

When recorded, return to:

City of Peoria  
Office of the City Clerk  
8401 West Monroe Street  
Peoria, AZ 85345

## ROADWAY AND PUBLIC UTILITY EASEMENT

\_\_\_\_\_, (“GRANTOR”), for and in consideration of the sum of One Dollar and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant to the City of Peoria, Arizona, an Arizona municipal corporation, in Maricopa County, Arizona, its successors, and assigns, a permanent, perpetual and exclusive roadway and public utilities easement for the following purposes, namely: The right to access and enter upon, over, across, and under the surface, for access, construction, maintenance, operation and replacement of roadway, water lines, fiber optic communication lines and power lines on the following described real property situated in Maricopa County, Arizona:

SEE EXHIBIT “A” ATTACHED HERETO AND BY THIS  
REFERENCE INCORPORATED HEREIN

To have and to hold the said easement unto the City of Peoria, and unto its successors and assigns forever, together with the right (at the City of Peoria’s discretion) to allow Arizona Public Service to utilize such easement.

Grantor hereby covenants that it has lawfully seized and possessed the aforementioned tract or parcel of land; that it has good and lawful right to sell and convey it; and that they will warrant the title and quiet possession thereto against the lawful claim of all persons.

The said easement includes the right to cut back and trim such portion of the branches and tops of trees now growing or that may hereafter grow upon the above described premises, as may extend over said easement, so as to prevent the same from interfering with the efficient use of the easement.

In the event the right, privilege and easement herein granted shall be abandoned and permanently cease to be used for the purposes herein granted all rights herein granted shall cease and revert to the grantor, their heirs or assigns.

The City of Peoria shall not be responsible for replacing any landscaping or any improvement placed in the easement by grantor or its successors or assigns.

This easement shall run with the land and shall be binding upon Grantor and their heirs, successors and assigns.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Grantor:

By: \_\_\_\_\_

Its: \_\_\_\_\_

ACKNOWLEDGEMENT

STATE OF ARIZONA     )  
  ) ss.  
County of Maricopa     )

On this date, before me, a Notary Public, personally appeared \_\_\_\_\_ known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that they executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires:

\_\_\_\_\_