

ORDINANCE NO. 2741 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT LOCATED AT 59<sup>TH</sup> AVENUE AND MOUNTAIN VIEW ROAD; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE BE RECORDED.

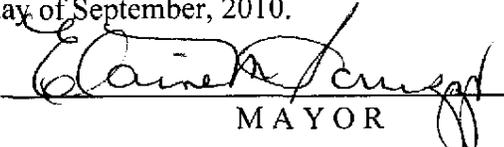
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Council hereby approves the Power Distribution Easement and all the terms and conditions thereto and directs that the City Manager for the City of Glendale execute said document granting Salt River Project an easement upon, across, over and under the surface of certain property located within existing City property, in the form attached hereto as Exhibit A. The legal description is contained in the Easement.

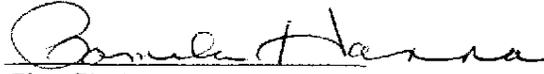
SECTION 2. That the City hereby reserves the right to use the easement premises in any manner that will not prevent or interfere with the exercise by Salt River Project of the rights granted hereunder; provided, however, that the City shall not obstruct, or permit to be obstructed, the easement premises at any time whatsoever without the express prior written consent of Salt River Project.

SECTION 3. That the City Clerk be instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

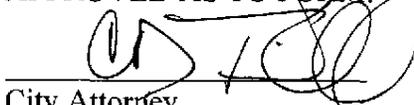
PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 28th day of September, 2010.

  
MAYOR

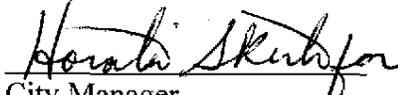
ATTEST:

  
City Clerk (SEAL)

APPROVED AS TO FORM:

  
City Attorney

REVIEWED BY:

  
City Manager

**WHEN RECORDED MAIL TO:**

**SALT RIVER PROJECT**

Land Department/PAB350  
P. O. Box 52025  
Phoenix, Arizona 85072-2025

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**POWER DISTRIBUTION EASEMENT**

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Maricopa County  
Parcel # 143-12-007M  
NE1/4 of SEC. 30, T3N, R2E

Agt. RAP  
Job # KJP-2016  
W RAP C CDB

**THE CITY OF GLENDALE, an Arizona municipal corporation**

hereinafter called Grantor, for and in consideration of the sum of One Dollar, and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, its agents, employees, contractors and permittees and its and their respective successors and assigns, hereinafter called the Grantee, a non-exclusive easement in, upon, over, under, across, through and along the lands hereinafter described (such lands hereinafter described being sometimes referred to herein as the "Easement Parcel") to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conductors, conduits, pipes, cables, vaults, pads, switching equipment, enclosures, manholes and transformers and all other appliances, appurtenances and fixtures (collectively "Facilities") for the transmission and distribution of electricity and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of ingress and egress to, from, across and along the Grantor's Property.

The lands in, upon, over, under, across, through and along which this easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

**Grantor's Property:**

A portion of the South half of the Northeast quarter of Section 30, Township 3 North, Range 2 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described in that certain Warranty Deed recorded in Docket Number 12003, pages 189 through 196, records of Maricopa County, Arizona.

**Easement Parcel:**

Said easement being 8.00 feet in width, lying 4.00 feet on each side of the line described as "CENTERLINE OF 8' EASEMENT" as delineated/depicted on Exhibit "A" (GLENDALE ZONE 4 GROUNDWATER, Job # KJP-2016, prepared by SRP Survey Department, dated 06/11/2010), said Exhibit "A" attached hereto and made a part hereof. Said easement to include the equipment pad area as described/depicted on said Exhibit "A".

**CAUTION:** Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads, and a clear operational area that extends 12.00 feet immediately in front of all transformer and other equipment openings. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said areas.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

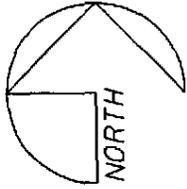
In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

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# EXHIBIT "A"

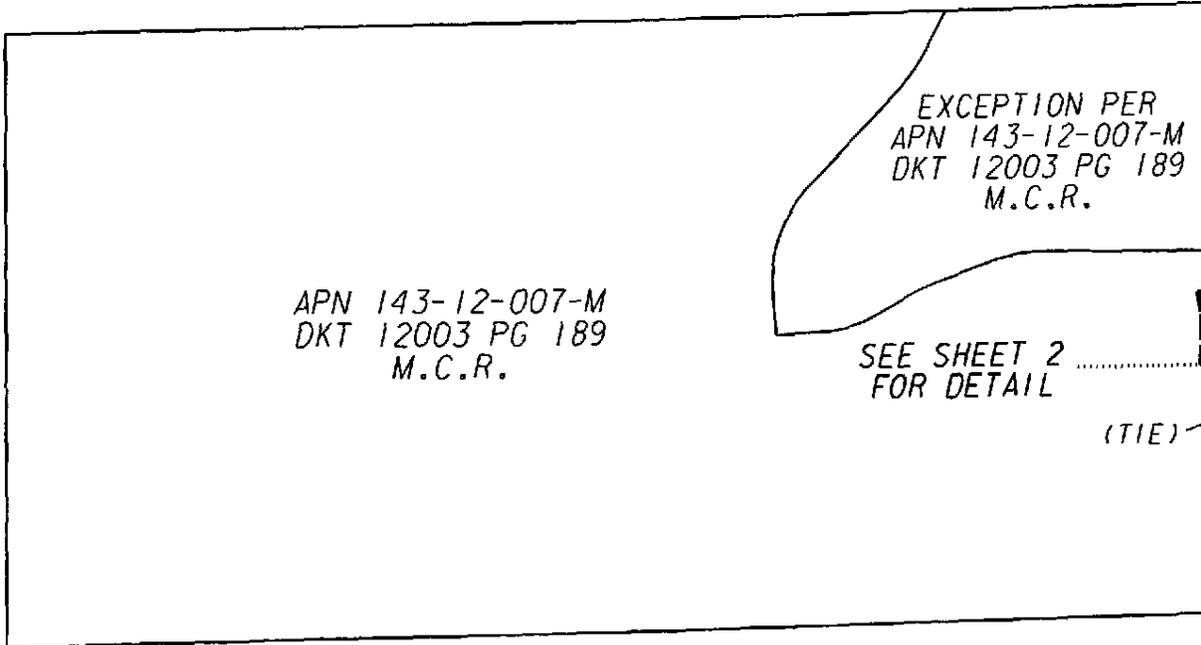


0 200 400



(BASIS OF BEARING  
NAD 83 ARIZONA STATE  
PLANE COORDINATE SYSTEM  
ZONE 202)

N.E. COR  
S30  
T3N R2E  
FND BRASS CAP  
IN HANDHOLE



**MOUNTAIN VIEW RD**

2093.60'

N00°40'42"E 2622.45'  
**59TH AVE**

528.85'

SRP JOB #  
KJP-2016

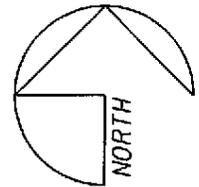
E 1/4 COR  
S30  
T3N R2E  
FND BRASS CAP  
IN HANDHOLE

SALT RIVER PROJECT A.1.  
& POWER DISTRICT

GLENDALE ZONE 4 GROUNDWATER  
NE S30, T3N, R2E,  
UNDERGROUND ELECTRIC  
POWER LINE RIGHT-OF-WAY  
MARICOPA COUNTY

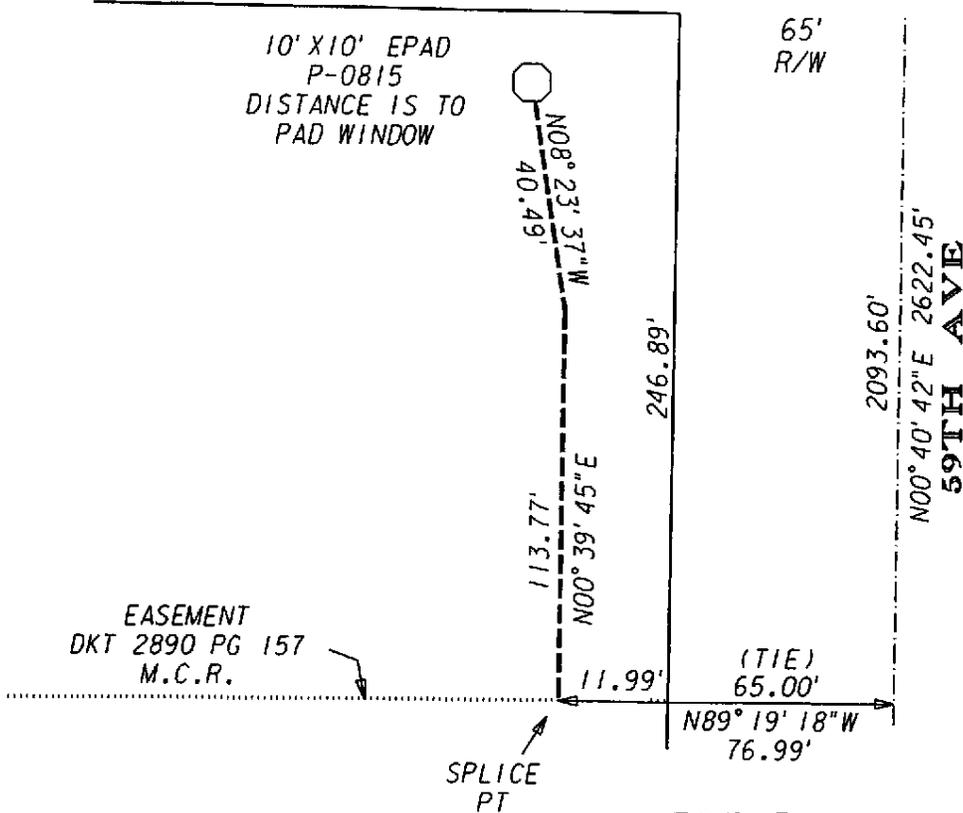
DESIGNED G.DYSON AGENT B.PATONI  
DRAWN J.GREIFE APPROVED: \_\_\_\_\_  
DATE JUNE 11, 2010 CHECKED BY: VM  
SCALE 1" = 400' SHEET 1 OF 2

# EXHIBIT "A"



N.T.S.

SRP JOB #  
KJP-2016



## LEGEND

NOTE: SYMBOLS MAY NOT BE TO DRAWING  
SCALE, SO AS TO BETTER ENHANCE  
GRAPHICAL REPRESENTATION

- SECTION AND CENTERLINE
- PROPERTY LINE
- CENTERLINE OF 8' EASEMENT
- ..... CENTERLINE OF EXISTING  
EASEMENT, NO WIDTH SPECIFIED
- EQUIPMENT PAD - 10' X 10'  
UNLESS OTHERWISE NOTED  
ARE PART OF THE EASEMENT

## NOTE

THIS EXHIBIT IS INTENDED  
TO ACCOMPANY AN EASEMENT,  
IT IS NOT A SURVEY AND SHOULD  
NOT BE CONSTRUED AS SUCH.

EQUIPMENT PAD(S) ARE A PART  
OF THE EASEMENT UNLESS  
OTHERWISE NOTED.

## CAUTION

THE EASEMENT LOCATION AS  
HEREON DELINEATED MAY  
CONTAIN HIGH VOLTAGE ELECTRICAL  
EQUIPMENT, NOTICE IS HEREBY GIVEN  
THAT THE LOCATION OF UNDERGROUND  
ELECTRICAL CONDUCTORS OR  
FACILITIES MUST BE VERIFIED  
AS REQUIRED BY ARIZONA REVISED  
STATUTES, SECTION 40-380.21,  
ET. SEQ., ARIZONA BLUE STAKE  
LAW, PRIOR TO ANY EXCAVATION.

SALT RIVER PROJECT A.I.  
& POWER DISTRICT

GLENDALE ZONE 4 GROUNDWATER  
NE S30, T3N, R2E,

UNDERGROUND ELECTRIC  
POWER LINE RIGHT-OF-WAY  
MARICOPA COUNTY

DESIGNED	<u>G.DYSON</u>	AGENT	<u>B.PATONI</u>
DRAWN	<u>J.GREIFE</u>	APPROVED:	<u>                    </u>
DATE	<u>JUNE 11, 2010</u>	CHECKED BY:	<u>VHT</u>
SCALE	<u>N.T.S.</u>	SHEET	<u>2</u> OF <u>2</u>