

**CITY CLERK
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C-8782-1
02/10/2014

CITY OF GLENDALE, ARIZONA

**ASSIGNMENT OF WATERLINE
EASEMENT**

(Agreement C-8782-1)

(PLEASE DO NOT REMOVE ~ THIS IS PART OF THE OFFICIAL DOCUMENT)

WHEN RECORDED, RETURN TO:

City Clerk, City of Glendale
5850 West Glendale Avenue, Suite 455
Glendale, Arizona 85301

ASSIGNMENT OF WATERLINE EASEMENT

THIS ASSIGNMENT OF A WATERLINE EASEMENT ("the Assignment") is made this 10 day of February, 2013 ~~by~~ and between the CITY OF GLENDALE, an Arizona municipal corporation, ("City"), and EPCOR Water Arizona Inc., an Arizona corporation, as ("EPCOR") in order to complete all transactions and perform all acts necessary to install, construct, operate, maintain, inspect, repair, replace and add to water lines, and attached facilities, including laterals and connections for the distribution of water and appurtenant facilities (collectively, "Assignee's Facilities") upon, across, above and under the surface of the premises as described in Attachment 1.

RECITALS

- A. For valuable consideration the City of Glendale, acquired a certain Easement (Maricopa County Recorder's office document No. 20110893080) on or across specific tract of land, granting to Assignor the right-of-way upon and across (over and under, as appropriate) the real property, as described in the attached EXHIBIT A of Attachment 1 and made a part hereof for all purposes; and
- B. As part of the underlying Agreement between City and EPCOR, City now desires to assign the Easement to EPCOR, and EPCOR will accept the assignment.

ASSIGNMENT AND AGREEMENT

NOW, THEREFORE, in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, City hereby assigns to the EPCOR, its successors in interest and assigns, all of its right, title, and interest in and of the Easement described in the attached ATTACHMENT 1. EPCOR accepts the Assignment of the Easement and agrees to perform and fulfill all of the terms, covenants, conditions, and obligations of the Assignment.

This Assignment shall be binding on and inure to the benefit of the parties, their successors-in-interest, and assigns

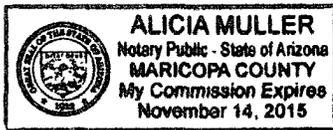
IN WITNESS WHEREOF, the City has executed and Assigned this Easement as of the day and year first written below.

City of GLENDALE

By: B. Fischer
Its: City Manager

STATE OF ARIZONA)
) ss.
County of MARICOPA)

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this 10 day of February, 2013²⁰¹⁴, personally appeared Brenda S. Fischer, who acknowledged himself to be the City Manager of City of Glendale and that he as such officer, being authorized to do so, executed the foregoing Assignment of Waterline Easement and acknowledged to me that he executed the same for the purposes and consideration therein expressed.



Alicia Muller
Notary Public

My Commission expires. November 14, 2015

ATTEST:

Camela Hansen

APPROVED AS TO FORM:

[Signature]
City Attorney