

ITEM # 23-0205

PUBLIC SERVICE COMPANY OF NEW MEXICO
UNDERGROUND EASEMENT (ELECTRIC)P12315
A#00006257
O#003642THIS EASEMENT made this _____ day of _____, 20 23 by and between

City of Santa Fe, a Municipal Corporation

(Grantor) and PUBLIC SERVICE COMPANY OF NEW MEXICO, a New Mexico corporation (Grantee), and its successors and assigns.

Grantor, for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other valuable consideration, the receipt of which is acknowledged, does hereby give, bargain, sell, grant and convey unto Grantee a perpetual easement to build, rebuild, construct, reconstruct, locate, relocate, change, remove, replace, modify, renew, operate and maintain underground facilities for the transmission and distribution of electric power and energy and facilities for fiber optics and other communication purposes. Such facilities may include (but are not limited to) lines, cables, conduits and other equipment, fixtures, appurtenances and structures necessary to maintain such facilities on, over, beneath, through and across the easement hereinafter described, together with free access to, from and over said easement with the right and privilege of going upon, over and across adjoining lands of Grantor for the purposes set forth herein and with the right to utilize the easement to extend services to customers of Grantee and to trim and remove any trees, shrubs, bushes or vegetation and remove any structures which interfere with the purposes set forth herein. The easement granted herein is within lands situate in SANTA FE County, New Mexico, and is more particularly described as follows, to wit:

P13015

An easement within a Tract of land being described in Patent, filed with the Santa Fe County Clerk's Office, in Book 1714, Page 102, on December 3, 1999, being within Section 35, T. 17 N., R 8 E., within the City of Santa Fe, County of Santa Fe, New Mexico, said easement is more particularly described as follows:

A 10' wide utility easement within said Tract, as described and shown on Easement Survey for the City of Santa Fe, by Anthony L. Harris, NMPS No. 11463, dated March 15, 2023.

Said Easement Survey is attached hereto and made a part hereof as EXHIBIT "A"

WITNESSETH:

Grantor hereby covenants that Grantor is the true and lawful owner of the land described herein.

Grantor shall have the right to use the above described easement for purposes not inconsistent with the rights hereby granted, provided that Grantor shall not erect nor construct any building, pool or other structure thereon, nor drill nor operate any well thereon, nor conduct any activity which violates provisions of the National Electrical Safety Code.

The provisions hereof shall inure to the benefit of and bind the heirs, executors, mortgagees, lessees, tenants, successors and assigns of the parties hereto. Grantee shall have the unrestricted right to sell, transfer, assign, pledge, mortgage, lease, grant licenses or other use or occupancy rights with respect to, or otherwise dispose of, in whole or in part, any interest in the easement, and such assigns shall have the further right to convey, in whole or in part, the rights granted to them by Grantor.

WITNESS _____ hand _____ this _____ day of _____, 20 23

By: John Blair City of Santa Fe Approved as to legal sufficiency:
Marcos Martinez
 Marcos Martinez (Apr 21, 2023 13:22 MDT)
John Blair, City Manager Senior Assistant City Attorney
 Attest: Kristine Bustos-Mihelcic
Kristine Bustos-Mihelcic, City Clerk

ACKNOWLEDGMENT

STATE OF NEW MEXICOCOUNTY OF SANTA FE This instrument was acknowledged before me on

20 _____

By: John W. Blair on behalf of the City of Santa Fe, a Municipal Corporation
 (The name of the person(s) signing this document for Grantor)

My commission expires: March 25, 2025 (Seal)

X: [Signature]
 Notary Public

ACKNOWLEDGMENT FOR CORPORATION

STATE OF NEW MEXICOCOUNTY OF SANTA FE

This instrument was acknowledged before me on

_____, 20 23

By John W. Blair
 (Name of Officer) (Title of Officer)
 of City of Santa Fe
 (Corporation Acknowledgment)

a Municipal corporation, on behalf of said corporation.
 (State of Incorporation)

Said officer hereby acknowledges that s/he is the duly authorized signatory for said corporation.

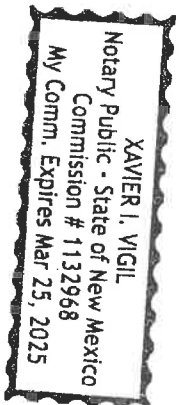
My commission expires: _____
 (Seal)

Notary Public

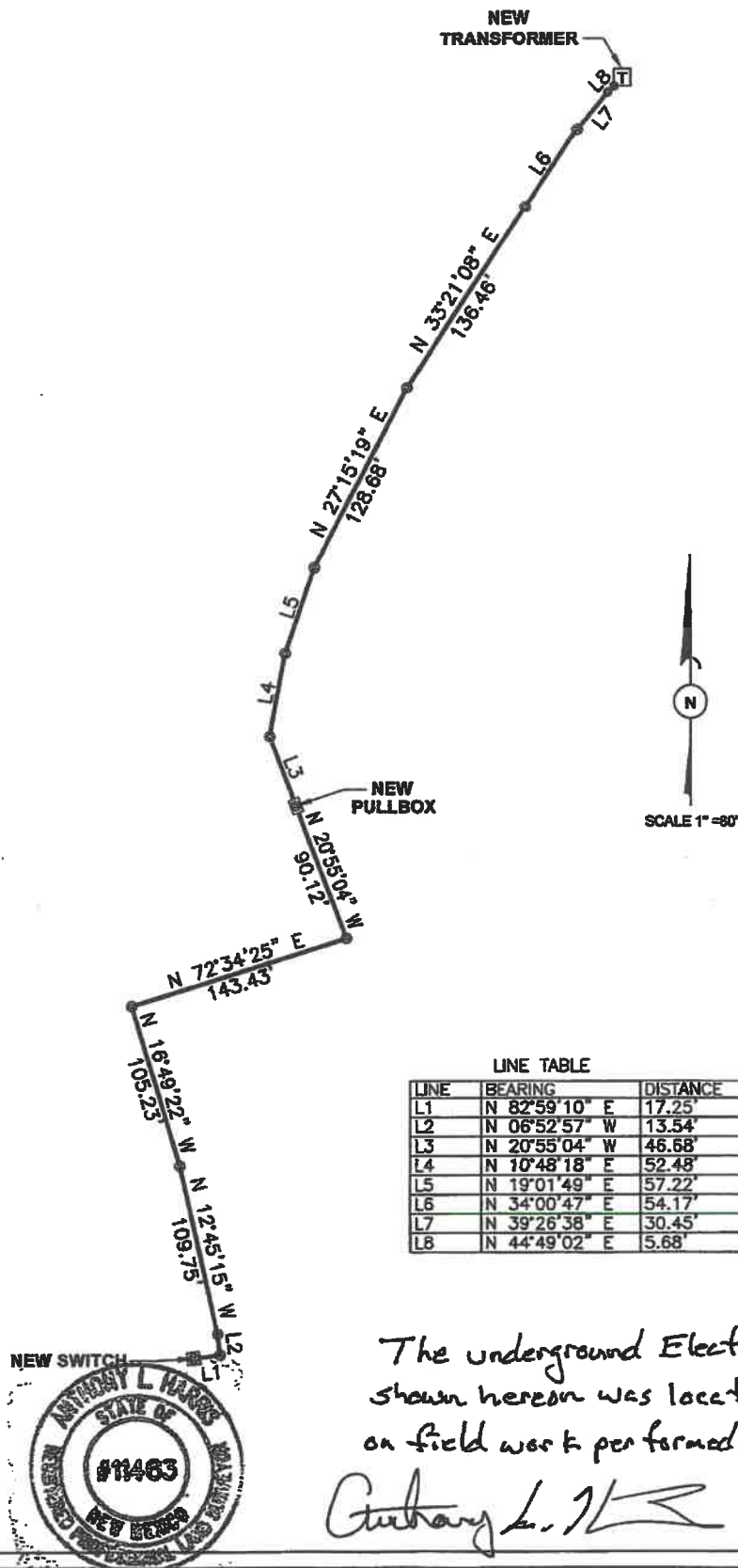
FOR RECORDER'S USE ONLY

PNM
REFERENCE
NUMBER

Revised 02/2004



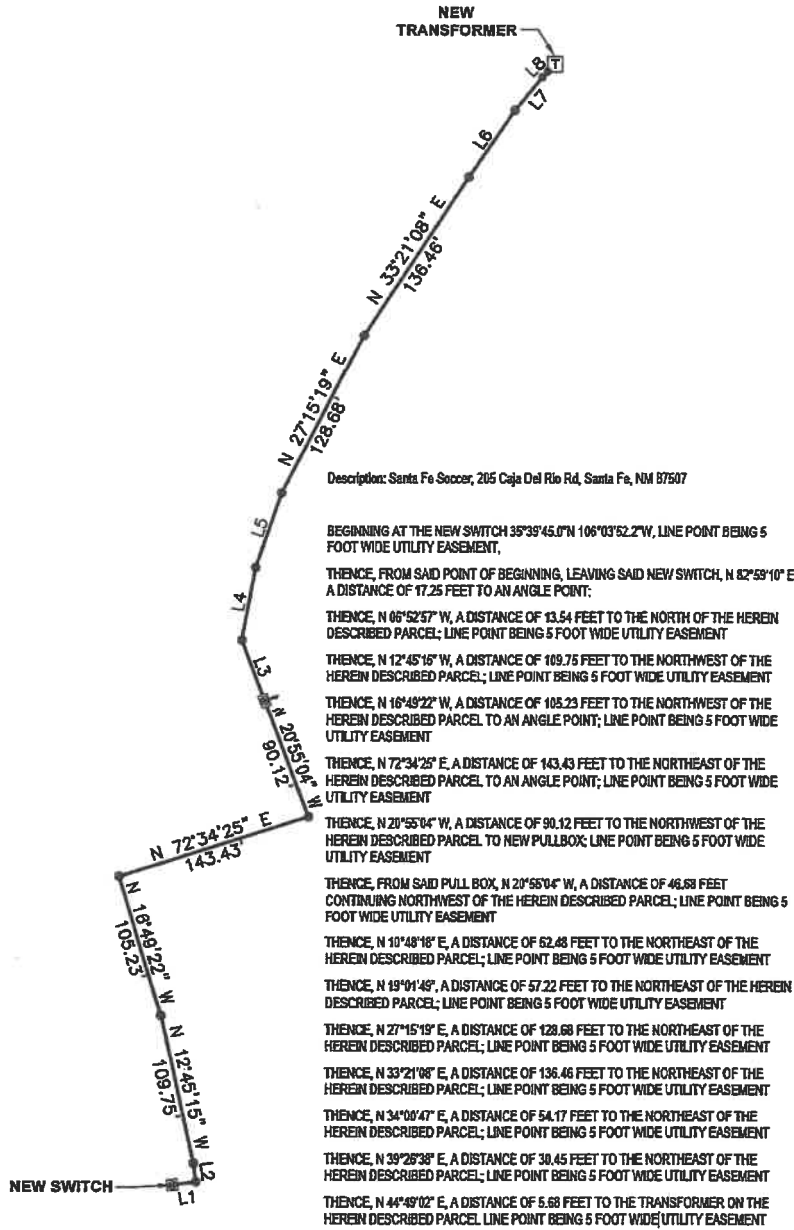
EXHIBIT



The underground Electric Line
shown hereon was located based
on field work performed on 3-22-22

Anthony L. Harris 3-15-23


EXHIBIT



MEMO

Date: April 23, 2023
To: John Blair, City Manager
From: Edward Vigil, Property Manager, Land Use Dept. *EV*
Subject: Approval of Underground Easement to PNM on MRC lands

Hi John, the attached "Underground Easement" form which benefits Public Service Company of New Mexico (PNM) and City of Santa Fe (City) is being routed to you for signature. This Underground Easement is requested by PNM in order to extend new electric service to outdoor lighting which is being added to the Soccer Valley located at the MRC on Caja del Rio Rd. The additions were approved through committee and this easement was a provision of the contract with PNM for the electric improvements on the City's lands. I have been working with MRC and Parks staff in regards to this endeavor and the install has been done. If you have any questions please call/email me, thanks and have a good day. 6226

X - Can you
give this an
item #. 
John needs to
sign + then
this needs to sign

Hi John
Please sign off
on the attached
easement doc. *Tyler*
EV
6226