

# SANTA FE COUNTY

*Resolution No. 2000-52*

1759548

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## A RESOLUTION DEDICATING A RIGHT OF WAY TO THE CITY OF SANTA FE FOR A SANITARY SEWER LINE

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**WHEREAS**, Santa Fe County has constructed a sanitary sewer line within the Agua Fria Community Park to provide service to the La Familia Medical Center Southside Clinic; and

**WHEREAS**, Santa Fe County obtained the land known as the Agua Fria Community Park from the Bureau of Land Management through the Recreation and Public Purposes Act (Patent Number 30-71-0042) and is required to provide dedicated right of ways for utility service in accordance with the act; and

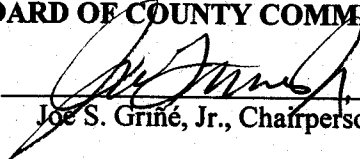
**WHEREAS**, the land required is described as a certain parcel of land a right of way in width; said right of way further described as being a twenty foot (20') wide strip of land lying, being and situate within lot 14, Section 31, Township 17 North, range 9 East, New Mexico Prime Meridian, Santa Fe County, New Mexico, being ten feet (10') each side of the following described centerline: Beginning at the most northerly point of the herein-described tract of land from which point. Santa Fe Control Monument No. 71, bears north 34°44'38" west, 841.79 feet; Thence from said point and place of beginning, south 03°08'11" west, 380.62 feet to the terminus of said right of way.

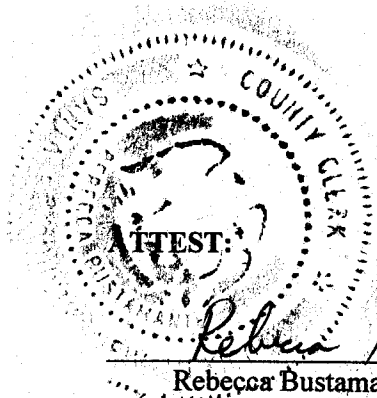
**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners that the Chairman of the Board is authorized to grant a dedicated right of way to the City of Santa Fe for the installation of a sanitary sewer line.


1759549

APPROVED, ADOPTED AND PASSED this 25<sup>th</sup> day of April, 2000.


BOARD OF COUNTY COMMISSIONERS

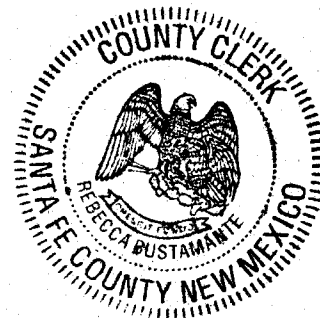
  
Joe S. Grifé, Jr., Chairperson



  
Rebecca Bustamante, County Clerk

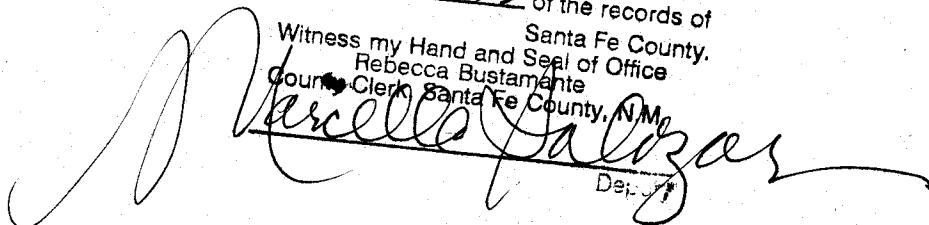
APPROVED as to legal form and sufficiency:

  
County Attorney



1114 221  
COUNTY OF SANTA FE  
STATE OF NEW MEXICO } SS  
I hereby certify that this instrument was filed  
for record on the 26 day of Apr A.D.  
20 00, at 9:41 o'clock am  
and was duly recorded in book 1759  
page 348-349 of the records of  
Santa Fe County.

Witness my Hand and Seal of Office  
Rebecca Bustamante  
County Clerk Santa Fe County, N.M.

  
Dep. Clerk

## CITY OF SANTA FE

### SANITARY SEWER RIGHT OF WAY GRANT

1759816

THIS AGREEMENT made this 25<sup>th</sup> day of April, 2000 by and between the County of Santa Fe (Grantor) and the City of Santa Fe, a municipality in the State of New Mexico, (Grantee), and their respective successors and assigns:

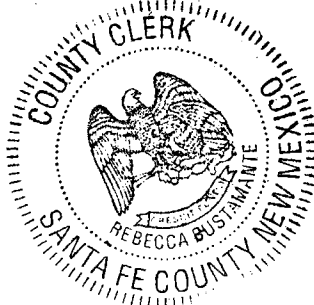
#### WITNESSETH:

Grantor, for good & valuable consideration the receipt of which is hereby acknowledged, does hereby give, bargain, sell, grant and convey unto Grantee, an Right of Way to build, rebuild, construct, reconstruct, locate, relocate, change, remove, replace, modify, renew, operate, and maintain a sanitary sewer, with appurtenances thereto, including manhole structures necessary to maintain the sanitary sewer, and appurtenances thereto (all of which are herein collectively referred to as "facilities"), on, over, beneath, through, and across the Right of Way, hereinafter described, together with free access to, from, and over said Right of Way, with the right and privilege of going upon, over, and across adjoining lands of Grantor for the purpose set forth herein and with the right to utilize the right of way and Right of Way to extend services to customers of Grantee, and to trim and remove any trees, shrubs, or bushes and remove any structures which interfere with the purpose set forth herein. This document in no way constitutes permission for the Grantor to connect to the sanitary sewer system. The Grantor, in order to connect to the sanitary sewer, must obtain a sanitary sewer availability statement and all necessary permits and Agreements from the City of Santa Fe. Additionally, the Grantor conveys a nonmotorized trail Right of Way to the public, concentric over the sanitary sewer Right of Way. The Right of Way granted herein is within lands situated in Santa Fe County, and is more particularly described as follows to wit:

#### BLM Patent Number 30-71-0042

A twenty foot (20') wide strip of land lying, being and situate within lot 14, Section 31, Township 17 North, range 9 East, New Mexico Prime Meridian, Santa Fe County, New Mexico, being ten feet (10') each side of the following described centerline:

Beginning at the most northerly point of the herein-described tract of land from which point. Santa Fe Control Monument No. 71, bears north 34°44'38" west, 841.79 feet; Thence from said point and place of beginning, south 03°08'11" west, 380.62 feet to the terminus of said Right of Way.



COUNTY OF SANTA FE  
STATE OF NEW MEXICO 1114<sup>AS</sup> 275  
I hereby certify that this instrument was filed  
for record on the 26 day of Apr, A.D.  
20 00, at 1:05 o'clock P.m.  
and was duly recorded in book 1759  
page 816-817 of the records of  
Santa Fe County.

Witness my Hand and Seal of Office  
Rebecca Bustamante  
County Clerk, Santa Fe County, N.M.

*Marcella Salazar*  
Deputy

1759817

Grantor hereby covenants that Grantor is the true and lawful holder of the Patent on the land owned by the United States Department of the Interior, Bureau of Land Management described herein. Any improvement on the Right of Way shall be placed there at the owner's risk. The provisions hereof shall inure to the benefit of and bind the heirs, executors, mortgages, lessees, tenanted, successors and assigns of the parties hereto. Grantee shall have the unrestricted right to sell, transfer, assign, pledge mortgage, lease, grant licenses or use or occupancy rights with respect to, or otherwise dispose of, in whole or in part, any interest in the Right of Way and such assigns shall have the further right to convey, in whole or in part, the rights granted them by Grantee.

WITNESS \_\_\_\_\_ hand \_\_\_\_\_ and seal \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_(SEAL) \_\_\_\_\_(SEAL)

**STATE OF NEW MEXICO  
COUNTY OF SANTA FE**

This instrument was acknowledged before me on April 25 2000

by Joe S. Gine, Jr.

My commission expires:  
(Seal)

[Signature] 4/25/2000  
Commission Chairperson - Date

[Signature]  
Finance Director - Date

ATTEST:

[Signature] 4/25/2000  
County Clerk - Date

Approved as to legal form:

[Signature] 3/15/00  
County Attorney - Date

