

SOMMERVILLE, M. L., et. ux., Blanche

QUITCLAIM DEED

WEST DRAIN NO. 49

240

0023-0059-0032-00

QUITCLAIM DEED

THIS INDENTURE, made the 5th day of September, in the year of our Lord, one thousand nine hundred and thirty-nine, between M. L. Sommerville and Blanche Sommerville, his wife

part 1es 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 1es of the first part, for and in consideration of the allowance of credits in the sum of One hundred and eighty-nine and no/100 Dollars (\$ 189.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part 1es 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^{at} 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 South half, Section thirty (30), and the Northeast quarter (NE¹/₄) Section thirty-one (31), Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refugio Colony Grant and tract numbered 1835 as shown on Dona Ana County, 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 Northwest Corner Section thirty-one (31), Township twenty-six (26) South, Range three (3) East, N.M.P.M., bears North seventy-seven degrees (77°) twenty-four minutes (24') West, three thousand four hundred twenty-nine and eight tenths (3429.8) feet; thence South seventy-nine degrees (79°) thirty-seven minutes (37') West along the southerly property line of the land of the grantors fifty-three and one tenth (53.1) feet; thence North fifteen degrees (15°) fifty minutes (50') West, four hundred forty-six and four tenths (446.4) feet; thence to the left along a curve having a radius of two thousand seven hundred ninety-four and eight tenths (2794.8) feet; a distance of five hundred twenty and three tenths (520.3) feet; thence North twenty-six degrees (26°) thirty minutes (30') West, six hundred twenty-seven and four tenths (627.4) feet; thence to the right along a curve having a radius of one thousand nine hundred seventy-nine and nine tenths (1979.9) feet; a distance of two hundred seventy and seven tenths (270.7) feet; thence North eighteen degrees (18°) forty minutes (40') West eighty and seven tenths (80.7) feet to a point on the northerly property line of the land of the grantors; thence North seventy-three degrees (73°) fifty minutes (50') East, along said northerly property line sixty-nine and one tenth (69.1) feet to a point which is the most northerly 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 along the easterly property line of the land of the grantors, South twenty-five degrees (25°) forty-eight minutes (48') East, six hundred sixty-one and three tenths (661.3) feet; South nineteen degrees (19°) forty minutes (40') East and three tenths (3) feet; South nineteen degrees (19°) nine minutes (09') East, two hundred sixty-nine and four tenths (269.4) feet and South eighteen degrees (18°) twenty-seven minutes (27') East, six hundred sixty-four and four tenths (664.4) feet to the place of beginning. Said tract containing two and seven tenths (2.7) 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 1es of the first part have hereunto set their hands and seal the day and year first above written.

Signed, sealed, and delivered in the presence of—

M. L. Sommerville

[L. s.]

Blanche Sommerville

[L. s.]

[L. s.]

Correct as to Engr. Data S M

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

On this 5th day of September, 1939, before me personally appeared
M. L. & Blanche Sommerville

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.

N. 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
dated 1939, and recorded at Page 101, Book 152,
or other lien) Records of Dona Ana County, New Mexico, ha released and
do hereby release the said 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 shall in all other
(Mortgage or other lien)
respects remain in full force and effect.

WITNESS (my, our) hand(s) and seal(s) this day of 1939

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

On this day of 1939, before me appeared
to me personally known, who being by me duly sworn did say that he is the
of (Such as president or other officer)
(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 1939, before me personally appeared
to me known to be the person described in and who executed the foregoing
and acknowledged that executed the same as free act and deed.
(Quitclaim deed or partial release of lien)

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.

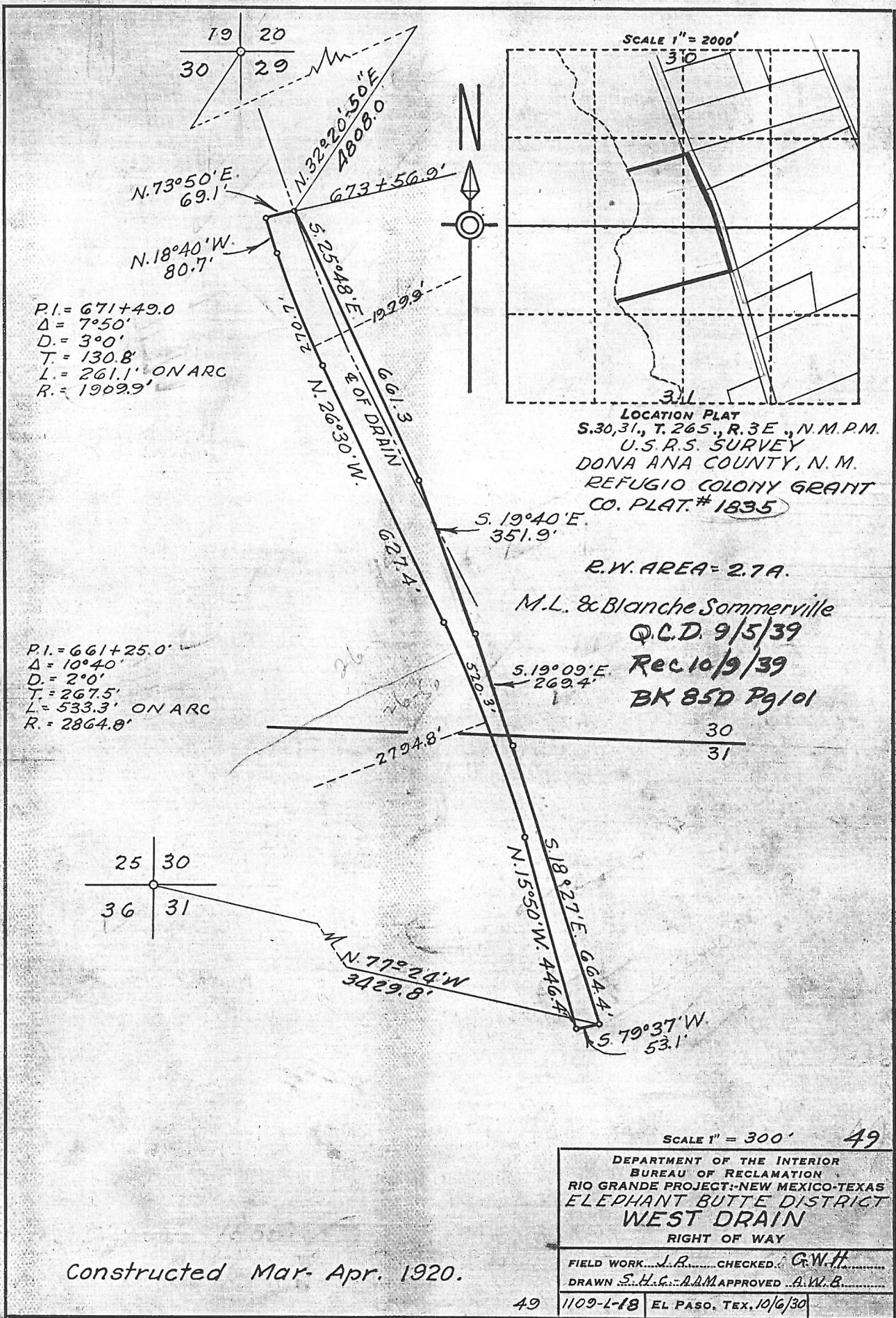
My commission expires

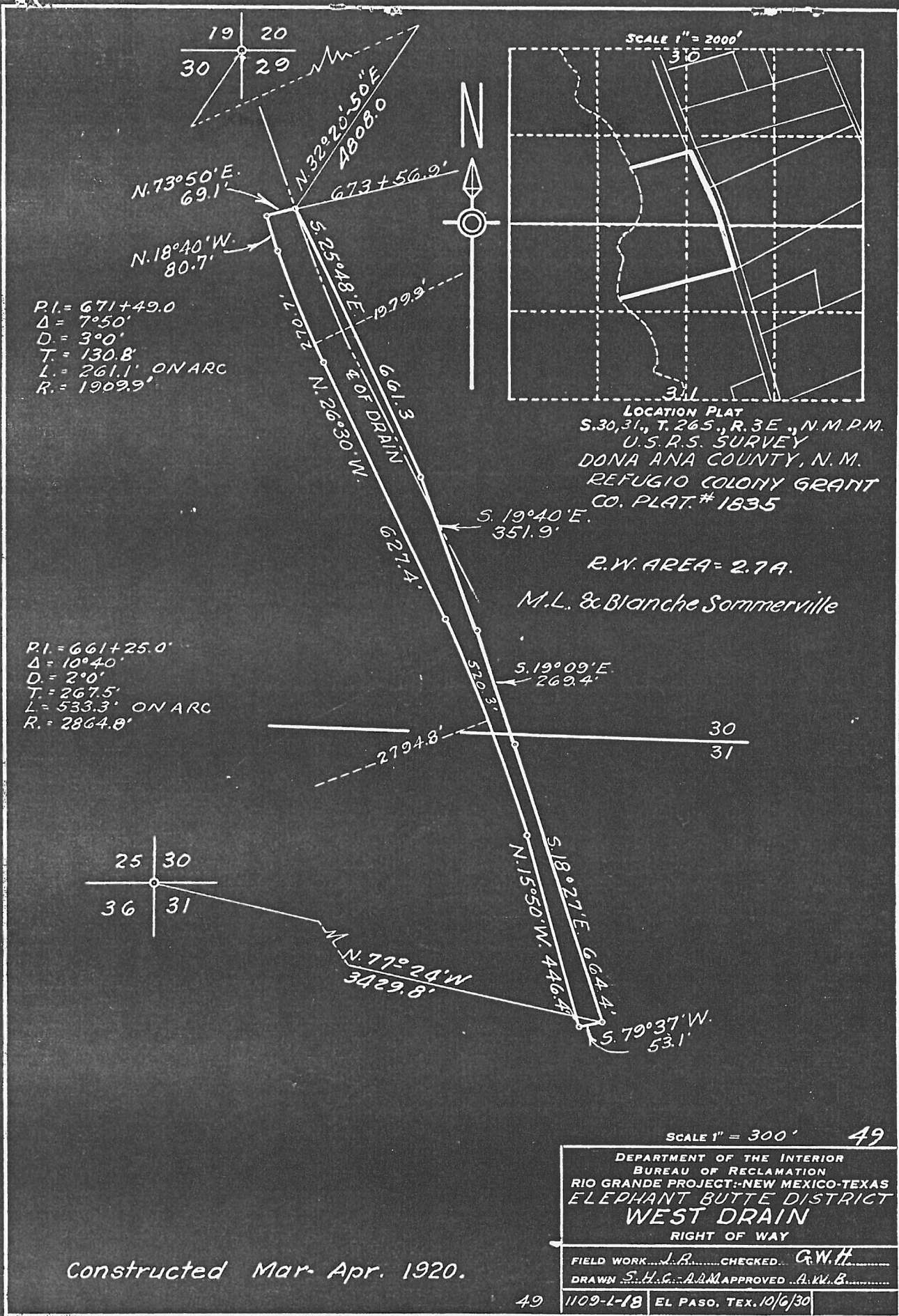
STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

I hereby certify that this instrument was filed for record on the 9th day of Oct
A. D. 1939, at 10:30 o'clock, a.m., and duly recorded in Book 152, Page 101, of the
Records of Deeds and Mortgages of said County.

S. L. Apodaca
County Clerk and Ex-officio Recorder.

Notary.





DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

El Paso, Texas October 2, 1939

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, a deed dated Sept. 5, 1939, from M. L. Sommerville, et ux Blanche conveying 2.7 acres of land, in Sec. 31 Twp. 26 S, Range 3 E Dona Ana County, Plat No. 1835, Right of Way Plat No. 49, West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated Sept. 6, 1939, 19 , under the provisions of contract dated December 20, 1929, between said District and the United States.

L. R. Flock

Superintendent

To Superintendent

El Paso, Tex OCT 2 1939

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. Davrice

District Counsel

To the Commissioner

El Paso, Tex JAN 29 1940

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

September 6, 1938CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from M. L. Somerrille and Blanche Somerrille, his wife conveying 2.7 acres of land in Section 31, Township 26S, 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 \$ 187.00, 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 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

Arthur Starr
President

ATTEST:

Joel L. Lucas
Secretary
(SEAL)

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

September 6, 1939CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from M. L. Somerville and Blanche Somerville, his wife conveying 2.7 acres of land in Section 31, Township 24N, Range 3E, 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 \$ 150.00, 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 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

Arthur Starr
President

ATTEST:

Garret Lucas
Secretary
(SEAL)

430.-

RIO GRANDE

ACQUISITION OF LANDS

SOMMERVILLE, M. L. ET

430.-

UX BLANCHE

TRANSFER CASE

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

TRANSFER CASE

430

NO GRANDE

El Paso, Texas October 2, 1939

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, a deed dated Sept. 5, 1939, from M. L. Sommerville, et ux Blanche conveying 2.7 acres of land, in Sec. 31 Twp. 26 S, Range 3 E Dona Ana County, Plat No. 1835, Right of Way Plat No. 49, West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated Sept. 6, 1939, under the provisions of contract dated December 20, 1929, between said District and the United States.

[Signature]
Superintendent

To Superintendent

El Paso, Tex OCT 2 1939

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.

[Signature]
District Counsel

To the Commissioner

El Paso, Tex JAN 29 1940

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

[Signature]
Superintendent

CC - Chief Engineer
with enclosure

Correct as to
Filing Date
[Signature]

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

September 6, 1939CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from M. L. Sommerville and Blanche Sommerville, his wife conveying 2.7 acres of land in Section 31, Township 26S, 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 \$ 189.00, 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 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

Arthur Starr

President

ATTEST:

Joel L. Lucas
Secretary

(SEAL)

QUITCLAIM DEED

THIS INDENTURE, made the 5th day of September, in the year of our Lord, one thousand nine hundred and thirty nine, between M. L. Sommerville and Blanche Sommerville, his wife part ies? 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 ies? of the first part, for and in consideration of the allowance of credits in the sum of One hundred and eighty nine and ^{two} 00/100 Dollars (\$189.00) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part ies? 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 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 South half, Section thirty (30), and the Northeast quarter (NE¹/₄) Section thirty-one (31), Township twenty-six (26) South, Range three (3) East, N.M.P.M., Bureau of Reclamation Survey; being also within the Refugio Colony Grant and tract numbered 1835 as shown on Dona Ana County, 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 Northwest Corner Section thirty-one (31), Township twenty-six (26) South, Range three (3) East, N.M.P.M., bears North seventy-seven degrees (77°) twenty-four minutes (24') West, three thousand four hundred twenty-nine and eight tenths (3429.8) feet; thence South seventy-nine degrees (79°) thirty-seven minutes (37') West along the southerly property line of the land of the grantors fifty-three and one tenth (53.1) feet; thence North fifteen degrees (15°) fifty minutes (50') West, four hundred forty-six and four tenths (446.4) feet; thence to the left along a curve having a radius of two thousand seven hundred ninety-four and eight tenths (2794.8) feet; a distance of five hundred twenty and three tenths (520.3) feet; thence North twenty-six degrees (26°) thirty minutes (30') West, six hundred twenty-seven and four tenths (627.4) feet; thence to the right along a curve having a radius of one thousand nine hundred seventy-nine and nine tenths (1979.9) feet; a distance of two hundred seventy and seven tenths (270.7) feet; thence North eighteen degrees (18°) forty minutes (40') West eighty and seven tenths (80.7) feet to a point on the northerly property line of the land of the grantors; thence North seventy-three degrees (73°) fifty minutes (50') East, along said northerly property line sixty-nine and one tenth (69.1) feet to a point which is the most northerly 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 along the easterly property line of the land of the grantors, South twenty-five degrees (25°) forty-eight minutes (48') East, six hundred sixty-one and three tenths (661.3) feet; South nineteen degrees (19°) forty minutes (40') East three hundred fifty-one and nine tenths (351.9) feet; South nineteen degrees (19°) nine minutes (09') East, two hundred sixty-nine and four tenths (269.4) feet and South eighteen degrees (18°) twenty-seven minutes (27') East, six hundred sixty-four and four tenths (664.4) feet to the place of beginning. Said tract containing two and seven tenths (2.7) 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 ies? 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—

M. L. Sommerville [L. S.]

Blanche Sommerville [L. S.]

[L. S.]

Correct as to Engr. Data

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

On this 5th day of Sept., 1939, before me personally appeared

M. L. & Blanche Soumerville
to me known to be the person S 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 My Commission Expires April 7, 1940

[Signature]
Notary Public in and for Dona Ana County.

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.

[Signature]
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.

[Signature]
Notary Public in and for Dona Ana County.

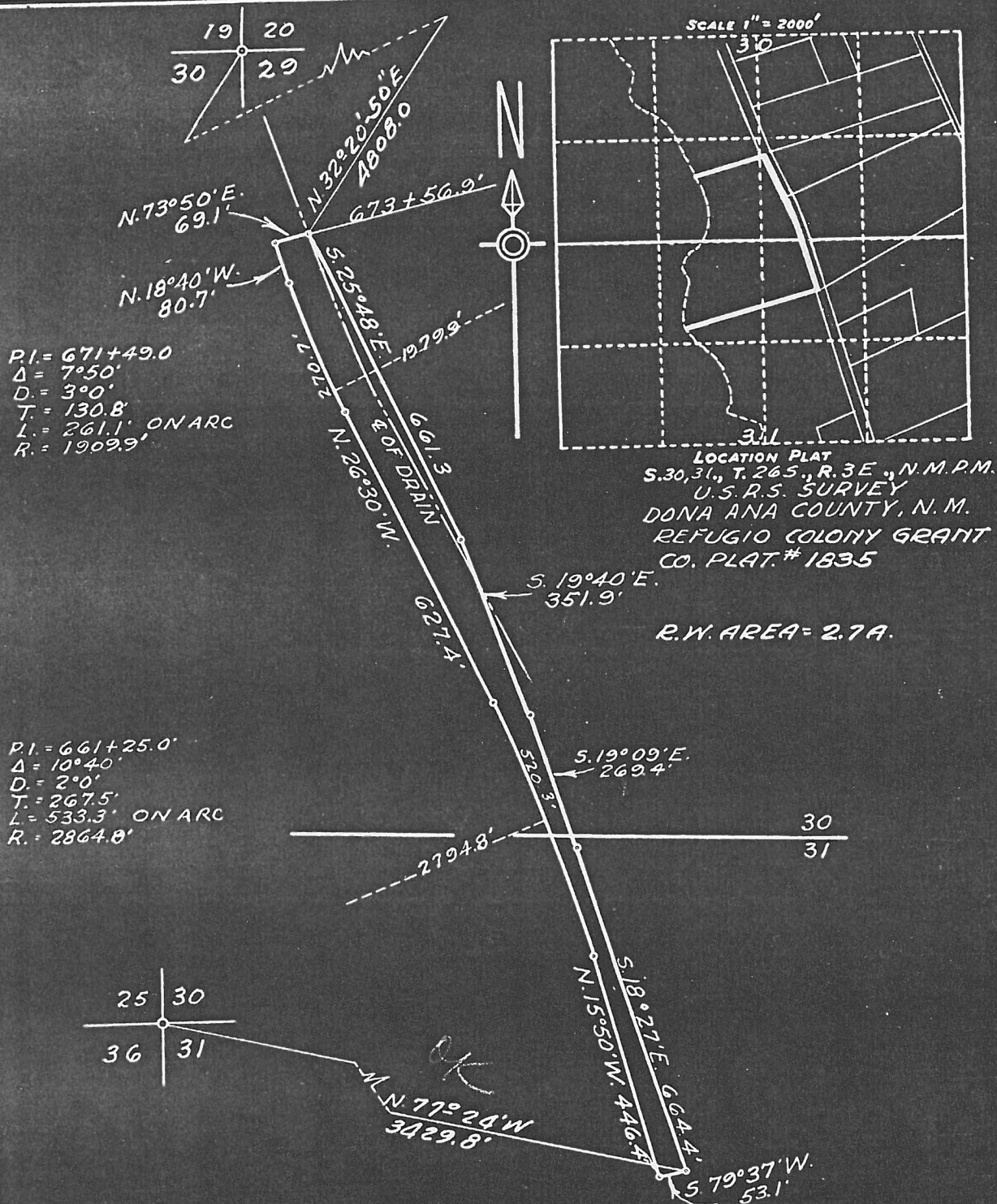
My commission expires _____

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

I hereby certify that this instrument was filed for record on the _____ day of _____ A. D. 19____, at _____ o'clock, _____ m., and duly recorded in Book _____, Page _____, of the records of Deeds and Mortgages of said County.

[Signature]
County Clerk and Ex-officio Recorder.

[Signature]
Deputy.



P.I. = 671+49.0
Δ = 7° 50'
D = 3° 0'
T = 130.8'
L = 261.1' ON ARC
R = 1909.9'

P.I. = 661+25.0'
Δ = 10° 40'
D = 2° 0'
T = 267.5'
L = 533.3' ON ARC
R = 2864.8'

Constructed Mar-Apr. 1920.

SCALE 1" = 300'		49
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.	APPROVED A. W. B.
1109-L-48	EL PASO, TEX.	10/6/30

No. 18510

Reception Recorded Compared In
State of New Mexico, County of Dona Ana; ss
Filed for record in my office

007 9 1939

at 10³⁰ o'clock 9 M. and duly Recorded in
Book No. 882 of Deeds Page 101
Records of Dona Ana County, New Mexico
S. L. APUDACA, Co. Clerk, Dona Ana Co., N.M.
By Deputy

STATE OF NEW MEXICO }

COUNTY ON DONA ANA }

ss:

On this 5th day of Sept., 1939, before me personally appeared
M. R. & Blanche Soumerville

to me known to be the person S 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 April 7, 1940

My commission expires

[Signature]
Notary Public in and for Dona Ana County.

PARTIAL RELEASE OF LIEN

KNOW ALL MEN BY THESE PRESENTS, That the undersigned owner(s) and holder(s) of that certain (Mortgage)

dated , 19 , and recorded at Page , Book ,
or other lien) Records of Dona Ana County, New Mexico, ha released and