

El Paso, TX Shipping Containers and Concertina Fence Fact Sheet

Updated 01/07/2023

- Texas National Guard has installed triple-strand concertina wire and pickets on USIBWC land along the boundary, up the river from Paso Del Norte Bridge, in concrete channel. DPS and Texas National Guard troops are on site
- 10 Connex boxes have been installed upriver of the concertina wire in the floodplain/levees on USIBWC property/easement (by Texas department of emergency management)
- Permit required because activity/structures on USBIWC property
- Hydraulic modeling required because in floodplain, so triggers 1970 Treaty
- Letter of opposition received from Mexico

USA

Chamizal Project Area

Blue - Declaration of Taking Dated January 5, 1972

State of Texas Prescence

Proposed State of Texas Prescence

Red - Rio Grande



American Dam Project Area

MEXICO



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

V.

13.70 acres of land, more or less,
in El Paso County, State of Texas
and Unknown Owners,
Defendants

CIVIL NO. _____

TRACTS NOS. LSF/293
LSF/294
LSF/295

DECLARATION OF TAKING

TO THE HONORABLE, THE UNITED STATES DISTRICT COURT:

I, J. F. Friedkin, United States Commissioner, International Boundary and Water Commission, United States and Mexico, acting for and on behalf of the Secretary of State, pursuant to Public Notice 131; Delegation of Authority 73, dated October 19, 1953, filed October 27, 1953; F. R. Doc. 53-9101; do hereby declare that:

1. (a) The lands hereinafter described are taken under and in accordance with the following Acts of Congress: The Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. Sec. 258a) and Acts supplementary thereto and amendatory thereof, and under the further authority of the Convention of February 1, 1933, between the United States of America and Mexico for Rectification of the Rio Grande (Treaty Series 864, 48 Stat. 1621), the Act approved August 19, 1935 (22 U.S.C. 277b & c) as amended (49 Stat. 660, 1370), the American-Mexican Treaty Act of 1950 approved September 13, 1950 (64 Stat. 846), and the Convention concluded August 29, 1963 (Treaty Series 5515), entitled "Convention Between the United States of America and the United Mexican States for the Solution of the Problem of the Chamizal," which extended said Commission's jurisdiction and responsibilities for maintenance and preservation of the Rio Grande Rectification Project, which authorize acquisition of required lands, and the Joint Resolution of the Congress of June 30, 1966, which authorized continuing appropriation of funds for such purposes, (being H.J. Res. 1180, Public Law 89-481).

(b) The public uses for which said land is taken are as follows: The said land is necessary adequately to provide for the compliance with and to meet

Exhibit A
1086

the obligations of the United States under the said Convention Between the United States of America and the United Mexican States for the Solution of the Problem of the Chamizal and said Convention of February 1, 1933, between the United States of America and Mexico. The said land has been selected by the Secretary of State for acquisition by the United States for use in connection with the maintenance and preservation of the rectified channel of the Rio Grande Rectification Project and for such other uses as may be authorized by Congress or Executive Order.

2. A general description of the land being taken is set forth in Exhibit "A" attached hereto and made a part hereof, and is a description of the same land described in the Complaint in the above-entitled cause. The owners are unknown. The estimated compensation is set out after each tract.

3. The estate to be taken for said public uses is the fee simple title.

4. A plat showing the land taken is annexed hereto as Exhibit "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenants thereto, and including any and all interests hereby taken in said land is \$12,330.00 as set forth in Exhibit "A" attached hereto and made a part hereof, which sum I cause to be deposited herewith in the registry of the said Court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, I have signed this Declaration of Taking this 30th day of October, 1970, in the City of El Paso, Texas.

J. F. Friedkin

J. F. FRIEDKIN, United States Commissioner,
International Boundary and Water Commission,
United States and Mexico, acting for and on
behalf of the Secretary of State.

EXHIBIT A

The land which is the subject matter of this proceeding aggregates 13.70 acres, more or less, situated in El Paso County, State of Texas. The description of the land taken, (3 tracts), a statement that the owners are unknown, and a statement of the sums estimated to be just compensation therefor, are as follows:

Description: Three tracts of land designated LSF/293, LSF/294 and LSF/295 situated between the easterly bank of the Rio Grande and the Levee Road in the City of El Paso, El Paso County, Texas, and being as shown on Drawing No. 22440 of the United States Section, International Boundary and Water Commission, United States and Mexico, which map is attached hereto as Exhibit "B" and made a part hereof.

LSF/293 - 4.7[±] acres

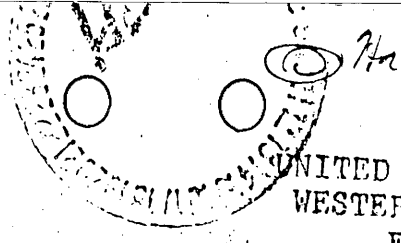
Owner Unknown: Estimated just compensation - \$4,230.00

LSF/294 - 5.9[±] acres

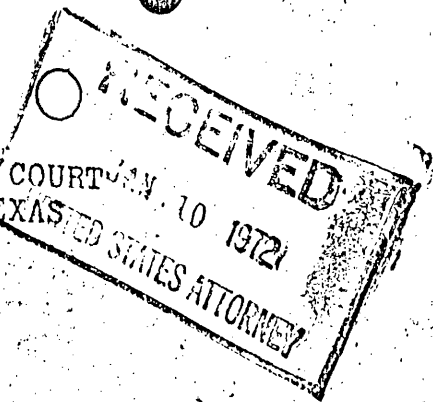
Owner Unknown: Estimated just compensation - \$5,310.00

LSF/295 - 3.1[±] acres

Owner Unknown: Estimated just compensation - \$2,790.00



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION



UNITED STATES OF AMERICA,
Plaintiff,

v.

13.70 ACRES OF LAND, MORE
OR LESS, IN EL PASO COUNTY,
STATE OF TEXAS, AND UNKNOWN
OWNERS,
Defendants.

CIVIL NO. EP-70-CA-284

TRACTS NOS. LSF-293
LSF-294
LSF-295

JUDGMENT

On the 5th day of January 1972 came on to be heard the issue of just compensation on the above numbered tracts and civil action and appeared Plaintiff, United States of America through Harold O. Atkinson, Assistant United States Attorney and Defendants, the unknown owners of the above-numbered tracts through Holvey Williams, Attorney-Ad-Litem appointed to represent those Defendants served by publication; and

It appearing to the Court that on the 18th day of December 1970 an action in condemnation was commenced in the above entitled and numbered cause by the filing of a Complaint; and

It further appearing to the Court that on the same date a Declaration of Taking was filed on said Tracts Nos. LSF-293, LSF-294, and LSF-295 and the sums of FOUR THOUSAND TWO HUNDRED THIRTY AND NO/100 DOLLARS (\$4,230.00), FIVE THOUSAND THREE HUNDRED TEN AND NO/100 DOLLARS (\$5,310.00), and TWO THOUSAND SEVEN HUNDRED NINETY AND NO/100 DOLLARS (\$2,790.00), totaling TWELVE THOUSAND THREE HUNDRED THIRTY AND NO/100 DOLLARS (\$12,330.00), were deposited into the Registry of the Court as estimated just compensation for the estates condemned in Tracts Nos. LSF-293, LSF-294, and LSF-295. respectively, said tracts and the estates taken being fully described in the Declaration of Taking filed herein; and

It further appearing to the Court that at the time of the filing of said Complaint and Declaration of Taking the ownership of Tracts Nos. LSF-293, LSF-294, and LSF-295, was unknown; and

It further appearing to the Court, after hearing the evidence adduced as to value and just compensation, that the sum of FOUR THOUSAND TWO HUNDRED THIRTY AND NO/100 DOLLARS (\$4,230.00), FIVE THOUSAND THREE HUNDRED TEN AND NO/100 DOLLARS (\$5,310.00), and TWO THOUSAND SEVEN HUNDRED NINETY AND NO/100 DOLLARS (\$2,790.00), totaling TWELVE THOUSAND THREE HUNDRED THIRTY AND NO/100 DOLLARS (\$12,330.00), inclusive of interest and all damages, is just compensation for the taking of all interests acquired in Tracts Nos. LSF-293, LSF-294, and LSF-295, respectively.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sums of FOUR THOUSAND TWO HUNDRED THIRTY AND NO/100 DOLLARS (\$4,230.00), FIVE THOUSAND THREE HUNDRED TEN AND NO/100 DOLLARS (\$5,310.00), and TWO THOUSAND SEVEN HUNDRED NINETY AND NO/100 DOLLARS (\$2,790.00), totaling TWELVE THOUSAND THREE HUNDRED THIRTY AND NO/100 DOLLARS (\$12,330.00), inclusive of interest, be, and said sum is just compensation for the taking of Tracts Nos. LSF-293, LSF-294, and LSF-295, respectively, together with all damages sustained.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the sums of FOUR THOUSAND TWO HUNDRED THIRTY AND NO/100 DOLLARS (\$4,230.00), FIVE THOUSAND THREE HUNDRED TEN AND NO/100 DOLLARS (\$5,310.00), and TWO THOUSAND SEVEN HUNDRED NINETY AND NO/100 DOLLARS (\$2,790.00), totaling TWELVE THOUSAND THREE HUNDRED THIRTY AND NO/100 DOLLARS (\$12,330.00), be credited to the unknown owners of Tracts Nos. LSF-293, LSF-294, and LSF-295, respectively.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a fee of \$500.00 be set as compensation for the legal services of Attorney Holvey Williams, attorney appointed by the Court to represent Defendants cited by publication, but that no other costs be taxed against any of the parties herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all other relief sought by persons who have been made parties defendant is specifically denied.

DONE at El Paso, Texas, this 7th day of January 1972.

~~THOMAS GALEN~~
UNITED STATES DISTRICT JUDGE

APPROVED:

Harold O. Atkinson
Harold O. Atkinson
Assistant United States Attorney

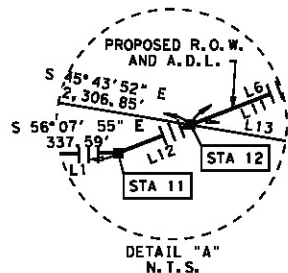
Holvey Williams
Holvey Williams
Attorney-Ad-Litem

A true copy of the original, I certify.

DAN W. BENEDECK, Clerk

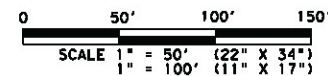
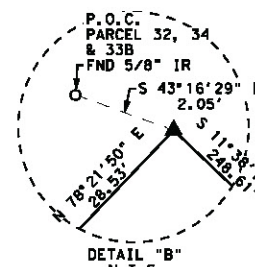
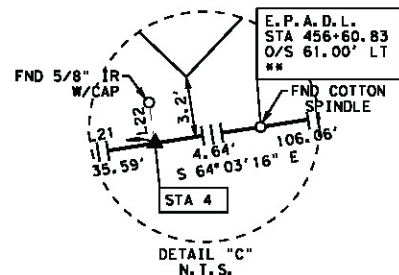
BY: Jeanne Boykin
Deputy.

FILED: _____



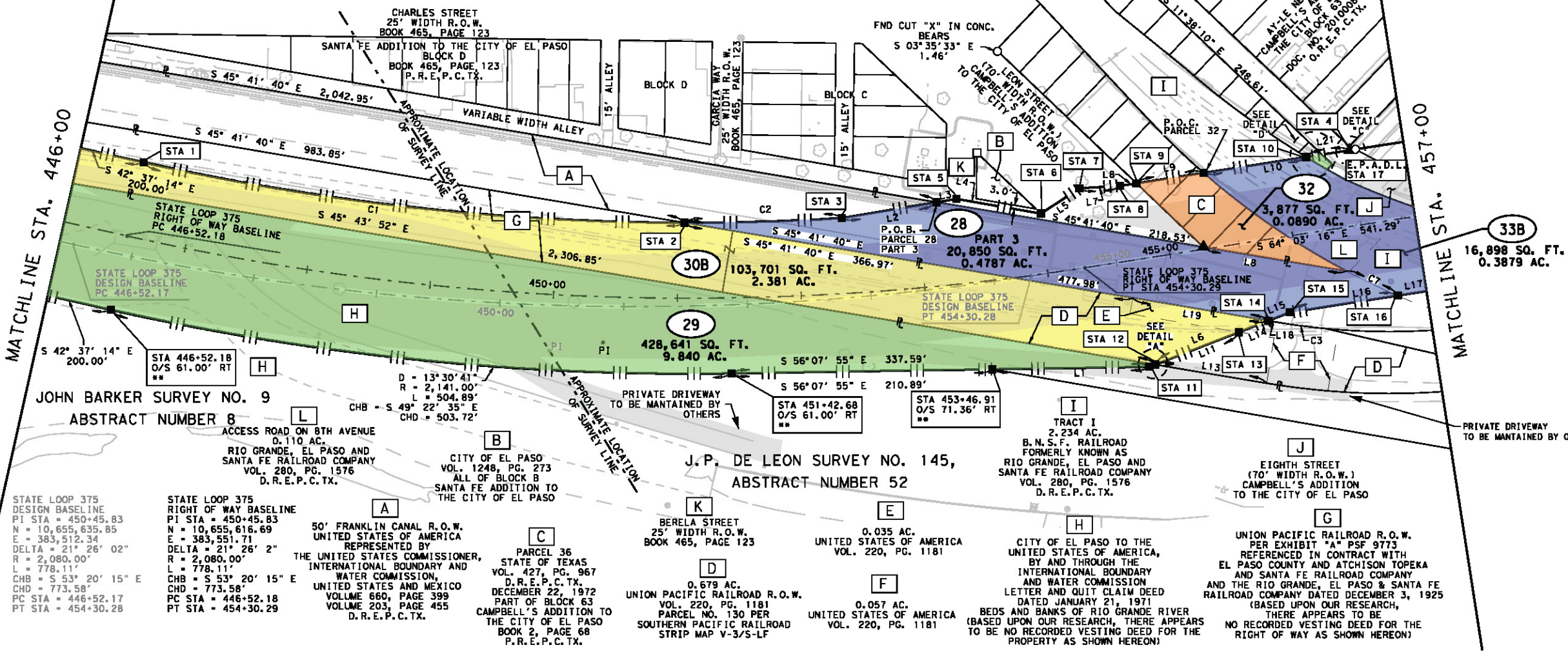
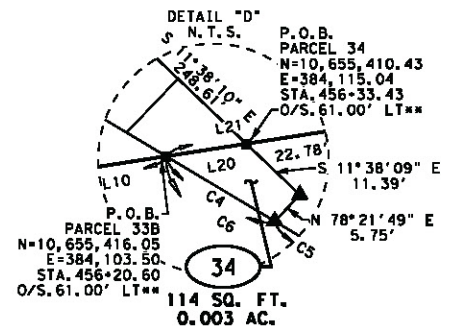
P.O.B. TABLE						
PARCEL	PART	NORTHING	EASTING	STATION	OFFSET	DESCRIPTION
28	3	10,655,556.14	383,837.57	453+16.42	67.60' LT **	SET 5/8" IR W/ TXDOT CAP
32	-	10,655,452.70	384,028.16	455+36.81	61.00' LT **	SET 5/8" IR W/ TXDOT CAP

CURVE TABLE						
NO.	DELTA	RADIUS	ARC	CHD BRG	CHD DIST	
C1	12° 29' 34"	2,019.00'	440.23'	S 48° 52' 01" E	439.35'	
C2	03° 36' 20"	2,019.00'	127.05'	S 56° 54' 58" E	127.03'	
C3	04° 06' 04"	547.96'	39.22'	S 47° 44' 42" E	39.21'	
C4	01° 35' 08"	712.83'	19.72'	S 24° 36' 00" E	19.72'	
C5	01° 14' 53"	712.83'	15.53'	S 26° 01' 00" E	15.53'	
C6	02° 50' 01"	712.83'	35.25'	S 25° 13' 26" E	35.25'	
C7	04° 23' 01"	599.43'	45.86'	S 29° 37' 09" E	45.85'	



- LEGEND**
- SET 5/8" IR W/ TXDOT CAP
 - 5/8" IRON ROD W/ TXDOT
 - ALUM DISK FOUND (UNLESS NOTED)
 - 5/8" IRON ROD SET WITH
 - "RODS SURVEYING, INC." CAP (UNLESS NOTED)
 - 5/8" IRON ROD FOUND (UNLESS NOTED)
 - CALCULATED POINT
 - PROPERTY LINE
 - RECORD INFORMATION
 - POINT OF BEGINNING
 - POINT OF COMMENCING
 - POINT OF REFERENCE
 - POINT OF CURVATURE
 - POINT OF TANGENCY
 - POINT OF INTERSECTION
 - POINT OF REVERSE CURVATURE
 - NOT TO SCALE
 - RIGHT OF WAY
 - CONTROLLING MONUMENT
 - BASELINE/PROPERTY LINE INTERSECTION
 - EXISTING DENTAL OF ACCESS LINE
 - PROPOSED DENTAL OF ACCESS LINE
 - BEGIN PROPOSED DENTAL OF ACCESS LINE
 - END PROPOSED DENTAL OF ACCESS LINE
 - PLAT RECORDS OF
 - EL PASO COUNTY, TEXAS
 - NAMED RECORDS OF
 - EL PASO COUNTY, TEXAS
 - DEED RECORDS OF
 - EL PASO COUNTY, TEXAS
 - OFFICIAL RECORDS OF
 - EL PASO COUNTY, TEXAS
 - OFFICIAL PUBLIC RECORDS OF
 - EL PASO COUNTY, TEXAS
 - OFFICIAL PUBLIC RECORDS OF
 - EL PASO COUNTY, TEXAS
 - OFFICIAL PUBLIC RECORDS OF
 - EL PASO COUNTY, TEXAS
 - APPRaisal DISTRICT PROPERTY ID
 - PUBLIC SERVICE BOARD
 - TEXAS DEPARTMENT OF TRANSPORTATION
 - ACCESS DENTAL LINE (A.D.L.)
 - DISTANCE NOT TO SCALE
 - DEED LINE (COMMON OWNERSHIP)
 - EXISTING EASEMENT LINE
 - SURVEY LINE

LINE TABLE		
L1	S 56° 07' 55" E	126.69'
L2	S 64° 41' 53" E	77.63'
L3	S 64° 41' 53" E	16.16'
L4	S 45° 23' 32" E	69.28'
L5	S 88° 23' 35" E	37.21'
L6	S 76° 25' 50" E	97.95'
L7	S 58° 50' 54" E	32.74'
L8	S 45° 41' 40" E	117.02'
L9	S 64° 03' 16" E	54.80'
L10	S 64° 03' 16" E	83.79'
L11	S 76° 25' 50" E	72.48'
L12	S 76° 25' 50" E	5.04'
L13	S 45° 43' 52" E	91.15'
L14	S 76° 25' 50" E	25.47'
L15	S 76° 25' 50" E	18.77'
L16	S 64° 03' 16" E	87.98'
L17	S 64° 03' 16" E	315.85'
L18	S 45° 41' 40" E	6.96'
L19	S 45° 41' 40" E	111.01'
L20	S 64° 03' 16" E	12.83'
L21	S 64° 03' 16" E	35.59'
L22	N 25° 56' 45" E	1.79'



STATE LOOP 375
DESIGN BASELINE
PI STA = 450+45.83
N = 10,655,635.85
E = 383,512.34
DELTA = 21° 26' 02"
R = 778.11'
L = 778.11'
CHB = S 53° 20' 15" E
PC STA = 446+52.17
PT STA = 454+30.28

STATE LOOP 375
RIGHT OF WAY BASELINE
PI STA = 450+45.83
N = 10,655,618.69
E = 383,551.71
DELTA = 21° 26' 2"
R = 2,080.00'
L = 778.11'
CHB = S 53° 20' 15" E
PC STA = 446+52.18
PT STA = 454+30.29

50' FRANKLIN CANAL R.O.W.
UNITED STATES OF AMERICA
REPRESENTED BY
THE UNITED STATES COMMISSIONER,
WATER COMMISSION,
UNITED STATES AND MEXICO
VOLUME 660, PAGE 399
VOLUME 203, PAGE 455
D.R.E.P.C.TX.

PARCEL 36
STATE OF TEXAS
VOL. 427, PG. 967
D.R.E.P.C.TX.
DECEMBER 22, 1972
PART OF BLOCK 63
CAMPBELL'S ADDITION TO
THE CITY OF EL PASO
BOOK 2, PAGE 68
P.R.E.P.C.TX.

0.679 AC.
UNION PACIFIC RAILROAD R.O.W.
VOL. 220, PG. 1181
PARCEL NO. 130 PER
SOUTHERN PACIFIC RAILROAD
STRIP MAP V-3/S-LF

0.057 AC.
UNITED STATES OF AMERICA
VOL. 220, PG. 1181

CITY OF EL PASO TO THE
UNITED STATES OF AMERICA,
BY AND THROUGH THE
INTERNATIONAL BOUNDARY
AND WATER COMMISSION
LETTER AND QUIT CLAIM DEED
DATED JANUARY 21, 1971
BEDS AND BANKS OF RIO GRANDE RIVER
(BASED UPON OUR RESEARCH, THERE APPEARS
TO BE NO RECORDED VESTING DEED FOR THE
PROPERTY AS SHOWN HEREON)

UNION PACIFIC RAILROAD R.O.W.
PER EXHIBIT "A" PSF 9773
REFERENCED IN CONTRACT WITH
EL PASO COUNTY AND ATCHISON TOPEKA
AND SANTA FE RAILROAD COMPANY
AND THE RIO GRANDE, EL PASO & SANTA FE
RAILROAD COMPANY DATED DECEMBER 3, 1925
(BASED UPON OUR RESEARCH,
THERE APPEARS TO BE
NO RECORDED VESTING DEED FOR THE
RIGHT OF WAY AS SHOWN HEREON)

STATION OFFSET TABLE		
NO.	STATION	OFFSET
STA 1	446+52.18	61.00' LT **
STA 2	451+05.70	61.00' LT **
STA 3	452+36.59	61.00' LT **
STA 4	456+56.18	61.00' LT **
STA 5	453+33.10	68.61' LT **
STA 6	454+01.29	48.44' LT **
STA 7	454+35.88	63.97' LT **
STA 8	454+68.48	61.00' LT **
STA 9	454+82.01	61.00' LT **
STA 10	456+20.60	61.00' LT **
STA 11	454+69.55	87.10' RT **
STA 12	454+74.48	86.02' RT **
STA 13	455+45.27	70.48' RT **
STA 14	455+70.15	65.02' RT **
STA 15	455+88.48	61.00' RT **
STA 16	456+76.46	61.00' RT **
STA 17	456+60.83	61.00' LT **

NOTES:
1. ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON NAD83 (1993 ADJUSTMENT) TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE. ALL COORDINATES AND DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A SURFACE ADJUSTMENT FACTOR OF 1.000231. PROJECT IS LOCATED IN UTM ZONE 13.
2. LOOP 375 DESIGN BASELINE ALIGNMENT DERIVED FROM ABRAMS KIEWIT JOINT VENTURE PROJECTWISE IN MDP#375-ALG01.DGN DATED 02-16-15.
3. LOOP 375 RIGHT-OF-WAY BASELINE ALIGNMENT DERIVED FROM TXDOT APPROVED PLANS OF RIGHT-OF-WAY PROJECT.
* AREA CALCULATED BY RODS SURVEYING, INC.
** THIS MONUMENT MAY BE REPLACED BY A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON THE COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A RPLS EITHER EMPLOYED OR RETAINED BY TXDOT.
NOTE:
VOLUME (VOL.) AND PAGE (PG.) LABELS FOR DEEDS AND EASEMENTS REFER TO THE DEED RECORDS OF EL PASO COUNTY, TEXAS. VOLUME (VOL.) AND PAGE (PG.) LABELS FOR PLATS REFER TO THE PLAT RECORDS OF EL PASO COUNTY, TEXAS. DOCUMENT NUMBER (DOC. NO.) LABELS REFER TO THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF EL PASO COUNTY, TEXAS. (UNLESS OTHERWISE NOTED).

SEE PAGE 27 FOR OWNERSHIP TABLE OF PARCEL 28 PARTS 1 THRU 3.
SEE PAGE 28 FOR OWNERSHIP TABLE OF PARCEL 29.
SEE PAGE 30 FOR OWNERSHIP TABLE OF PARCEL 30B.

OWNERSHIP TABLE										
PARCEL	EXIST ACRES	EXIST SQ. FT.	LOT	BLOCK	OWNER	TYPE OF CONV.	CONVEYANCE	TAKING	REMAINDER	STATIONS
							FILM CODE	ACRES	SQ. FT.	FROM TO
32	*0.274	*11,935			STATE OF TEXAS			0.089	3,877	0.185 AC 8,059 SF
33B	-	-			B.N.S.F. RAILROAD			0.388	16,880	- AC - SF
34	*0.138	*6,011			STATE OF TEXAS			0.003	114	0.135 AC 5,897 SF

AS OF SEPTEMBER 2019

Texas Department of Transportation

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FED. RD. DIV. NO.	STATE	FEDERAL AID PROJECT NO.	SHEET NO.
6	TEXAS		31
STATE DIST. NO.	COUNTY	CONTROL	SECTION JOB
24	EL PASO	2552	04 041

LOOP 375

0 50' 100' 150'
SCALE 1" = 50' (22" X 34")
1" = 100' (11" X 17")

LEGEND

- SET 5/8" IR W/TXDOT CAP
- 5/8" IRON ROD W/TXDOT
- ALUM DISK FOUND (UNLESS NOTED)
- 5/8" IRON ROD SET WITH "RODS SURVEYING, INC." CAP (UNLESS NOTED)
- 5/8" IRON ROD FOUND (UNLESS NOTED)
- CALCULATED POINT
- PROPERTY LINE
- RECORD INFORMATION
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCING
- P.O.R. POINT OF REFERENCE
- P.C. POINT OF CURVATURE
- P.T. POINT OF TANGENCY
- P.I. POINT OF INTERSECTION
- P.R.C. POINT OF REVERSE CURVATURE
- NOT TO SCALE
- R.O.W. RIGHT OF WAY
- C.M. CONTROLLING MONUMENT
- P.L.I. BASELINE/PROPERTY LINE INTERSECTION
- E.A.D.L. EXISTING DENIAL OF ACCESS LINE
- P.A.D.L. PROPOSED DENIAL OF ACCESS LINE
- B.P.A.D.L. BEGIN PROPOSED DENIAL OF ACCESS LINE
- E.P.A.D.L. END PROPOSED DENIAL OF ACCESS LINE
- P.R.E.P.C.TX. PLAT RECORDS OF EL PASO COUNTY, TEXAS
- N.R.E.P.C.TX. NAMED RECORDS OF EL PASO COUNTY, TEXAS
- D.R.E.P.C.TX. DEED RECORDS OF EL PASO COUNTY, TEXAS
- O.R.E.P.C.TX. OFFICIAL RECORDS OF EL PASO COUNTY, TEXAS
- O.P.R.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF EL PASO COUNTY, TEXAS
- O.P.R.R.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY EL PASO COUNTY, TEXAS
- E.P.C.A.D.P.ID. APPRAISAL DISTRICT PROPERTY ID
- P.S.B. PUBLIC SERVICE BOARD
- TXDOT TEXAS DEPARTMENT OF TRANSPORTATION
- ACCESS DENIAL LINE (A.D.L.)
- DISTANCE NOT TO SCALE
- DEED LINE (COMMON OWNERSHIP)
- EXISTING EASEMENT LINE
- SURVEY LINE

LINE TABLE	
L1	S 48° 06' 57" E 87.19'

CURVE TABLE				
NO.	DELTA	RADIUS	ARC	CHD BRG
C1	03°16'26"	2,455.46'	140.30'	S 51° 30' 44" E 140.28'
C2	01°45'34"	2,455.46'	75.41'	S 48° 59' 44" E 75.40'
C3	18°14'36"	424.19'	135.06'	S 37° 43' 54" E 134.49'
C4	00°29'43"	12,061.00'	104.26'	S 46° 33' 52" E 104.26'
C5	02°08'34"	12,061.00'	451.04'	S 45° 14' 44" E 451.01'
C6	05°02'00"	2,455.46'	215.71'	S 50° 37' 57" E 215.64'

A

50' FRANKLIN CANAL R.O.W.
UNITED STATES OF AMERICA
REPRESENTED BY
THE UNITED STATES COMMISSIONER,
INTERNATIONAL BOUNDARY AND
WATER COMMISSION,
UNITED STATES AND MEXICO
VOLUME 660, PAGE 399
VOLUME 203, PAGE 455
D.R.E.P.C.TX.

B

B.N.S.F. RAILROAD
(BASED UPON OUR RESEARCH, THERE APPEARS TO BE
NO RECORDED VESTING DEED FOR THE
PROPERTY AS SHOWN HEREON)

C

B.N.S.F. RAILROAD R.O.W.
PER EXHIBIT "A" PSF 9773
REFERENCED IN CONTRACT WITH
EL PASO COUNTY AND ATCHISON TOPEKA
AND SANTA FE RAILROAD COMPANY
AND THE RIO GRANDE, EL PASO & SANTA FE
RAILROAD COMPANY DATED DECEMBER 3, 1925
(BASED UPON OUR RESEARCH, THERE APPEARS TO BE
NO RECORDED VESTING DEED FOR THE
RIGHT OF WAY AS SHOWN HEREON)

NOTES:
1. ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON NAD83 (1993 ADJUSTMENT)
TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE. ALL COORDINATES AND
DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY
DIVIDING BY A SURFACE ADJUSTMENT FACTOR OF 1.000231. PROJECT IS
LOCATED IN UTM ZONE 13.

2. LOOP 375 DESIGN BASELINE ALIGNMENT DERIVED FROM
ABRAMS KIEWIT JOINT VENTURE PROJECTWISE IN MDP#375-ALG001.DGN
DATED 02-16-15.

3. LOOP 375 RIGHT-OF-WAY BASELINE ALIGNMENT DERIVED FROM
TXDOT APPROVED PLANS OF RIGHT-OF-WAY PROJECT.

* AREA CALCULATED BY RODS SURVEYING, INC.

** THIS MONUMENT MAY BE REPLACED BY A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON
THE COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF
A RPLS EITHER EMPLOYED OR RETAINED BY TXDOT.

NOTE:
VOLUME (VOL.) AND PAGE (PG.) LABELS FOR DEEDS AND EASEMENTS REFER TO THE DEED
RECORDS OF EL PASO COUNTY, TEXAS. VOLUME (VOL.) AND PAGE (PG.) LABELS FOR
PLATS REFER TO THE PLAT RECORDS OF EL PASO COUNTY, TEXAS. DOCUMENT NUMBER (DOC.
NO.) LABELS REFER TO THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF EL PASO
COUNTY, TEXAS. (UNLESS OTHERWISE NOTED).

SEE PAGE 28 FOR OWNERSHIP TABLE OF PARCEL 29.

AS OF SEPTEMBER 2019



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FED. RD. DIV. NO.	STATE	FEDERAL AID PROJECT NO.	SHEET NO.
6	TEXAS		27
STATE DIST. NO.	COUNTY	CONTROL	SECTION
24	EL PASO	2552	04
		041	LOOP 375

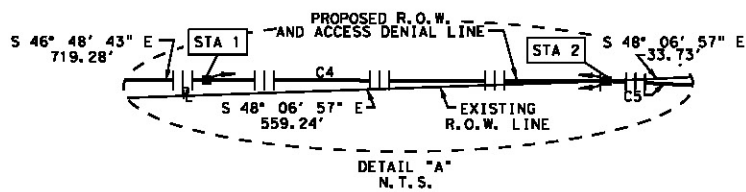
JOHN BARKER SURVEY NO. 9 ABSTRACT NUMBER 8

MATCHLINE STA. 402+00

MATCHLINE STA. 413+00

OWNERSHIP TABLE											
PARCEL	EXIST ACRES	EXIST SQ. FT	LOT	BLOCK	OWNER	TYPE OF CONV	CONVEYANCE	TAKING		REMAINDER	
							FILM CODE	ACRES	SQ FT	LEFT	RIGHT
28 PARTS 1-3	-	-	-	-	UNITED STATES OF AMERICA			1.6541	72,066	- AC - SF	- AC - SF
28 PART 1	-	-	-	-	UNITED STATES OF AMERICA			1.130	49,240	- AC - SF	- AC - SF
28 PART 2	-	-	-	-	UNITED STATES OF AMERICA			0.0454	1,976	- AC - SF	- AC - SF
28 PART 3	-	-	-	-	UNITED STATES OF AMERICA			0.4787	20,850	- AC - SF	- AC - SF

STATION OFFSET TABLE		
NO.	STATION	OFFSET
STA 1	411+90.30	61.00' LT **
STA 2	412+94.04	61.00' LT **



STATE LOOP 375
RIGHT OF WAY BASELINE
PI STA=397+94.59
N=10,659,300.08
E=379,802.07
D=15°45'46" (LT)
R=3,680.00'
L=1,012.42'
CHB=S38°55'50"E
CHD=1,009.23'
PC STA=392+85.16
PT STA=402+97.58

STATE LOOP 375
DESIGN BASELINE
PI STA=398+89.59
N=10,659,249.62
E=379,832.45
D=15°45'46" (LT)
R=3,680.00'
L=1,012.42'
CHB=S38°55'50"E
CHD=1,009.23'
PC STA=393+83.38
PT STA=403+95.80

STATE LOOP 375
RIGHT OF WAY BASELINE
PI STA = 414+66.58
N = 10,658,151.39
E = 381,025.82
DELTA = 02° 38' 15"
R = 12,000.00'
L = 552.41'
CHB = S 45° 29' 36" E
CHD = 552.37'
PC STA = 411+90.30
PT STA = 417+42.72

STATE LOOP 375
DESIGN BASELINE
PI STA = 414+25.38
N = 10,658,196.33
E = 380,954.56
DELTA = 01° 51' 02" RT
R = 11,984.00'
L = 387.05'
CHB = S 45° 53' 13" E
CHD = 387.03'
PC STA = 412+31.84
PT STA = 416+18.89

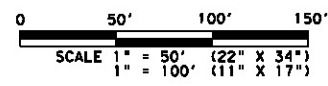
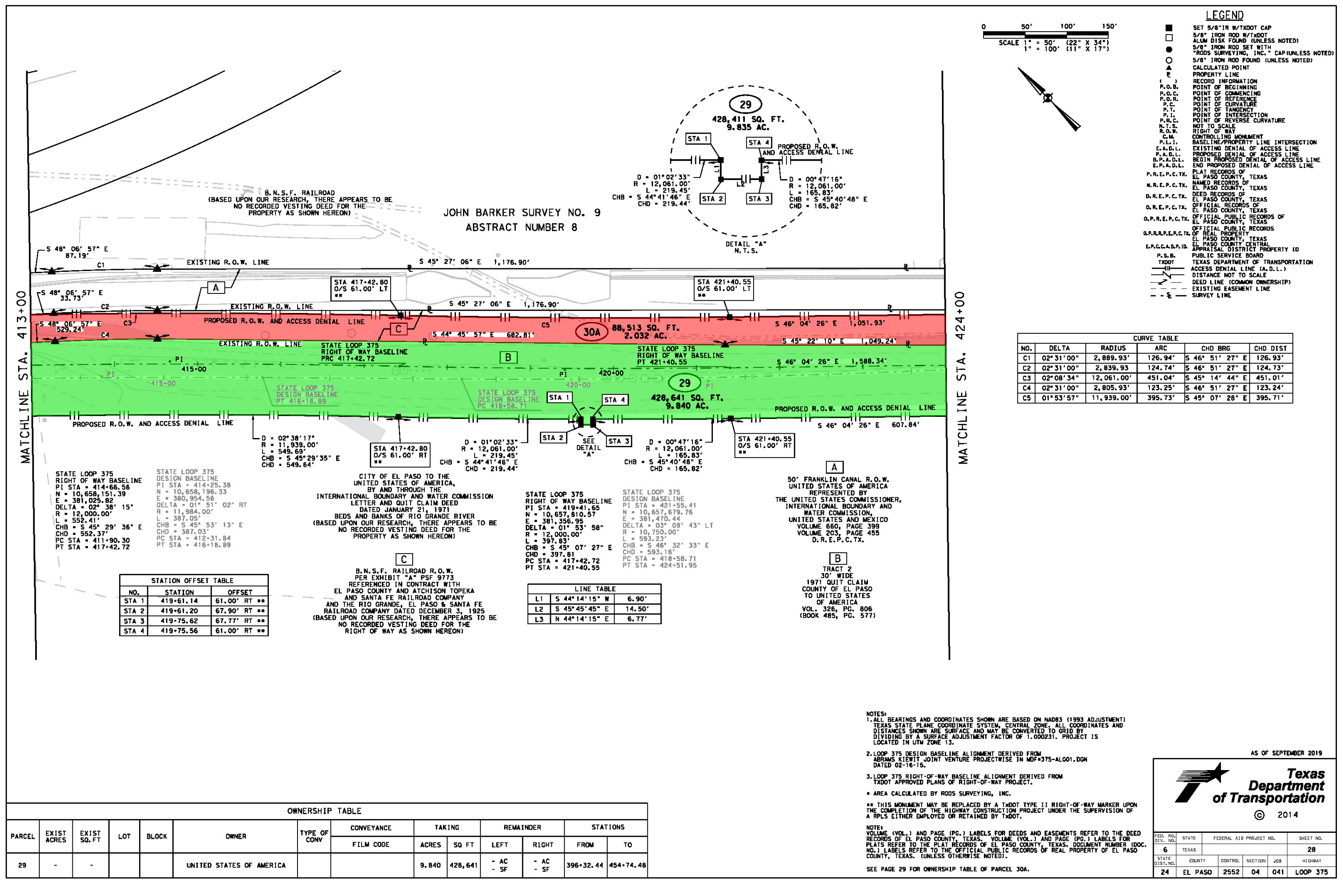
CITY OF EL PASO TO THE
UNITED STATES OF AMERICA,
BY AND THROUGH THE
INTERNATIONAL BOUNDARY AND WATER COMMISSION
LETTER AND QUIT CLAIM DEED
DATED JANUARY 21, 1971
BEDS AND BANKS OF RIO GRANDE RIVER
(BASED UPON OUR RESEARCH, THERE APPEARS TO BE
NO RECORDED VESTING DEED FOR THE
PROPERTY AS SHOWN HEREON)

29
428,641 SQ. FT.
9.840 AC.

30A
88,513 SQ. FT.
2.032 AC.

28
49,240 SQ. FT.
1.130 AC.

11.851 AC.
CITY OF EL PASO
VOL. 901, PG. 1134
D.R.E.P.C.TX.



- LEGEND**
- SET 5/8" IR W/TXDOT CAP
 - 5/8" IRON ROD W/TXDOT
 - ALUM DISK FOUND (UNLESS NOTED)
 - 5/8" IRON ROD SET WITH "RODS SURVEYING, INC." CAP (UNLESS NOTED)
 - 5/8" IRON ROD FOUND (UNLESS NOTED)
 - CALCULATED POINT
 - PROPERTY LINE
 - RECORD INFORMATION
 - P.O.B. POINT OF BEGINNING
 - P.O.C. POINT OF COMMENCING
 - P.O.R. POINT OF REFERENCE
 - P.C. POINT OF CURVATURE
 - P.T. POINT OF TANGENCY
 - P.I. POINT OF INTERSECTION
 - P.R.C. POINT OF REVERSE CURVATURE
 - NOT TO SCALE
 - R.O.W. RIGHT OF WAY
 - C.M. CONTROLLING MONUMENT
 - P.L.I. BASELINE/PROPERTY LINE INTERSECTION
 - E.A.D.L. EXISTING DENIAL OF ACCESS LINE
 - P.A.D.L. PROPOSED DENIAL OF ACCESS LINE
 - B.P.A.D.L. BEGIN PROPOSED DENIAL OF ACCESS LINE
 - E.P.A.D.L. END PROPOSED DENIAL OF ACCESS LINE
 - P.R.E.P.C.TX. PLAT RECORDS OF EL PASO COUNTY, TEXAS
 - N.R.E.P.C.TX. NAMED RECORDS OF EL PASO COUNTY, TEXAS
 - D.R.E.P.C.TX. DEED RECORDS OF EL PASO COUNTY, TEXAS
 - O.R.E.P.C.TX. OFFICIAL RECORDS OF EL PASO COUNTY, TEXAS
 - O.P.R.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF EL PASO COUNTY, TEXAS
 - O.P.R.R.P.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF EL PASO COUNTY, TEXAS
 - E.P.C.C.A.D.P.ID. EL PASO COUNTY CENTRAL APPRAISAL DISTRICT PROPERTY ID
 - P.S.B. PUBLIC SERVICE BOARD
 - TXDOT TEXAS DEPARTMENT OF TRANSPORTATION
 - ACCESS DENIAL LINE (A.D.L.)
 - DISTANCE NOT TO SCALE
 - DEED LINE (COMMON OWNERSHIP)
 - EXISTING EASEMENT LINE
 - SURVEY LINE

CURVE TABLE					
NO.	DELTA	RADIUS	ARC	CHD BRG	CHD DIST
C1	02°31'00"	2,889.93'	126.94'	S 46° 51' 27" E	126.93'
C2	02°31'00"	2,839.93'	124.74'	S 46° 51' 27" E	124.73'
C3	02°08'34"	12,061.00'	451.04'	S 45° 14' 44" E	451.01'
C4	02°31'00"	2,805.93'	123.25'	S 46° 51' 27" E	123.24'
C5	01°53'57"	11,939.00'	395.73'	S 45° 07' 28" E	395.71'

STATION OFFSET TABLE		
NO.	STATION	OFFSET
STA 1	419+61.14	61.00' RT **
STA 2	419+61.20	67.90' RT **
STA 3	419+75.62	67.77' RT **
STA 4	419+75.56	61.00' RT **

CITY OF EL PASO TO THE UNITED STATES OF AMERICA, BY AND THROUGH THE INTERNATIONAL BOUNDARY AND WATER COMMISSION LETTER AND QUIT CLAIM DEED DATED JANUARY 21, 1971 BEDS AND BANKS OF RIO GRANDE RIVER (BASED UPON OUR RESEARCH, THERE APPEARS TO BE NO RECORDED VESTING DEED FOR THE PROPERTY AS SHOWN HEREON)

B.N.S.F. RAILROAD R.O.W. PER EXHIBIT "A" PSF 9773 REFERENCED IN CONTRACT WITH EL PASO COUNTY AND ATCHISON TOPEKA AND SANTA FE RAILROAD COMPANY AND THE RIO GRANDE, EL PASO & SANTA FE RAILROAD COMPANY DATED DECEMBER 3, 1925 (BASED UPON OUR RESEARCH, THERE APPEARS TO BE NO RECORDED VESTING DEED FOR THE RIGHT OF WAY AS SHOWN HEREON)

LINE TABLE		
L1	S 44°14'15" W	6.90'
L2	S 45°45'45" E	14.50'
L3	N 44°14'15" E	6.77'

50' FRANKLIN CANAL R.O.W. UNITED STATES OF AMERICA REPRESENTED BY THE UNITED STATES COMMISSIONER, INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO VOLUME 660, PAGE 399 VOLUME 203, PAGE 455 D.R.E.P.C.TX.

TRACT 2 30' WIDE 1971 QUIT CLAIM COUNTY OF EL PASO TO UNITED STATES OF AMERICA VOL. 326, PG. 806 (BOOK 485, PG. 577)

NOTES:

1. ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON NAD83 (1993 ADJUSTMENT) TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE. ALL COORDINATES AND DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A SURFACE ADJUSTMENT FACTOR OF 1.000231. PROJECT IS LOCATED IN UTM ZONE 13.

2. LOOP 375 DESIGN BASELINE ALIGNMENT DERIVED FROM ABRAMS KIEWIT JOINT VENTURE PROJECTWISE IN MDP#375-ALG01.DGN DATED 02-16-15.

3. LOOP 375 RIGHT-OF-WAY BASELINE ALIGNMENT DERIVED FROM TXDOT APPROVED PLANS OF RIGHT-OF-WAY PROJECT.

* AREA CALCULATED BY RODS SURVEYING, INC.

** THIS MONUMENT MAY BE REPLACED BY A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON THE COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A RPLS EITHER EMPLOYED OR RETAINED BY TXDOT.

NOTE: VOLUME (VOL.) AND PAGE (PG.) LABELS FOR DEEDS AND EASEMENTS REFER TO THE DEED RECORDS OF EL PASO COUNTY, TEXAS. VOLUME (VOL.) AND PAGE (PG.) LABELS FOR PLATS REFER TO THE PLAT RECORDS OF EL PASO COUNTY, TEXAS. DOCUMENT NUMBER (DOC. NO.) LABELS REFER TO THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF EL PASO COUNTY, TEXAS. (UNLESS OTHERWISE NOTED).

SEE PAGE 29 FOR OWNERSHIP TABLE OF PARCEL 30A.

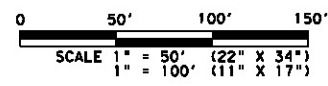
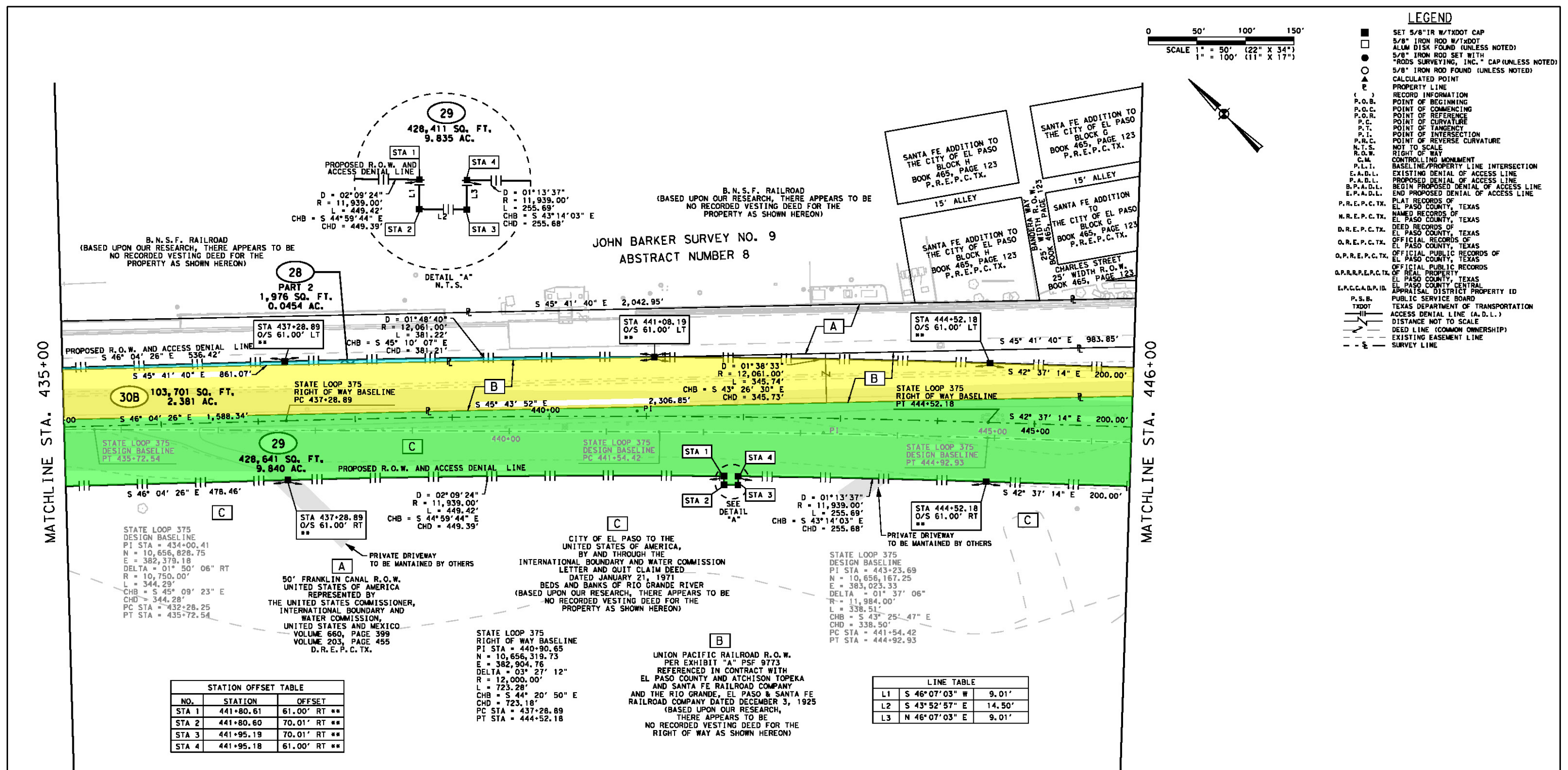
OWNERSHIP TABLE														
PARCEL	EXIST ACRES	EXIST SQ. FT	LOT	BLOCK	OWNER	TYPE OF CONV	CONVEYANCE		TAKING		REMAINDER		STATIONS	
							FILM CODE		ACRES	SQ FT	LEFT	RIGHT	FROM	TO
29	-	-			UNITED STATES OF AMERICA				9.840	428,641	- AC - SF	- AC - SF	396+32.44	454+74.48

AS OF SEPTEMBER 2019

Texas
Department
of Transportation

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FED. RD. DIV. NO.	STATE	FEDERAL AID PROJECT NO.	SHEET NO.		
6	TEXAS		28		
STATE DIST. NO.	COUNTY	CONTROL	SECTION	JOB	HIGHWAY
24	EL PASO	2552	04	041	LOOP 375



- LEGEND**
- SET 5/8" IR W/TXDOT CAP
 - 5/8" IRON ROD W/TXDOT
 - ALUM DISK FOUND (UNLESS NOTED)
 - 5/8" IRON ROD SET WITH "RODS SURVEYING, INC." CAP (UNLESS NOTED)
 - 5/8" IRON ROD FOUND (UNLESS NOTED)
 - CALCULATED POINT
 - PROPERTY LINE
 - RECORD INFORMATION
 - P.O.B. POINT OF BEGINNING
 - P.O.C. POINT OF COMMENCING
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 - P.I. POINT OF INTERSECTION
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 - NOT TO SCALE
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 - E.P.A.D.L. END PROPOSED DENIAL OF ACCESS LINE
 - P.R.E.P.C.TX. PLAT RECORDS OF EL PASO COUNTY, TEXAS
 - N.R.E.P.C.TX. NAMED RECORDS OF EL PASO COUNTY, TEXAS
 - D.R.E.P.C.TX. DEED RECORDS OF EL PASO COUNTY, TEXAS
 - O.R.E.P.C.TX. OFFICIAL RECORDS OF EL PASO COUNTY, TEXAS
 - O.P.R.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF EL PASO COUNTY, TEXAS
 - O.P.R.P.E.P.C.TX. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY, EL PASO COUNTY, TEXAS
 - E.P.C.C.A.D.P.I.D. EL PASO COUNTY CENTRAL APPRAISAL DISTRICT PROPERTY ID
 - P.S.B. PUBLIC SERVICE BOARD
 - TXDOT TEXAS DEPARTMENT OF TRANSPORTATION
 - ACCESS DENIAL LINE (A.D.L.)
 - DISTANCE NOT TO SCALE
 - DEED LINE (COMMON OWNERSHIP)
 - EXISTING EASEMENT LINE
 - SURVEY LINE

STATION OFFSET TABLE

NO.	STATION	OFFSET
STA 1	441+80.61	61.00' RT **
STA 2	441+80.60	70.01' RT **
STA 3	441+95.19	70.01' RT **
STA 4	441+95.18	61.00' RT **

LINE TABLE

LINE	BEARING	DISTANCE
L1	S 46°07'03" W	9.01'
L2	S 43°52'57" E	14.50'
L3	N 46°07'03" E	9.01'

OWNERSHIP TABLE													
PARCEL	EXIST ACRES	EXIST SQ. FT	LOT	BLOCK	OWNER	TYPE OF CONV	CONVEYANCE	TAKING		REMAINDER		STATIONS	
							FILM CODE	ACRES	SQ FT	LEFT	RIGHT	FROM	TO
30B	-	-			UNION PACIFIC RAILROAD			2.381	103,701	- AC - SF	- AC - SF	432+15.42	455+70.15

NOTES:

1. ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON NAD83 (1993 ADJUSTMENT) TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE. ALL COORDINATES AND DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A SURFACE ADJUSTMENT FACTOR OF 1.000231. PROJECT IS LOCATED IN UTM ZONE 13.

2. LOOP 375 DESIGN BASELINE ALIGNMENT DERIVED FROM ABRAMS KIEWIT JOINT VENTURE PROJECTWISE IN MDP#375-ALG01.DGN DATED 02-16-15.

3. LOOP 375 RIGHT-OF-WAY BASELINE ALIGNMENT DERIVED FROM TXDOT APPROVED PLANS OF RIGHT-OF-WAY PROJECT.

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** THIS MONUMENT MAY BE REPLACED BY A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON THE COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A RPLS EITHER EMPLOYED OR RETAINED BY TXDOT.

NOTE:
VOLUME (VOL.) AND PAGE (PG.) LABELS FOR DEEDS AND EASEMENTS REFER TO THE DEED RECORDS OF EL PASO COUNTY, TEXAS. VOLUME (VOL.) AND PAGE (PG.) LABELS FOR PLATS REFER TO THE PLAT RECORDS OF EL PASO COUNTY, TEXAS. DOCUMENT NUMBER (DOC. NO.) LABELS REFER TO THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF EL PASO COUNTY, TEXAS. (UNLESS OTHERWISE NOTED).

SEE PAGE 27 FOR OWNERSHIP TABLE OF PARCEL 28 PARTS 1 THRU 3.
SEE PAGE 28 FOR OWNERSHIP TABLE OF PARCEL 29.
SEE PAGE 30 FOR OWNERSHIP TABLE OF PARCEL 30B.

AS OF SEPTEMBER 2019

Texas Department of Transportation

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FED. RD. DIV. NO.	STATE	FEDERAL AID PROJECT NO.	SHEET NO.		
6	TEXAS		30		
STATE DIST. NO.	COUNTY	CONTROL	SECTION	JOB	HIGHWAY
24	EL PASO	2552	04	041	LOOP 375



INTERNATIONAL BOUNDARY AND WATER COMMISSION
UNITED STATES AND MEXICO
UNITED STATES SECTION

El Paso, Texas
February 26, 1965

MEMORANDUM to Chamizal Project Manager

(Counsel)

SUBJECT: Title to Bed and Banks of Rio Grande from Cordova
Island to the Upstream Terminus of City of El Paso.

PROBLEM

Who owns the bed and banks of the Rio Grande in the above described reach?

CONCLUSION

The City of El Paso.

BACKGROUND

The admission of Texas as one of the States of the Union on December 29, 1845, was conditioned upon the retention by the State of "all the vacant and unappropriated lands lying within its limits", the State's title being derived successively from the Kingdom of Spain, Republic of Mexico, and the Republic of Texas. (U. S. v. Texas, 16 S. Ct. 725). The State is the owner of soil underlying navigable streams (Maufrais v. State, 142 Tex. 559, 180 SW 2d 144), and it has power to grant soil beneath navigable public waters (Moore v. Ashbrook, Civ. App. 197 SW 2d 516, error refused). Vernon's Ann. Civ. St. Art. 5302 defines a navigable stream as being one which retains "an average width of 30 feet from the mouth up." The Rio Grande is a navigable stream.

Art. 4026 (id.) (1925) provides among other things that:

"All of the public rivers. . .in this State, together with their beds and bottoms, . . .shall continue and remain the property of the State of Texas, except in so far as the State shall permit the use of said. . .beds and bottoms."

Art. 7467a (id.) (1925) provides:

"The State of Texas hereby relinquishes, quit claims and grants unto all incorporated cities and towns that have a population of forty thousand inhabitants, or more, according to the 1920 census, all of the beds and channels, and also all of the abandoned beds and channels, of all rivers, streams and other channels that are now or that may hereafter be within the present or future corporate limits of such cities or towns, in so far as the beds and channels, and such abandoned channels, of such rivers, streams and other channels may be owned or claimed as the property of said State."

DISCUSSION

The population of the City of El Paso, according to the 1920 census, exceeded 40,000 inhabitants. [Actual 1920 figure: 77,560 - Source: Texas Almanac, 1964-1965, p. 123]. A conveyance was therefore made to the City of El Paso by the statutory enactment. There has been no evidence to indicate that the State of Texas, the owner of the bed and banks of the Rio Grande prior to said enactment, had conveyed any of its interests to this land to any other party.


Marvin E. Whittington

MEW:ege - 5
cc Cham Proj Atty
Counsel

Q U I T C L A I M

41884

CONTRACT NO. IBM-68-46

THE STATE OF TEXAS

COUNTY OF EL PASO

KNOW ALL MEN BY THESE PRESENTS:

THAT THE CITY OF EL PASO, TEXAS, a municipal corporation, QUITCLAIMANT, for and in consideration of the sum of ONE DOLLAR (\$1.00), to QUITCLAIMANT, in hand paid, and for other good and valuable consideration, the full receipt and sufficiency of all of which consideration are hereby acknowledged and confessed, does hereby bargain, sell, release, remise, relinquish, surrender, and forever quitclaim unto the UNITED STATES OF AMERICA and its successors and assigns, all of QUITCLAIMANT'S right, title, interest, estate, and claim of every kind and/or character of whatsoever nature, in and to that certain land situated in El Paso County, Texas, and described as follows, to-wit:

Those streets and alleys and that portion of Franklin Canal colored in red on Exhibit "A" attached hereto and made a part hereof, and the beds and banks of the Rio Grande located within the area to be transferred to Mexico by the United States pursuant to the Convention Between the United States of America and the United Mexican States for the Solution of the Problem of the Chamizal, which entered into force January 14, 1964,

together with all of QUITCLAIMANT'S right, title, interest, estate, and claim of every kind and/or character, of whatsoever nature, in and to all and singular the rights, privileges, improvements, and appurtenances in, on, or in anywise belonging to the above-described land, or arising or existing in connection with, or with respect thereto.

TO HAVE AND TO HOLD all of QUITCLAIMANT'S right, title, interest, estate and claim of every kind and/or character, of whatsoever nature, in and to said land hereinabove described, together with all of QUITCLAIMANT'S right, title, interest, estate, and claim, of every kind and/or character, of whatsoever nature, in and to all and singular the rights, privileges, improvements, and appurtenances, in, on, or in anywise belonging to the property hereinabove conveyed, or arising or existing in connection with, or with respect thereto, unto the said UNITED STATES OF AMERICA, and the successors and assigns thereof forever, so that neither QUITCLAIMANT, THE CITY OF EL PASO, TEXAS, QUITCLAIMANT'S successors, or assigns, nor any person or persons claiming under QUITCLAIMANT, shall at any time hereafter have, claim, or demand any right, title, interest, estate, or claim in or to the premises, rights, privileges, improvements, or appurtenances hereinabove conveyed, or any part thereof.

IN WITNESS WHEREOF, the said QUITCLAIMANT has caused these presents to be signed by its Mayor, and its common seal to be affixed by its City Clerk, on this 19th day of October, 1967.

THE CITY OF EL PASO, TEXAS

By

Judson F. Williams
JUDSON F. WILLIAMS, MAYOR

ATTEST:

Robert H. Gabel
ROBERT H. GABEL, CITY CLERK

THE STATE OF TEXAS

COUNTY OF EL PASO

BEFORE ME, the undersigned, a Notary Public in and for El Paso County, Texas, on this day personally appeared JUDSON F. WILLIAMS, 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 consideration therein expressed.

Given under my hand and seal of office this 19th day of October, A. D. 1967.

Mary Lou Enriquez
Notary Public in and for El Paso County, Texas.

MARY LOU ENRIQUEZ, Notary Public
In and for El Paso County, Texas
My commission expires June 1, 1969

(Seal)

My commission expires June 1, 1969.

41884

FILED FOR RECORD IN MY OFFICE

1967 OCT 26 PM 12 49

COUNTY CLERK, EL PASO COUNTY, TEXAS

By /s/ Jessie Garcia

Deputy

184 2157

[Exhibit "A" (Map attached): 184 2158 thru 184 2164] 7

QUITCLAIM DEED

THE STATE OF TEXAS)
)
 COUNTY OF EL PASO)

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, J. F. FRIEDKIN, Commissioner of the United States Section, International Boundary and Water Commission, United States and Mexico, has made application to the City of El Paso, Texas, for a grant to the United States of America of a portion of the bed and banks of the Rio Grande, which land is deemed necessary and expedient for use under the Convention Between the United States of America and Mexico for the Rectification of the Rio Grande (Treaty Series 864, 48 Stat. 1621), as extended by the Convention Between the United States of America and the United States Mexican States for the Solution of the Problem of the Chamizal (TIAS 5515; 15 UST 21), in connection with the maintenance and preservation of the Rio Grande Rectification Project, which said land is more particularly described as follows, to wit:

All the bed and banks of the Rio Grande in or adjacent to the City of El Paso, El Paso County, Texas, lying between the upstream end of the concrete-lined river channel constructed as a part of the Chamizal Project to the American Dam, a distance of approximately 3.53 miles.

THEREFORE, I, Peter de Wetter, Mayor of the City of El Paso, Texas, in the name of and on behalf of the City of El Paso, Texas, having been duly authorized to act herein by Resolution of the City Council of said City, for and in consideration of the sum of ONE DOLLAR and other good and valuable consideration, the receipt and sufficiency of which is acknowledged and confessed, do hereby relinquish and quitclaim to the United States of America, forever, all of the City's rights, ownership and title in and to the above-described land, subject to the following reservations:

1. The City reserves the right to continue to operate and maintain all existing drainage structures and related facilities located within the above described property, and the right at any time to construct, operate and maintain, according to plans and approved by and under license issued by the United States Section, International Boundary and Water Commission, such drainage structures or other facilities into the Rio Grande at such places and as may be required to implement the drainage plans for any or all areas adjacent to or near the Rio Grande.

2. The City reserves the right to construct or cause to be constructed an extension of the Chamizal Border Highway through the area quitclaimed, provided that the construction thereof shall be consistent with the flood control purposes of the Rio Grande Rectification Project, shall not be in contravention of any international treaty provisions then existing, and for this purpose the plans and specifications shall be submitted to and subject to approval by the Commissioner of the United States Section, International Boundary and Water Commission.
3. The City reserves the right to continue to operate and maintain all existing water lines, sanitary sewer lines and related appurtenances located within the above described property; and the right at any time to construct, operate and maintain, according to plans approved by and under license issued by the United States Section, International Boundary and Water Commission, such water lines, sanitary sewer lines and related appurtenances which may be required to properly serve the water and sanitary sewer utility needs for any and all areas adjacent to or near the Rio Grande, with the proviso that no sanitary sewage lines will discharge to this portion of the river without approval of appropriate Federal and State authorities.

IN WITNESS WHEREOF, I have hereunto signed my name as Mayor of the City of El Paso, Texas, this 28th day of January, 1971.

THE CITY OF EL PASO, TEXAS

By [Signature]
Peter G. Wetter, Mayor

ATTEST:

[Signature]
Robert H. Gabel, City Clerk

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

Before me, the undersigned authority, on this day personally appeared Peter de Wetter, 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 consideration therein expressed and in the capacity therein stated.

Given under my hand and seal of office, this 28th day of January,
A.D. 1971.

Sofia C. Ordonez
Notary Public in and for
El Paso County, Texas

SOFIA C. ORDONEZ, Notary Public
In and for El Paso County, Texas
My commission expires June 1, 1971.

My commission expires June 1, 1971.

REC'D

48258

BED

City of El Paso

2

STATE OF TEXAS
COUNTY OF EL PASO
I hereby certify that this instrument was filed on the
date and time stamped hereon by me and was duly re-
corded in the volume and page of the named records
of El Paso County, Texas, as stamped hereon by me.

FEB 11 1971



J. W. Fields

COUNTY CLERK, El Paso County, TEXAS

International Water &
Boundary Commission

213 and 116

218 Section

1311559

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor is authorized to sign for the City of El Paso a Quitclaim in favor of the United States of America quitclaiming the City's interests in the bed and banks of the Rio Grande from the upstream end of the Chamizal concrete channel to the American Dam.

ADOPTED this 28 day of January, 1971.

Pili Tutella

Mayor

ATTEST:

R. H. Habel
City Clerk

1-28-71
A true and correct copy I do hereby certify.

R. H. Habel
City Clerk

327 1278

KEY PUNCH

FILED FOR RECORD
IN MY OFFICE

1971 FEB 11 AM 10 08

COUNTY CLERK

DAISO COUNTY, TEXAS

Anna E. Bowell

327 1970