

66 YBARRA, FELIPE, et. ux., Francisco

QUITCLAIM DEED

WEST DRAIN NO. 77

(240)

0023-0050-0078-00

76780

QUITCLAIM DEED

STAT.

This Indenture, made the **9th** day of **July**, in the year of our Lord, one thousand nine hundred and **forty-one**, between **Felipe Ybarra and Francisco Ybarra, his wife**

parties 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 ~~Nineteen and 60/100~~ ^{19.60} Dollars (\$ ^{19.60}) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part ^{ies} 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, in the Northeast quarter (NE¹/₄) of the Southwest quarter (SW¹/₄) of Section fifteen (15) Township twenty-five (25) South, Range two (2) East N.M.P.M., Bureau of Reclamation Survey, and within tract numbered 1398 as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point the Southwest corner of the land of the grantors; thence North no degrees (0°) twenty-one minutes (21') East along the west property line of the land of the grantors two hundred eighty-nine and four tenths (289.4) feet to a point from which the Northeast corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East, N.M.P.M., Bureau of Reclamation Survey bears North forty-nine degrees (49°) forty-five minutes (45') forty-three seconds (43") East five thousand forty-two and nine tenths (5042.9) feet; thence South thirty degrees (30°) thirty-nine minutes (39') East three hundred thirty-six and six tenths (336.6) feet to a point on the south property line of the land of the grantors and from which point the Southeast corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East, N.M.P.M., Bureau of Reclamation Survey bears South sixty-one degrees (61°) thirty-seven minutes (37') thirty-seven seconds (37") East four thousand one hundred eighty-eight and seven tenths (4188.7) feet; thence North eighty-nine degrees (89°) fifty-six minutes (56') East along the south property line of the land of the grantors one hundred sixty-nine and eight tenths (169.8) feet to the point of beginning. Said tract of land containing fifty-six hundredths (0.56) of an 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 any-wise 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 ha ^{ve} hereunto set ^{their} hand ^s and seal the day and year first above written.

Signed, sealed and delivered in the presence of—

Felipe Ybarra

..... (L. S.)
Francisco Ybarra

..... (L. S.)

..... (L. S.)

Correct as to Engr. Data

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

On this 9th day of July, 1941 before me personally appeared

Felipe Ybarra and Francisca Ybarra, 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.

H. W. Rickman
Notary Public in and for Dona Ana County.

(SEAL)
My commission expires 2-19-1942

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
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
satisfied 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 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 a authority of its board of directors and said
acknowledges said instrument to be the free act and deed of said corporation.

My commission expires Notary Public in and for Dona Ana 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.

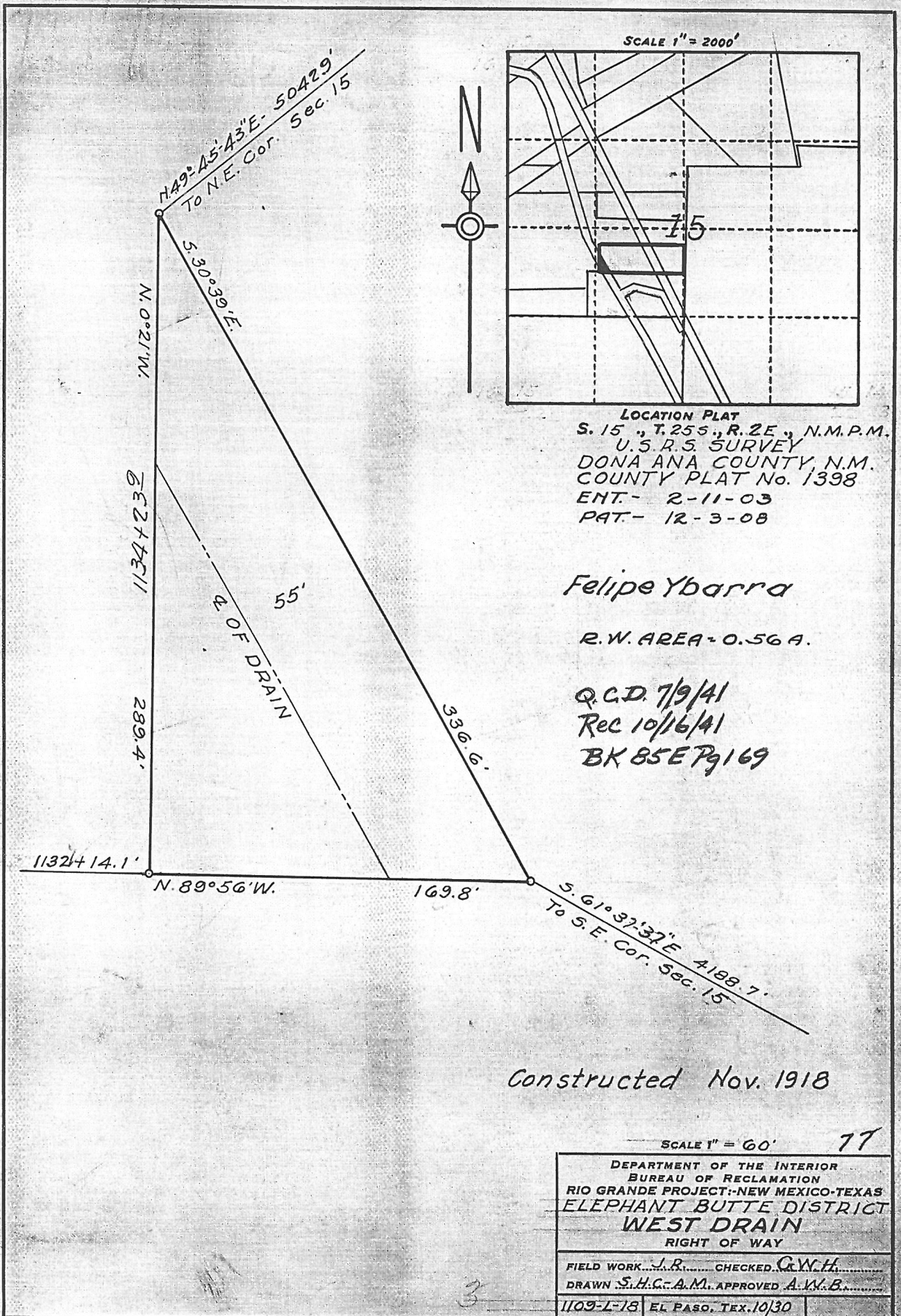
My commission expires

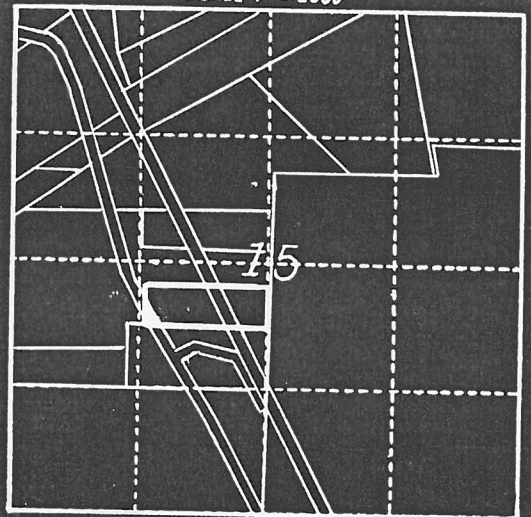
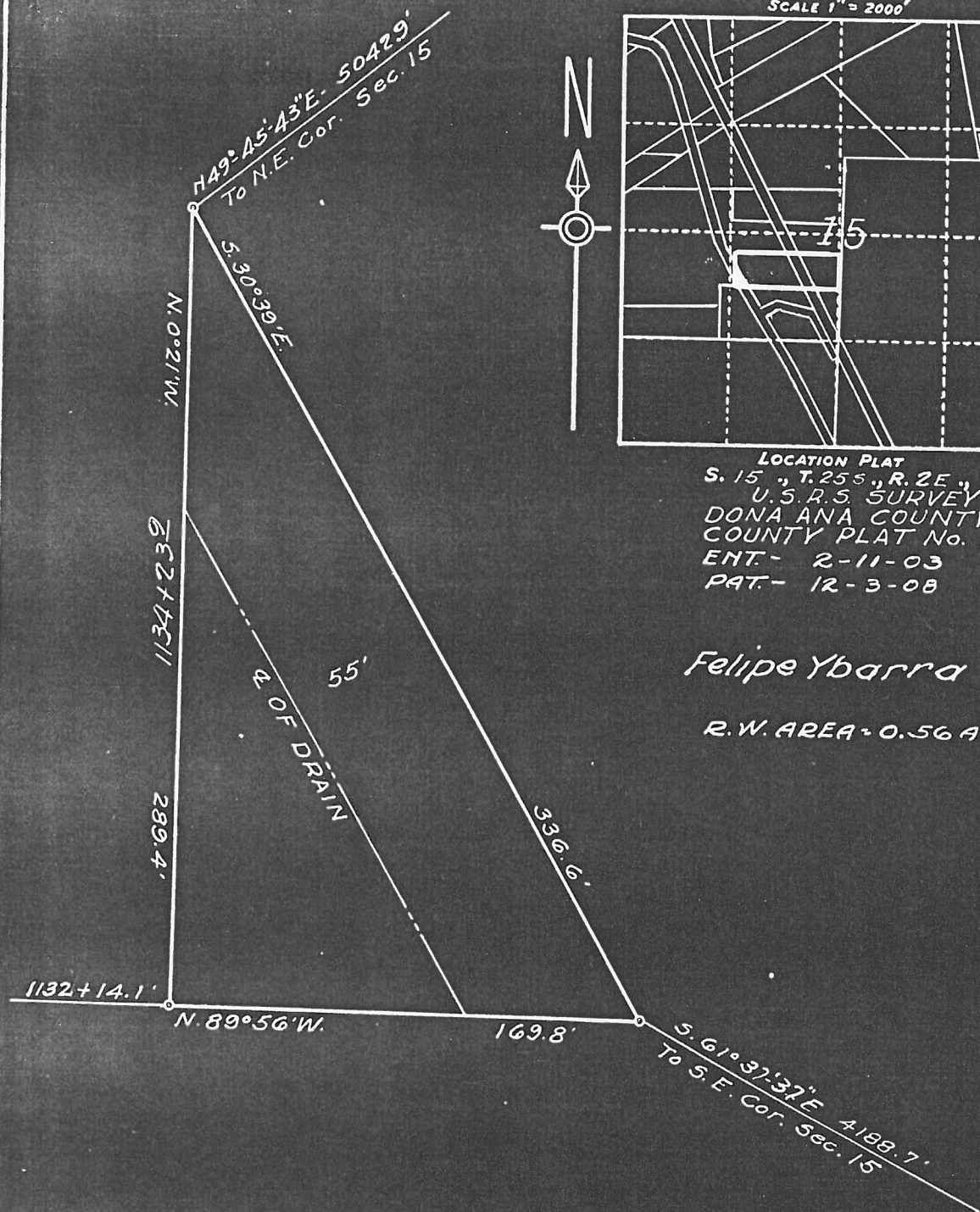
STATE OF NEW MEXICO }
COUNTY OF DONA ANA } ss:

I hereby certify that this instrument was filed for record on the 16 day of October
A. D. 1941, at 8:52 o'clock, 9 a.m., and duly recorded in Book 85 E., Page 169, of the
Records of Deeds and Mortgages of said County.

Seal

M. J. Chavez
County Clerk and Ex-Officio Recorder
Adela Gonzales
Deputy





SCALE 1" = 2000'
 LOCATION PLAT
 S. 15, T. 25 S., R. 2 E., N.M.P.M.
 U.S. R.S. SURVEY
 DONA ANA COUNTY, N.M.
 COUNTY PLAT No. 1398
 ENT- 2-11-03
 PAT- 12-3-08

Felipe Ybarra

R.W. AREA = 0.56 A.

Constructed Nov. 1918

SCALE 1" = 60'		77
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 C.W.H.
DRAWN	S.H.C.-A.M.	APPROVED A.W.B.
1109-L-18	EL PASO, TEX. 10/30	

20-14

768
DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

El Paso, Texas Sept. 23, 1941

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 9, 1941, from Polipo Ybarra and Francisco Ybarra conveying 0.56 acres of land, in Sec. 18, Twp. 25 S Range 2 E Dona Ana County, Plat No. 1398, Right of way plat No. 77- West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated Sept. 11, 1941, under the provisions of contract dated December 20, 1929, between said District and the United States,

L. R. Flock

Superintendent

Amarillo, Texas OCT 10 1941

To Superintendent

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.

SPENCER L. BAIRD

District Counsel

To the Commissioner

El Paso, Texas DEC 8 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.

L. R. Flock

Superintendent

cc- Chief Engineer
with copy of above

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

September 11, 1941

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from
Felipe Ybarra and Francisco Ybarra, his wife
conveying 0.56 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 \$ 19.60,
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)

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

September 11, 1941

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from
Polipe Ybarra and Francisco Ybarra, his wife
conveying 0.56 acres of land in Section 15, Township 23.1,
Range 23, 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 \$ 19.60,
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)

430.- R.I.O. GRANDE

ACQUISITION OF LANDS

YBARRA, FELIPE &
FRANCISCA

430.-

TRANSFER CASE

TRANSFER CASE

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

768
RECEIVED
430.-
RIO GRANDE
BUREAU OF RECLAMATION

El Paso, Texas Sept. 23, 1941

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 9, 1941, from Felipe Ybarra and Francisca Ybarra conveying 0.56 acres of land, in Sec. 15, Twp. 25 S Range 2 E Dona Ana County, Plat No. 1398, Right of way plat No. 77- West Drain, together with certificate of officials of the Elephant Butte Irrigation District dated Sept. 11, 1941, under the provisions of contract dated December 20, 1929, between said District and the United States.


Superintendent

Amarillo, Texas OCT 10 1941

To Superintendent


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.


District Counsel

To the Commissioner

El Paso, Texas DEC 8 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.


Superintendent

cc- Chief Engineer
with copy of above

No. 1 of 4
Serial No. 20-14
File No. 818

West Drain
Plat No. 77

ELEPHANT BUTTE IRRIGATION DISTRICT

Las Cruces, New Mexico

September 11, 1941

CERTIFICATE TO ACCOMPANY QUIT CLAIM DEED

1. Reference is made to the accompanying quit claim deed from
Felipe Ybarra and Francisco Ybarra, his wife
conveying 0.56 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 \$ 19.60,
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. Lowry
Secretary

(SEAL)

STAT.

QUITCLAIM DEED

This Indenture, made the 9th day of JULY, in the year of our Lord, one thousand nine hundred and Fort. Y. ONE, between FELIPE YBARRA and FRANCISCA YBARRA, his wife, part 1st. 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 1st. of the first part, for and in consideration of the allowance of credits in the sum of Nineteen and 60/100 Dollars (\$19.60) upon the construction charge assessments of the Elephant Butte Irrigation District against lands of the said part 1st. 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, in the Northeast quarter (NE¹/₄) of the Southwest quarter (SW¹/₄) of Section fifteen (15) Township twenty-five (25) South, Range two (2) East N.M.P.M., Bureau of Reclamation Survey, and within tract numbered 1398 as shown on Dona Ana County, New Mexico, Plat Book; more particularly described as follows:

Beginning at a point the Southwest corner of the land of the grantors; thence North no degrees (0°) twenty-one minutes (21') West along the west property line of the land of the grantors two hundred eighty-nine and four tenths (289.4) feet to a point from which the Northeast corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East, N.M.P.M., Bureau of Reclamation Survey bears North forty-nine degrees (49°) forty-five minutes (45') forty-three seconds (43") East five thousand forty-two and nine tenths (5042.9) feet; thence South thirty degrees (30°) thirty-nine minutes (39') East three hundred thirty-six and six tenths (336.6) feet to a point on the south property line of the land of the grantors and from which point the Southeast corner of Section fifteen (15) Township twenty-five (25) South, Range two (2) East, N.M.P.M., Bureau of Reclamation Survey bears South sixty-one degrees (61°) thirty-seven minutes (37') thirty-seven seconds (37") East four thousand one hundred eighty-eight and seven tenths (4188.7) feet; thence North eighty-nine degrees (89°) fifty-six minutes (56') West along the south property line of the land of the grantors one hundred sixty-nine and eight tenths (169.8) feet to the point of beginning. Said tract of land containing fifty-six hundredths (0.56) of an 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 any-wise 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 1st. 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—

X Felipe Ybarra (L. S.)
X Francisca Ybarra (L. S.)
(L. S.)

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

On this 9th day of July, 1941, before me personally appeared Eduardo ybana and Francisca ybana, h.i. wife
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 7-19-1942

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..... 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 shall in all other
respects remain in full force and effect. (Mortgage or other lien)

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 a authority of its board of directors and said.....
..... acknowledges said instrument to be the free act and deed of said corporation.

My commission expires.....

Notary Public in and for Dona Ana 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 certificate first above written.

My commission expires.....

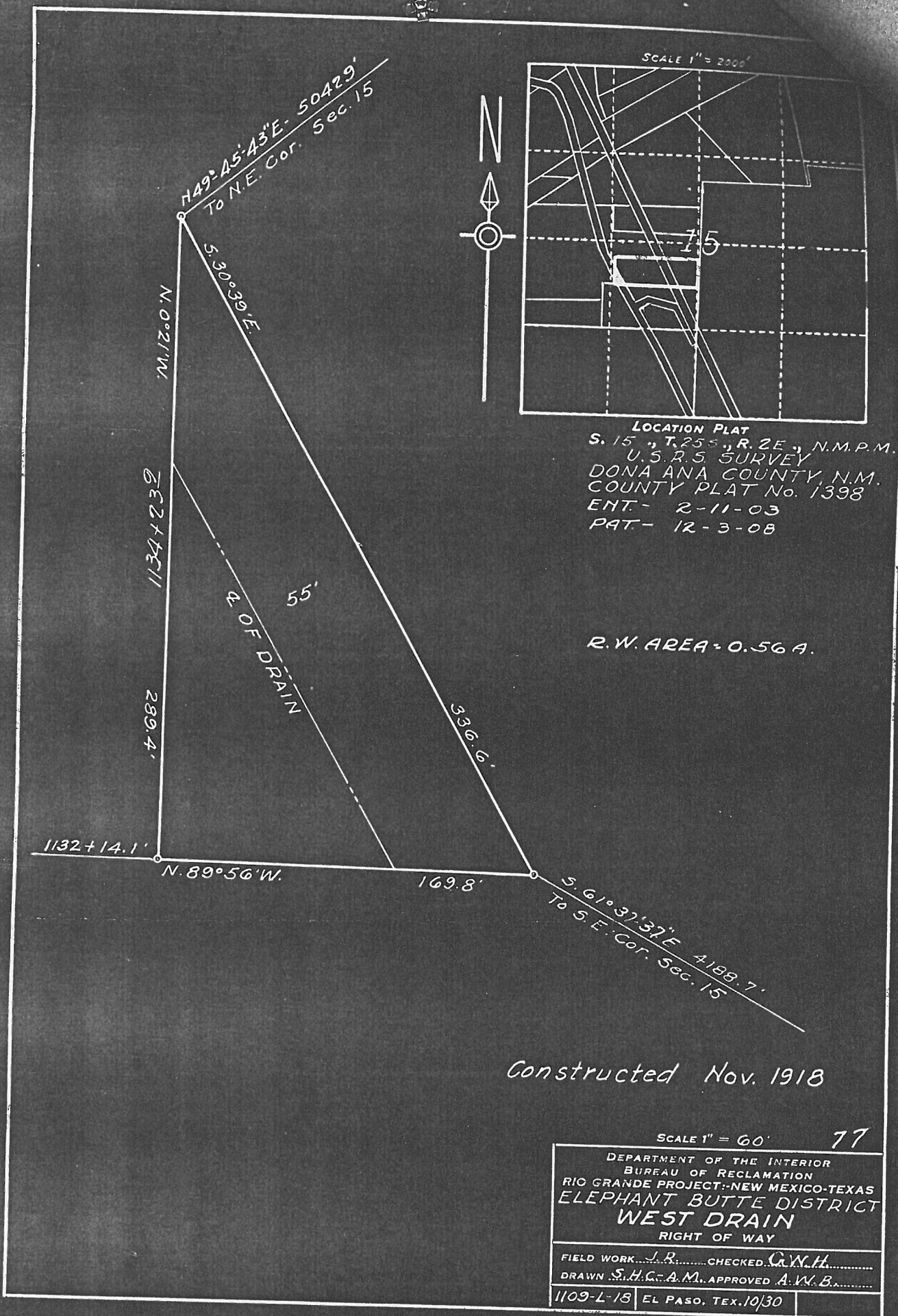
Notary Public in and for Dona Ana County.

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

I hereby certify that this instrument was filed for record on the 16th day of October
A. D. 1941, at 8:52 o'clock, A.m., and duly recorded in Book 85-E, Page 169, of the
Records of Deeds and Mortgages of said County.

M. J. Chavez
County Clerk and Ex-Officio Recorder.

Deputy.



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