

When recorded, mail to
City Clerk
211 West Aspen Avenue
Flagstaff, Arizona 86001

**Public Waterlines and Appurtenances
(Waterline Easement)**

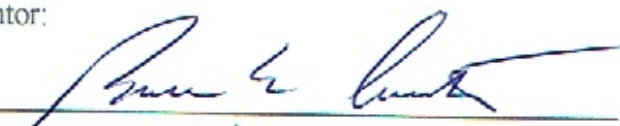
For valuable consideration, the sufficiency and receipt of which is hereby acknowledged, FLAGSHIP REALTY, LLC, an Arizona limited liability company ("Grantor"), hereby grants and conveys unto the CITY OF FLAGSTAFF, a municipal corporation organized and existing under and by virtue of the laws of the State of Arizona ("Grantee"), an exclusive easement for waterline purposes, under, over and across the real property of Grantor, located at 3735 N. Kaspar Drive in Flagstaff, Arizona, situated in Coconino County, Assessor Parcel Number 113-23-004J, and as legally described and depicted in the attached **Exhibit A** ("Public Water Easement"), Subject to the following terms and conditions:

1. Grantee shall have the right to locate, operate, repair, replace, alter and maintain ("Work") under ground waterlines and related facilities within the Public Waterline Easement.
2. Grantee shall have the rights of ingress and egress across adjacent property owned or controlled by Grantor where reasonably required to gain access to the real property subject to this easement.
3. This Public Waterline Easement is granted on an exclusive basis to Grantee. Grantee shall have the right to use the easement for waterline services provided and approved by Grantee.
4. Grantee may remove, alter or maintain vegetation, improvements, or obstructions within the limits of the real property subject to this easement that conflict with the public utility uses.
5. Grantee shall restore the real property to its prior condition upon completion of any work by Grantee, its employees, contractors, or licensees; following such restoration Grantor shall remain responsible for any ongoing maintenance of the surface of the real property subject to this easement.
6. To the extent permitted by Arizona law, Grantee hereby covenants to indemnify and save Grantor harmless from any liabilities for injuries or damages to persons or property arising out of use of this Waterline Easement by Grantee, its employees, contractors, or licensees.
7. Grantor shall have the right to use and enjoy the real property subject to this Waterline Easement provided such use and enjoyment does not interfere with Grantee's ability to utilize the Waterline Easement granted herein. Grantor may not construct or permit erection or other structure or

improvement that in Grantee's sole opinion would interfere with the operation of utilities within the Waterline Easement granted herein, unless Grantee gives written consent.

IN WITNESS WHEREOF, Grantor has caused this Waterline Easement to be executed this 30 day of November, 2017.

Grantor:

By: 
Title: MANAGING MEMBER

Colorado
STATE OF ARIZONA) 03
Jefferson
County of Coconino) 03

On this 30 day of November, 2017, before me, a Notary Public, personally appeared Paul Louture, whose identity was proven to me on the basis of satisfactory evidence to be the person who he or she claims to be, and who acknowledged that he or she signed this Waterline Easement.

(Seal)

KELSI BUHR NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20174003853 MY COMMISSION EXPIRES 01/25/21

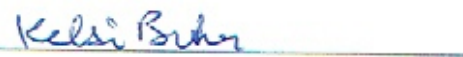
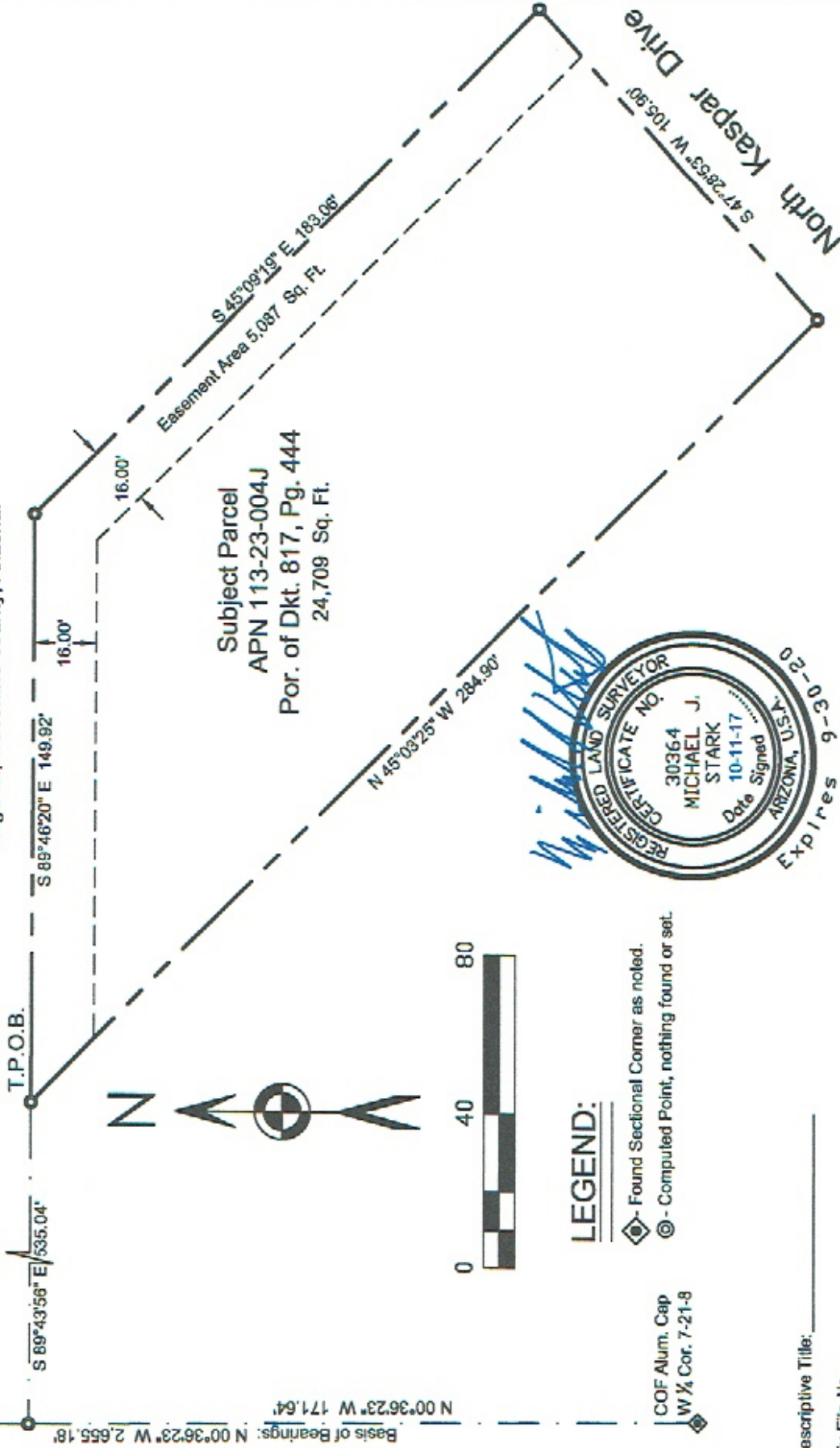

Notary Public

Exhibit "A-1"

A portion of that parcel recorded in Docket 817, Page 444, records of Coconino county, situated in the West half of Section 7, Township 21 North, Range 8 East, Gila and Salt River Meridian, City of Flagstaff, Coconino county, Arizona.



Subject Parcel
 APN 113-23-004J
 Por. of Dkt. 817, Pg. 444
 24,709 Sq. Ft.



LEGEND:

- Found Sectional Corner as noted.
- Computed Point, nothing found or set.

COF Alum. Cap
 W 1/4 Cor. 7-21-8

Descriptive Title: _____

City File No. _____

528 W. Aspen Avenue, Flagstaff, Arizona 86001 (928) 774-5058		JOB No.	DRWN.	DATE	SCALE
NORTHLAND EXPLORATION SURVEYS, INC.		17-087	M.J.S.	10-11-17	1"=40.0'



Exhibit "A"

Legal Description:

A portion of that parcel described in Docket 817, Page 444, records of Coconino county, situated in the West half of Section 7, Township 21 North, Range 8 East, Gila and Salt River Meridian, City of Flagstaff, Coconino county, Arizona, more particularly described as follows;

The **NORTHEASTERLY AND NORTH 16 FEET** of the following described parcel;

COMMENCING at the West Quarter corner of said Section 7, thence along the West line of said Section 7, N 00°36'23" W (Basis of Bearings, this description), for a distance of 171.64 to a calculated point;

thence S 89°43'56" E, for a distance of 535.04 feet to a calculated point, said point being **THE TRUE POINT OF BEGINNING**;

thence S 89°46'20" E, for a distance of 149.92 feet to a calculated point;

thence S 45°09'19" E, for a distance of 183.06 feet to a calculated point, said point being on the Northwestern Right-of-Way line of North Kaspar Drive;

thence along said Northwestern Right-of-Way line of North Kaspar Drive, S 45°09'19" W, for a distance of 105.90 feet to a calculated point;

thence N 45°03'23" W, for a distance of 284.00 feet to **THE TRUE POINT OF BEGINNING**;

said Northeasterly and North 16 feet contains 5,087 square feet of land, more or less and said parcel contains 24,709 square feet of land more or less, including any easements of record over the above described parcel, as depicted on **Exhibit "A-1"** which is made a part of this document by this reference hereon.

