

EXHIBIT 1

When recorded Mail to:

City of Goodyear
City Clerk/lrb
190 N. Litchfield Road
P.O. Box 5100
Goodyear, Arizona 85338

EXEMPT UNDER A.R.S. § 11-1134(A)(2)

RELEASE AND TERMINATION OF EASEMENT (Partial Abandonment)

THIS TERMINATION AND RELEASE OF EASEMENT (the "Release") is executed this ____ day of _____, 2015 by the City of Goodyear, an Arizona municipal corporation (the "City").

RECITALS

A. WHEREAS, on or about February 28, 2007, NNP III-Estrella Mountain Ranch, LLC, a Delaware limited partnership granted to the City a Sewer Line Easement which was recorded in the official records of Maricopa County on March 5, 2007 as Instrument Number 2007-0263243 ("Sewer Easement"); and,

B. WHEREAS the purpose of Sewer Easement was for the operation, maintenance, repair, and replacement of an underground sewer line and associated facilities within the property legally described in Exhibit A and depicted in Exhibit B to the Sewer Easement (the "Easement Property"); and

C. WHEREAS, the City has determined that portions of the Easement Property are no longer needed; and

D. Pursuant to A.R.S. § 9-402, the City Council of the City of Goodyear is vested with the power to dispose of easements owned by the City that are no longer needed.

NOW, THEREFORE, the City hereby terminates and releases all of its rights to the Easement Property granted in the Sewer Line Easement which was recorded in the official records of Maricopa County on March 5, 2007 as Instrument Number 2007-0263243 **EXCEPT** for the portion of the Easement Property located within:

Tract 2 of the MASTER PLAT OF CANTAMIA PHASES 2 AND 3 AND A
REPLAT OF A PORTION OF TRACT A AS DEFINED IN PROVINCE AT
ESTRELLA MOUNTAIN RANCH PARCEL 13 RECORDED IN BOOK 922, PAGE

47 RECORDS OF MARICOPA COUNTY, ARIZONA recorded in Book _____, Page _____ of the Official Records of Maricopa County, Arizona.

This Release is not intended to, nor does it, release any interest that the City may have in any portion of the Easement Property arising by virtue of any other instrument recorded with the Maricopa County Recorder, including without limitation, any deed or easement granted to the City, including the Public Utility Easements granted to the City in the MASTER PLAT OF CANTAMIA PHASES 2 AND 3 AND A REPLAT OF A PORTION OF TRACT A AS DEFINED IN PROVINCE AT ESTRELLA MOUNTAIN RANCH PARCEL 13 RECORDED IN BOOK 922, PAGE 47 RECORDS OF MARICOPA COUNTY, ARIZONA recorded in Book _____, Page _____ of the Official Records of Maricopa County, Arizona.

Dated this ____ day of _____ 2015.

CITY OF GOODYEAR, ARIZONA

By: _____

Its: _____

State of Arizona)
)ss.
County of Maricopa)

On this day, personally appeared before me _____, as _____ of the CITY OF GOODYEAR, ARIZONA, an Arizona municipal corporation, on behalf of said corporation.

Notary Public

Attest:

Maureen Scott, City Clerk

Approved as to Form:

Roric Massey, City Attorney