

Sufflain Deed Massin, D.B., et al.

THE STATE OF TEXAS, |

COUNTY OF EL PASO. |

BEFORE ME, Frank J. Giron, a Notary Public in and for El Paso, County, Texas, on this day personally appeared D. B. Mauldin, E. D. Viullame and Henry L. Herring, Commissioners of the Thompson Community Ditch, and acknowledged that the foregoing instrument was signed by them on behalf of the said Thompson Community Ditch by authority upon them duly conferred, and the said D. B. Mauldin, E. D. Viullame and Henry L. Herring, Commissioners of the said Thompson Community Ditch, acknowledged said instrument to be the free act and deed of the said Thompson Community Ditch.

Given under my hand and seal of office, this 9th day of April A. D. 1917.

(Notarial Seal 1063)

My commission expires May 31st, 1917.

Frank J. Giron,
Notary Public in & for
El Paso County, Texas.

Filed for Record June 6, 1917, at 5:00 P.M.

W. D. Greet County Clerk,

And Recorded June 22, 1917, at 10:45 A.M.

By *L. H. Amador* Deputy.

9 4 2 1 7

ADOPTION

STATE OF TEXAS, |

COUNTY OF EL PASO. |

KNOW ALL MEN BY THESE PRESENTS, That I, Billy L. Peterson, a resident of the county of El Paso, Texas, wishing to confer upon Frances D. McKie, a minor and resident of said county, (whose father and mother are both deceased), all the rights and privileges, both in law and equity of a legal heir, do in consideration thereof and of my love and affection for said minor, hereby adopt the said Frances D. McKie as my legal heir, to all the intent and purposes of the Statutes of this state in such cases made and provided.

Witness my hand and seal at El Paso, Texas, this 29th day of May A. D. 1917.

Billy L. Peterson,

STATE OF TEXAS, |

EL PASO COUNTY, |

BEFORE ME, the undersigned authority, on this day personally appeared Billy L. Peterson, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this 29th day of May 1917.

(Notarial Seal)

E. Barratt,
Notary Public in and for
El Paso County, Texas.

Filed for Record June 7, 1917, at 8:00 A. M.

W. D. Greet County Clerk,

And Recorded June 22, 1917, at 10:54 A.M.

By *L. H. Amador*, Deputy.

9 4 2 2 1

PARTIAL RELEASE

THE STATE OF TEXAS, |

COUNTY OF EL PASO. |

WHEREAS, on the 20th day of November, A. D. 1914, I.H. Ferguson, Jr. of the county of El Paso and State of Texas, did execute, acknowledged and deliver to

THE STATE OF TEXAS, |
COUNTY OF EL PASO. | BEFORE ME, the undersigned authority, on this day personally ap-
peared E. G. Perry, known to me to be the person whose name is subscribed to the fore-
going instrument, as the President of the AMERICAN LUMBER & INVESTMENT COMPANY, and
acknowledged to me that he executed the same for the purposes and consideration therein
expressed, and in the capacity therein designated, and that the American Lumber & In-
vestment Company, acting through him as its President, thereunto duly authorized, exe-
cuted said instrument for the purposes and consideration therein expressed.

Given under my hand and seal of office, this the 4th, day of June
A. D. 1917.

(Notarial Seal)

Brooks Dalton,
Notary Public in and for
El Paso County, Texas.

Filed for Record June 6, 1917, at 3:58 P.M. | W. D. Greet County Clerk,
And Recorded June 22, 1917 at 10:09 A.M. | By *L. H. Amador*, Deputy.

9 4 2 1 5

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QUIT CLAIM DEED

THE STATE OF TEXAS, |
COUNTY OF EL PASO. |

KNOW ALL MEN BY THESE PRESENTS: THAT we, D. B. Mauldin, E. D. Viullame and Henry L. Herring, duly elected, qualified and acting Commissioners of the Thompson Community Ditch, of the County of El Paso, State of Texas, for and in considera-
tion of the sum of One Dollar (\$1.00) to us in hand paid by the United States of America,
acting pursuant to the Act of Congress of June 17, 1902, (32 Stat., 388) and other good
and valuable considerations, the receipt whereof is hereby acknowledged, do by these
presents Bargain, Sell, Release and Forever Quit Claim, unto the said United States of
America, its successors and assigns, all the right, title and interest of the said
Thompson Community Ditch in and unto that certain ditch or canal known as the Thompson
Ditch lying in the County of El Paso and State of Texas, more particularly described in
blue print hereto attached and made a part hereof.

TO HAVE AND TO HOLD all the right, title, interest, estate and claim
of the said Thompson Community Ditch in and to the said premises, together with all and
singular, the rights, privileges and appurtenances to the same in any manner belonging,
unto the said United States of America, its successors and assigns forever; Provided:
That nothing herein contained shall be construed as a conveyance, interference with or in
any wise affecting the vested right of any holder of rights, in the said Thompson Ditch
to the use of water from the Rio Grande.

This deed shall become effective to transfer the above described
property and rights upon the approval of the Secretary of the Interior or the Director
and Chief Engineer of the U. S. Reclamation Service. Apr. 18 '17. 63729

WITNESS our hands this the 9th day of April A. D. 1917.

Witness at Request of Grantor:

Geo. D. Flory,

D. B. Mauldin,
E. D. Viullame,
Henry L. Herring,
Commissioners of the Thompson
Community Ditch.

APPROVED _____

The State of Texas,)
County of El Paso.)

KNOW ALL MEN BY THESE PRESENTS: THAT we D. B. Mauldin,
E. D. Viullame and Henry L. Herring, duly elected,
qualified and acting Commissioners of the Thompson Community Ditch,
of the County of El Paso, State of Texas, for and in consideration of
the sum of One Dollar (\$1.00) to us in hand paid by the United States
of America, acting pursuant to the Act of Congress of June 17, 1902,
(32 Stat., 388) and other good and valuable considerations, the receipt
whereof is hereby acknowledged, do by these presents Bargain, Sell,
Release and Forever Quit-Claim, unto the said United States of America,
its successors and assigns, all the right, title and interest of the
said Thompson Community Ditch in and unto that certain ditch or canal
known as the Thompson Ditch lying in the County of El Paso and State
of Texas, more particularly described in blue print hereto attached
and made a part hereof.

TO HAVE AND TO HOLD all the right, title, interest, estate and claim
of the said Thompson Community Ditch in and to the said premises,
together with all and singular, the rights, privileges and appurten-
ances to the same in any manner belonging, unto the said United
States of America, its successors and assigns forever; Provided:
That nothing herein contained shall be construed as a conveyance,
interference with or in any wise affecting the vested right of any
holder of rights in the said Thompson Ditch to the use of water from
the Rio Grande.

This deed shall become effective to transfer the above
described property and rights upon the approval of the Secretary of
the Interior or the Director and Chief Engineer of the U. S. Reclama-
tion Service.

WITNESS our hands this the 9th day of April,

A. D. 1917.

Witness at Request of Grantor:

Geo. Strong

D. B. Mauldin

E. D. Viullame

Henry L. Herring
Commissioners of the Thompson
Community Ditch.

APPROVED _____

The State of Texas,)
County of El Paso.)

Before me, Frank J. Giron, a Notary Public in
and for El Paso County, Texas, on this day personally appeared
D. B. Mauldin, E. D. Viullame and Henry L. Herring,
Commissioners of the Thompson Community Ditch, and acknowledged that
the foregoing instrument was signed by them on behalf of the said
Thompson Community Ditch by authority upon them duly conferred, and
the said D. B. Mauldin, E. D. Viullame and
Henry L. Herring, Commissioners of the said Thompson Community
Ditch, acknowledged said instrument to be the free act and deed of
the said Thompson Community Ditch.

Given under my hand and seal of office, this 9th
day of April, A. D. 1917.

(SEAL)

Frank J. Giron
Notary Public in & for
El Paso County, Texas

My commission expires May 31st, 1917

The State of Texas,)
County of El Paso.)

I, W. D. Greet, Clerk of the County Court
of said County, do hereby certify that the above instrument of writing,
dated on the 9 day of April, A. D. 1917, with
its certificate of authentication, was filed for record in my office
this 6 day of June, A. D. 1917, at 5 o'clock
P. M. and duly recorded the 22 day of June, A. D.
1917, at 10:45 o'clock a. M. in the records of said county, in
Volume 309 on Pages 89

Witness my hand and the seal of the County Court of said
County, at office El Paso, Texas, the day and year last above written.

W D Greet
Clerk County Court, El Paso County, Texas
By R. W. Amador, Deputy.

El Paso, Texas, June 6, 1917.

The County Clerk,
El Paso, Texas.

Dear Sir:

Herewith is transmitted for recording and return to this office quit claim deed dated April 9, 1917, from D. B. Mauldin, E. D. Viullame and Henry L. Herring, Commissioners Thompson Community Ditch, to the United States, transferring ditch for use in connection with the Rio Grande Project.

Very truly yours,

A. B. Preuss,

Asst. District Counsel.

File copy for Thompson Community
Ditch File

CERTIFICATE

I HEREBY CERTIFY that the community ditch,
described in attached deed of April 9, 1917, from the
Commissioners of the Thompson Community Ditch, was
constructed by a voluntary association of land owners,
and that there are no deeds of record conveying to the
land owners an easement or right of way for said ditch,
and that said ditch has been constructed and in existence
for more than the statutory period of limitation, so that
title by prescription has been acquired;

That said property is not subject to taxation
under the laws of Texas and that neither the tax records
nor other county records contain any instruments affording
basis of title.

Notaries Against Property

P. W. Bent
District Counsel

El Paso, Texas, April 12, 1917.



CERTIFICATE

I HEREBY CERTIFY that the community ditch, described in attached deed of April 9, 1917, from the Commissioners of the Thompson Community Ditch, was constructed by a voluntary association of land owners, and that there are no deeds of record conveying to the land owners an easement or right of way for said ditch, and that said ditch has been constructed and in existence for more than the statutory period of limitation, so that title by prescription has been acquired;

That said property is not subject to taxation under the laws of Texas and that neither the tax records nor other county records contain any instruments affording basis of title. *No liens against property*

J. W. Lent
District Counsel

El Paso, Texas, April 12, 1917.

I HEREBY CERTIFY that J. D. Franklin, J. J. Villane and Henry W. Norving, duly elected, qualified and acting Commissioners of the Abbotson Community Ditch, are in possession of the property described in the attached deed of April 9, 1917, claiming an easement for the operation of said ditch in said property, and that no person claiming a right in such property adverse to the grantors is in possession of any part of it.

~~District Counsel~~

El Paso, Texas, April 12, 1917.

CERTIFICATE

I HEREBY CERTIFY that W. B. Mauldin, E. P. Viullame and Henry H. Herring, duly elected, qualified and acting Commissioners of the Thomson Community Ditch, are in possession of the property described in the attached deed of April 9, 1917, claiming an easement for the operation of said ditch in said property, and that no person claiming a right in such property adverse to the grantors is in possession of any part of it.

W. B. Mauldin
District Counsel

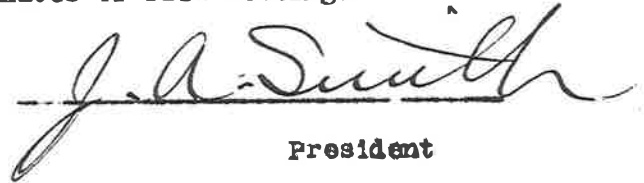
El Paso, Texas, April 12, 1917.

RESOLVED, That the Reclamation Service be requested to take over the following laterals to which deeds have passed from the Commissioners: Salitral, San José, Peña, Juan de Herrera, Thompson, San Elizario and Wadlington and all other laterals as soon as the Water Users on such laterals convey title to the government.

We hereby certify that above is a true copy of Resolution passed by the Board of Governors of El Paso Valley Water Users' Association at a regular meeting held September 25th, 1917, and that same is part of the minutes of said meeting.



Acting Secretary



President

State of Texas, |
County of El Paso, |

WITNESSETH THAT WE, THE UNDERSIGNED OWNERS OF WATER RIGHTS IN THE BENA COMMUNITY DITCH, FOR AND IN CONSIDERATION OF THE BENEFITS TO ACCRUE TO US, RESPECTIVELY, BY REASON OF THE RECONSTRUCTION, ENLARGEMENT AND IMPROVEMENT OF THE SAID BENA COMMUNITY DITCH SYSTEM TO BE HEREINAFTER PERFORMED BY THE UNITED STATES OF AMERICA, HEREBY DISCLAIM AND RELEASE ALL OUR RIGHT, TITLE AND INTEREST IN AND TO THE SAID BENA COMMUNITY DITCH SYSTEM AS THE SAME IS NOW CONSTRUCTED AND IN EXISTENCE, AS SHOWN BY THE BLUE-PRINT HERETO ATTACHED AND MADE A PART HEREOF, AND AGREE THAT THE UNITED STATES, PURSUANT TO THE ACT OF CONGRESS APPROVED JUNE 17, 1902 (32 STAT., 306) AND ACTS AMENDATORY THEREOF AND SUPPLEMENTARY THERETO, MAY TAKE CHARGE OF, OPERATE, MAINTAIN AND CONTROL SAID DITCH SYSTEM AND ALL APPURTENANCES THEREOF, AND SHALL HAVE THE RIGHT TO RECONSTRUCT, ENLARGE AND OTHERWISE IMPROVE THE SAME IN ANY MANNER DEEMED NECESSARY BY THE PROPER OFFICERS OF THE UNITED STATES IN ORDER THAT THERE MAY BE AFFORDED SUPERIOR FACILITIES FOR THE IRRIGATION OF THE LANDS TRIBUTARY THERETO.

Witness our hands this.....day of....., A.D.1917.

DEPARTMENT OF THE INTERIOR
UNITED STATES RECLAMATION SERVICE

U. S. Reclamation Service
RECEIVED
JUN 9 1917
EL PASO, TEXAS.

El Paso, Texas, April 18, 1917

Project Manager to the Director and Chief Engineer (~~through Chief
of Construction~~)

Subject: Forwarding ~~contract~~ **Quit Claim Deed**
Quit Claim Deed
~~Agreement~~ dated **April 9, 1917**

Rio Grande Project.

Executed by **D. B. Mauldin, E. D. Viullame and Henry D. Herring,**
Commissioners of the Thompson Community Ditch
~~with~~

Estimated amount involved, \$ --- (See Gen'l Order No. 124)

Purpose ~~of agreement~~ **Donation of ditch property**
(See instructions on back, Pars. 4 and 5)

No public notice issued on the Rio Grande Project

~~Original and one copy of bond herewith~~ (Strike out if no
bond transmitted.)

Advise Chief of Construction, Denver, Colorado, and Project
Manager at El Paso, Texas

and _____ at _____
of the approval of the above.

encs:
Quit Claim Deed, in duplicate
2 certificates of District Counsel,
in duplicate
Waiver, in duplicate

L. H. Baldwin
(Signature.)

(The blanks below to be filled in the Washington Office.)

Approved by _____ **JUN 4 - 1917**
Date of approval *Deed accepted*
Bond, if any, approved by same officer on same date.

with letter June 2 to P M
Original enclosed for record and return;

Morris Bien,
Acting Director.

Community
Ditches
Rio Grande

El Paso, Texas, April 12, 1917.

From: District Counsel P. W. Dent,

To : Chief Counsel, Washington.

Subject: Donation deeds from various community ditch companies
in El Paso Valley, Rio Grande project.

1. There are herewith transmitted donation deeds from the commissioners of the following-named community ditches in the El Paso Valley of Texas:

Clint
Salitral
San Jose, Pena and Juan de Herrera
Thompson
San Elizario,

together with disclaimers and releases from the individual owners of rights in the two last-named ditches.

2. These individual disclaimers and releases were secured merely as a matter of precaution, although Mr. R. F. Burges, attorney for the El Paso Valley Water Users' Assn., and myself concur in the belief that the deeds from the commissioners are sufficient in the circumstances. In this connection see telegram of January 10, 1917, from the Director and Chief Engineer to the Senior Engineer at El Paso.

3. Because of the peculiar organization of community ditches in Texas there is no one by whom the commissioners could be authorized to execute these deeds except by the individual owners of rights in the ditches. For this reason it is impossible to furnish the usual certificate showing authority

of the commissioners to execute deeds.

4. These deeds are made subject to approval of the Director and Chief Engineer and have not yet been recorded, in accordance with instructions contained in G. O. No. 101, with its various amendments, for the reason that these transactions are considered of more importance than an ordinary donation and we did not wish to have them recorded until approved by the Director. After approval the original deeds should be returned for recordation. It is not proposed to record the individual disclaimers and releases.

5. There are no outstanding water-rights in connection with any of these ditches, that is, they are merely voluntary associations and no water-rights have been sold. The only obligation assumed by the United States in taking over the control, operation and maintenance of the ditches is that imposed by operation of law to furnish to the owners the quantity of water to which they are respectively entitled. There are no contractual obligations outstanding.

6. Individual disclaimers and releases are now being secured from the owners under all of these ditches, but all of the necessary signatures have not been secured on the Clint, Salitral, and the San Jose, Pena and Juan de Herrera. I consider it advisable, however, to forward the deeds from the commissioners for approval at this time. As before stated, the individual disclaimers and releases are

not considered indispensable, but are being obtained merely as a precautionary measure.

7. Concerning the necessity and advisability of taking over these properties there has been had between the Senior Engineer at El Paso and the Director considerable correspondence, to which attention is invited for information along this line.

encs.

State of Texas,
County of El Paso,

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned owners of water rights in the Thompson community ditch, for and in consideration of the benefits to accrue to us, respectively, by reason of the reconstruction, enlargement and improvement of the said Thompson ditch system to be hereafter performed by the United States of America, hereby disclaim and release all our right, title and interest in and to the said Thompson ditch system as the same is now constructed and in existence, as shown on blue-print hereto attached and hereby made a part hereof, and agree that the United States, pursuant to the Act of Congress approved June 17, 1902 (32 Stat., 588) and acts amendatory thereof and supplementary thereto, may take charge of, operate and maintain, and control said ditch system and all appurtenances thereof, and shall have the right to reconstruct, enlarge and otherwise improve the same in any manner deemed necessary by the proper officers of the United States in order that there may be afforded superior facilities for the irrigation of the lands tributary thereto.

Witness our hands this 9th day of April, A. D. 1917.

S. W. Carr
N. W. Tanton
Robert Grieve

C. N. Bassett
L. R. Thomson
B. M. Worsham
Henry L. Herring