

Office of the General Counsel
El Paso County Water Improvement District No. 1
294 Candelaria, El Paso, Texas 79907
(915) 859-4186 Phone
(915) 860-7531 Fax

Lisa M. Power, Attorney at Law
Licensed in Texas and New Mexico

FILE

Midland Mortgage Investment Corporation
33 North Garden Avenue, Suite 1200
Clearwater, Florida 33755
Attn: Marie Lee

Re: Tierra Socorro Apartments, Lot 2, Block 1, Three Missions Subdivision, according to the plat thereof recorded in Volume 74, Page 46, Real Property Records, El Paso County, Texas

To Whom It May Concern:

Pursuant to the request of your legal counsel and in my capacity as General Counsel of the El Paso County Water Improvement District No. 1 ("the District"), I have reviewed the survey of the Tierra Socorro apartment project prepared by Land-Mark Professional Surveying, Inc. dated February 14, 2001, revised February 22, 2001 bearing Job No. 00-02-13060, and I have confirmed that the District is not asserting a claim to any portion of Lot 2, Block 1, Three Missions Subdivision (the "Tierra Socorro Property"), including the Irrigation Easement area shown along the southern boundary of the Tierra Socorro property.

The 50- and 40-foot rights-of-way shown along the southern boundary of the Tierra Socorro property as Ysla Lateral and Y-147 Lateral represent the extent of the District's claim along the southern boundary of the Tierra Socorro property. All improvements of the District lie within the 50- and 40-foot rights-of-way, as depicted on the survey.

This letter may be relied upon by Midland Mortgage Investment Corporation in connection with it making a loan to be secured by a deed of trust encumbering the Tierra Socorro property and by Stewart Title Guaranty Company as the issuer of the title insurance policy insuring the priority of the Midland deed of trust.

Very truly yours,



Lisa M. Power

cc: D. Michael Spears

GOWEN & SPEARS, P.A.

Attorneys at Law

Suite 170

Clearwater Tower

33 North Garden Avenue

Clearwater, Florida 33755

Telephone (727) 449-1073

Telecopier (727) 447-7224

Internet Email:

mspears@gowen-spears.com

D. Michael Spears

April 3, 2001

VIA FAX: (915)858-0576

Lisa Power, Esq.
El Paso County Water Improvement District No. 1
294 Candelaria
El Paso, TX

**RE: TIERRA SOCORRO APARTMENTS
10560 North Loop, Socorro, TX 79927**

Dear Lisa:

I have requested Larry Drewes, with Land-Mark Professional Surveyors, deliver a copy of the survey of the Tierra Socorro Apartments to you. I have also attached copies of portions of the Three Missions Subdivision Plat reflecting the drainage rights-of-way and irrigations easements adjacent to the Tierra Socorro property (Lot 2, Three Missions Subdivision).

I would appreciate you calling me when you have had an opportunity to review the survey and the attached documents.

Sincerely,



D. Michael Spears
DMS/bb

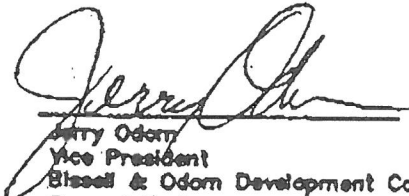
THREE MISSIONS SUBDIVISION

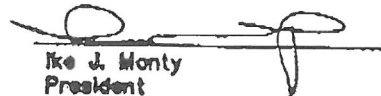
TRACT 1, BLOCK EIGHT,
SOCORRO GRANT
CITY OF SOCORRO
EL PASO COUNTY, TEXAS
CONTAINING 18.5095 ACRES

DEDICATION

STATE OF TEXAS
COUNTY OF EL PASO

B & O Development-Horizon, LTD. & Tierra Socorro, LTD. owners of this land do hereby present this map and dedicate to the use of the public the utility easements as hereon laid down and designated, including easements for the overhang of service wires for pole type utilities, and buried service wires, conduits, and pipes for underground utilities, the right to set service poles along side lot lines, and the right to ingress and egress for service and construction and the right to trim interfering trees and shrubs.

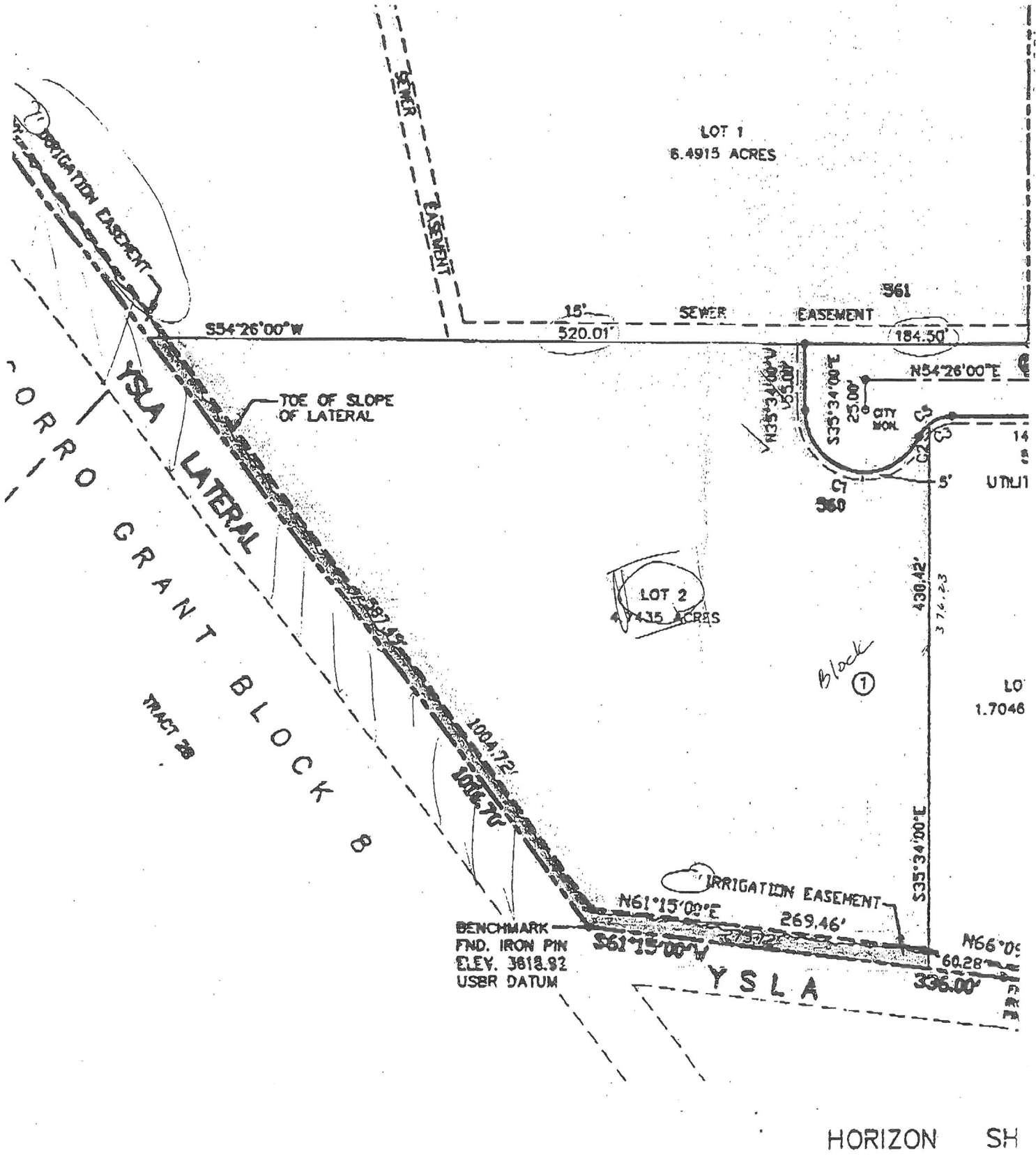

Jerry Odom
Vice President
Bissell & Odom Development Corp.
General Partner
B & O Development-Horizon, LTD.


Ike J. Monty
President
Investment Builders, Inc.
General Partner
Tierra Socorro, LTD.

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Jerry Odom and Ike J. Monty known to me to be the persons whose names are subscribed to the foregoing



S54°26'00"W

15'
520.01'

361

SEWER EASEMENT

184.50'

N54°26'00"E

335°34'00"E
25.00'

CITY MON.

14'
5'
UTILI

360

430.42'
374.23

LO'
1.7046

Block 7

S35°34'00"E

IRRIGATION EASEMENT
N61°15'00"E

269.46'

BENCHMARK
FND. IRON PIN
ELEV. 3618.92
USBR DATUM

S61°15'00"W

N66°00'E

YSLA

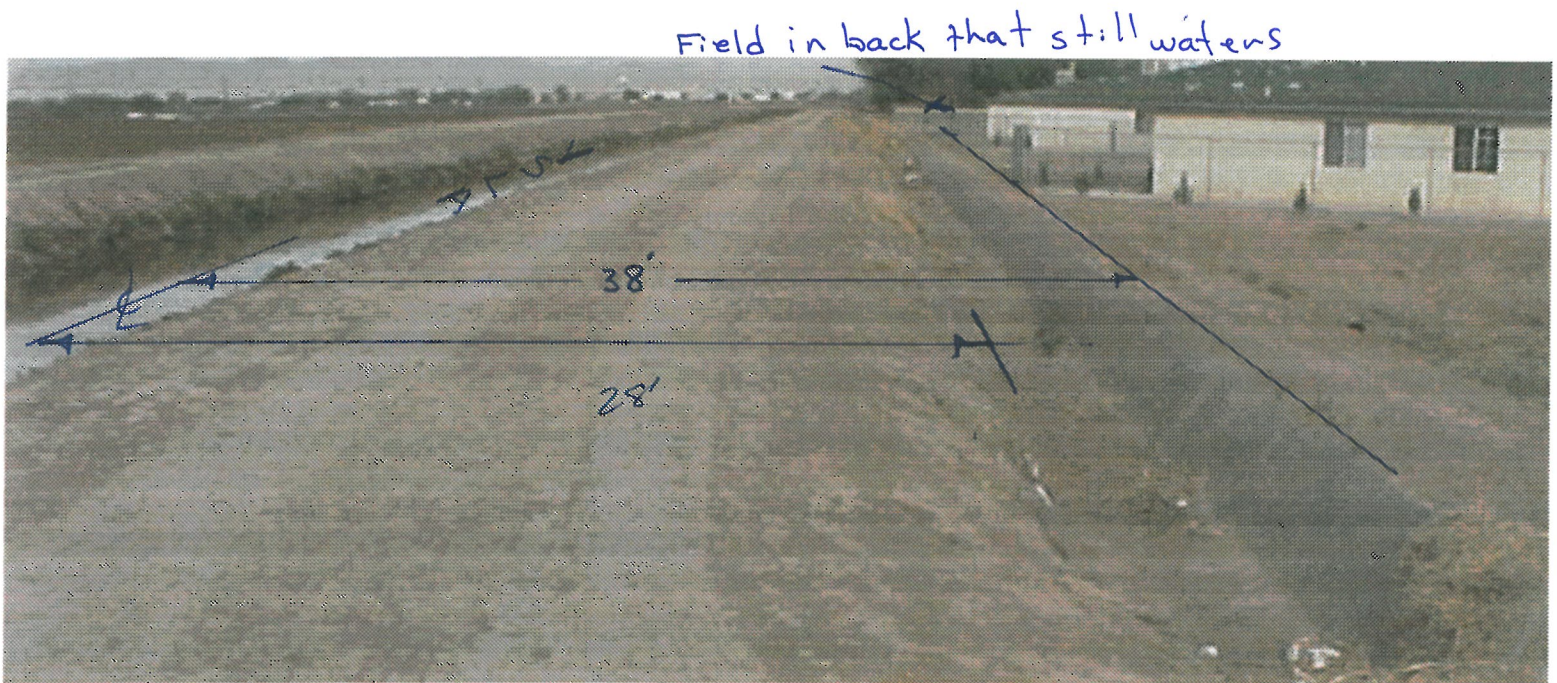
60.28'
336.00'

April 05, 2001

E.P.C.W.I.D.#1

To: Lisa Power, General Counsel
From: Ruben Nevarez, Engineering Coordinator
Subject: Y-147 & Ysla Lateral Right of way

The irrigation ditch that run parallel too both the canals in question are still being used for irrigating.



Field that still waters

North loop

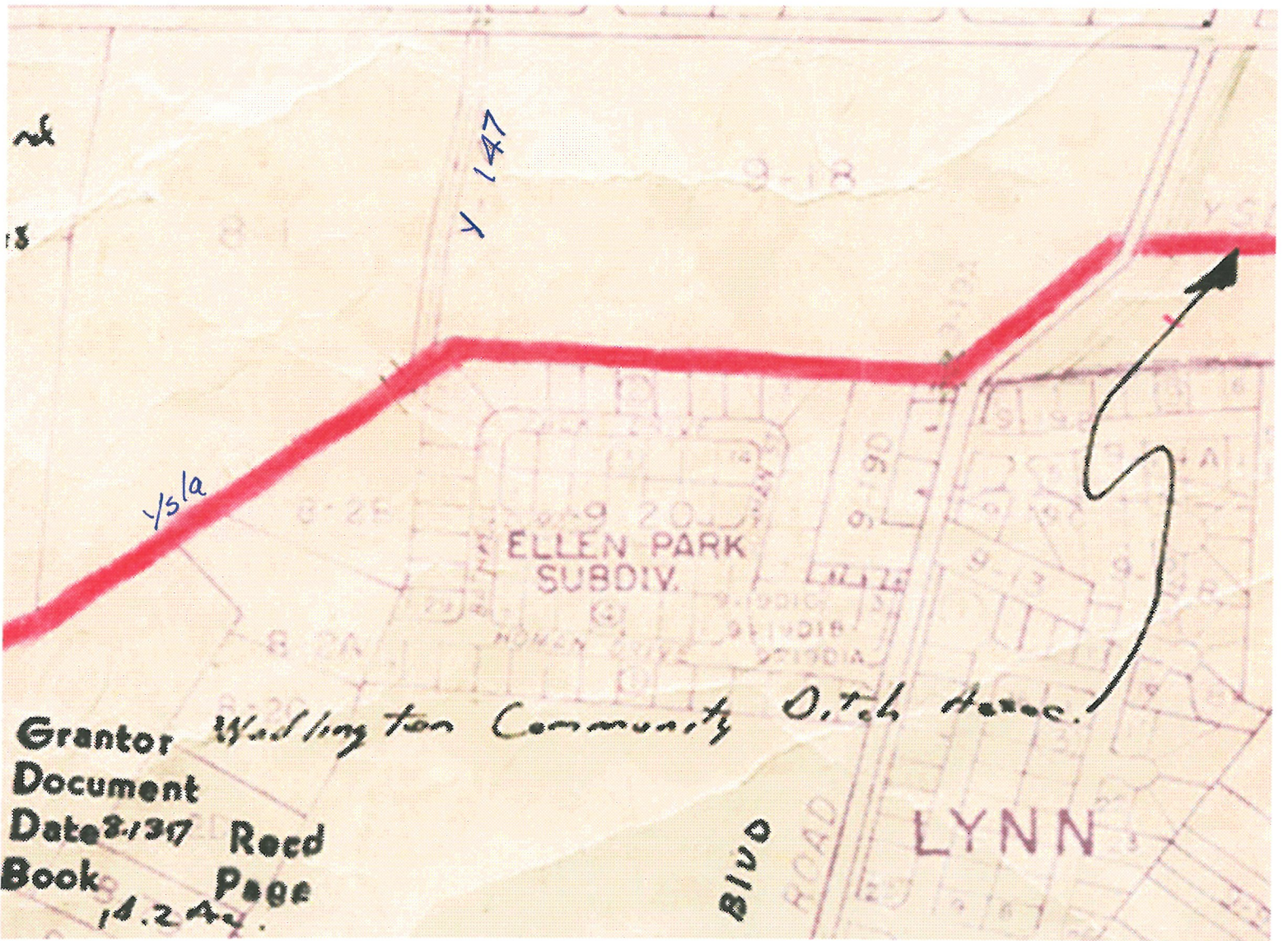


Fence

34'

20'

North loop



y 147

y 51a

ELLEN PARK
SUBDIV.

WASHINGTON COMMUNITY DITCH ASSOC.

LYNN

BLVD
ROAD

Grantor
Document
Date 8/37
Book
Reed
Page
14.24

MAINTENANCE EASEMENT AGREEMENT

STATE OF TEXAS)
)
 COUNTY OF EL PASO)

KNOW ALL MEN BY THESE PRESENTS:

That MARTHA ADELINE CARLSON MARTIN, ANNA MADLYNE CARLSON GUTHRIE and ROBERT CARL CARLSON (hereinafter collectively referred to as "Grantors"), for good and valuable consideration, do hereby GRANT, SELL and CONVEY to THE UNITED STATES OF AMERICA (hereinafter referred to as "Grantee"), its successors and assigns, two separate maintenance easements on and across the following described property belonging to Grantors:

Parcel 1: 10,988 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "A" and by plat on Exhibit "A-1" attached hereto (the "Ysla Lateral Maintenance Easement"); and

Parcel 2: 5,368 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "B" and by plat on Exhibit "B-1" attached hereto ("the DeGroff Lateral Maintenance Easement").

The Ysla Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the Ysla Lateral which is immediately to the south of Parcel 1. Parcel 1 consists of a portion of the toe of the slope of the maintenance road used to maintain the Ysla Lateral.

The DeGroff Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the DeGroff Lateral which is immediately to the west of Parcel 2. Parcel 2 consists of a portion of the toe of the slope of the maintenance road used to maintain the DeGroff Lateral.

The maintenance easements granted herein are granted solely for the benefit of Grantee and the El Paso County Water Improvement District No. 1. on the condition that Grantors will not have any obligation to maintain Parcel 1 or Parcel 2 and on the condition that Grantee or its successors and assigns will maintain Parcel 1 and Parcel 2 in their present condition, normal wear and tear excepted. In the event that the Grantee or its successors and assigns no longer use Parcel 1 for purposes of maintaining the Ysla Lateral, or Parcel 2 for purposes of maintaining the DeGroff Lateral, the parcel or parcels not used will revert back to the successors in interest of Grantors.

Grantors agree that no permanent structures or fences shall be built on the area of the Ysla Lateral Maintenance Easement or

of the DeGroff Lateral Maintenance Easement. The easement, rights and privileges granted herein shall be perpetual or for so long as Grantee uses them for maintenance as described herein, and shall run with the land.

IN WITNESS WHEREOF, this Maintenance Easement Agreement is executed this the 2nd day of January, 1992.

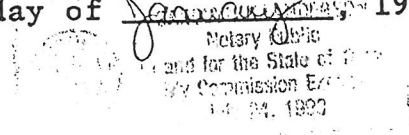
Martha Adeline Carlson Martin
MARTHA ADELINE CARLSON MARTIN

Anna Madlyne Carlson Guthrie
ANNA MADLYNE CARLSON GUTHRIE

*Robert Carl Carlson by
Anna Madlyne Carlson Guthrie*
ROBERT CARL CARLSON, BY ANNA MADLYNE CARLSON GUTHRIE ATTORNEY IN FACT

THE STATE OF TEXAS)
COUNTY OF EL PASO)

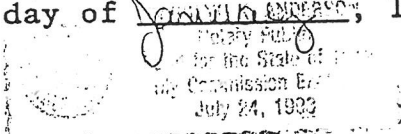
This instrument was acknowledged before me on this the 03rd day of January, 1992, by MARTHA ADELINE CARLSON MARTIN.



Carolyn K. Anderson
Notary Public
My Commission Expires: _____

THE STATE OF TEXAS)
COUNTY OF EL PASO)

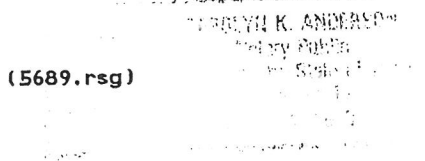
This instrument was acknowledged before me on this the 03rd day of January, 1992, by ANNA MADLYNE CARLSON GUTHRIE.



Carolyn K. Anderson
Notary Public
My Commission Expires: _____

THE STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the 23rd day of January, 1992, by ROBERT CARL CARLSON, BY ANNA MADLYNE CARLSON GUTHRIE, ATTORNEY IN FACT.



Carolyn K. Anderson
Notary Public
My Commission Expires: _____

**PROPERTY DESCRIPTION
10,988 SQUARE FEET OR
0.252 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northwesterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the east right-of-way line of the Ysla Lateral (50 feet wide);

THENCE, along the north line of said Tract 18, North $61^{\circ}15'00''$ East, a distance of 15.57 feet to a point for corner;

THENCE, leaving said north line, South $60^{\circ}20'21''$ East, a distance of 74.98 feet to a point for corner;

THENCE, South $34^{\circ}50'41''$ East, a distance of 1,139.51 feet to a point for corner in the southerly line of said Tract 18 also being in the northerly line of said Ysla Lateral;

THENCE, along the southerly line of said Tract 18, North $77^{\circ}11'00''$ West, a distance of 19.30 feet to the southwest corner of said Tract 18;

THENCE, along the west line of said Tract 18 the following two courses:

North $34^{\circ}28'00''$ West, a distance of 1,136.80 feet to a point for corner;

North $71^{\circ}01'00''$ West, a distance of 71.60 feet to POINT OF BEGINNING and containing 10,988 square feet or 0.252 acre of land.

PREPARED BY:
Faight & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "A"

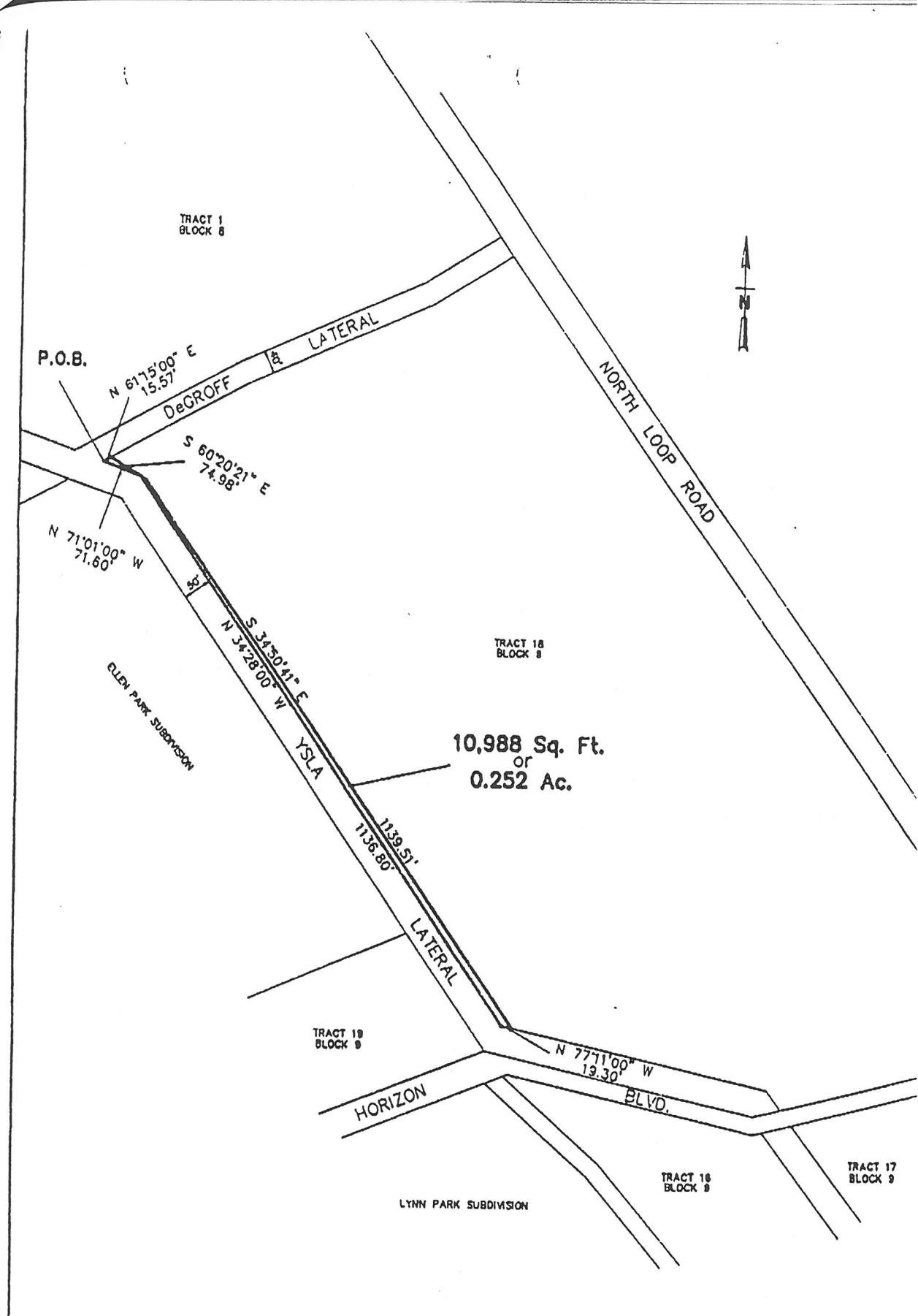


EXHIBIT "A-1"

<p>Faught & Associates Inc. CONSULTING ENGINEERS</p>	<p>433 Executive Center Blvd. El Paso, Texas 79902 (915) 542-4900</p>
<p>PORTION OF TRACT 18, BLOCK 9, SOCORRO GRANT, EL PASO COUNTY, TEXAS</p>	

MOUNCE & GALATZAN
A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
SEVENTH FLOOR
TEXAS COMMERCE BANK BUILDING
EL PASO, TEXAS 79901-1334

BUREAU OF RECLAMATION EL PASO, TEXAS		
JAN 17 '92		
ROUTE TO		INITIALS
RG - 100		JP
RG - 101		
SAFETY		
EEO COORD.		
EEO COURTS		
	MAILING ADDRESS	
	P. O. DRAWER 1977	
	EL PASO, TEXAS 79950-1977	
RG - 110		
RG - 111		915 532-3911
RG - 112		FACSIMILE: (915) 541-1897
RG - 400		
RG - 420		
RG - 430		
RG - 500		

January 17, 1992
9:13 A.M.

TELECOPY COVER SHEET

TO: Mr. Joe Hernandez
Bureau of Reclamation
United States Department of the Interior

FROM: Risher S. Gilbert

FACSIMILE NUMBER: (915) 534-6299

NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 5

MESSAGE:

IF THERE ARE ANY PROBLEMS WITH TRANSMISSION, PLEASE CALL DEB KELLOGG AT (915) 532-3911, EXT. 214.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

MOUNCE & GALATZAN
A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW

BUREAU OF RECLAMATION EL PASO, TEXAS	
FEB 06 '92	
ROUTE TO	INITIALS
RG - 100	
RG - 101	SD
SAFETY	
LEO GOONS	
LEO GOONS	
RG - 110	
RG - 111	
RG - 112	
RG - 400	
RG - 420	
RG - 430	
RG - 600	

SEVENTH FLOOR
TEXAS COMMERCE BANK BUILDING
EL PASO, TEXAS 79901-1334

MAILING ADDRESS:
P. O. DRAWER 1977
EL PASO, TEXAS 79950-1977
(915) 532-3911

FACSIMILE: (915) 541-1597
ABA/NET ABA 9038

WILLIAM J. MOUNCE*
WILLIAM T. KIRK
KENNETH R. CARR
WILEY F. JAMES III
MICHAEL F. AINSA
MERTON B. GOLDMAN
S. ANTHONY SAFI
H. KEITH MYERS
CARL H. GREEN
YVONNE K. PUIG
RISHER S. GILBERT
TIMOTHY V. COFFEY
CRAIG M. STANFILL
CARL E. RYAN
HARREL L. DAVIS III
WILLIAM J. ROHMAN**
COREY W. HAUGLAND
BARBARA WIEDERSTEIN
KURT G. PAXSON

MICHAEL J. HUTSON
MARK C. WALKER
VICTOR M. FIRTH***
MARK R. FLORA†
STEVEN L. HUGHES
JOHN S. HOWELL
BERNARD R. GIVEN III†††
DALE R. RUGGE*
CLYDE A. PINE, JR.**
RAYMOND C. PALMER, JR.
JAMES C. JONES
BILL C. ANDERSON
BRUCE A. KOEHLER
JAMES L. CARROLL††
AMY K. STEWART
JOHN L. MOLINAR

OF COUNSEL
MORRIS A. GALATZAN

February 4, 1992

*ALSO MEMBER OF NEW MEXICO BAR
**ALSO MEMBER OF ARIZONA BAR
***ALSO MEMBER OF OKLAHOMA BAR
†ALSO MEMBER OF COLORADO BAR
††ALSO MEMBER OF NEW YORK BAR
†††ALSO MEMBER OF CALIFORNIA BAR
‡MEMBER OF MICHIGAN & FLORIDA BARS ONLY

Mr. Dan Page, Project Manager
United States Department of the Interior
Bureau of Reclamation
700 East San Antonio Street, B-318
El Paso, Texas 79901

Re: Maintenance Easement Agreement

Dear Dan:

As promised, I am sending you the file-marked copy of the Maintenance Easement Agreement which was recorded on January 28, 1992 in the Real Property Records of El Paso County, Texas. The file-marked information is on the back of the Agreement. As you know, the original is actually filed and micro-filmed.

If you have any questions or need any further information, please call me. Again, I appreciate your help in this matter.

Very truly yours,

MOUNCE & GALATZAN

By: _____

Risher S. Gilbert
Risher S. Gilbert

RSG:dpk
Enclosure
(5766.rsg)

**PROPERTY DESCRIPTION
10,988 SQUARE FEET OR
0.252 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northwesterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGross Lateral (40 feet wide) with the east right-of-way line of the Ysla Lateral (50 feet wide);

THENCE, along the north line of said Tract 18, North $61^{\circ}15'00''$ East, a distance of 15.57 feet to a point for corner;

THENCE, leaving said north line, South $80^{\circ}20'21''$ East, a distance of 74.98 feet to a point for corner;

THENCE, South $34^{\circ}50'41''$ East, a distance of 1,139.51 feet to a point for corner in the southerly line of said Tract 18 also being in the northerly line of said Ysla Lateral;

THENCE, along the southerly line of said Tract 18, North $77^{\circ}11'00''$ West, a distance of 19.30 feet to the southwest corner of said Tract 18;

THENCE, along the west line of said Tract 18 the following two courses:

North $34^{\circ}28'00''$ West, a distance of 1,136.80 feet to a point for corner;

North $71^{\circ}01'00''$ West, a distance of 71.60 feet to POINT OF BEGINNING and containing 10,988 square feet or 0.252 acre of land.

PREPARED BY:
Faight & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "A"

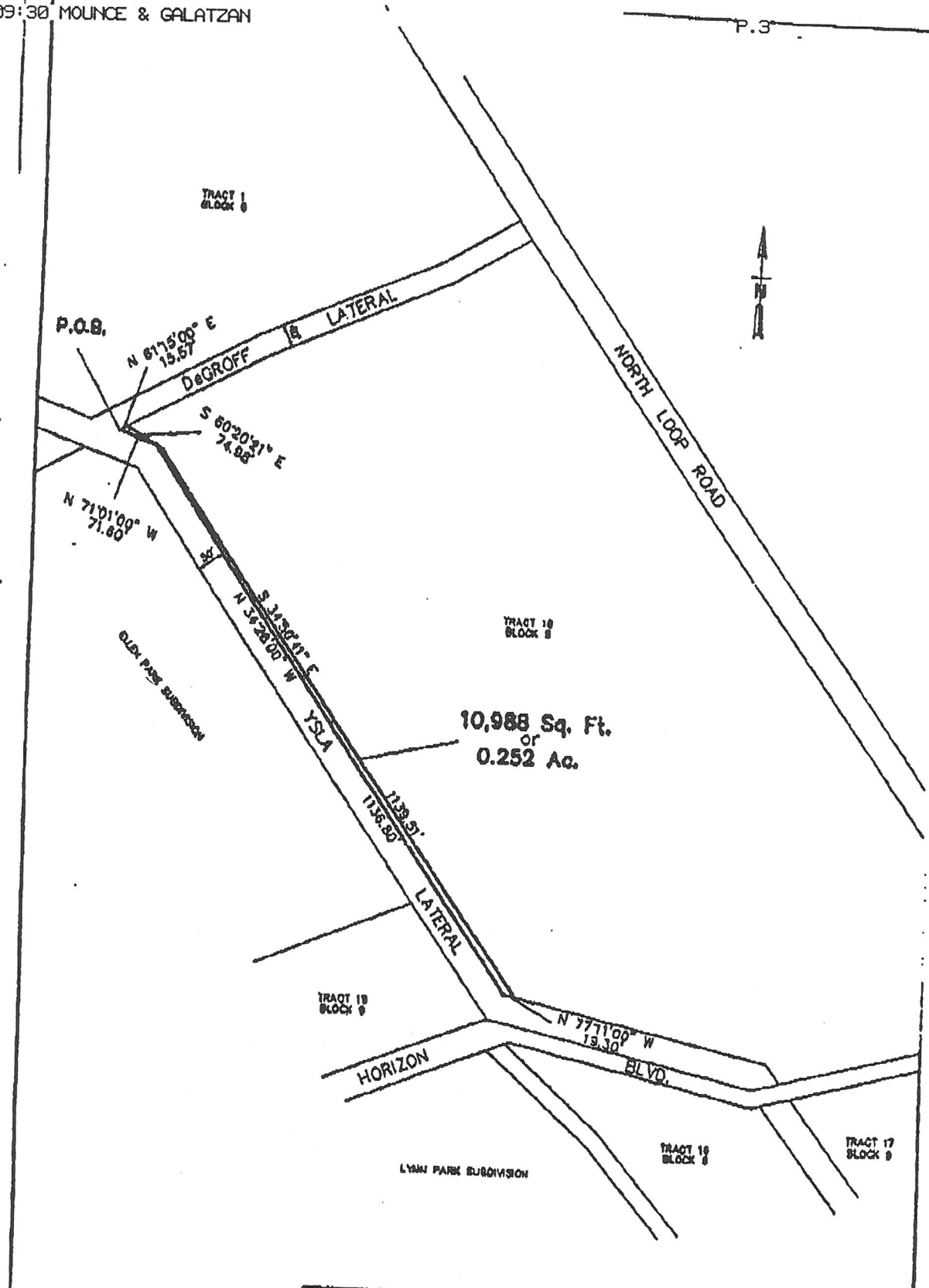


EXHIBIT "A-1"

Faught & Associates Inc.
CONSULTING ENGINEERS

433 Executive Center Blvd.
El Paso, Texas 79902
(915) 542-4900

**PORTION OF TRACT 18,
BLOCK 9, SOCORRO GRANT,
EL PASO COUNTY, TEXAS**

Drawn By JEC	Date 1-16-92	Scale: 1"=200'	Job No: 5901-01
--------------	--------------	----------------	-----------------

**EASEMENT DESCRIPTION
5,368 SQUARE FEET OR
0.123 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northeasterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGross Lateral (40 feet wide) with the northwesterly right-of-way line of North Loop Road (50 feet wide);

THENCE, along said northwesterly right-of-way line, South $35^{\circ}34'00''$ East, a distance of 11.02 feet to a point for corner;

THENCE, leaving said northwesterly right-of-way line, South $58^{\circ}09'42''$ West, a distance of 161.59 feet to a point for corner;

THENCE, South $65^{\circ}55'01''$ West, a distance of 348.75 feet to a point for corner;

THENCE, South $62^{\circ}40'11''$ West, a distance of 282.51 feet to a point for corner in the north line of said Tract 18 and south line of said DeGross Lateral;

THENCE, along the north line of said Tract 18 the following three courses:

North $61^{\circ}15'00''$ East, a distance of 282.43 feet to a point for corner;

North $65^{\circ}38'00''$ East, a distance of 348.00 feet to a point for corner;

North $57^{\circ}27'00''$ East, a distance of 161.00 feet to the POINT OF BEGINNING and containing 5,368 square feet or 0.123 acre of land.

PREPARED BY:
Faight & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "B"

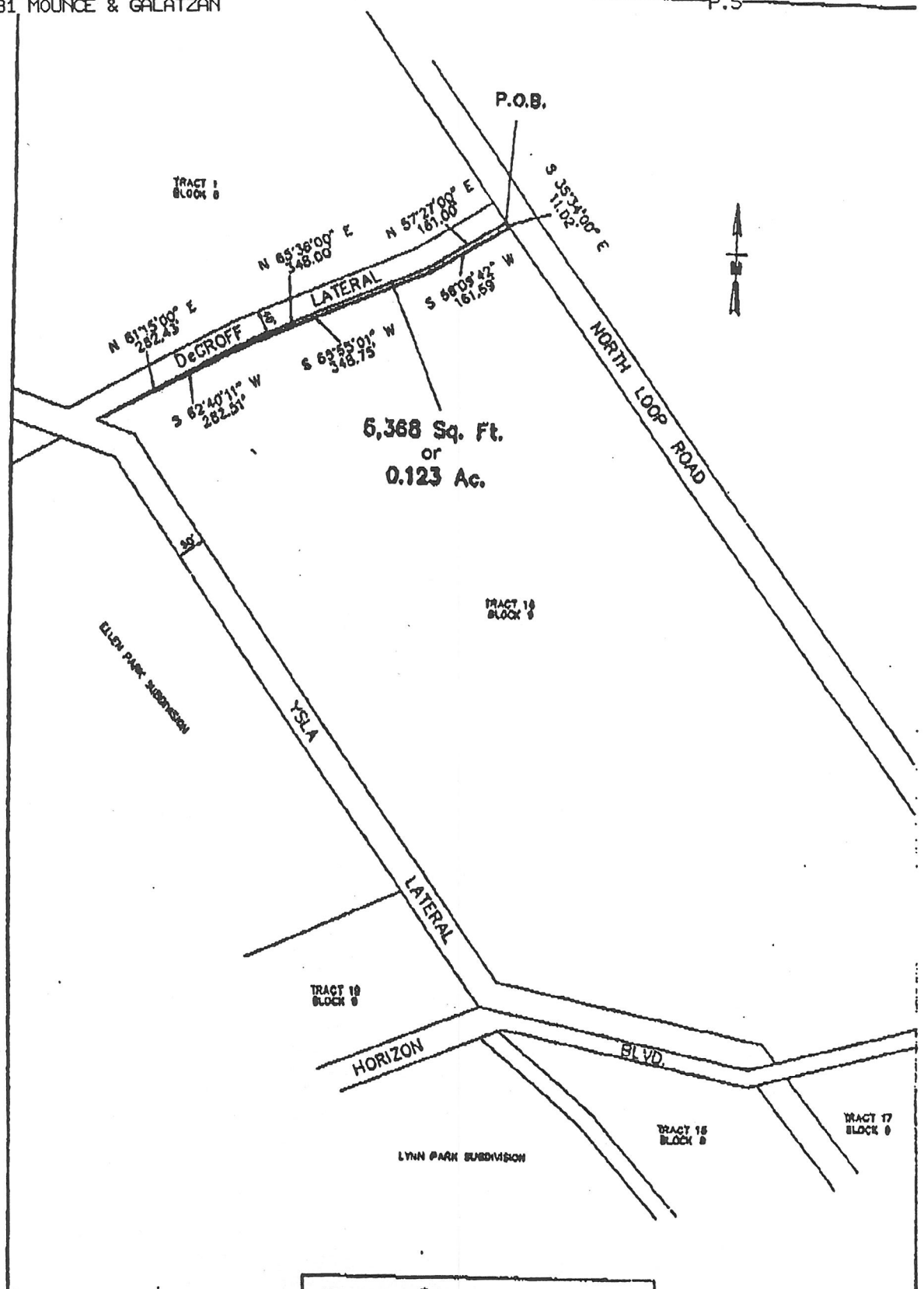


EXHIBIT "B-1"

Faught & Associates Inc.
CONSULTING ENGINEERS

433 Executive Center Blvd.
El Paso, Texas 79902
(915) 542-4900

**PORTION OF TRACT 18,
BLOCK 9, SOCORRO GRANT,
EL PASO COUNTY, TEXAS**

Drawn By JEC	Date: 1-16-92	Scale: 1"=200'	Job No: 5901-01
--------------	---------------	----------------	-----------------

MAINTENANCE EASEMENT AGREEMENT

STATE OF TEXAS)
)
COUNTY OF EL PASO)

KNOW ALL MEN BY THESE PRESENTS:

That MARTHA ADELINE CARLSON MARTIN, ANNA MADLYNE CARLSON GUTHRIE and ROBERT CARL CARLSON (hereinafter collectively referred to as "Grantors"), for good and valuable consideration, do hereby GRANT, SELL and CONVEY to THE UNITED STATES OF AMERICA (hereinafter referred to as "Grantee"), its successors and assigns, two separate maintenance easements on and across the following described property belonging to Grantors:

Parcel 1: 10,988 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "A" and by plat on Exhibit "A-1" attached hereto (the "Ysla Lateral Maintenance Easement"); and

Parcel 2: 5,368 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "B" and by plat on Exhibit "B-1" attached hereto ("the DeGroff Lateral Maintenance Easement").

The Ysla Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the Ysla Lateral which is immediately to the south of Parcel 1. Parcel 1 consists of a portion of the toe of the slope of the maintenance road used to maintain the Ysla Lateral.

The DeGroff Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the DeGroff Lateral which is immediately to the west of Parcel 2. Parcel 2 consists of a portion of the toe of the slope of the maintenance road used to maintain the DeGroff Lateral. ^

The maintenance easements granted herein are granted solely for the benefit of Grantee and the El Paso County Water Improvement District No. 1. on the condition that Grantors will not have any obligation to maintain Parcel 1 or Parcel 2 and on the condition that Grantee or its successors and assigns will maintain Parcel 1 and Parcel 2 in their present condition, normal wear and tear excepted. In the event that the Grantee or its successors and assigns no longer use Parcel 1 for purposes of maintaining the Ysla Lateral, or Parcel 2 for purposes of maintaining the DeGroff Lateral, the parcel or parcels not used will revert back to the successors in interest of Grantors.

Grantors agree that no permanent structures shall be built on the area of the Ysla Lateral Maintenance Easement or of the

DeGroff Lateral Maintenance Easement. The easement, rights and privileges granted herein shall be perpetual or for so long as Grantee uses them for maintenance as described herein, and shall run with the land.

IN WITNESS WHEREOF, this Maintenance Easement Agreement is executed this the _____ day of _____, 1992.

MARTHA ADELINE CARLSON MARTIN

ANNA MADLYNE CARLSON GUTHRIE

ROBERT CARL CARLSON

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by MARTHA ADELINE CARLSON MARTIN.

Notary Public
My Commission Expires:_____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ANNA MADLYNE CARLSON GUTHRIE.

Notary Public
My Commission Expires:_____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ROBERT CARL CARLSON.

Notary Public
My Commission Expires:_____

(5689.rsg)

**PROPERTY DESCRIPTION
10,988 SQUARE FEET OR
0.252 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northwesterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the east right-of-way line of the Ysla Lateral (50 feet wide);

THENCE, along the north line of said Tract 18, North $61^{\circ}15'00''$ East, a distance of 15.57 feet to a point for corner;

THENCE, leaving said north line, South $60^{\circ}20'21''$ East, a distance of 74.98 feet to a point for corner;

THENCE, South $34^{\circ}50'41''$ East, a distance of 1,139.51 feet to a point for corner in the southerly line of said Tract 18 also being in the northerly line of said Ysla Lateral;

THENCE, along the southerly line of said Tract 18, North $77^{\circ}11'00''$ West, a distance of 19.30 feet to the southwest corner of said Tract 18;

THENCE, along the west line of said Tract 18 the following two courses:

North $34^{\circ}28'00''$ West, a distance of 1,136.80 feet to a point for corner;

North $71^{\circ}01'00''$ West, a distance of 71.60 feet to POINT OF BEGINNING and containing 10,988 square feet or 0.252 acre of land.

PREPARED BY:
Faight & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "A"

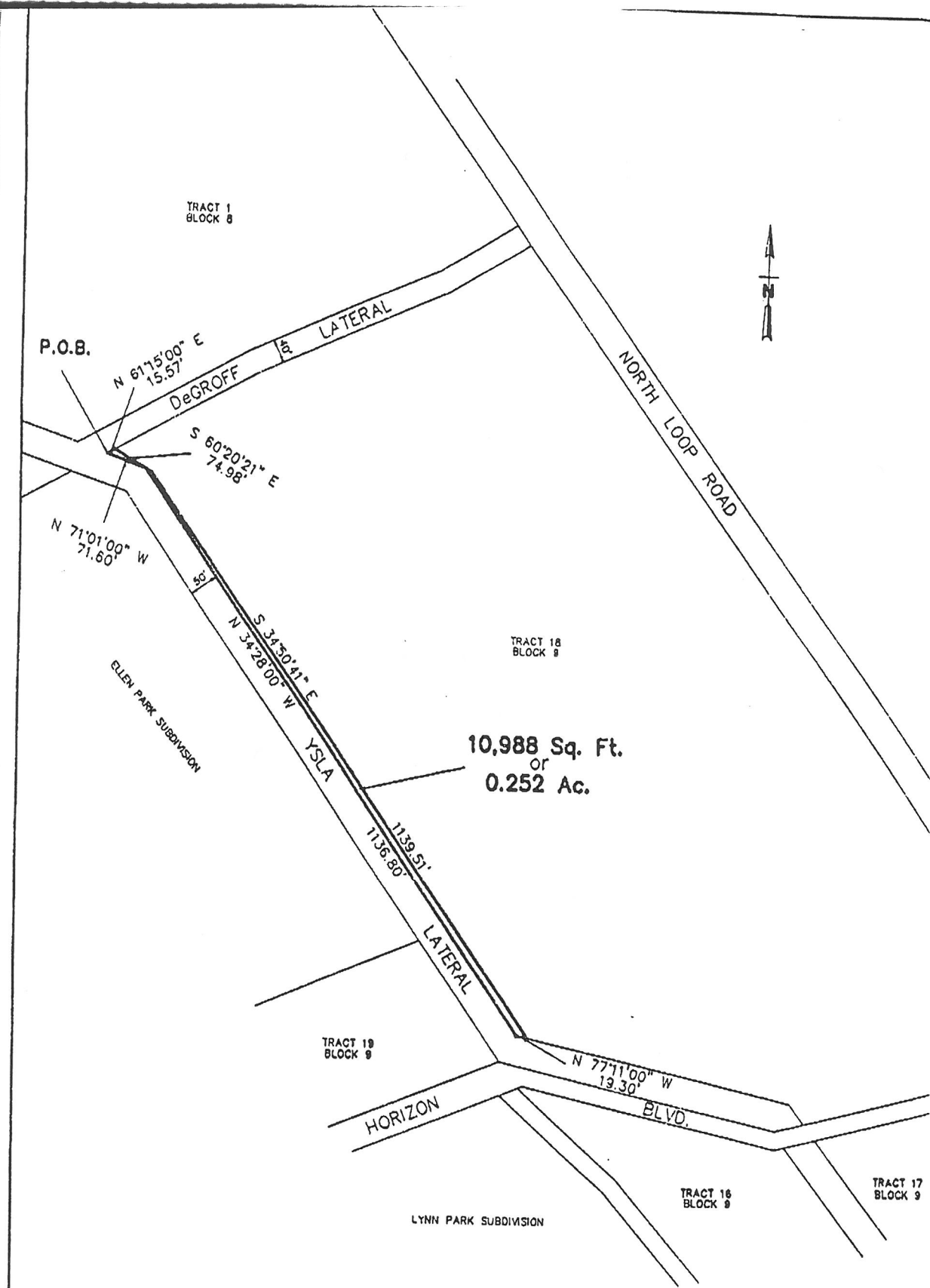


EXHIBIT "A-1"

Faught & Associates Inc.
 CONSULTING ENGINEERS
 433 Executive Center Blvd.
 El Paso, Texas 79902
 (915) 542-4900

**PORTION OF TRACT 18,
 BLOCK 9, SOCORRO GRANT,
 EL PASO COUNTY, TEXAS**

Drawn By: JEC	Date: 1-16-92	Scale: 1"=200'	Job No: 5901-01
---------------	---------------	----------------	-----------------

**EASEMENT DESCRIPTION
5,368 SQUARE FEET OR
0.123 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northeasterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the northwesterly right-of-way line of North Loop Road (50 feet wide);

THENCE, along said northwesterly right-of-way line, South 35°34'00" East, a distance of 11.02 feet to a point for corner;

THENCE, leaving said northwesterly right-of-way line, South 58°09'42" West, a distance of 161.59 feet to a point for corner;

THENCE, South 65°55'01" West, a distance of 348.75 feet to a point for corner;

THENCE, South 62°40'11" West, a distance of 282.51 feet to a point for corner in the north line of said Tract 18 and south line of said DeGroff Lateral;

THENCE, along the north line of said Tract 18 the following three courses:

North 61°15'00" East, a distance of 282.43 feet to a point for corner;

North 65°36'00" East, a distance of 348.00 feet to a point for corner;

North 57°27'00" East, a distance of 161.00 feet to the POINT OF BEGINNING and containing 5,368 square feet or 0.123 acre of land.

PREPARED BY:
Faught & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "B"

MAINTENANCE EASEMENT AGREEMENT

STATE OF TEXAS)
COUNTY OF EL PASO)

KNOW ALL MEN BY THESE PRESENTS:

That MARTHA ADELIN CARLSON MARTIN, ANNA MADLYNE CARLSON GUTHRIE and ROBERT CARL CARLSON (hereinafter collectively referred to as "Grantors"), for good and valuable consideration, do hereby GRANT, SELL and CONVEY to THE UNITED STATES OF AMERICA (hereinafter referred to as "Grantee"), its successors and assigns, two separate maintenance easements on and across the following described property belonging to Grantors:

Parcel 1: 10,988 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "A" and by plat on Exhibit "A-1" attached hereto (the "Ysla Lateral Maintenance Easement"); and

Parcel 2: 5,368 square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "B" and by plat on Exhibit "B-1" attached hereto ("the DeGroff Lateral Maintenance Easement").

The Ysla Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the Ysla Lateral which is immediately to the south of Parcel 1. Parcel 1 consists of a portion of the toe of the slope of the maintenance road used to maintain the Ysla Lateral.

The DeGroff Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the DeGroff Lateral which is immediately to the west of Parcel 2. Parcel 2 consists of a portion of the toe of the slope of the maintenance road used to maintain the DeGroff Lateral. ^

The maintenance easements granted herein are granted solely for the benefit of Grantee and the El Paso County Water Improvement District No. 1. on the condition that Grantors will not have any obligation to maintain Parcel 1 or Parcel 2 and on the condition that Grantee or its successors and assigns will maintain Parcel 1 and Parcel 2 in their present condition, normal wear and tear excepted. In the event that the Grantee or its successors and assigns no longer use Parcel 1 for purposes of maintaining the Ysla Lateral, or Parcel 2 for purposes of maintaining the DeGroff Lateral, the parcel or parcels not used will revert back to the successors in interest of Grantors.

Grantors agree that no permanent structures shall be built on the area of the Ysla Lateral Maintenance Easement or of the

DeGroff Lateral Maintenance Easement. The easement, rights and privileges granted herein shall be perpetual or for so long as Grantee uses them for maintenance as described herein, and shall run with the land.

IN WITNESS WHEREOF, this Maintenance Easement Agreement is executed this the _____ day of _____, 1992.

MARTHA ADELINE CARLSON MARTIN

ANNA MADLYNE CARLSON GUTHRIE

ROBERT CARL CARLSON

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by MARTHA ADELINE CARLSON MARTIN.

Notary Public
My Commission Expires: _____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ANNA MADLYNE CARLSON GUTHRIE.

Notary Public
My Commission Expires: _____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ROBERT CARL CARLSON.

Notary Public
My Commission Expires: _____

(5689.rsg)

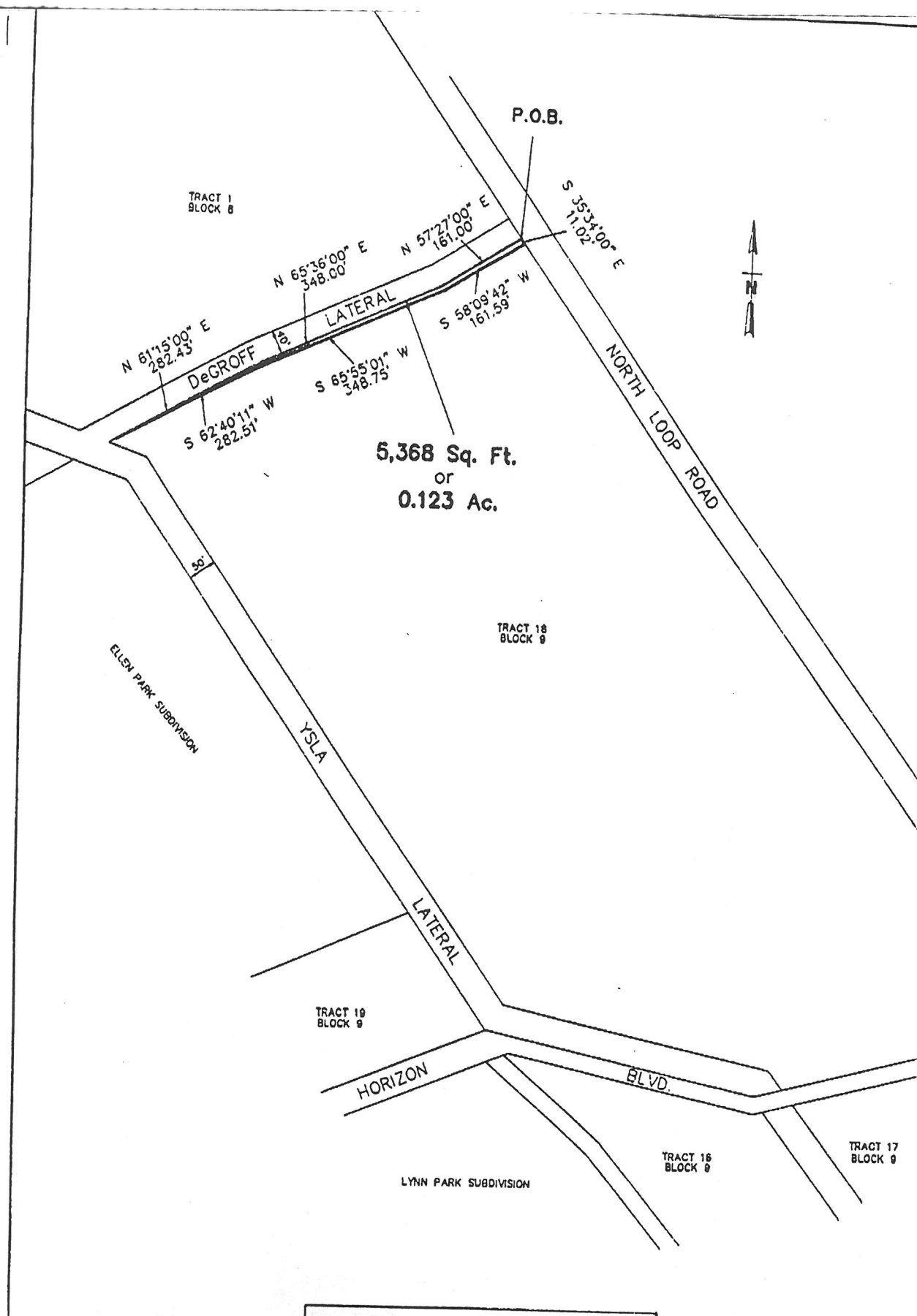


EXHIBIT "B-1"

Faught & Associates Inc.
 CONSULTING ENGINEERS

433 Executive Center Blvd.
 El Paso, Texas 79902
 (915) 542-4900

**PORTION OF TRACT 18,
 BLOCK 9, SOCORRO GRANT,
 EL PASO COUNTY, TEXAS**

Drawn By: JEC	Date: 1-16-92	Scale: 1" = 200'	Job No: 5901-01
---------------	---------------	------------------	-----------------

MOUNCE & GALATZAN
A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
SEVENTH FLOOR
TEXAS COMMERCE BANK BUILDING
EL PASO, TEXAS 79901-1334

January 21, 1992

MAILING ADDRESS:
P. O. DRAWER 1977
EL PASO, TEXAS 79950-1977
(915) 532-3911
FACSIMILE: (915) 541-1597

VIA HAND DELIVERY

Mr. Dan Page, Project Manager
United States Department of the Interior
Bureau of Reclamation
700 East San Antonio Street, #B-318
El Paso, Texas 79901

Re: Horizon Shopping Center Subdivision - B & O Development
- Horizon, Ltd.

Dear Mr. Page:

Enclosed please find the plat which my clients have had approved and executed by the City of Socorro and which they have tendered to the title company to be filed immediately after the closing at which they purchase the property. You can see the Bureau of Reclamation easement on the plat and the statement that all improvements will be built away from the toe of the slope.

I have also enclosed for your review a revised Maintenance Easement Agreement with the insertion which you requested. I have black-lined for your easy reference the other changes made since the draft I gave to you this morning.

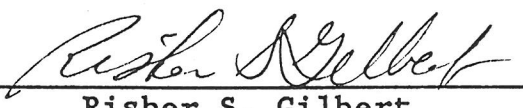
Once your letter is ready stating that the Bureau is not asserting a 60 foot right-of-way as to the Ysla Lateral and a 50 foot right-of-way as to the DeGroff Lateral, so that the Bureau agrees with the property line as reflected on the plat, I will then take it to the title company and see if they will allow us to close based on your letter.

Thank you again for your willingness to take the time to address this matter.

Very truly yours,

MOUNCE & GALATZAN

By: _____



Risher S. Gilbert

Mr. Dan Page
January 21, 1992

PAGE 2

RSG:dpk
Enclosures
cc: Mr. Ron Bissell
Mr. Jerry Odom
(5703.rsg)

**PROPERTY DESCRIPTION
10,988 SQUARE FEET OR
0.252 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northwesterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the east right-of-way line of the Ysla Lateral (50 feet wide);

THENCE, along the north line of said Tract 18, North $61^{\circ}15'00''$ East, a distance of 15.57 feet to a point for corner;

THENCE, leaving said north line, South $60^{\circ}20'21''$ East, a distance of 74.98 feet to a point for corner;

THENCE, South $34^{\circ}50'41''$ East, a distance of 1,139.51 feet to a point for corner in the southerly line of said Tract 18 also being in the northerly line of said Ysla Lateral;

THENCE, along the southerly line of said Tract 18, North $77^{\circ}11'00''$ West, a distance of 19.30 feet to the southwest corner of said Tract 18;

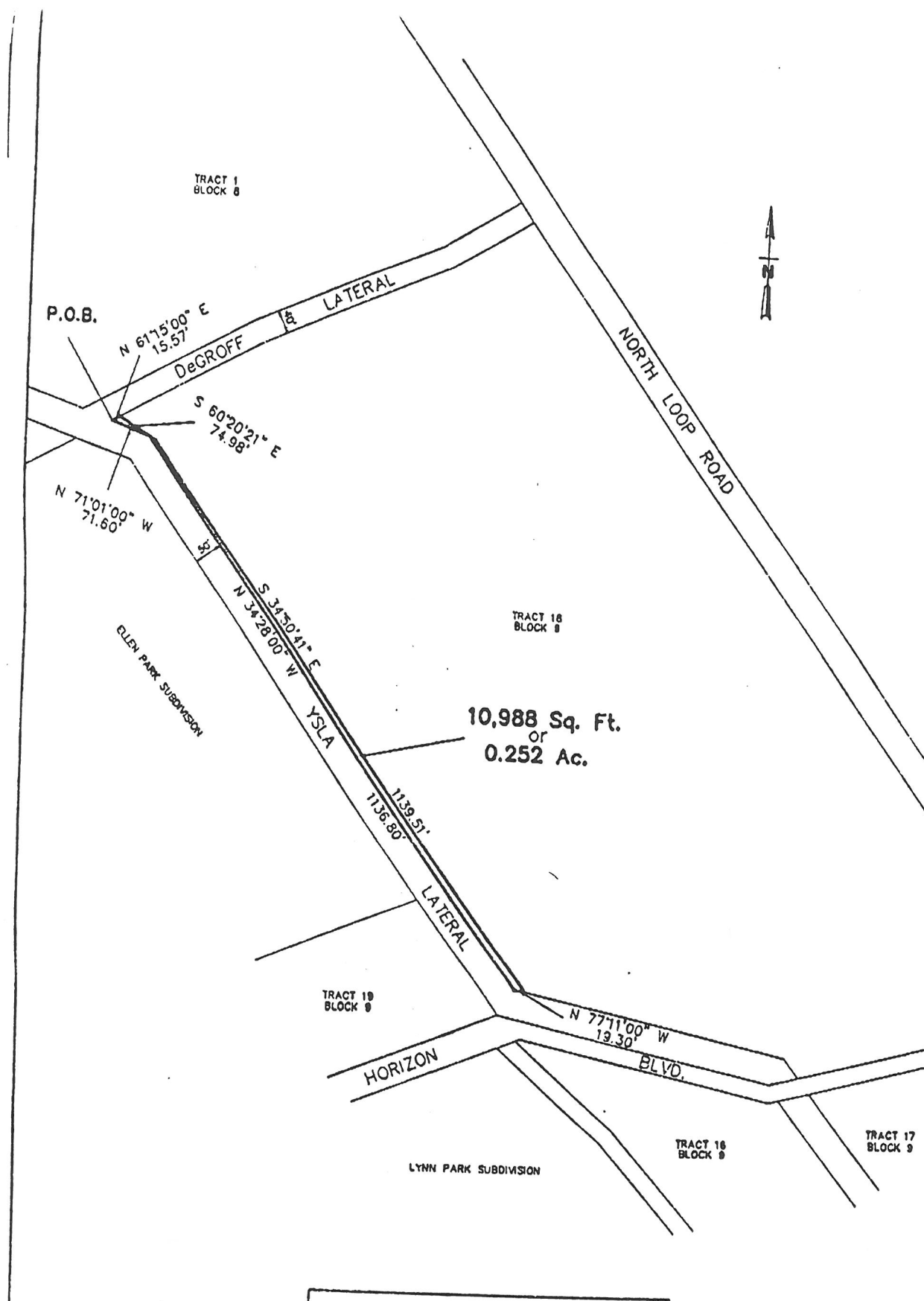
THENCE, along the west line of said Tract 18 the following two courses:

North $34^{\circ}28'00''$ West, a distance of 1,136.80 feet to a point for corner;

North $71^{\circ}01'00''$ West, a distance of 71.60 feet to POINT OF BEGINNING and containing 10,988 square feet or 0.252 acre of land.

PREPARED BY:
Faught & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "A"



P.O.B.

N 61°15'00" E
15.57'
DeGROFF LATERAL
S 60°20'21" E
74.98'

N 71°01'00" W
71.60'

ELEN PARK SUBDIVISION

S 34°28'00" W
N 34°28'00" W
YSLA

10,988 Sq. Ft.
or
0.252 Ac.

1139.51'
1136.80'
LATERAL

N 77°11'00" W
19.30'
BLVD.

HORIZON

LYNN PARK SUBDIVISION

TRACT 1
BLOCK 8

TRACT 18
BLOCK 9

TRACT 19
BLOCK 8

TRACT 18
BLOCK 9

TRACT 17
BLOCK 9



EXHIBIT "A-1"

Faught & Associates Inc.
CONSULTING ENGINEERS

433 Executive Center Blvd.
El Paso, Texas 79902
(915) 542-4900

PORTION OF TRACT 18,
BLOCK 9, SOCORRO GRANT,
EL PASO COUNTY, TEXAS

Drawn By: J.S.C.	Date: 1-14-92	Scale: 1"=100'	Job No: 5901-01
------------------	---------------	----------------	-----------------

**EASEMENT DESCRIPTION
5,368 SQUARE FEET OR
0.123 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northeasterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the northwesterly right-of-way line of North Loop Road (50 feet wide);

THENCE, along said northwesterly right-of-way line, South $35^{\circ}34'00''$ East, a distance of 11.02 feet to a point for corner;

THENCE, leaving said northwesterly right-of-way line, South $58^{\circ}09'42''$ West, a distance of 161.59 feet to a point for corner;

THENCE, South $65^{\circ}55'01''$ West, a distance of 348.75 feet to a point for corner;

THENCE, South $62^{\circ}40'11''$ West, a distance of 282.51 feet to a point for corner in the north line of said Tract 18 and south line of said DeGroff Lateral;

THENCE, along the north line of said Tract 18 the following three courses:

North $61^{\circ}15'00''$ East, a distance of 282.43 feet to a point for corner;

North $65^{\circ}36'00''$ East, a distance of 348.00 feet to a point for corner;

North $57^{\circ}27'00''$ East, a distance of 161.00 feet to the POINT OF BEGINNING and containing 5,368 square feet or 0.123 acre of land.

PREPARED BY:
Faight & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "B"

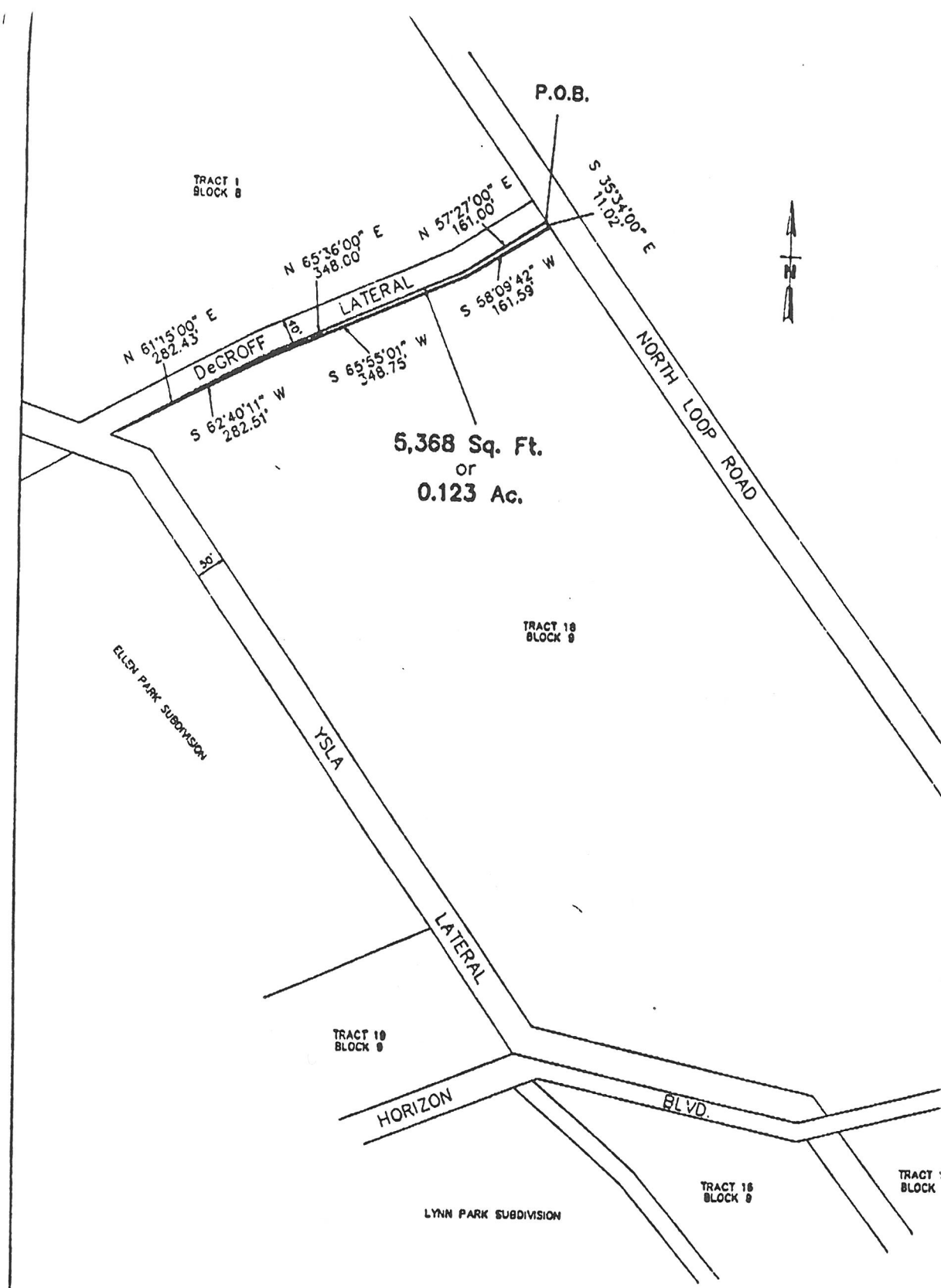


EXHIBIT "B-1"

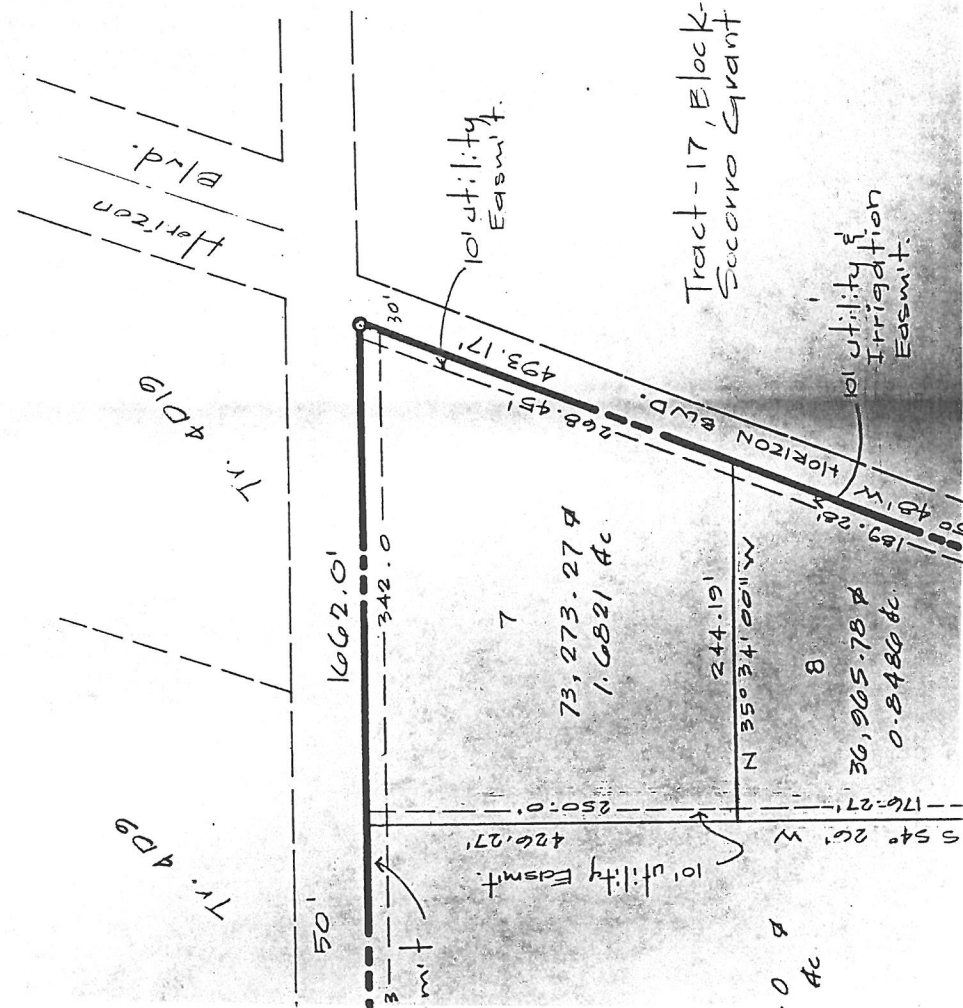
Faught & Associates Inc. CONSULTING ENGINEERS		433 Executive Center Blvd. El Paso, Texas 79902 (915) 542-4900	
PORTION OF TRACT 18, BLOCK 9, SOCORRO GRANT, EL PASO COUNTY, TEXAS			
Drawn By: JEC	Date: 1-16-92	Scale: 1"=200'	Job No: 5901-01

HORIZON SHOPPING CENTER SUBDIVISION

BEING TRACT-18, BLOCK-9,
SOCORRO GRANT,
CITY OF SOCORRO,
EL PASO COUNTY, TEXAS.

Containing: 26.4760 Ac.±

3



DEDICATION

STATE OF TEXAS
COUNTY OF EL PASO

B & O Development - Horizon, LTD., a Texas Limited Partnership owner of this land, hereby presents this map and dedicates to the use of the public the streets, drives, and utility easements as hereon laid down and designated, including easements, for overhead of service wires for pole type utilities, and buried service wires, conduits, and pipes for underground utilities, the right to set service poles along side lot lines, and the right to ingress and egress for service and construction and the right to trim interfering trees and shrubs.

B & O DEVELOPMENT - HORIZON, LTD.
By: Bissell & Odom Development Corporation, General Partner

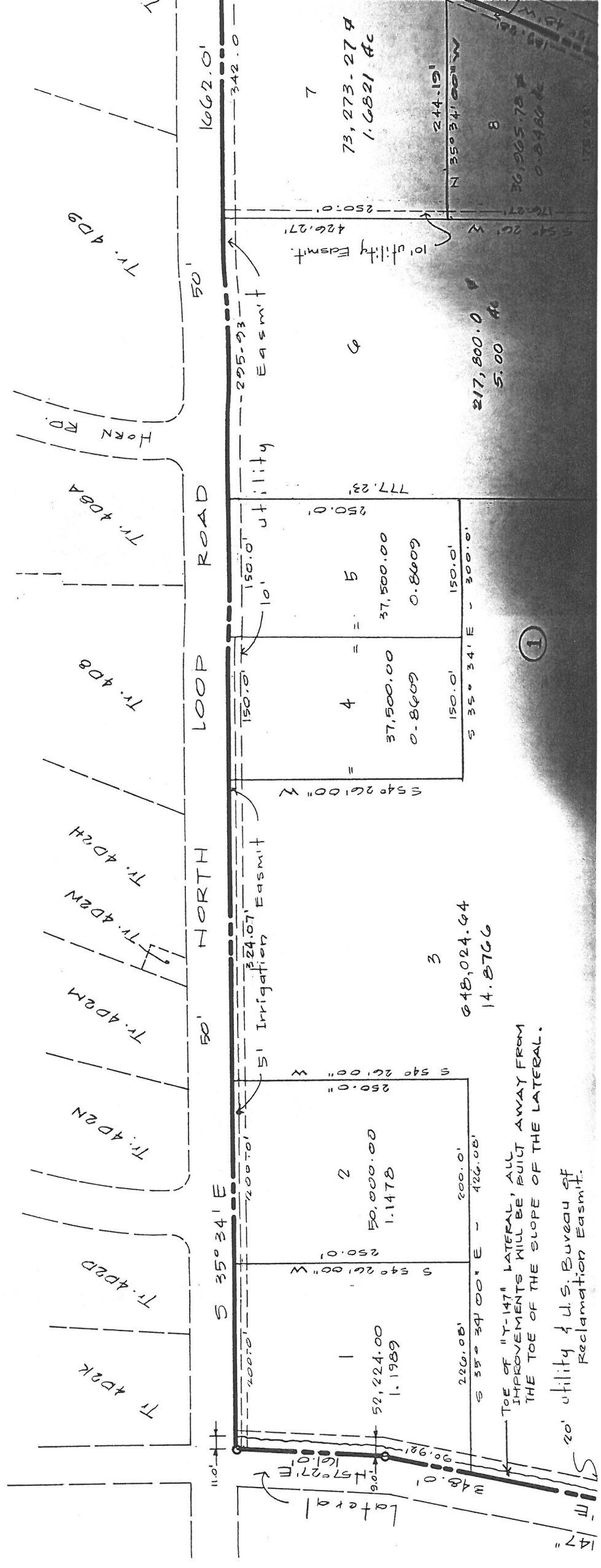
By: Ronald Bissell, President

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Ronald Bissell known to me to be the person whose name is subscribed to the foregoing

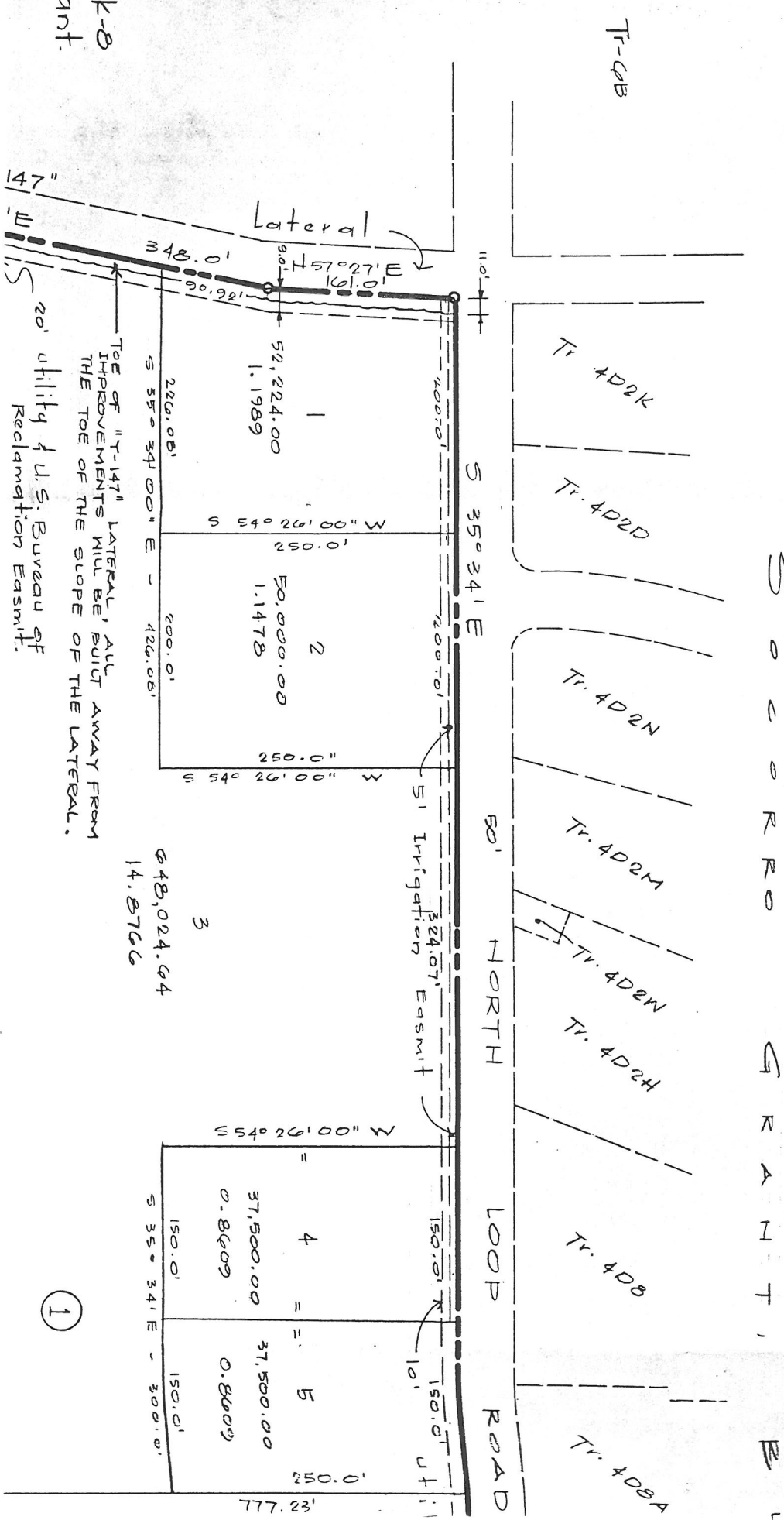
S O C O R R O G R A N T , B L O C K - 3



TOE OF "Y-147" LATERAL, ALL IMPROVEMENTS WILL BE BUILT AWAY FROM THE TOE OF THE SLOPE OF THE LATERAL.

20' utility of U.S. Bureau of Reclamation Easmt.

Tract-1, Block-8
Socorro Grant.



1

STATE OF TEXAS
COUNTY OF EL PASO

B & O Development - Horizon, LTD., a Texas Limited Partnership owner of this land, hereby presents this map and dedicates to the use of the public the streets, drives, and utility easements as hereon laid down and designated, including easements, for overhang of service wires for pole type utilities, and buried service wires, conduits, and pipes for underground utilities, the right to set service poles along side lot lines, and the right to ingress and egress for service and construction and the right to trim interfering trees and shrubs.

B & O DEVELOPMENT - HORIZON, LTD.
By: Bissell & Odom Development Corporation, General Partner

By: Ronald Bissell, President

A C K N O W L E D G E M E N T

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Ronald Bissell known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein stated.

Given under my hand and seal this _____ day of _____, 19____, A.D.

Notary Public in and for
El Paso, County, Texas

My Commission expires _____

C I T Y P L A N C O M M I S S I O N

This subdivision is hereby approved as to the platting and as to the conditions of the dedication in accordance with Article 974A of Vernon's Texas Civil Statutes this _____ day of _____, 19____, A.D.

Monica Lopez, Secretary Ray Rodriguez, Chairman

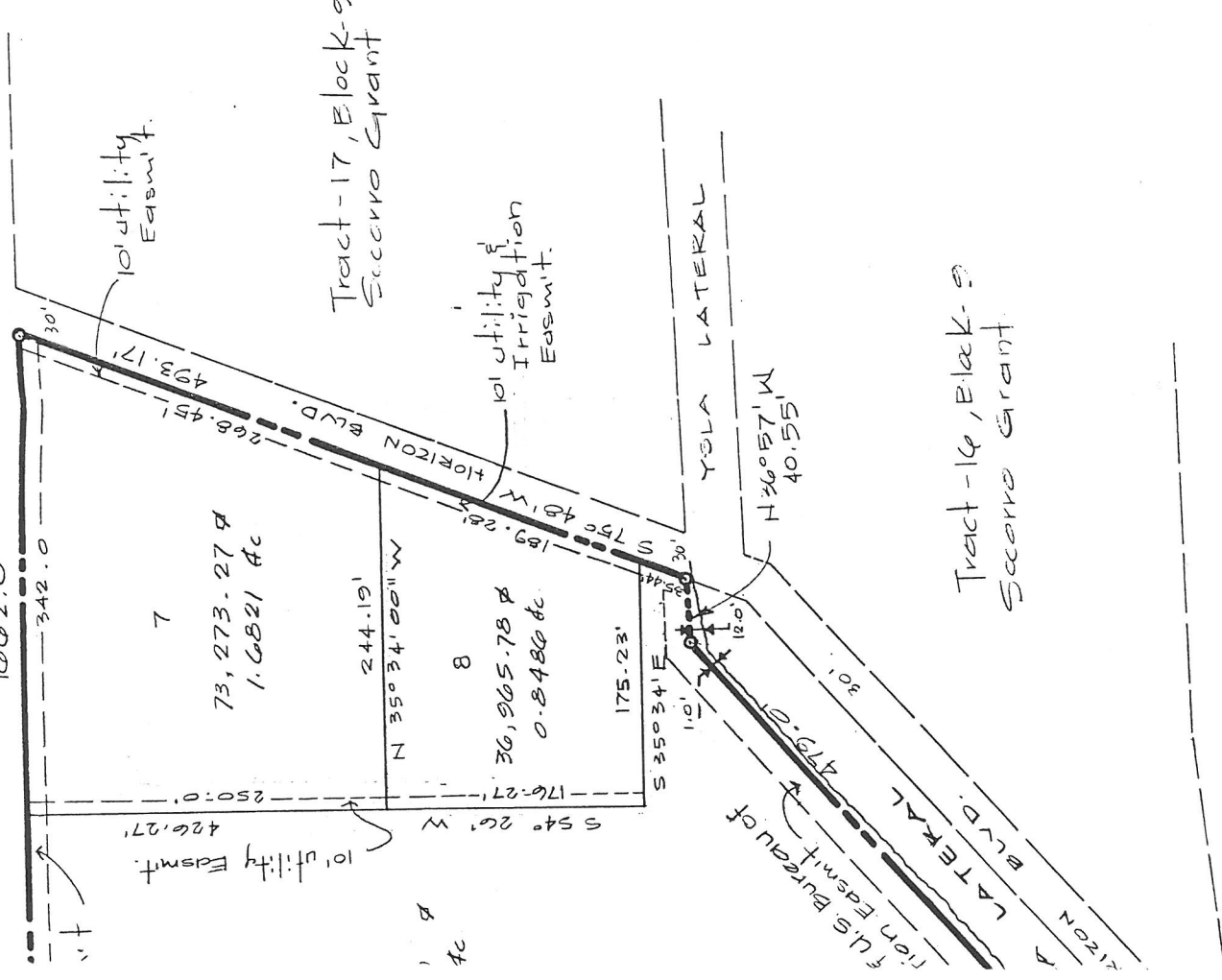
Accepted and adopted by the City Council of Socorro this _____ day of _____, 19____, A.D.

Delia Ponce, City Clerk Reuben R. Chavez, Mayor

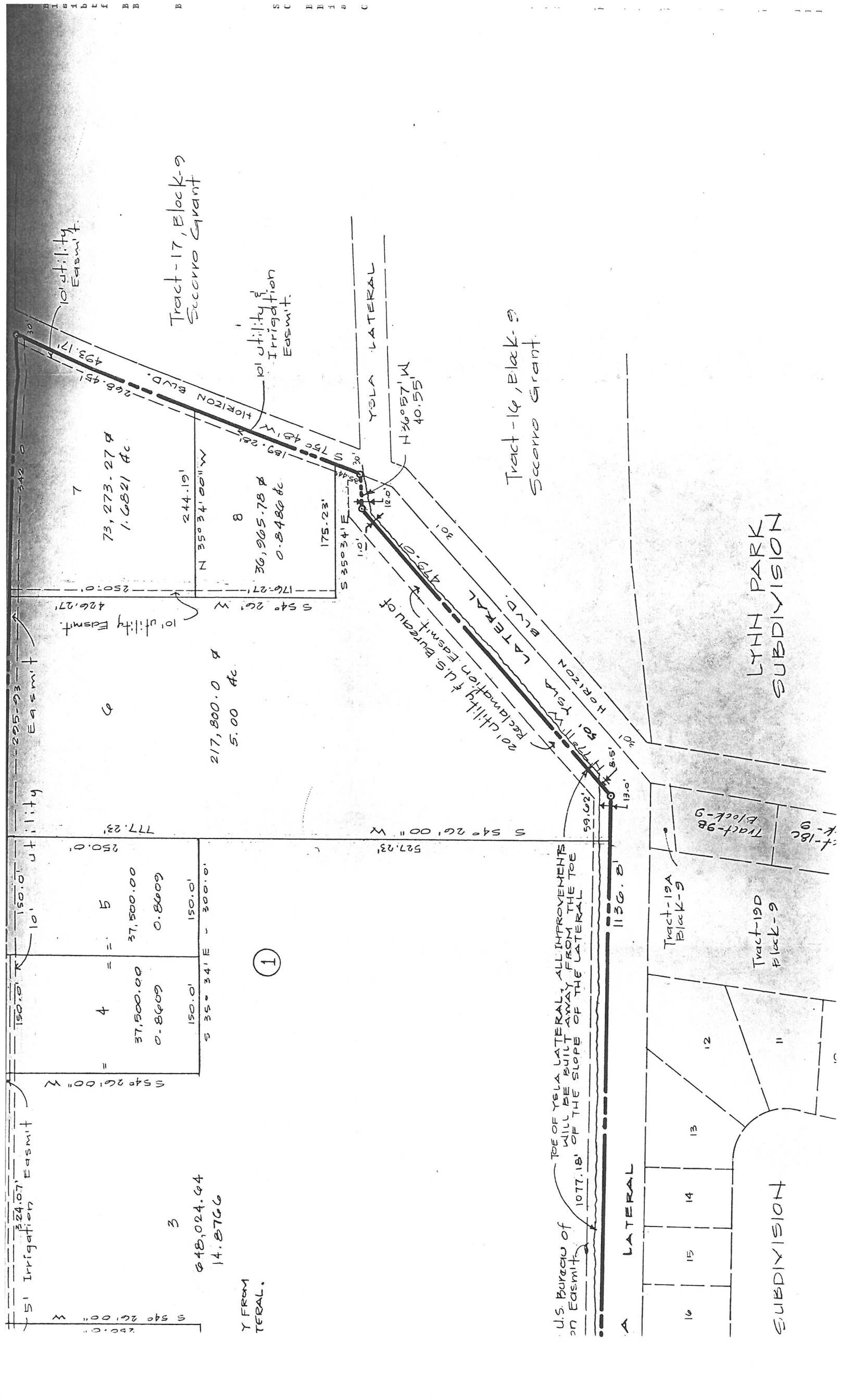
Filed and recorded in the office of the County Clerk of El Paso County, Texas, this _____ day of _____, 19____, A.D., in volume _____ of the Plat Record, Page _____, File No. _____.

County Clerk

Prepared by and under the supervision of Manuel Calderon, P.E.
Registered Professional Engineer No. 42333
Registered Professional Land Surveyor No. 2564



LYNN PARK
SUBDIVISION



Tract-17, Block-9
Saccaro Grant

Tract-16, Block-9
Saccaro Grant

LYHH PARK
SUBDIVISION

SUBDIVISION

7
73,273.27 A
1.6821 Ac

8
36,965.78 A
0.8486 Ac

6
217,800.0 A
5.00 Ac

4	=	5
37,500.00		37,500.00
0.8609		0.8609
150.0'		150.0'
S 35° 34' E - 300.0'		

3
648,024.64
14.8766

Y FROM
TERAL.

①

U.S. Bureau of Reclamation
1077.18' OF THE SLOPE OF THE LATERAL

A LATERAL

Tract-19A
Block-9

Tract-19D
Block-9

Tract-9B
Block-9

Tract-9C
Block-9

12

13

14

15

16

10' utility Easmt.

10' utility & Irrigation Easmt.

10' utility Easmt.

10' utility Easmt.

5' Irrigation Easmt.

YOLA LATERAL

YOLA LATERAL

YOLA LATERAL

YOLA LATERAL

YOLA LATERAL

493.17'

208.45'

189.28'

176.27'

426.27'

777.23'

250.0'

150.0'

150.0'

150.0'

150.0'

150.0'

150.0'

150.0'

150.0'

150.0'

150.0'

342.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

250.0'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

1077.18'

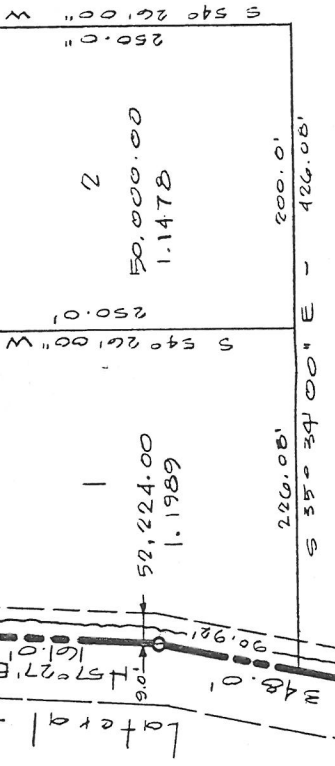
1077.18'

1077.18'

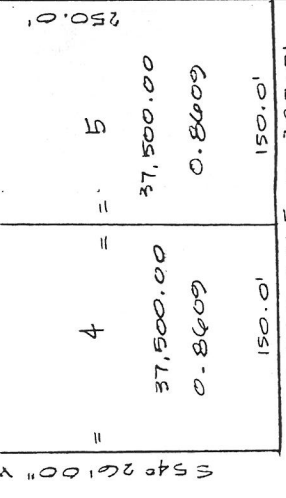
1077.18'

1077.18'

Tract-1, Block-8
Socorro Grant.



3
648,024.64
14.8766



①

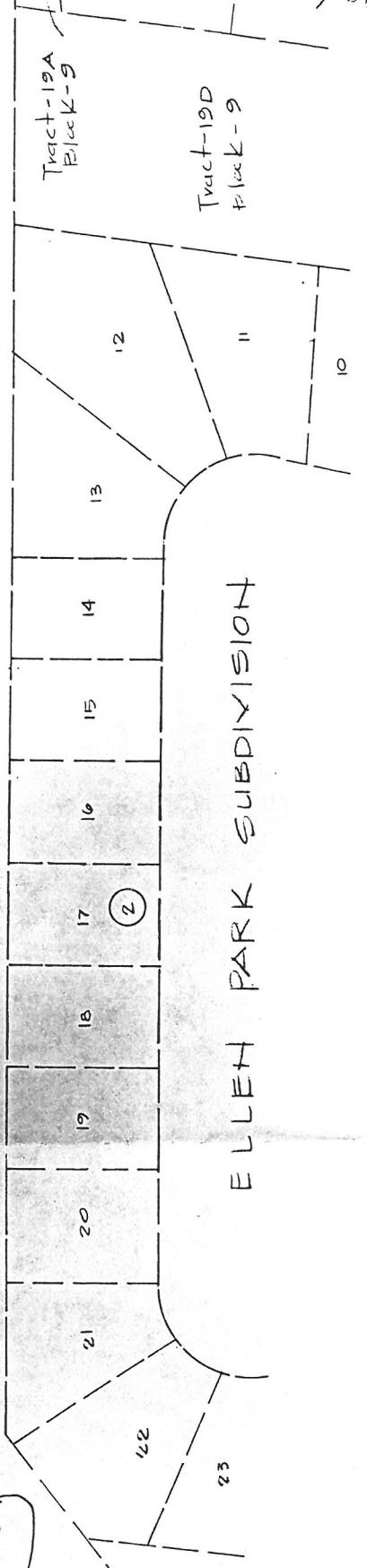
TOE OF "Y-147" LATERAL, ALL IMPROVEMENTS WILL BE BUILT AWAY FROM THE TOE OF THE SLOPE OF THE LATERAL.
20' utility & U.S. Bureau of Reclamation Easmt.

TOE OF YSLA LATERAL, ALL IMPROVEMENTS WILL BE BUILT AWAY FROM THE TOE OF THE SLOPE OF THE LATERAL.
20' utility & U.S. Bureau of Reclamation Easmt.
1077.18'

50' YSLA LATERAL

N 34° 28' W

N 71° 01' W
21.00'



ELLEN PARK SUBDIVISION

CITY PLAN COMMISSION

This subdivision is hereby approved as to the platting and as to the conditions of the dedication in accordance with Article 974A of Vernon's Texas Civil Statutes this _____ day of _____, 19____, A.D.

Monica Lopez, Secretary _____ Ray Rodriguez, Chairman _____

Accepted and adopted by the City Council of Socorro this _____ day of _____, 19____, A.D.

Delia Ponce, City Clerk _____ Reuben R. Chavez, Mayor _____

Filed and recorded in the office of the County Clerk of El Paso County, Texas, this _____ day of _____, 19____, A.D., in volume _____ of the Plat Record, Page _____, File No. _____.

County Clerk _____

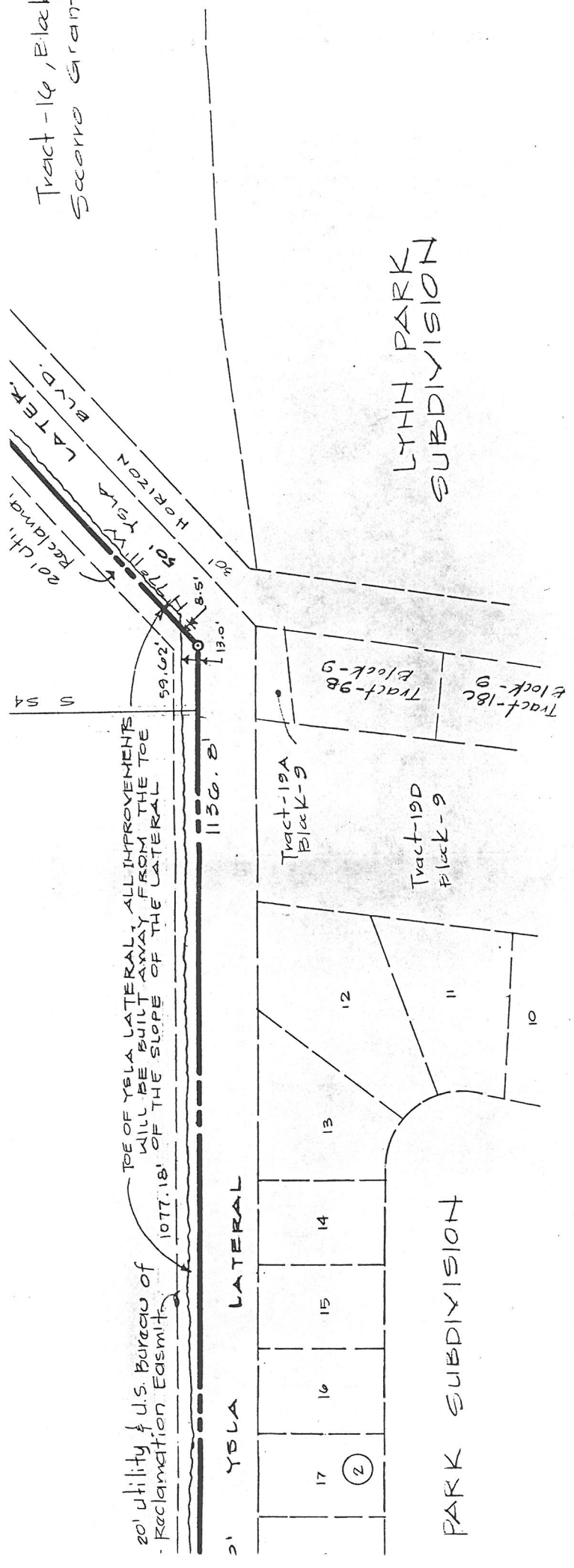
Prepared by and under the supervision of Manuel Calderon, P.E.
Registered Professional Engineer No. 42333
Registered Professional Land Surveyor No. 2564

Tract - 14, Block - 9
Socorro Grant.

LYNN PARK
SUBDIVISION

ARTIC...
BLA...
LATERA...
BLVD...
ORIZON

Tract-16, Block-9
Scurro Grant



20' Utility & U.S. Bureau of Reclamation Easmt.
 TOE OF YSLA LATERAL WILL BE BUILT AWAY FROM THE TOE
 1077.18' OF THE SLOPE OF THE LATERAL

20' YSLA LATERAL

PARK SUBDIVISION

LYNN PARK SUBDIVISION



Scale: 1"=100'

Calderon Engineering

SN-970
5/91

FACSIMILE TRANSMITTED

OPERATOR'S USE ONLY

Date 1/21/92 Time 4:45 pm

Operator's initials cut

Confirmed by _____

your copy Dan



FAX COVER SHEET

U.S. DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
RIO GRANDE PROJECT
700 E. SAN ANTONIO, RM. B-318
EL PASO, TEXAS 79901

DATE: Jan 21, 1992

TO: Risher Gilbert

CODE OR
FAX # 541-1598

FROM: Dan Page

RG-100

SUBJECT/MESSAGE _____

If FAX is incomplete, please call FTS 570-6300 or (915) 543-6300
Our FAX machine number is FTS 570-6299 or (915) 534-6299

This is page 1 of 2 total pages.

Transmit Confirmation Report

No. : 002
Receiver : 95411598
Transmitter : RIO GRANDE EL PASO
Date : Jan 21 92 16:47
Time : 00'57
Mode : Norm
Pages : 02
Result : OK

Joe

This is information
I got at my meeting
in Risher Gilbert's office
on 1/21/92

W. Page

Plat

"), has no objections
at.

ive the Reclamation's
on ditches & mainte-

SUBJECT: Review of Horizon Shopping Center Plat

DATE:

The Bureau of Reclamation ("Reclamation"), has no objections to the referenced subject and accepts the plat.

The acceptance of this plat does not waive the Reclamation's historical claims to rights-of-way, irrigation ditches & maintenance roads.

MAINTENANCE EASEMENT AGREEMENT

STATE OF TEXAS)
)
COUNTY OF EL PASO)

KNOW ALL MEN BY THESE PRESENTS:

That MARTHA ADELINE CARLSON MARTIN, ANNA MADLYNE CARLSON GUTHRIE and ROBERT CARL CARLSON (hereinafter collectively referred to as "Grantors"), for good and valuable consideration, do hereby GRANT, SELL and CONVEY to THE UNITED STATES OF AMERICA (hereinafter referred to as "Grantee"), its successors and assigns, two separate maintenance easements on and across the following described property belonging to Grantors:

Parcel 1: _____ square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "A" attached hereto (the "Ysla Lateral Maintenance Easement"); and

Parcel 2: _____ square feet within a portion of Tract 18, Block 9, SOCORRO GRANT, in El Paso County, Texas, more particularly described by metes and bounds on Exhibit "B" attached hereto ("the DeGroff Lateral Maintenance Easement").

The Ysla Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the Ysla Lateral which is immediately to the south of Parcel 1. Parcel 1 consists of a portion of the toe of the slope of the maintenance road used to maintain the Ysla Lateral.

The DeGroff Lateral Maintenance Easement shall be used by Grantee only for the purpose of maintaining the DeGroff Lateral which is immediately to the west of Parcel 2. Parcel 2 consists of a portion of the toe of the slope of the maintenance road used to maintain the DeGroff Lateral. Both parcels are reflected by plat on Exhibit "C" attached hereto.

The maintenance easements granted herein are granted solely for the benefit of Grantee and the El Paso County Water Improvement District No. 1. on the condition that Grantors will not have any obligation to maintain Parcel 1 or Parcel 2 and on the condition that Grantee or its successors and assigns will maintain Parcel 1 and Parcel 2 in their present condition, normal wear and tear excepted. In the event that the Grantee or its successors and assigns no longer use Parcel 1 for purposes of maintaining the Ysla Lateral, or Parcel 2 for purposes of maintaining the DeGroff Lateral, the parcel or parcels not used will revert back to the Grantors, or their successors and assigns.

The easement, rights and privileges granted herein shall be perpetual or for so long as Grantee uses them for maintenance as described herein, and shall run with the land.

IN WITNESS WHEREOF, this Maintenance Easement Agreement is executed this the _____ day of _____, 1992.

MARTHA ADELINE CARLSON MARTIN

ANNA MADLYNE CARLSON GUTHRIE

ROBERT CARL CARLSON

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by MARTHA ADELINE CARLSON MARTIN.

Notary Public
My Commission Expires:_____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ANNA MADLYNE CARLSON GUTHRIE.

Notary Public
My Commission Expires:_____

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this the _____ day of _____, 1992, by ROBERT CARL CARLSON.

Notary Public
My Commission Expires:_____

(5689.rsg)

**PROPERTY DESCRIPTION
10,988 SQUARE FEET OR
0.252 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northwesterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the east right-of-way line of the Ysla Lateral (50 feet wide);

THENCE, along the north line of said Tract 18, North $61^{\circ}15'00''$ East, a distance of 15.57 feet to a point for corner;

THENCE, leaving said north line, South $60^{\circ}20'21''$ East, a distance of 74.98 feet to a point for corner;

THENCE, South $34^{\circ}50'41''$ East, a distance of 1,139.51 feet to a point for corner in the southerly line of said Tract 18 also being in the northerly line of said Ysla Lateral;

THENCE, along the southerly line of said Tract 18, North $77^{\circ}11'00''$ West, a distance of 19.30 feet to the southwest corner of said Tract 18;

THENCE, along the west line of said Tract 18 the following two courses:

North $34^{\circ}28'00''$ West, a distance of 1,136.80 feet to a point for corner;

North $71^{\circ}01'00''$ West, a distance of 71.60 feet to POINT OF BEGINNING and containing 10,988 square feet or 0.252 acre of land.

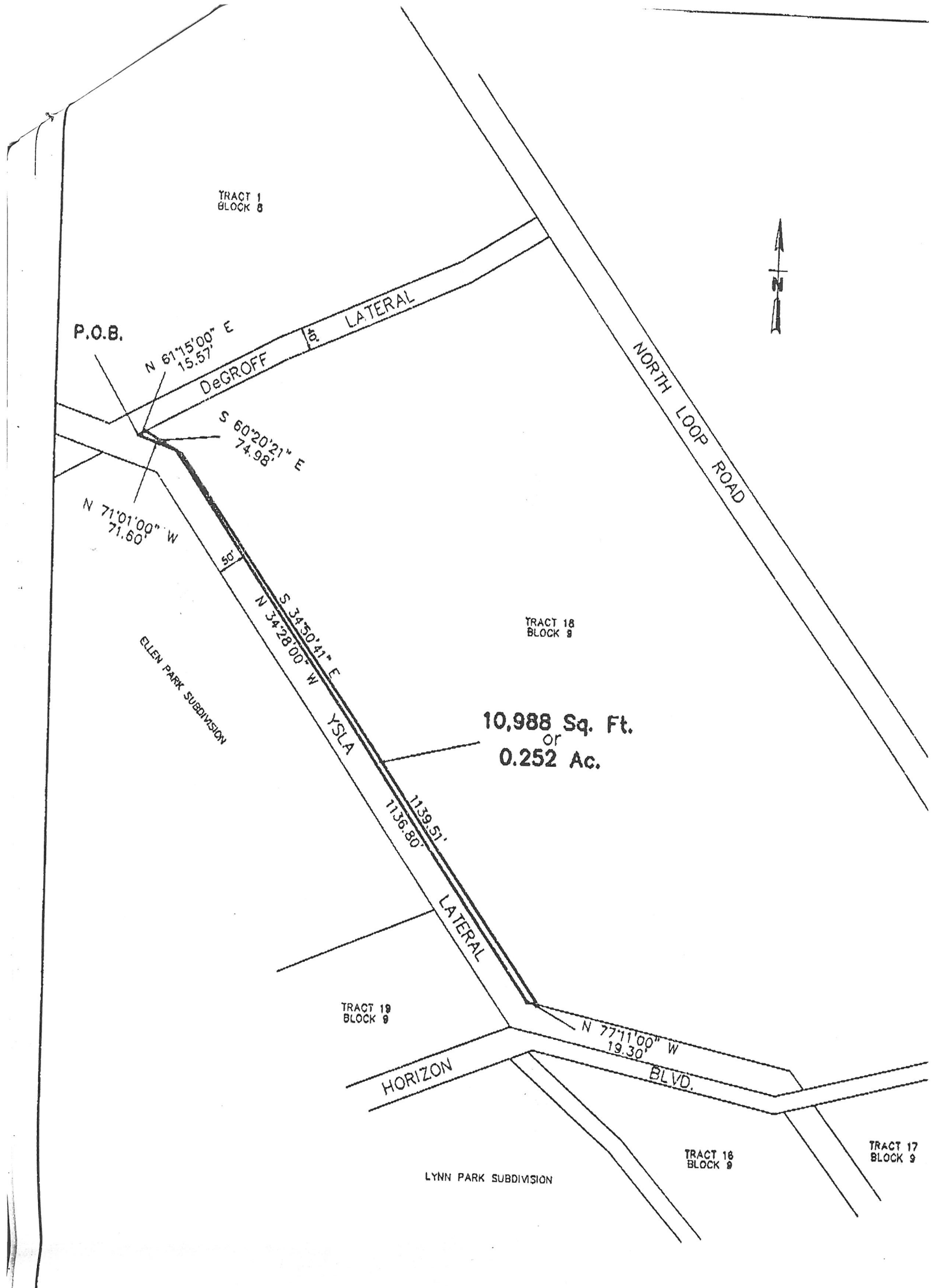
PREPARED BY:

Faught & Associates Inc.

El Paso, Texas

January 17, 1992

Job No. 5901-01



Faught & Associates Inc.
CONSULTING ENGINEERS

433 Executive Center Blvd.
El Paso, Texas 79902
(915) 542-4900

EXHIBIT "A-1"

**PORTION OF TRACT 18,
BLOCK 9, SOCORRO GRANT,
EL PASO COUNTY, TEXAS**

Drawn By: JEC	Date: 1-16-92	Scale: 1"=200'	Job No: 5901-01
---------------	---------------	----------------	-----------------

**EASEMENT DESCRIPTION
5,368 SQUARE FEET OR
0.123 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northeasterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the northwesterly right-of-way line of North Loop Road (50 feet wide);

THENCE, along said northwesterly right-of-way line, South $35^{\circ}34'00''$ East, a distance of 11.02 feet to a point for corner;

THENCE, leaving said northwesterly right-of-way line, South $58^{\circ}09'42''$ West, a distance of 161.59 feet to a point for corner;

THENCE, South $65^{\circ}55'01''$ West, a distance of 348.75 feet to a point for corner;

THENCE, South $62^{\circ}40'11''$ West, a distance of 282.51 feet to a point for corner in the north line of said Tract 18 and south line of said DeGroff Lateral;

THENCE, along the north line of said Tract 18 the following three courses:

North $61^{\circ}15'00''$ East, a distance of 282.43 feet to a point for corner;

North $65^{\circ}36'00''$ East, a distance of 348.00 feet to a point for corner;

North $57^{\circ}27'00''$ East, a distance of 161.00 feet to the POINT OF BEGINNING and containing 5,368 square feet or 0.123 acre of land.

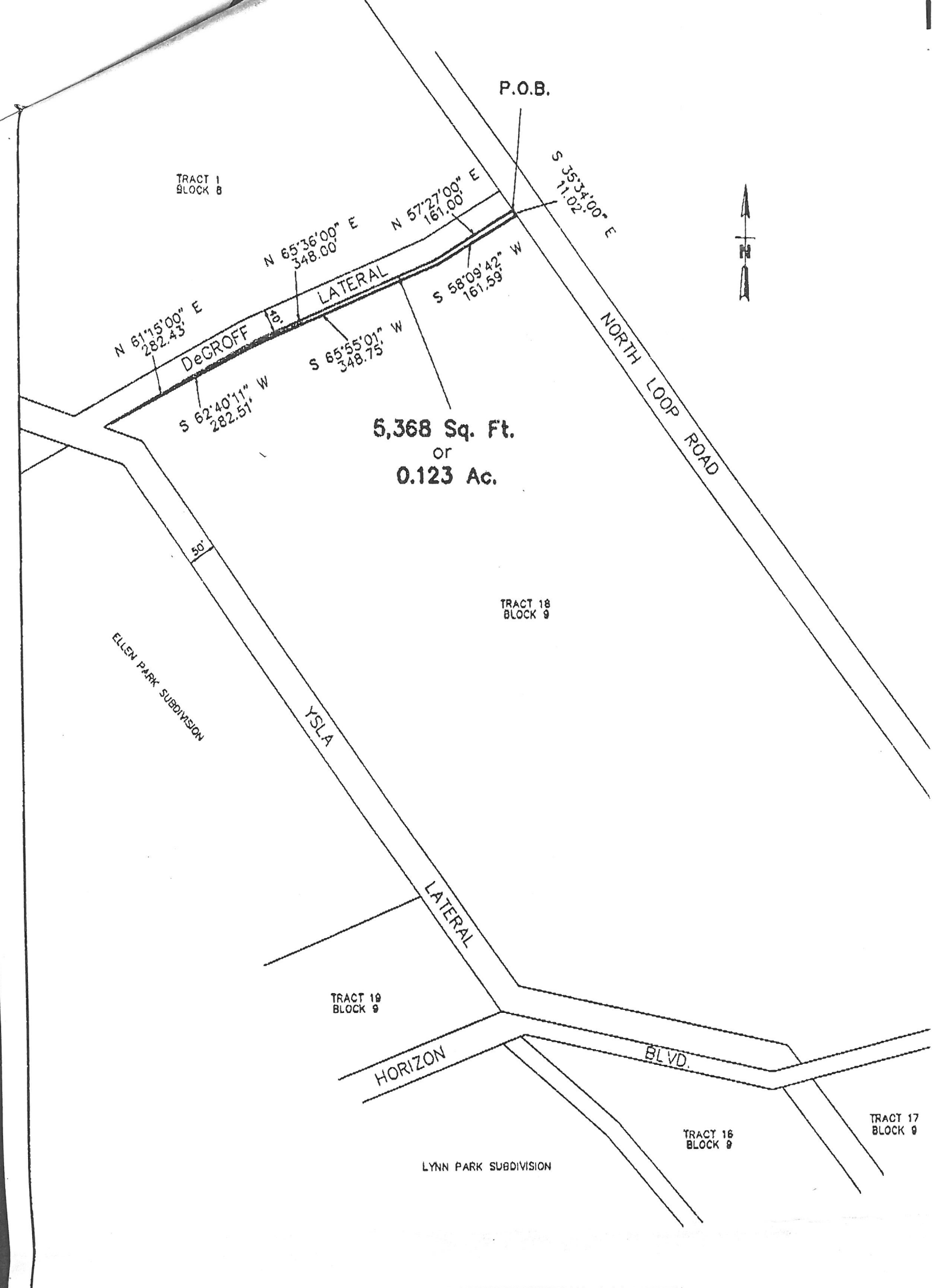
PREPARED BY:

Faught & Associates Inc.

El Paso, Texas

January 17, 1992

Job No. 5901-01

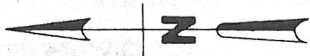


5,368 Sq. Ft.
OR
0.123 Ac.



EXHIBIT "B-1"

Faught & Associates Inc. CONSULTING ENGINEERS		433 Executive Center Blvd. El Paso, Texas 79902 (915) 542-4900	
PORTION OF TRACT 18, BLOCK 9, SOCORRO GRANT, EL PASO COUNTY, TEXAS			
Drawn By:	JEC	Date:	1-16-92
Scale:	1" = 200'	Job No:	5901-01



SCALE: 1" = 100'

CORRO GRANT , BLOCK 3

550.60'

WALK INVESTMENTS, INC.
12240 VISTA DEL SOL --A--
EL PASO, TX 79925
OVS 592-6006

COVER LETTER

Mary Calderon

591-8771

Jerry Odum

FAX # 915 590-8238

NUMBER OF PAGES:

2

incl. cover

DATE:

11/25/91

REMARKS: Please call Joe Hernandez at 534-6317
to clean up the items on the attached
letter

MOUNCE & GALATZAN
 A PROFESSIONAL CORPORATION
 ATTORNEYS AND COUNSELORS AT LAW
 SEVENTH FLOOR
 TEXAS COMMERCE BANK BUILDING
 EL PASO, TEXAS 79901-1334

BUREAU OF RECLAMATION EL PASO, TEXAS	
JAN 21 '92	
ROUTE TO MAILING ADDRESSEES P.O. DRAWER 4877 EL PASO, TEXAS 79950-1977	
RG - 101	
SAFETY	
EEO COPIES	
RG - 110	
RG - 111	
RG - 112	
RG - 400	
RG - 420	
RG - 430	
RG - 600	

January 21, 1992

3:03 P.M.

TELECOPY COVER SHEET

TO: Mr. Dan Page
United States Department of the Interior
Bureau of Reclamation

FROM: Risher S. Gilbert

FACSIMILE NUMBER: (915) 534-6299

NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 2

MESSAGE: THIS IS THE PLAT FOR YOU TO REFER TO. I WILL DELIVER THE ENTIRE PLAT WITHIN THE NEXT HOUR, ALONG WITH THE REVISED EASEMENT AGREEMENT. IT WOULD BE HELPFUL IF YOUR LETTER COULD BE ADDRESSED TO B & O DEVELOPMENT - HORIZON, LTD., A TEXAS LIMITED PARTNERSHIP, WHO IS THE CLIENT WE REPRESENT THAT IS PURCHASING THE PROPERTY. THE ADDRESS IS 2900 LEE TREVINO, EL PASO, TEXAS, 79936. THANKS FOR YOUR HELP.

IF THERE ARE ANY PROBLEMS WITH TRANSMISSION, PLEASE CALL DEB KELLOGG AT (915) 532-3911, EXT. 214.

 THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

**EASEMENT DESCRIPTION
5,368 SQUARE FEET OR
0.123 ACRE**

Being a portion of Tract 18, Block 9, Socorro Grant, El Paso County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the northeasterly corner of said Tract 18 at the intersection of the south right-of-way line of the DeGroff Lateral (40 feet wide) with the northwesterly right-of-way line of North Loop Road (50 feet wide);

THENCE, along said northwesterly right-of-way line, South $35^{\circ}34'00''$ East, a distance of 11.02 feet to a point for corner;

THENCE, leaving said northwesterly right-of-way line, South $58^{\circ}09'42''$ West, a distance of 161.59 feet to a point for corner;

THENCE, South $65^{\circ}55'01''$ West, a distance of 348.75 feet to a point for corner;

THENCE, South $62^{\circ}40'11''$ West, a distance of 282.51 feet to a point for corner in the north line of said Tract 18 and south line of said DeGroff Lateral;

THENCE, along the north line of said Tract 18 the following three courses:

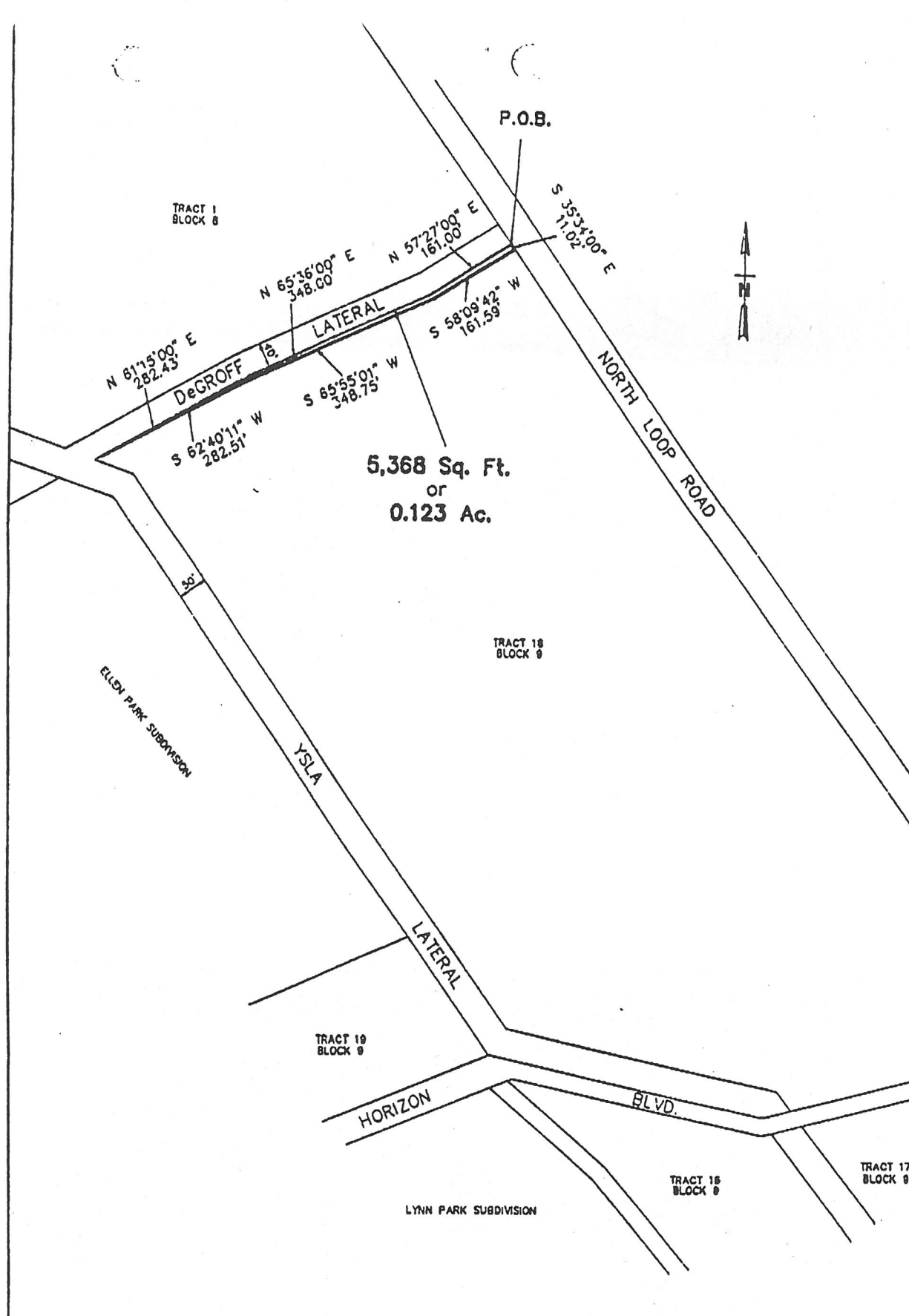
North $61^{\circ}15'00''$ East, a distance of 282.43 feet to a point for corner;

North $65^{\circ}36'00''$ East, a distance of 348.00 feet to a point for corner;

North $57^{\circ}27'00''$ East, a distance of 161.00 feet to the POINT OF BEGINNING and containing 5,368 square feet or 0.123 acre of land.

PREPARED BY:
Faught & Associates Inc.
El Paso, Texas
January 17, 1992
Job No. 5901-01

EXHIBIT "B"



TRACT 1
BLOCK 8

P.O.B.

N 61°15'00" E
282.43

N 65°36'00" E
348.00

N 57°27'00" E
161.00

S 35°34'00" E
211.02

S 62°40'11" W
282.51

S 65°55'01" W
348.75

S 58°09'42" W
161.59

5,368 Sq. Ft.
or
0.123 Ac.

TRACT 18
BLOCK 9

ELLEY PARK SUBDIVISION

YSLA

LATERAL

TRACT 19
BLOCK 8

HORIZON

BLVD.

LYNN PARK SUBDIVISION

TRACT 18
BLOCK 9

TRACT 17
BLOCK 9

EXHIBIT "B-1"

Faught & Associates Inc.
CONSULTING ENGINEERS

433 Executive Center Blvd.
El Paso, Texas 79902
(915) 542-4900

PORTION OF TRACT 18,
BLOCK 9, SOCORRO GRANT,
EL PASO COUNTY, TEXAS



United States Department of the Interior



IN REPLY REFER TO:

RG-100

BUREAU OF RECLAMATION
Rio Grande Project
700 E. San Antonio Avenue Rm B318
El Paso, Texas 79901

JAN 21 1992

Mr. Sergio Melendez
Building Official
City of Socorro
124 South Horizon Blvd.
Socorro TX 79937

Subject: Review of Horizon Shopping Center Subdivision (Subdivision Review)

Dear Mr. Melendez:

Please refer to the letter dated January 17, 1992, from Ms. Polly Nez stating that Reclamation claims a 60-foot right-of-way for Ysla Lateral and 50-foot for Y-147. This claim is in error and Reclamation agrees to the plat as shown on the drawing by Calderon Engineering entitled Horizon Shopping Center Subdivision being Tract 18, Block 9, Socorro Grant, City of Socorro, El Paso, Texas, containing 26.4760Ac[±], provided that easements are executed providing access to the Ysla and Y-147 laterals for maintenance purposes and that no fences or permanent structures will be constructed on the easements.

Sincerely,

Dan N. Page
Project Superintendent

SUS#0302 - 2/3/92

MOUNCE & GALATZAN
A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
SEVENTH FLOOR
TEXAS COMMERCE BANK BUILDING
EL PASO, TEXAS 79901-1334

January 21, 1992

BUREAU OF RECLAMATION	
EL PASO, TEXAS	
JAN 21 '92	
ROUTE TO	INITIALS
RG - 100	DP
RG - 101	
SAFETY	MAILING ADDRESS:
EEO COORD.	P. O. DRAWER 1977
EEO COUNS.	EL PASO, TEXAS 79950-1977
	(915) 532-3911
RG - 110	FACSIMILE: (915) 541-1597
RG - 111	
RG - 112	
RG - 400	
RG - 423	
RG - 430	
RG - 600	

VIA HAND DELIVERY

Mr. Dan Page, Project Manager
United States Department of the Interior
Bureau of Reclamation
700 East San Antonio Street, #B-318
El Paso, Texas 79901

Re: Horizon Shopping Center Subdivision - B & O Development
- Horizon, Ltd.

Dear Mr. Page:

Enclosed please find the plat which my clients have had approved and executed by the City of Socorro and which they have tendered to the title company to be filed immediately after the closing at which they purchase the property. You can see the Bureau of Reclamation easement on the plat and the statement that all improvements will be built away from the toe of the slope.

I have also enclosed for your review a revised Maintenance Easement Agreement with the insertion which you requested. I have black-lined for your easy reference the other changes made since the draft I gave to you this morning.

Once your letter is ready stating that the Bureau is not asserting a 60 foot right-of-way as to the Ysla Lateral and a 50 foot right-of-way as to the DeGroff Lateral, so that the Bureau agrees with the property line as reflected on the plat, I will then take it to the title company and see if they will allow us to close based on your letter.

Thank you again for your willingness to take the time to address this matter.

Very truly yours,

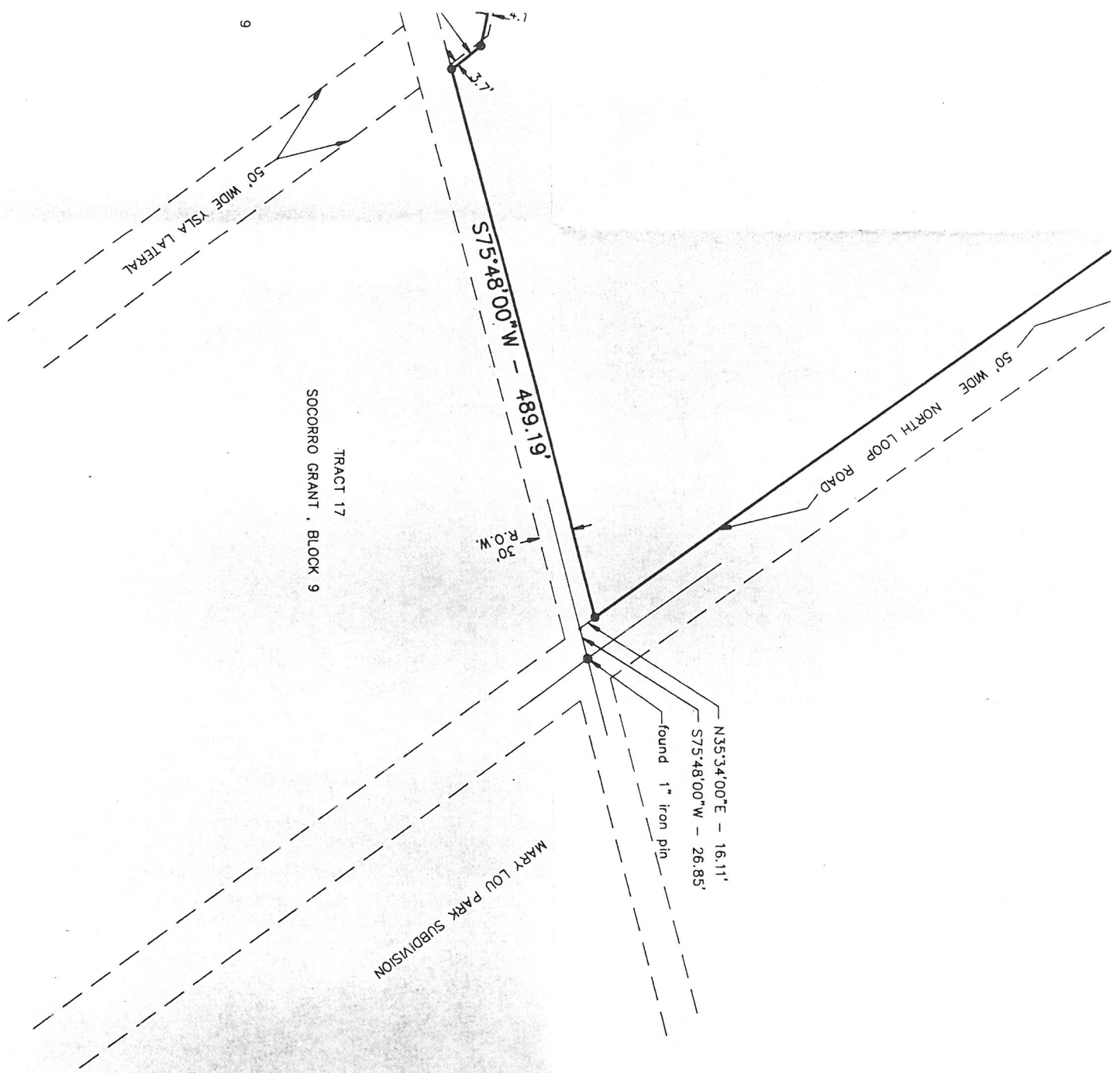
MOUNCE & GALATZAN

By: Risher S. Gilbert
Risher S. Gilbert

Mr. Dan Page
January 21, 1992

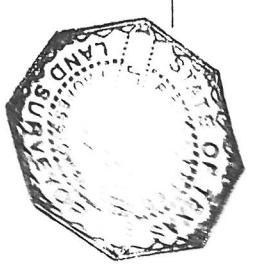
PAGE 2

RSG:dpk
Enclosures
cc: Mr. Ron Bissell
Mr. Jerry Odom
(5703.rsg)



I hereby certify that this survey was made on the ground under my supervision and that this plat correctly represents the facts found at the time of this survey.

Jerry E. Cutts
 Jerry E. Cutts, R.P.L.S. No. 2027

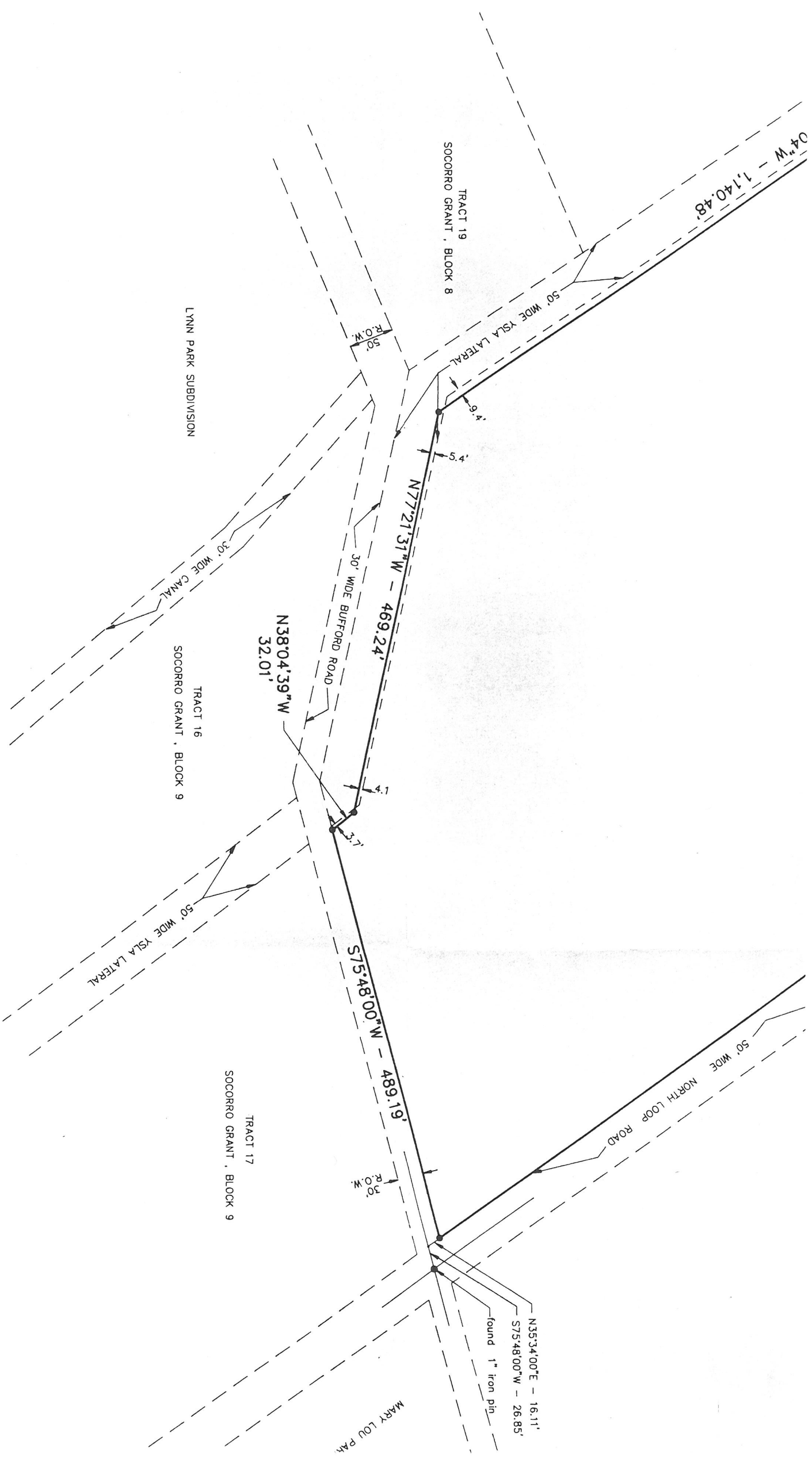


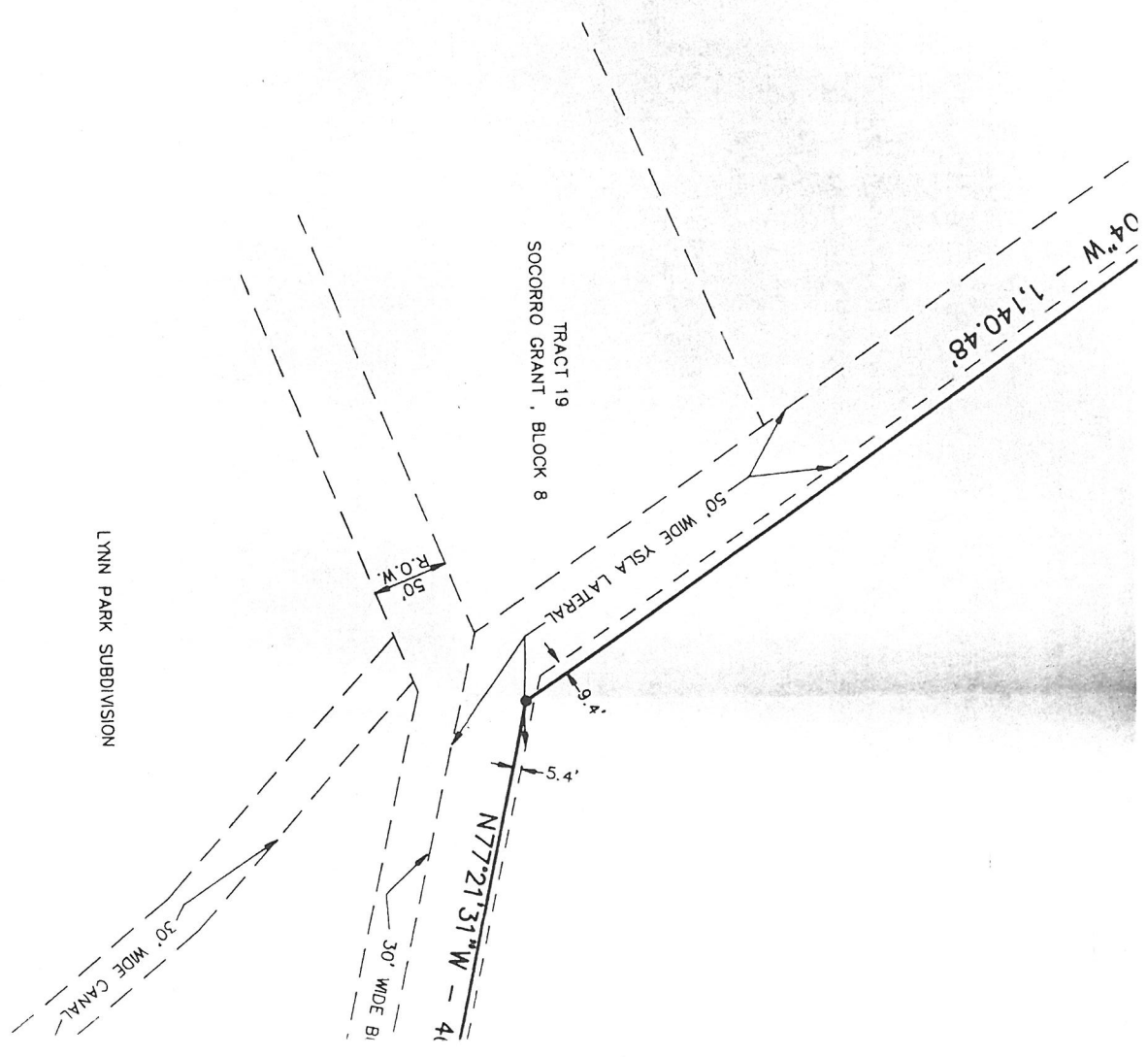
BEING ALL OF TRACTS 16,
 SOCORRO GRANT, BLOCK 9,
 CITY OF EL PASO, EL PASO COUNTY, TEXAS

PLAT OF SURVEY

Faught & Associates Inc.
 CONSULTING ENGINEERS

Unit	J.C.	Scale:	AS SHOWN	Date	JAN 11 / 1991
Designed		Checked		Job No.	5875-15 Contract
Drawn	R.R.	Approved		Sheet	1 of 1







United States Department of the Interior



BUREAU OF RECLAMATION
Rio Grande Project
700 E. San Antonio Avenue Rm B318
El Paso, Texas 79901

RG-422

NOV 21 1991

Mr. Sergio Melendez
Building Official
City of Socorro
124 North Horizon Blvd.
Socorro, TX 79927

Subject: Review of Horizon Shopping Center Subdivision (Subdivision Review)

Dear Mr. Melendez:

After review of the subject subdivision, the Bureau of Reclamation (Reclamation), in conjunction with El Paso County Water Improvement District No. 1 (EPCWID#1), cannot approve the subject subdivision until the property corners abutting the Ysla Lateral/Y-147 Lateral are set and found satisfactory by Reclamation and EPCWID#1.

In addition, the lateral identified on the subdivision plat as the ~~Joe Groff Lateral~~ should be changed and identified as the "Y-147 Lateral" and shown on the final plat. The word ~~Ysla~~ should be changed to read "Ysla". Any fences that are built abutting the Y-147 and the Ysla Laterals, should be built to the existing toe-of-slope of the laterals.

This subdivision plat was field inspected on November 19, 1991.

If you have any questions, please contact Mr. Hernandez, of this office, at 634-6317.

Sincerely,

Dan H. [unclear]
Project Superintendent

HORIZON SHOPPING CENTER SUBDIVISION

BEING TRACT-18, BLOCK-9,
SOCORRO GRANT,
CITY OF SOCORRO,
EL PASO COUNTY, TEXAS.

Containing: 26.4760 Ac.±

DEDICATION

STATE OF TEXAS
COUNTY OF EL PASO

B & O Development - Horizon, LTD., a Texas Limited Partnership owner of this land, hereby presents this map and dedicates to the use of the public the streets, drives, and utility easements as hereon laid down and designated, including easements, for overhead of service wires for pole type utilities, and buried service wires, conduits, and pipes for underground utilities, the right to set service poles along side lot lines, and the right to ingress and egress for service and construction and the right to trim interfering trees and shrubs.

B & O DEVELOPMENT - HORIZON, LTD.
By: Bissell & Odom Development
Corporation, General Partner

By: Ronald Bissell, President

2-9
+

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Ronald Bissell known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein stated.

Given under my hand and seal this ____ day of _____, 19 ____, A.D.

Notary Public in and for
El Paso County, Texas
My Commission expires _____

CITY PLAN COMMISSION

This subdivision is hereby approved as to the platting and as to the conditions of the dedication in accordance with Article 974A of Vernon's Texas Civil Statutes this _____ day of _____, 19 ____, A.D.

Honice Lopez, Secretary

Ray Rodriguez, Chairman

Accepted and adopted by the City Council of Socorro this _____ day of _____, 19____, A.D.

Dalia Ponce, City Clerk

Reuben R. Chavez, Mayor

Filed and recorded in the office of the County Clerk of El Paso County, Texas, this _____ day of _____, 19____, A.D., in volume _____ of the Plat Record, Page _____, File No. _____.

County Clerk

Prepared by and under the supervision of Manuel Calderon, P.E.
Registered Professional Engineer No. 42333
Registered Professional Land Surveyor No. 2564

HORIZON SHOPPING CENTER SUBDIVISION

BEING TRACT-18, BLOCK-9,
SOCORRO GRANT,
CITY OF SOCORRO,
EL PASO COUNTY, TEXAS.

Containing: 26.4760 Ac.±

DEDICATION

STATE OF TEXAS
COUNTY OF EL PASO

Hissell and Odom owners of this land, hereby present this map and dedicate to the use of the public the streets, drives, and utility easements as hereon laid down and designated, including easements, for overhang of service wires for pole type utilities, and buried service wires, conduits, and pipes for underground utilities, the right to set service poles along side lot lines, and the right to ingress and egress for service and construction and the right to trim interfering trees and shrubs.

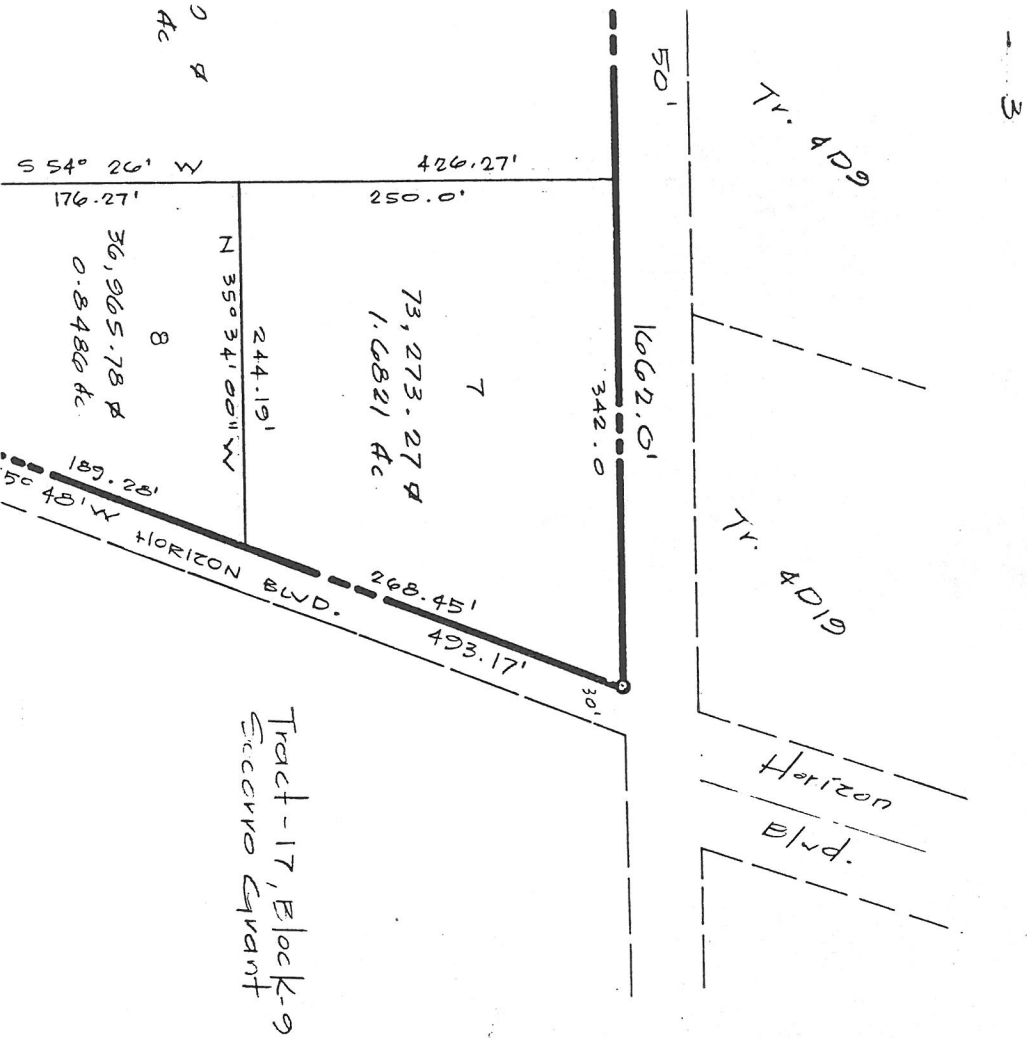
Ron Hissell

Jerry Odom

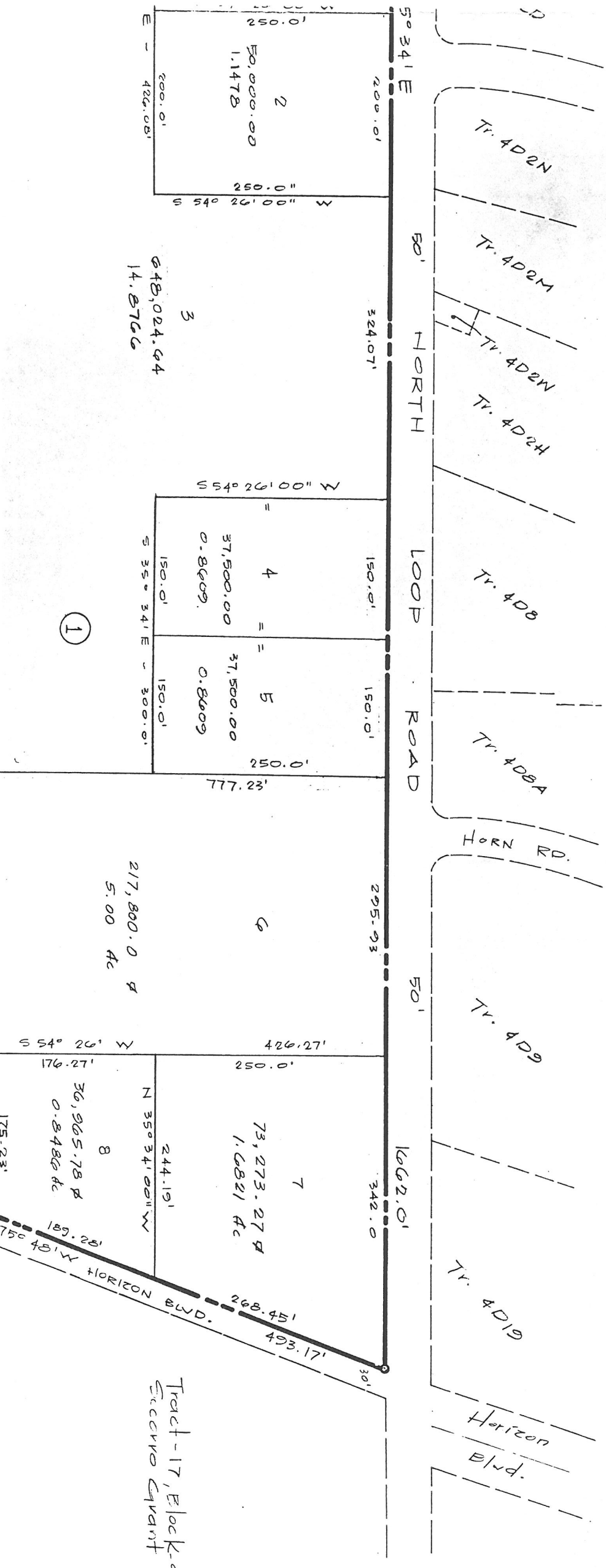
ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF EL PASO

the undersigned authority on this day personally appeared Ron



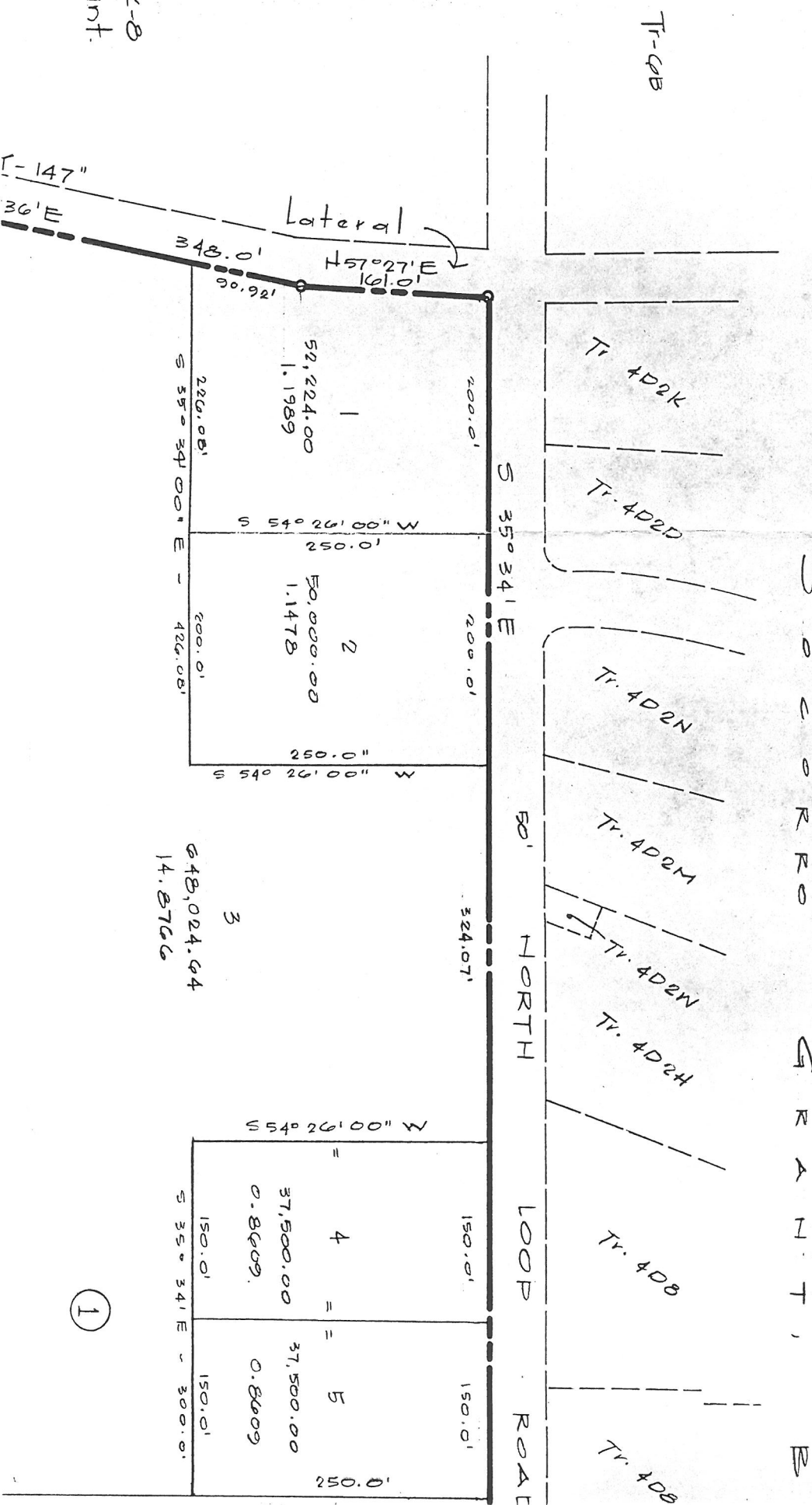
S O C O R R O G R A T I T , B L O C K - 3

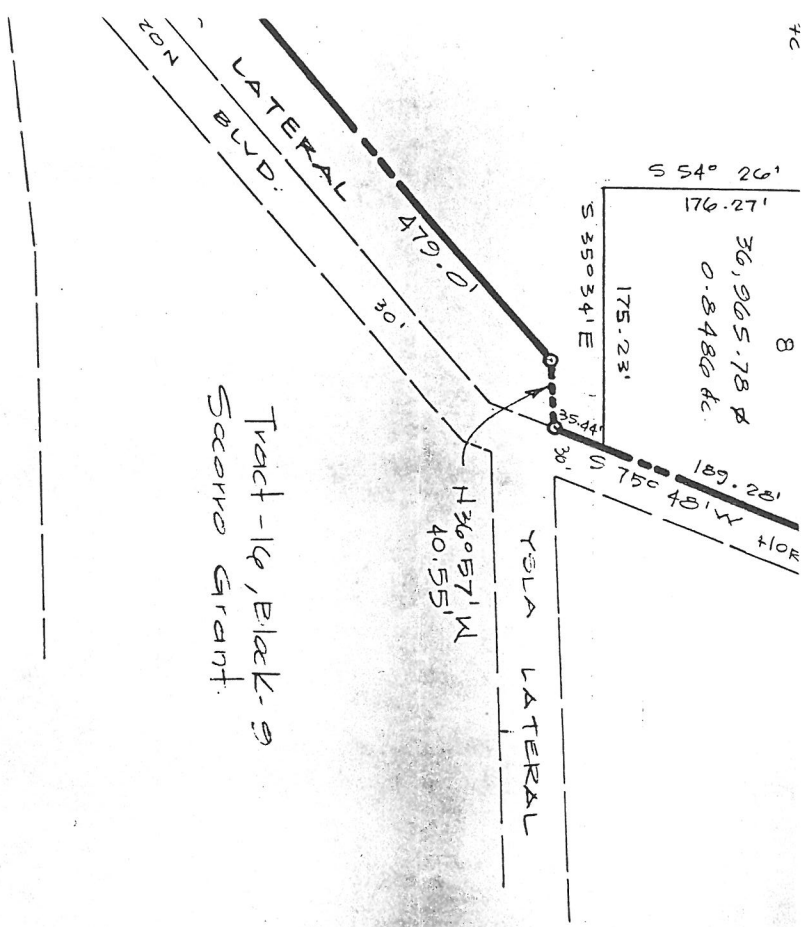


Tract-17, Block-3
Socorro Grant

F

Tract-1, Block-B
 Socorro Grant.





LYNN PARK
SUBDIVISION

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Ron Bissell and Jerry Odom known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein stated.

Given under my hand and seal this ___ day of ___, 19 ___, A.D.

Notary Public in and for:
El Paso, County, Texas

My Commission expires _____

COUNTY PLANNING COMMISSION

Approved for filing by El Paso County Planning Commission this
day of ___, 19 ___, A.D.

Secretary _____ Chairman _____

COUNTY COMMISSIONERS' COURT

Approved and ordered filed by Commissioners' Court of the County of
El Paso, Texas, this ___ day of ___, 19 ___, A.D.

County Judge - Alicia R. Chacon County Roads Administrator _____

Filed and recorded in the office of the County Clerk of El Paso County, Texas,
this ___ day of ___, 19 ___, A.D., in volume ___ of the Plat
Record, Page ___, File No. _____.

County Clerk _____ By Deputy _____

Prepared by and under the supervision of Manuel Calderon, P.E.
Registered Professional Engineer No. 42333
Registered Professional Land Surveyor No. 2564

200.01
426.03
3
\$48,024.04
14,8766

150.01
535°34'E - 300.01
150.01

217,800.0 A
5.00 Ac

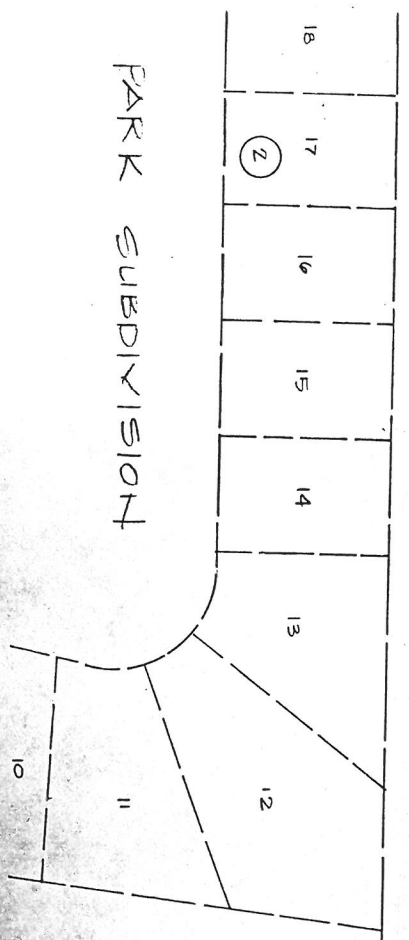
244.191
N 35°34'00" W
8
36,965.78 A
0.8486 Ac
175.23'
176.27'
S 54°26' W

Tract-17, Block-9
Securo Grant

1

501 YSLA LATERAL
677.181

PARK SUBDIVISION



1136.81
59.621

527.23'
S 54°26'00" W

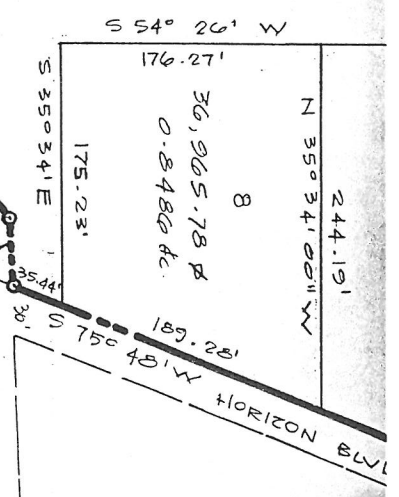
H 77°11' YSLA LATERAL
50' YSLA LATERAL
HORIZON BLVD.

Tract-19A Block-9
Tract-19D Block-9
Tract-18C Block-9
Tract-9B Block-9

LTHN PARK SUBDIVISION

Tract-14, Block-9
Securo Grant

H 36°57' W
40.551'
YSLA LATERAL



YSLA BLVD
LA BLVD
HORIZON

PLAT - 14 / ERECT -
SECURE GRANT.

LYNN PARK
SUBDIVISION

C O U N T Y P L A N N I N G C O M M I S S I O N
Approved for filing by El Paso County Planning Commission this
day of _____, 19____, A.D.

Secretary _____ Chairman _____

C O U N T Y C O M M I S S I O N E R S ' C O U R T
Approved and ordered filed by Commissioners' Court of the County of
El Paso, Texas, this _____ day of _____, 19____, A.D.

County Judge - Alicia R. Chacon County Roads Administrator

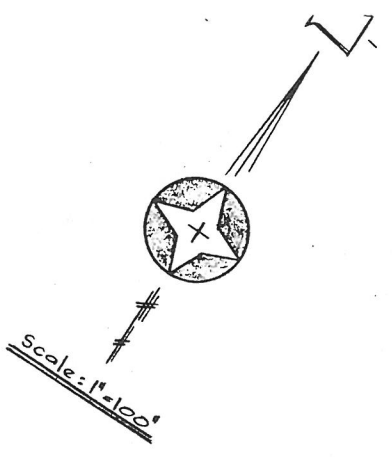
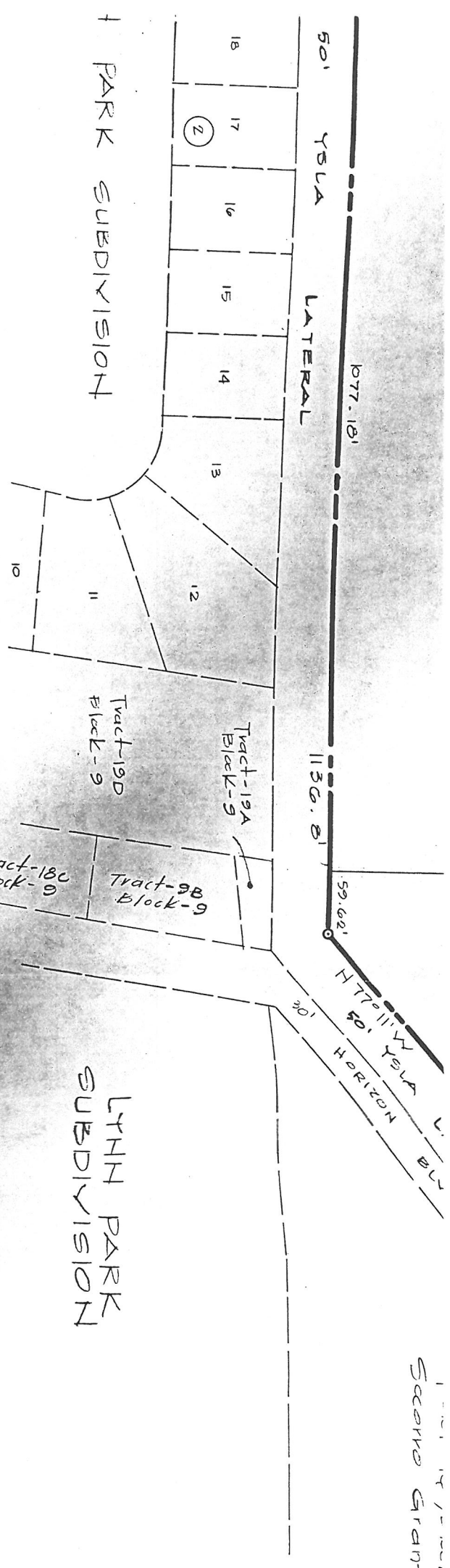
Filed and recorded in the office of the County Clerk of El Paso County, Texas,
this _____ day of _____, 19____, A.D., in volume _____ of the Plat
Record, Page _____, File No. _____.

County Clerk _____ By Deputy _____

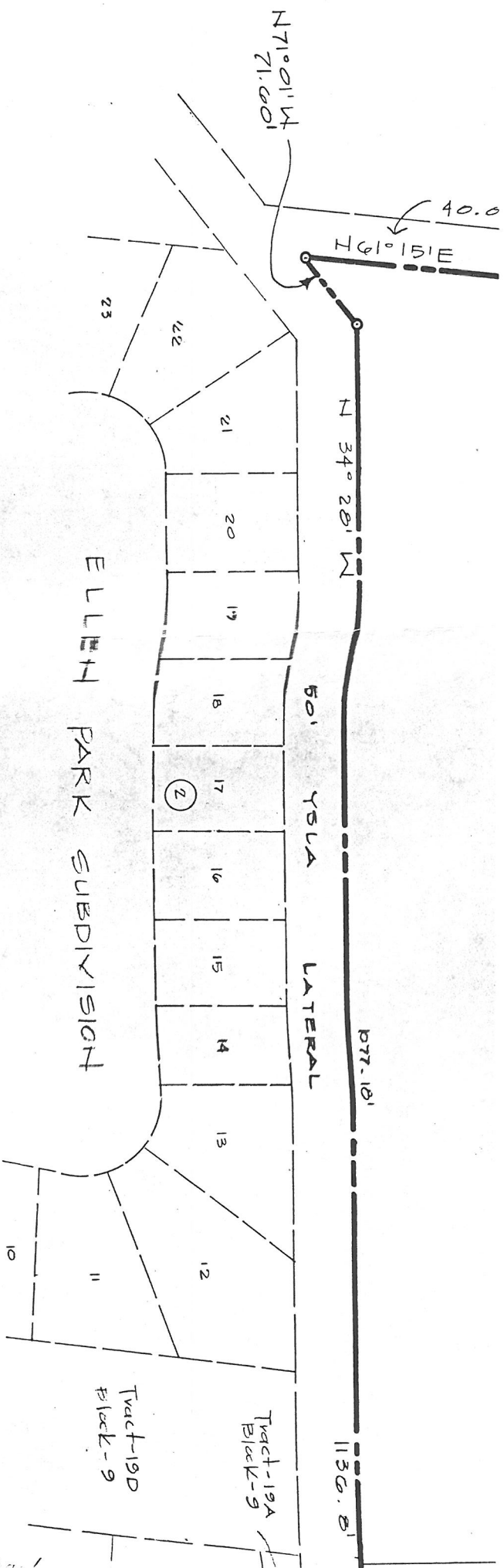
Prepared by and under the supervision of Manuel Calderon, P.E.
Registered Professional Engineer No. 42333
Registered Professional Land Surveyor No. 2564

Spring.

SECTION GRANT



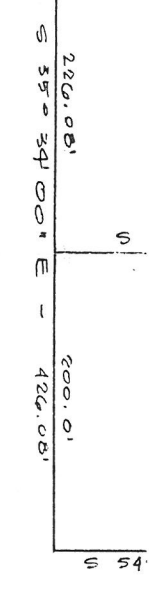
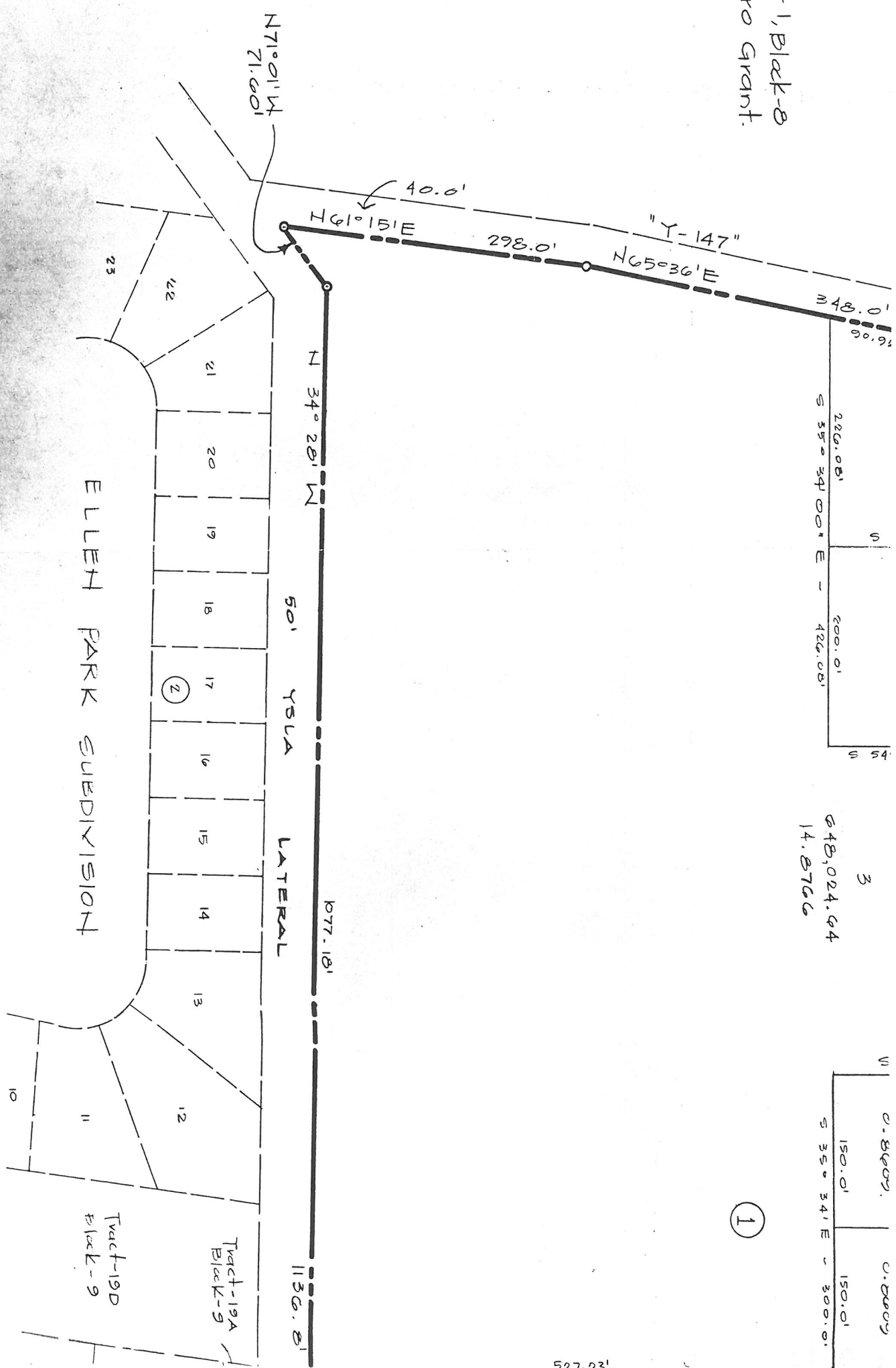
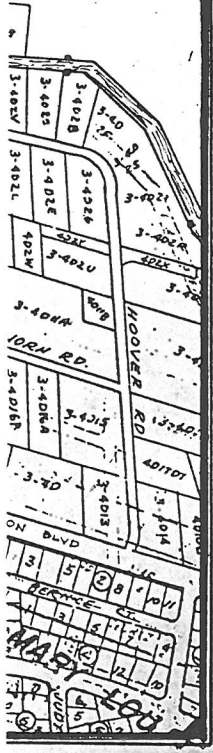
Calderon Engineering



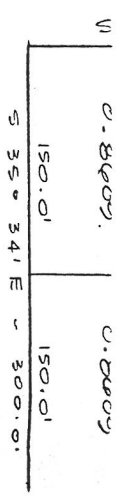
Calderon E

Tract-1, Block-8
 Socorro Grant.

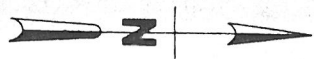
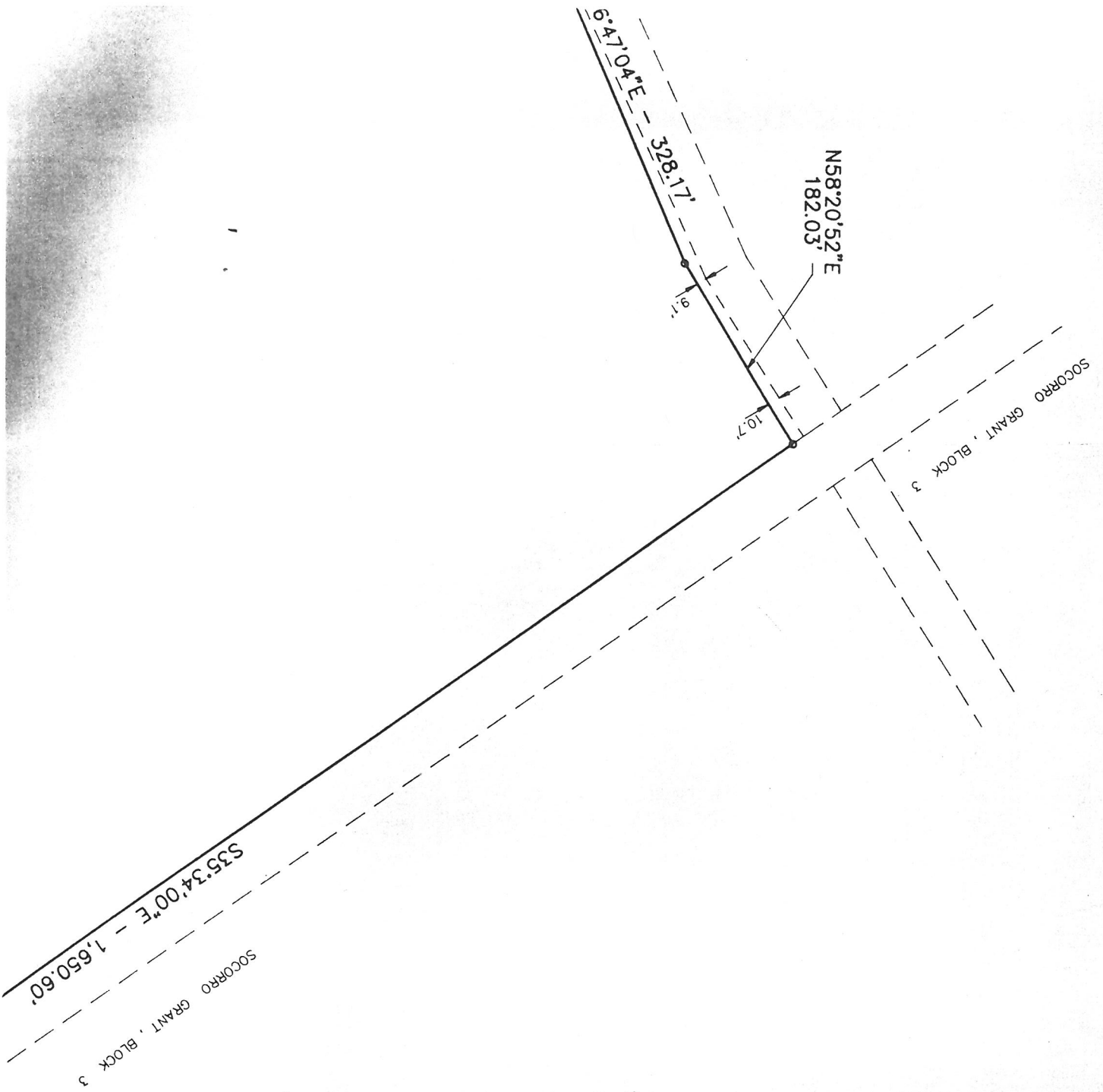
Location Map: 1" = 600'



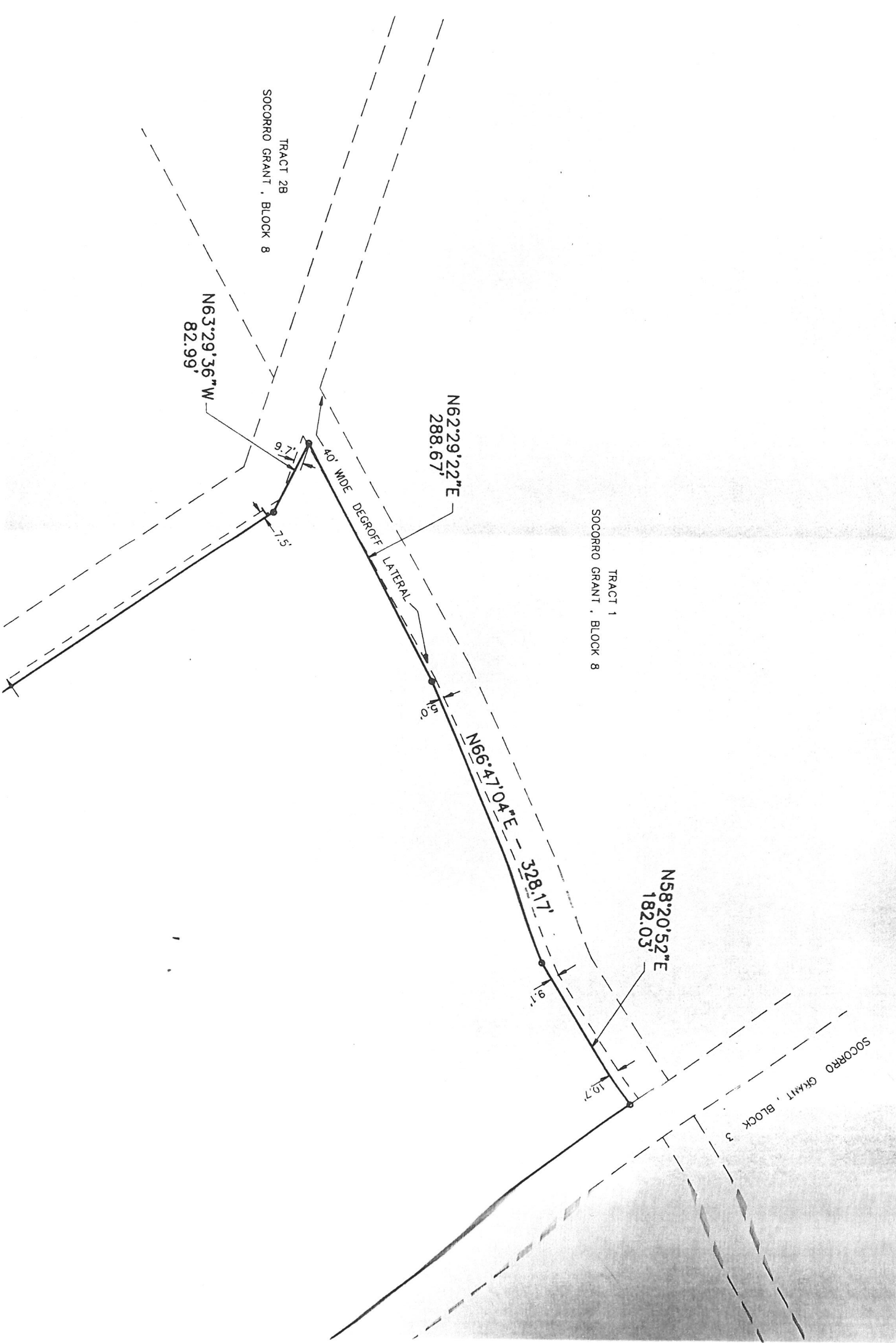
3
 648,024.64
 14,8766



1



SCALE: 1"=100'



TRACT 2B
SOCORRO GRANT, BLOCK 8

N63°29'36"W
82.99'

N62°29'22"E
288.67'

40' WIDE DEPROF LATERAL

TRACT 1
SOCORRO GRANT, BLOCK 8

N66°47'04"E
328.17'

N58°20'52"E
182.03'

SOCORRO GRANT, BLOCK 3

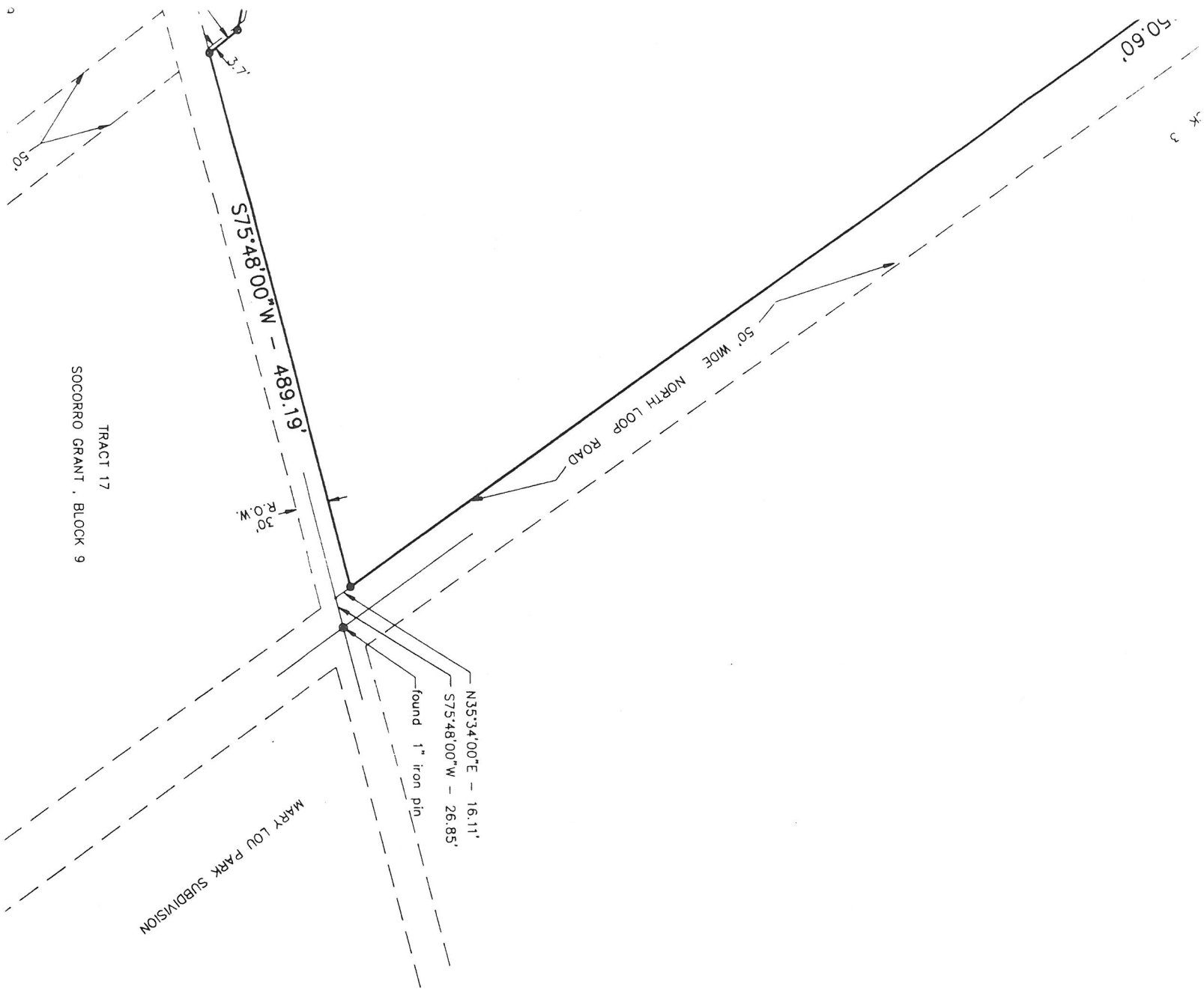
9.7'

7.5'

10.0'

9.1'

10.7'

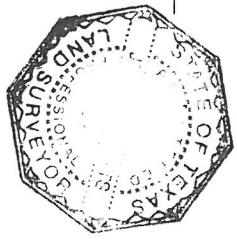


TRACT 17
SOCORRO GRANT, BLOCK 9

MARY LOU PARK SUBDIVISION

I hereby certify that this survey was made on the ground under my supervision and that this plat correctly represents the facts found at the time of this survey.

Jerry E. Cutts
Jerry E. Cutts, R.P.L.S. No. 2027



BEING ALL OF TRACTS 16,
SOCORRO GRANT, BLOCK 9,

SOCORRO GRANT, BLOCK 3

N5°34'00"E - 1,650.60'

26,190 acres

N34°32'04"W - 1,140.48'

50' WIDE YSLA LATERAL

TRACT 19
SOCORRO GRANT, BLOCK 8

N77°21'31"W - 469.24'

30' WIDE BUFFORD ROAD

N38°04'39"W
32.01'

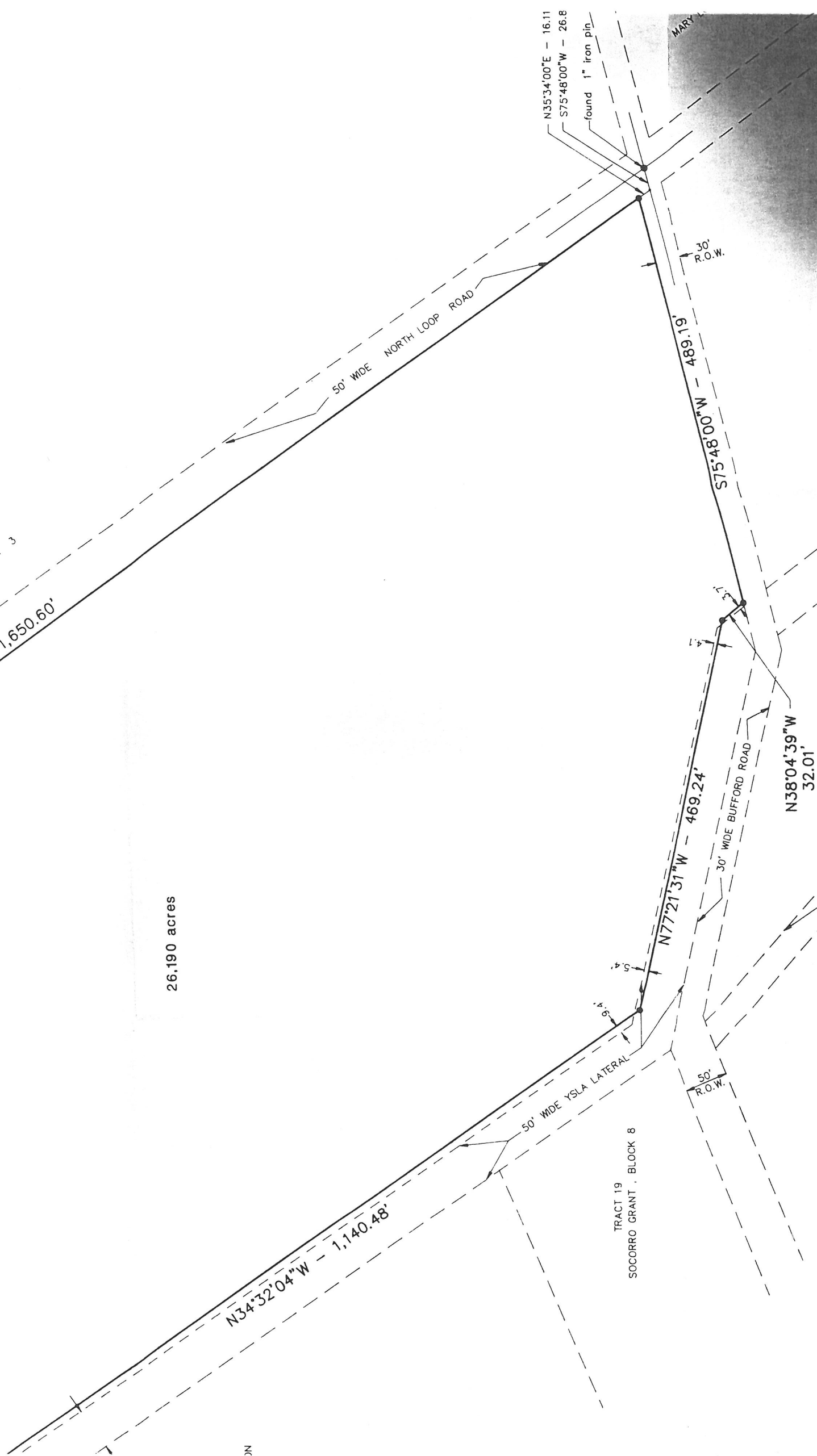
50'
R.O.W.

30'
R.O.W.

50' WIDE NORTH LOOP ROAD

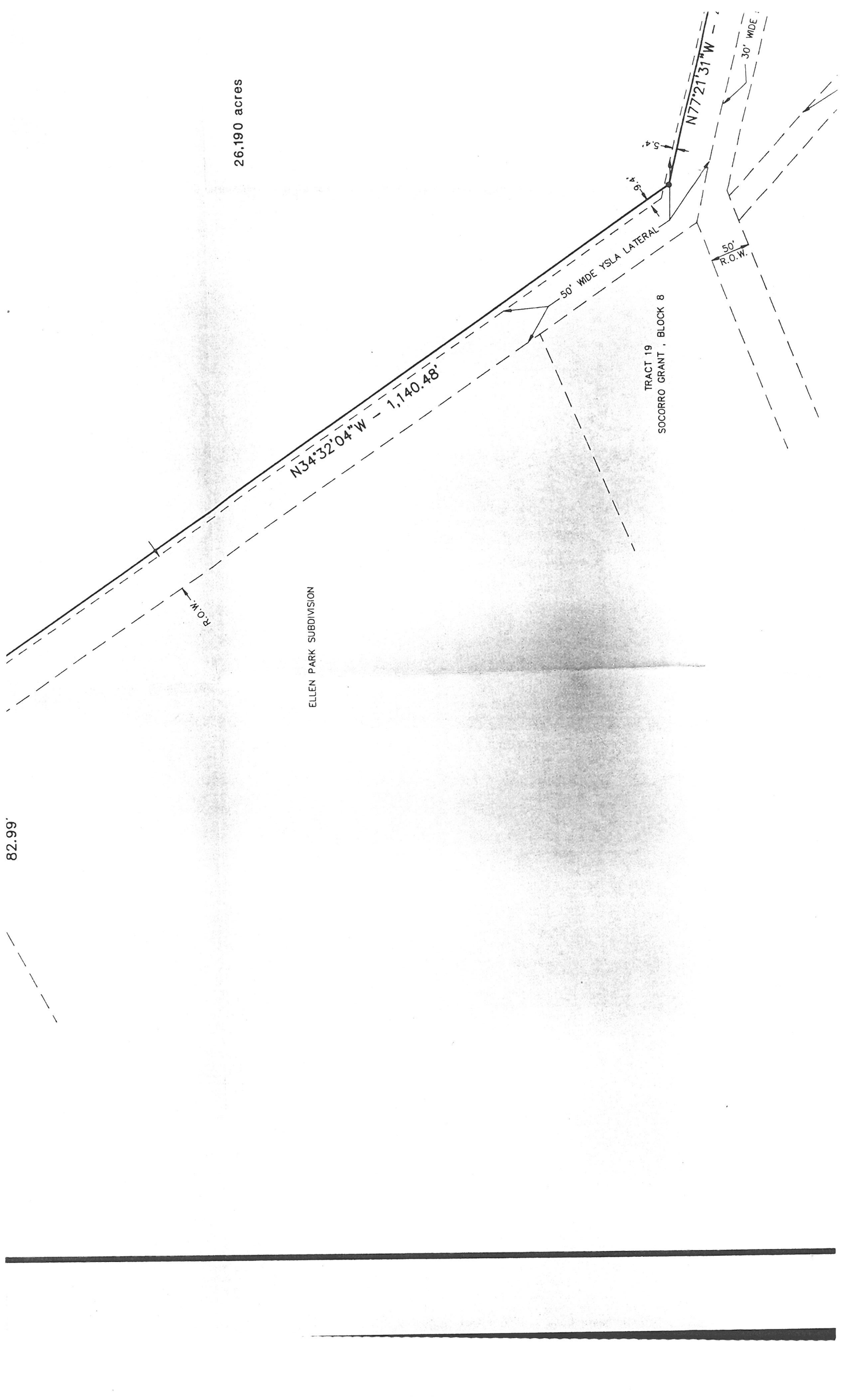
N35°34'00"E - 16.11
S75°48'00"W - 26.8
—found 1" iron pin

MARY L.



82.99'

26.190 acres



N34°32'04"W - 1,140.48'

50' WIDE YSLA LATERAL

TRACT 19
SOCORRO GRANT, BLOCK 8

N77°21'31"W

50'
R.O.W.

30' WIDE

ELLEN PARK SUBDIVISION

R.O.W.