

STATE OF ARIZONA  
COUNTY OF PIMA

I hereby certify that the within  
instrument was filed for record  
in Pima County, State of Arizona

No. 075642

Book 6160 Page 1027-1028

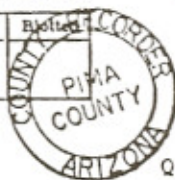
Date: JUN 29 1979 - 1 16 PM  
Request of: CITY CLERK'S OFFICE

Witness my hand and Official Seal

IDA MAE SMITH  
County Recorder

Indexed	Paged	Filed

FORM 4-78



By: Grace Sanders  
Deputy  
Fee: 200

QUITCLAIM TO EFFLUENT

FOR AND IN CONSIDERATION of the sum of One (\$1.00) Dollar,  
and other valuable considerations, the undersigned, COUNTY OF  
PIMA, a body politic and corporate, a political subdivision of  
the State of Arizona, does hereby relinquish, transfer and  
quitclaim unto the City of Tucson, a municipal corporation, all  
of County's interest, estate, right, title, claim or lien in  
effluent which is discharged from metropolitan facilities in  
accordance with that certain Intergovernmental Agreement between  
the City of Tucson and Pima County, dated June 26, 1979, which  
in part provides:

The term "metropolitan" means that area which is or may be  
served by the Roger Road, Ina Road or Randolph Park Treatment  
Plants, or by any additional collection and treatment facilities  
hereafter constructed which are physically integrated into the  
existing metropolitan sewerage system. The City shall have  
unilateral control, without limitation, over the use and dis-  
position of all such effluent discharged from any and all treat-  
ment facilities so located. City shall take delivery of its  
effluent at any or all of the said treatment facilities at no  
cost to County.

County shall be entitled to take up to ten (10) percent of  
the effluent discharged from metropolitan treatment facilities,  
which City owns or controls, for use only on County parks, golf  
courses, and recreational facilities except that any portions of  
County's ten (10) percent entitlement may be used by the County  
as a basis for a contract with the Cortaro-Marana Irrigation  
District.

County may take its total daily effluent entitlement at the  
Ina Road Plant. County may, at its option, take from other  
treatment plants at their discharge points such portions of its  
entitlement not to exceed ten (10) percent of the flow at any

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such plant, provided however that taking from the Randolph Park Treatment plant shall be excess to the needs of the City. City agrees to grant, at no charge to County, easements, rights-of-way, and access to facilitate County use of its effluent, and City shall bear no costs associated therewith.

The County entitlement shall be daily and non-cumulative.

The total daily effluent entitlement of County shall be determined on the basis of a measurement method to be agreed upon between City and County staffs. As may be required, County agrees to construct measuring devices and City agrees to read and maintain such devices.

City and County agree that there will be no charge to the County for the effluent taken by the County pursuant to Article III F (1) of that certain Intergovernmental Agreement between the City of Tucson and County of Pima dated June 26, 1979.

In the event the power of termination set forth in Exhibit C of said Intergovernmental Agreement is successfully invoked by the City of Tucson, any and all provisions related to effluent and in particular the provisions of Article III contained within that certain Intergovernmental Agreement between the City of Tucson and County shall be null and void and of no further force and effect.

In such event this instrument shall become automatically void and of no effect or validity and all of the interest, estate, right, title, claim or lien conveyed herein in and to said effluent shall automatically revert to Pima County.

If any portion of the Intergovernmental Agreement of City and County dated June 26, 1979, is finally adjudicated invalid, this instrument shall be null and void.

DATED this 28th day of June, 1979.

E. S. "Bud" Walker  
Chairman, Board of Supervisors

The foregoing instrument was acknowledged by E. S. "Bud" Walker, Chairman of the Board of Supervisors, this 28th day of June, 1979.

Approved as to Form:

Rose Silver  
Special Counsel to the Civil Division of  
Pima County Attorney's Office

Carl L. Ellis  
Notary Public

My Commission Expires April 1, 1983

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