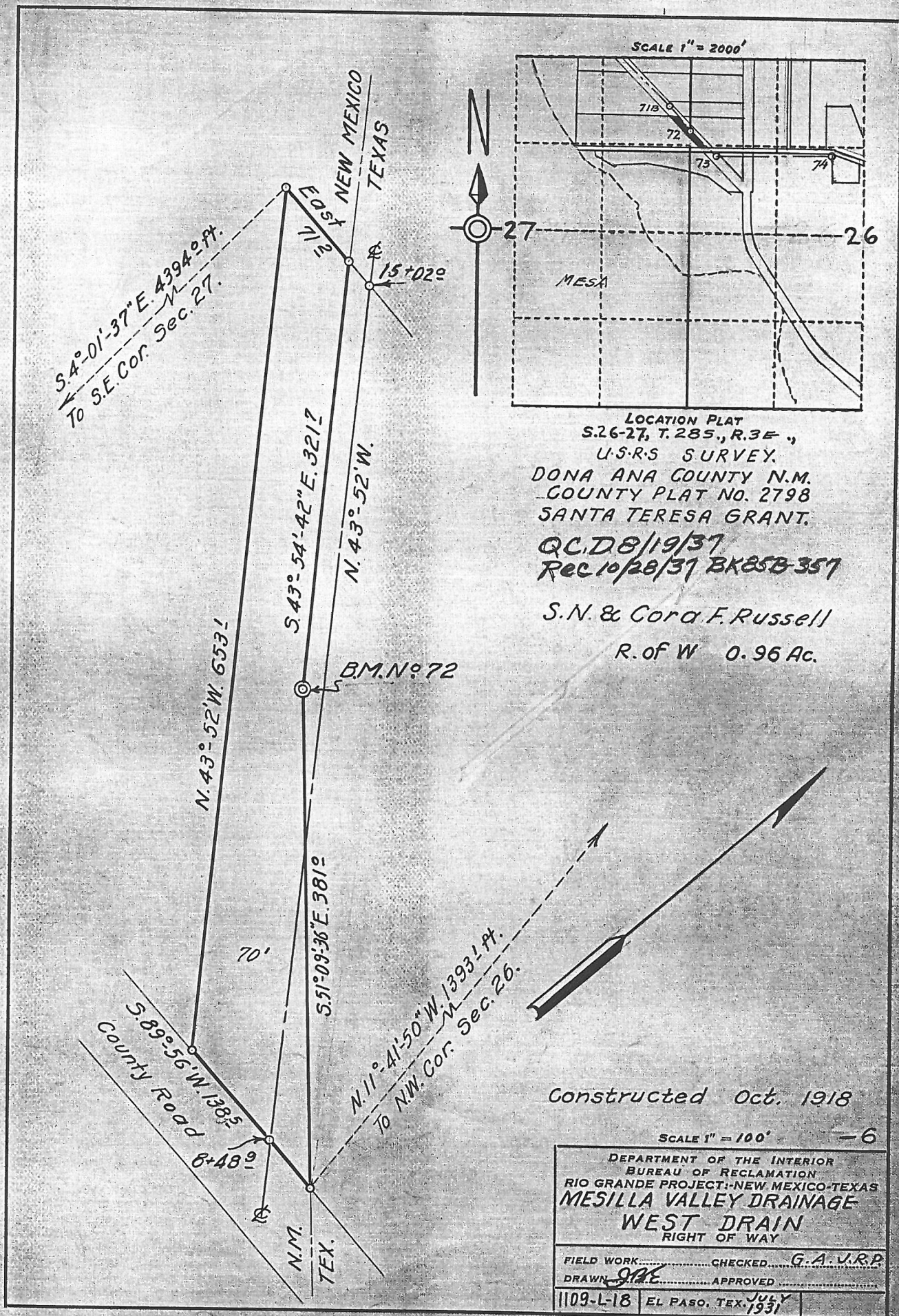
KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain (Mortgage or other lien) dated , 19 , and recorded at Page , Book , Records of Dona Ana County, New Mexico, ha released and do hereby release the said (Mortgage or other lien) insofar as the same pertains to the parcel 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 or other lien) shall in all other respects remain in full force and effect.

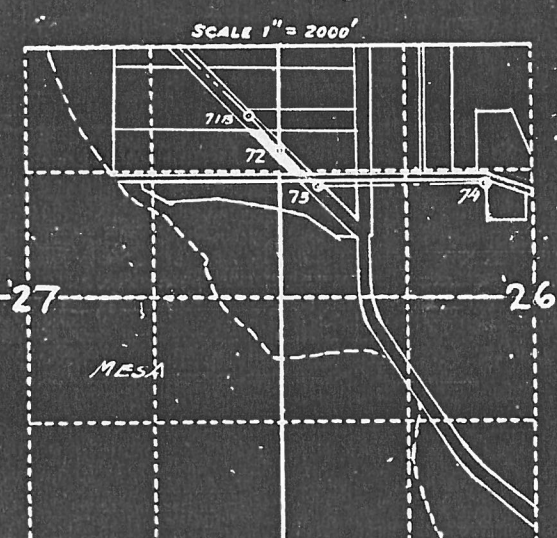
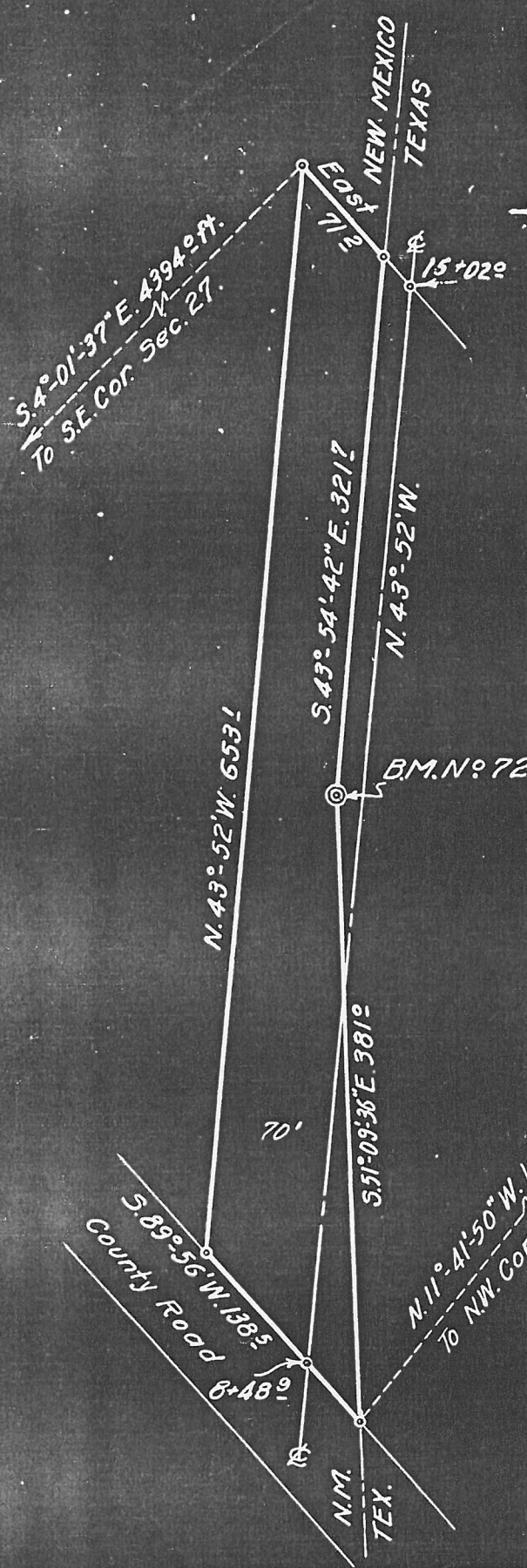
WITNESS (my, our) hand(s) and seal(s) this day of , 19

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

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 certificate 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 28th day of October A. D. 1937, at 9 o'clock, A. m., and duly recorded in Book 85-B, Page 357, of the Records of Deeds and Mortgages of said County.
#2454
S. L. Apodaca
County Clerk and Ex-officio Recorder.
F C Lopez
Deputy.





SCALE 1" = 2000'

LOCATION PLAT
S. 26-27, T. 28 S., R. 3 E.,
U.S.R.S. SURVEY.
DONA ANA COUNTY N.M.
COUNTY PLAT NO. 2798
SANTA TERESA GRANT.

S.N. & Cora F. Russell
R. of W 0.96 Ac.

Constructed Oct. 1918

SCALE 1" = 100' -6

DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION RIO GRANDE PROJECT-NEW MEXICO-TEXAS MESILLA VALLEY DRAINAGE WEST DRAIN RIGHT OF WAY	
FIELD WORK.....	CHECKED..... G.A. J.R.P.
DRAWN..... JAE	APPROVED.....
1109-L-18	EL PASO, TEX. JULY 1931

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas

Sept. 10, 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.

For your consideration, there is transmitted herewith, deed dated August 1937, 1937, from S. H. Russell and Cora F. Russell, conveying 0.96 acres of land, in Sec. 26, 27, Twp. 23 S, Range 3 E, Dona Ana County, Plat No. 2758, Right of Way Plat No. -6, West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated August 19, 1937, 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, OCT -7 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.

E. J. A. DEVERIS

District Counsel

To The Commissioner

El Paso, Texas, JAN 22 1938

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

Las Cruces, New Mexico

August 19, 1937

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from S. N. Russell and Cora F. Russell conveying 0.95 acres of land in Section 26, 27, Township 20 N, Range 3 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 \$ 67.20, 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 [Signature]
President

ATTEST:

[Signature]
Secretary
(SEAL)

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

August 19, 1937

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

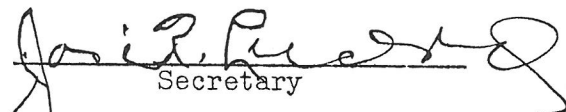
1. Reference is made to the accompanying quit claim deed from G. H. Russell and Core F. Russell conveying 0.26 acres of land in Section 26, 27, Township 23 S, Range 3 E, to The United States for drain right-of-way, and on account of which the District has fixed credit on assessments to be allowed the said grantor in the total sum of \$ 67.20, 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)

West Drain, Plat # - 6

A tract of land lying and situate in Dona County, New Mexico, and in the N.E. 1/4 of the N.E. 1/4 of sec. 27, and the N.W. 1/4 of the N.W. 1/4 of sec 26, T 28 S. R. 3 E. 7 M. 11. Bureau of Reclamation Survey, being also within the Santa Teresa Grant and plat numbered 2998 as shown on Dona 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, from which point the S.E. corner of sec. 27, T 28 S. R. 3 E. 7 M. 11, Bureau of Reclamation Survey bears $S 4^{\circ} 01' 37''$ E. 4394.0 feet; thence along said property line, East 71.2 feet to the boundary line between the States of New Mexico and Texas, thence along said boundary line $S 43^{\circ} 54' 42''$ E.

321.7 feet to boundary monument No. 72. Thence along said boundary line, $S 51^{\circ} 09' 36''$ E 381.0 feet to a point on the north right of way line of a county road, (over