

**PERMANENT EASEMENT****PROJECT NO:** N/A

Grant of Permanent Easement, between JOHN JONES ("Grantor"), whose address is 9000 ALAMEDA BOULEVARD NE, ALB NM 87109 and whose telephone number is (505) 480-4537 and the City of Albuquerque, a New Mexico municipal corporation ("City"), whose address is P.O. Box 1293, Albuquerque, NM, 87103.

Subject to existing rights of record, Grantor grants to the City an exclusive, permanent easement ("Easement") in, over, upon and across the real property described on **Exhibit "A"** attached hereto ("Property") for the construction, installation, maintenance, repair, modification, replacement and operation of PUBLIC DRAINAGE, together with the right to remove trees, bushes, undergrowth and any other obstacles upon the Property if the City determines they interfere with the appropriate use of this Easement.

In the event Grantor constructs any improvements ("Improvements") within the Easement, the City has the right to enter upon Grantor's property at any time and perform whatever inspection, installation, maintenance, repair, modification or removal ("Work") it deems appropriate without liability to the City. If the Work effects any Improvements or encroachments made by the Grantor, the City will not be financially or otherwise responsible for rebuilding or repairing the Improvements or encroachments. If in the opinion of the City, the Work to be performed by the City could endanger the structural integrity or otherwise damage the Improvements or encroachments, the Grantor shall, at its own expense, take whatever protective measures are required to safeguard the Improvements or encroachments.

Grantor covenants and warrants that Grantor is the owner in fee simple of the Property, that Grantor has a good lawful right to convey the Property or any part thereof and that Grantor will forever warrant and defend the title to the Property against all claims from all persons or entities.

The grant and other provisions of this Easement constitute covenants running with the Property for the benefit of the City and its successors and assigns until terminated.

This Easement shall not be effective until approved by the City Engineer in the signature block below.

WITNESS my hand and seal this 11 day of Oct, 2018.

CITY OF ALBUQUERQUE:

By: [Signature]

Shahab Biazar, P.E., City Engineer

Date: 10/11/18GRANTOR: [Signature]By [signature]: [Signature]Name [print]: John JonesTitle: OwnerDate: 10/11/18

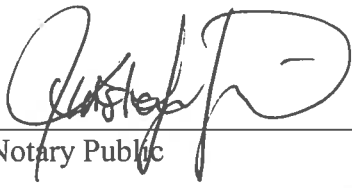
**GRANTOR'S NOTARY**

STATE OF New Mexico )  
COUNTY OF Bernalillo ) ss

This instrument was acknowledged before me on 11<sup>th</sup> day of October, 2018,  
by John Jones (name), Owner (title)  
of 9000 Alameda Blvd NE 87109 (entity), a                      (i.e. a  
New Mexico) corporation, on behalf of the corporation.



OFFICIAL SEAL  
**KRISTA MONDRAGON**  
NOTARY PUBLIC-State of New Mexico  
My Commission Expires 05/12/2019

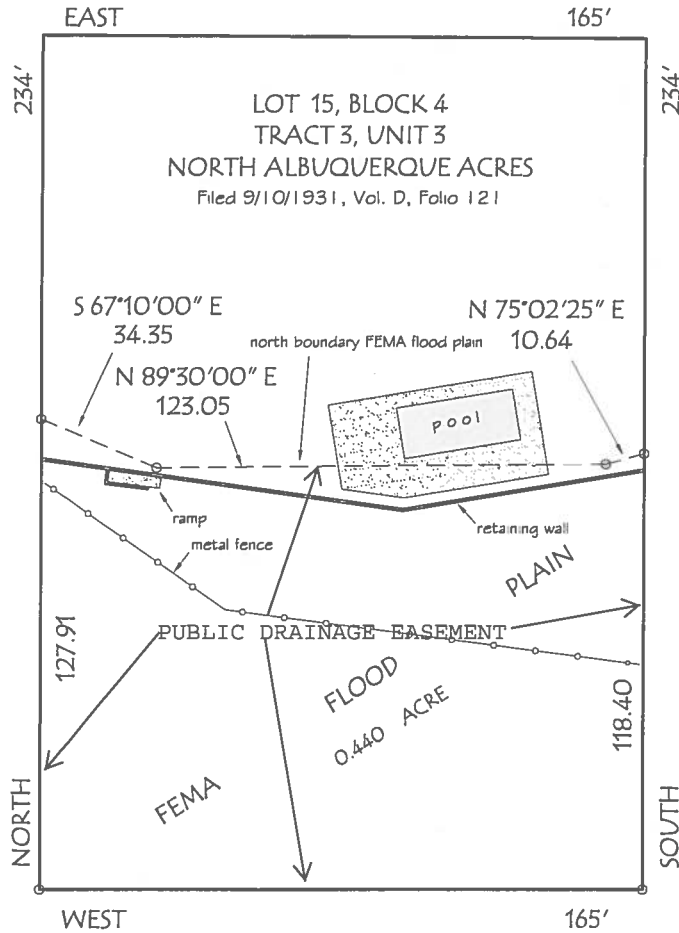
  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 05/12/2019

**(EXHIBIT "A" ATTACHED)**

# EXHIBIT A

ALAMEDA AVE. N.E.

60' RW



## SURVEYOR'S CERTIFICATION

I, Christopher J. Dehler, New Mexico Registered Land Surveyor No. 7923, hereby certify that this Easement Description Plat was prepared by me based on provided Engineering Drawings, that I am responsible for this description, that this description is true and correct to the best of my knowledge and belief and that this description meets the Minimum Standards for Easement Surveying in New Mexico.

dated: October 9, 2018

New Mexico Registered Land Surveyor No. 7923



Job No. 329618

3827 Palacio Del Rio Grande NW  
Albuquerque, NM 87107

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