

When recorded mail to:

CITY CLERK
CITY OF SAN LUIS
P.O. BOX 1170
SAN LUIS, ARIZONA 85349

EASEMENT FOR CONSTRUCTION AND MAINTENANCE OF STORMWATER DRAINAGE FACILITIES

GRANTOR:

Gadsden Elementary School District No. 32 of Yuma County, Arizona
P O Box 6870
1350 Juan Sanchez Boulevard
San Luis, AZ 85349

GRANTEE:

City of San Luis, an Arizona Municipal Corporation
P O Box 1170
San Luis, AZ 85349

GRANTOR Gadsden Elementary School District No. 32 of Yuma County, Arizona, as lessee of that certain real property in Yuma County, Arizona more particularly described below (the "Easement Premises"), and in accordance with that certain Intergovernmental Agreement between itself and GRANTEE City of San Luis, an Arizona municipal corporation, as well as GRANTOR'S lease with the State of Arizona for the property that includes the Easement Premises, does hereby grant, unto GRANTEE, its successors and assigns, subject to the limitations in the aforementioned documents (including but not limited to the duration of GRANTOR'S leasehold interest in the property under the aforementioned lease), the right, privilege and easement to enter upon, survey, travel along, construct, reconstruct, lay, relay, increase the size of, operate, maintain and remove public drainage infrastructure at any and all points within, through, over and across the Easement Premises, together with the right to authorize, permit and license the use thereof for those uses compatible with the primary use of the Easement Premises as public drainage easement.

By accepting this easement, GRANTEE agrees to exercise reasonable care to avoid damage to said Easement Premises and any property that may at any time be thereon, as well as any other property of the GRANTOR.

The Easement Premises are more particularly described as follows:

That portion of the South half of the Southwest quarter of Section 6, Township 11 South, Range 24 West, Gila and Salt River Base and Meridian, Yuma County, Arizona more particularly described as follows:

A parcel of land consisting of the south 230.00 feet of the north 280.00 feet of the west 90.00 feet of Tract 5 of State Plat No. 17 - Comite De Bienestar as recorded in the Office of the County Recorder of Yuma County, Arizona in Book 11 of Plats, Page 86;

Except the West 33.00 feet thereof used for public roadway purposes;

Said parcel contains 13,110 square feet, more or less.

GRANTOR acknowledges that the use of the Easement Premises for storm water drainage purposes in accordance with this Easement and the aforementioned Intergovernmental Agreement and lease is in the public interest. For its part, GRANTEE warrants that said Easement shall be used as a public drainage easement with related

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CAPTION HEADING:

CITY OF SAN LUIS – ED PASTOR ELEMENTARY SCHOOL DRAINAGE EASEMENT