

H-9D073

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[Signature]
 FOR NEW MEXICO COUNTY CLERK'S OFFICE

MAY 10 1969

14164

RIGHT-OF-WAY EASEMENT

117

The Undersigned Grantor (and each and all of them if more than one) for and in consideration of Certain Valuable Considerations dollars (\$5000000000) in hand paid by the Grantee, the receipt whereof is hereby acknowledged, hereby grants, bargains and conveys unto The Mountain States Telephone and Telegraph Company, a Colorado corporation, 931 14th Street, Denver, Colorado, 80202, Grantee, its successors, assigns, lessees, licensees and agents a Right-of-Way Easement and the right to construct, operate, maintain and remove such communication and other facilities, from time to time, as said Grantee may require upon, over, under and across the following described land which the Grantor owns or in which the Grantor has any interest, to wit:

The northerly five (5) feet of Tract "A" of the St. Pius X Subdivision, being a Replat of Zuni Park Addition to Albuquerque, New Mexico. The aforementioned Tract "A" is shown and designated of the plat of St. Pius X Addition which was filed in the Bernalillo County Clerk's Office, October 15, 1963.

situate in County of Bernalillo, State of New Mexico
 TOGETHER with the right of ingress and egress over and across the lands of the Grantor to and from the above-described property, the right to clear and keep cleared all trees and other obstructions as may be necessary and the right to permit other utility companies to use the right of way jointly with Grantee for their utility purposes.

The Grantor reserves the right to occupy, use, and cultivate said property for all purposes not inconsistent with the rights herein granted.

Signed and delivered this 13th day of October A. D., 1969.

At Albuquerque, New Mexico

THE ROMAN CATHOLIC CHURCH OF THE
 ARCHDIOCESE OF SANTA FE

BY James P. Davis
 ARCHBISHOP OF SANTA FE

(Add below a form of acknowledgement appropriate for the state in which the right-of-way is located and for the party who is granting the right-of-way, see I.M. 173, Sec. 5 for proper form.)

State of NEW MEXICO ss.

County of BERNALILLO ss.

The foregoing instrument was acknowledged before me this 13th day of October, 1969 by James P. Davis, Archbishop of Santa Fe.

[Signature]
 Notary Public

My Commission Expires:

JUNE 17, 1971



State of New Mexico) ss
 County of Bernalillo)
 This instrument was filed for record on

NOV 4 1969

At 2 o'clock P.M. Recorder in Vol. 155
 of records of said County Folio 142

[Signature] Clerk & Recorder
 Deputy Clerk

CITY COMMISSION
October 16, 1967
V-605

70248

ORDINANCE NO. 141-1967

643

AN ORDINANCE VACATING THE NORTHERLY 17 FT. OF INDIAN SCHOOL ROAD NE BETWEEN LOUISIANA BOULEVARD & ESPANOLA STREET, AND DECLARING AN EMERGENCY.

WHEREAS, there has heretofore been dedicated and conveyed to the City of Albuquerque, New Mexico a certain easement for street purposes, more particularly described below, and

WHEREAS, said right of way is not needed for public use except for easements reserved in Section 2 hereof,

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE, NEW MEXICO:

SECTION 1. The following described right of way is hereby closed and vacated subject to easements reserved in Section 2 hereof:

The north 17 ft. of Indian School Road NE between the east right of way line of Louisiana Boulevard and the west right of way line of Espanola Street as shown on Paving District No. 134, dated January 30, 1961.

SECTION 2. The City hereby reserves easements for public utilities, whether municipally or privately owned, which may be necessary for public use and benefit at the present time or in the future.

SECTION 3. Immediately upon the effective date of this ordinance, the land above-described shall be effectively vacated, subject to easements reserved in Section 2 hereof, and the City of Albuquerque by this ordinance disclaims from such date any further interest therein.

SECTION 4. This ordinance is an emergency measure due to urgent public need and will be effective five days after publication in full in accordance with law.

ADOPTED: October 16, 1967

G. V. Norman
Chairman, City Commission, Albuquerque, N.M.

ATTEST: William T. Stevens, City Clerk

State of New Mexico } SS
County of Bernalillo }
This instrument was filed for record on

OCT 31 1967
At 1 o'clock P.M. Recorded in Vol. 643
of records of said County Folio 643
LUCY JARAMILLO, Clerk & Recorder
Norma Chis, Deputy Clerk

APPROVED AS TO FORM
Date: 10-12-67
Harley A. Lanning
FRANK HEATH, CITY ATTORNEY

APPROVED AS TO DESCRIPTION
Date: 10-12-1967
WTS
WILLIAM T. STEVENS, CITY ENGINEER