

A G R E E M E N T

THIS AGREEMENT made and entered into this 15th day of February, 1949, by and between the undersigned land owners:
WITNESSETH:

WHEREAS, the parties hereto are the individual owners of those certain lots designated as Lots 26 - 36 inclusive, in the Wilson Addition, Precinct No. 33, Santa Fe, New Mexico; and

WHEREAS, the parties hereto are mutually desirous of the construction of a sewer line to run from Lot 26 of the Wilson Addition to the manhole located at the corner of Lots 1 and 38 of the said Wilson Addition, same being within the City of Santa Fe, County of Santa Fe, State of New Mexico; and

WHEREAS, it is necessary that each of the parties hereto grant to the other an easement across his or her land for the laying and maintenance of said sewer line;

NOW, THEREFORE, THIS AGREEMENT:

In consideration of the sum of \$10.00 and other good and valuable consideration, and in further consideration of the mutual promises herein contained, the receipt of which is hereby confessed and acknowledged, each of the parties hereto does by these presents grant unto each of the other parties hereto, their heirs and assigns, an easement in, over, through, and across his or her land for the installation of a sewer line extending from the manhole located at the corner of Lots 1 and 38 of the Wilson Addition within the City of Santa Fe, County of Santa Fe, State of New Mexico, to, over and across Lot 26 of said Wilson Addition; said easement to be 4 feet in width and 5 feet in depth across the properties herein described; together with the free ingress and egress at all times into, along and upon said right-of-way easement in common with each of the other parties hereto, their heirs and assigns.

TO HAVE AND TO HOLD all and singular the privileges aforesaid to each of the parties hereto, his heirs and assigns. It is under-

stood and agreed, however, that in the excavation for said sewer line or in the maintenance of same, that each of the parties hereto, his heirs and assigns, hereby agree to hold each of the other parties, their heirs and assigns, harmless from any and all damages from the use of the easement herein granted.

It is further mutually understood and agreed that the parties hereto are the owners of the properties hereinafter set forth, to-wit:

<u>PROPERTY</u>	<u>OWNERS</u>
Lots 26, 27, 28, Wilson Addition to the City of Santa Fe, Santa Fe County, New Mexico	Max O. and Alyce K. Jernigan
Lots 29, 30, 31, 23, 33, Wilson Addition to the City of Santa Fe, Santa Fe County, New Mexico	James M. and Una Wilson
Lots 34, 35, 36, 37, Wilson Addition to the City of Santa Fe, Santa Fe County, New Mexico	Ben and Maria J. Herrera

Max O. Jernigan
Alyce K. Jernigan
James M. Wilson
Una Wilson
Ben Herrera
Mrs. Maria J. Herrera

STATE OF NEW MEXICO) SS:
COUNTY OF Santa Fe

On this 15th day of February, 1948, before me personally appeared Max O. Jernigan and Alyce K. Jernigan to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Witness my hand and seal the day and year last above written.

My commission expires:
15 October 1951

Eddie Mac
Notary Public

STATE OF NEW MEXICO) SS:
COUNTY OF Santa Fe

On this 15th day of February, 1948, before me personally appeared James M. Wilson and Una Wilson, his wife, to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Witness my hand and seal the day and year last above written.

My commission expires:
15 October 1951

Eddie Mac
Notary Public

apud eorum scriptis, honestis, iustis, et executionem eorum sub se

STATE OF NEW MEXICO

COUNTY OF Santa Fe

On this 15 day of February, 1949, before me personally appeared Ben Herrera and Maria J. Herrera, his wife, to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Witness my hand and seal the day and year last above written.

My commission expires:

Notary Public

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I hereby certify that this instrument was filed for record on the 12th day of March, A. D. 1949 at 11:20 o'clock A. M., and was duly recorded in Book of the records of Santa Fe, N. M.

Witness my hand and Seal of Office

MARGARET ULLIBARRI LUCERO

County Clerk, Santa Fe Co., N. M.

Emilio E. Lafford

Deputy

Mail to James M. Wilson
501 Griffin St.,
Santa Fe, New Mexico