

ORDINANCE NO. 2938 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AN EXCHANGE OF REAL PROPERTY BETWEEN THE CITY OF GLENDALE AND THE UNITED STATES OF AMERICA TO RELOCATE AN IRRIGATION FACILITY LOCATED ALONG 99TH AVENUE AND NORTH OF GLENDALE AVENUE, AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, on October 26, 1914, the United States of America acquired title over real property located in the City of Glendale known as Lateral No. 20 of the Arizona Canal, as documented by Exhibit 1 attached hereto, and having the legal description attached as Exhibit A to that Exhibit 1, and

WHEREAS, pursuant to the Reclamation Act of June 17, 1902 (32 Stat. 388), the Reclamation Project Act of 1939 (53 Stat. 1187) and all acts amendatory and supplemental thereto, the United States of America continues to hold title to said easement for the purpose of providing irrigation water to the citizens of Glendale; and

WHEREAS, the U.S. Bureau of Reclamation of the Interior Department ("US BOR") currently holds and administers the United States' irrigation easement; and

WHEREAS, as documented in Exhibit 2 hereto, on February 2, 1971, the Maricopa County Board of Supervisors obtained an Easement for Highway Purposes in the roadway in the general vicinity of the intersection of 99<sup>th</sup> Avenue and Glendale Avenue pursuant to a deed identified as Fee No. 24 R. Agr. 29286 and recorded with the Maricopa County Recorder's Office in Docket 8534, Page 671-672; and

WHEREAS, on February 13, 2007, the City of Glendale annexed the same portions of the roadway in the general vicinity of the intersection of 99<sup>th</sup> Avenue and Glendale Avenue, as documented by Exhibit 3 attached hereto, and having the legal description attached as Exhibit A to that Exhibit 3, pursuant to A.R.S. §9-471 and City Ordinance No. 2548, New Series; and

WHEREAS, in the letter dated December 16, 2013 and appended hereto as Exhibit 4, the City of Glendale assured the United States Bureau of Reclamation that it would execute a General Warrant Deed for Case No. 13-010: West Valley Medical Facility, to be located in Section Five (5), Township (2) North, Range One (1) East, Gila and Salt River Meridian, for the purpose of relocating an irrigation facility to support such project; and

WHEREAS, the United States of America and the City of Glendale wish to exchange lands, as provided in A.R.S. §9-405, those properties depicted in Exhibit 5 and legally described

Exhibit A to that Exhibit 5, for the purpose of relocated the irrigation canal in the City's existing right-of-way; and

WHEREAS, the United States of America, through its management agent, Salt River Project, has determined that the value of the real estate the City proposes to exchange with the federal government is less than \$50,000, as documented in Exhibit 6; and

WHEREAS, in accordance with the requirements of A.R.S. §9-405(B), the City published a notice of its intent to complete a land exchange of surplus property with the federal government in a newspaper of general circulation within Maricopa County, together with a description of the property and the terms and conditions of the proposed exchange, as provided in the attached Exhibit 7, for not less than ten (10) days prior to the date of intended disposition of the property; and

WHEREAS, the City has determined that the real property owned in its right-of-way depicted in Exhibit 5 is surplus to its needs and that an exchange of such land with the United States of America is in the public interest; and

WHEREAS, the United States of America agrees to execute and deliver the Quit Claim Deed once the City of Glendale executes the General Warranty Deed transferring the real property located in its right-of-way for the construction of the new irrigation canal and said irrigation facility is operational and functional;

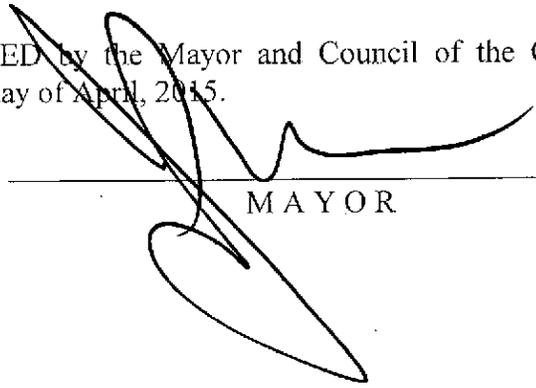
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. The City hereby exchanges its interest in the real property in the roadway of 99<sup>th</sup> Avenue, north of Glendale Avenue, as documented by Exhibit 3 attached hereto, and having the legal description attached as Exhibit A with the United States of America. Such exchange shall take effect immediately upon the City Council's passage of this ordinance. Title to the released property shall vest in the United State of America as provided by law.

SECTION 2. The Council hereby instructs the City Manager to execute the General Warranty Deed in favor of the United States, which is attached hereto as Exhibit A, and to accept and execute the Quit Claim Deed granting the City the exchanged real property from the United States, once the construction of the new irrigation is complete and the irrigation facility is operational and functional. The United States' Quit Claim Deed to the City is attached hereto as Exhibit B.

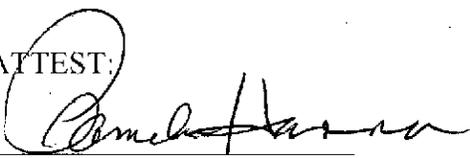
SECTION 3. The City Clerk is accordingly instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 28<sup>th</sup> day of April, 2015.

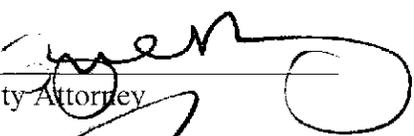


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MAYOR

ATTEST:  
  
City Clerk (SEAL)

APPROVED AS TO FORM:



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City Attorney

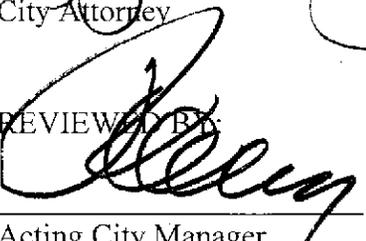
REVIEWED BY:  
  
Acting City Manager

EXHIBIT 1

7-1-15

Office Copy  
QUIT CLAIM DEED

6m

70

This Indenture, made the 26 day of October, 1914, between W. H. May and Martha D. May, his wife, R. S. Eastman, a widower, M. B. Addington and D. E. Addington, his wife, Geo. N. Morgan and Louisa Morgan, his wife, the parties of the first part, and The United States of America, the party of the second part,

Witnessed: That the said parties of the first part, for and in consideration of the sum of One (\$1.00) Dollar to them in hand paid, in lawful money of the United States of America, in pursuance of the provisions of the Act of June 17, 1902 (32 Stat. 388), the receipt whereof is hereby confessed and acknowledged, have remised, released and quit-claimed, and by these presents do convey, remise, release and quit-claim unto the said party of the second part, and to its assigns forever, all the right, title, interest, claim and demand which the said parties of the first part have in and to the following described real estate and property situated in the County of Maricopa, and State of Arizona, to-wit:

That certain ditch known as a sublatera from Lateral No. 20 of the Arizona Canal, as it is now constructed through, over and across the Northeast quarter and the Southeast quarter of Section Five (5), all in Township Two (2) North, Range One (1) East, G. & S.R.B. & M., the center line of the right of way for said ditch being more particularly described as follows: Commencing at the Northeast corner of Section Five, Township Two (2) North, Range One (1) East, G. & S.R.B. & M., thence South Thirty-three (33.0) feet and West Thirteen (13.0) feet to the point of beginning; thence South 0 deg. 02' West, Twenty-five Hundred Fifty and Five-tenths (2550.5) feet (the said line being used as a base having a magnetic bearing of South 14 deg. 20' East) (which is a point Thirteen (13) feet West of the East quarter corner of Section Five); thence South 0 deg. 02' West, One Hundred Six and Three-tenths (106.3) feet; thence South 9 deg. 58' West, Two Hundred Thirteen (213.0) feet; thence South 0 deg. 17' West, Twelve Hundred Eighty-four and One-tenth (1284.1) feet; thence South 38 deg. 41' West, Six Hundred Forty-three and Five-tenths (643.5) feet; thence South 0 deg. 44' East, Three Hundred Sixty (360.0) feet; thence South 42 deg. 18' West, One Hundred Fifty-six and Three-tenths (156.3) feet; thence South 89 deg. 28' West, Thirty-two (32.0) feet; thence South 0 deg. 32' East, Seventy (70.0) feet (which is a point on the center line of the East and West road.

To Have and To Hold the same, together with all and singular the appurtenances and privileges thereunto belonging, or in any wise appertaining, and all the estate, right, title, interest and claim whatsoever of the said parties of the first part, either in law or equity, in possession or expectancy, to the only proper use, benefit and behoof of the said party of the second part, and its assigns forever.

113/401

In Witness Whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed and delivered in the presence of

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
D. C. Addington (Seal)  
M. V. B. Addington (Seal)  
W. H. May (Seal)  
Martha D. May (Seal)  
R. E. Eastman (Seal)  
Geo. N. Morgan (Seal)  
Louisa Morgan (Seal)

STATE OF ARIZONA }  
County of Maricopa } ss.

Before me, W. J. B. Demuth, a Notary Public in and for the County of Maricopa, State of Arizona, on this day personally appeared

W. H. May and Martha D. May, his wife, R. E. Eastman, a widower, M. V. B. Addington and D. E. Addington, his wife, Geo. N. Morgan and Louisa Morgan, his wife

known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes therein expressed.

Given under my hand and seal of office, this 26 day of October, 1914.

W. J. B. Demuth (Seal)  
Notary Public.

(My commission expires Sept. 17, 1918)

6632

AM

To  
MO

Recorder's Office  
Phoenix, Maricopa Co., Ariz.  
Filed and recorded at  
request of MCR Co.  
Jul. 1, 1915 at 2:44 PM  
Book 113 Deeds Pages  
401-402.  
Vernon H. Vaughan  
County Recorder

State of Arizona  
County of Maricopa  
Vernon H. Vaughan,  
County Recorder in & for  
the County & state  
aforesaid do hereby  
certify that the  
within instrument  
was filed for record  
at 2:44 o'clock PM.  
on this 1 day of July  
1915 and duly re-  
corded in Book No.  
113 of Deed Records  
of Maricopa County  
Arizona, at paged  
401 & 402.  
I witness my hand  
& official seal the day  
& year above written  
Vernon H. Vaughan  
County Recorder.

**SPECIAL REPORT**

**SCHEDULE A**

First Amended

1. This report is for informational purposes only and is not to be considered as a commitment to issue any form of Title Insurance Policy. This report is for the sole use and benefit of the parties set forth in Number 2 below and liability is hereby limited to the amount of the fee paid.

This report was prepared from only those items of public record shown in the title plant indices of the issuing company to show the condition of title as reflected by same. Those items to which the hereinafter described land is subject are set forth in Schedule B, Part Two. No attempt has been made to reflect the condition of title relating to the items set forth in Schedule B, Part One.

2. For the use and benefit of:

SRP Land Management

3. The Title to the fee estate in the land described herein is at this date hereof vested in:

United States of America

4. The land referred to in this report is situated in Maricopa County, Arizona, and is described as:

**SEE EXHIBIT "A" ATTACHED HEREIN**

Search made to September 03, 2013 at 7:30 A.M.

**FIRST AMERICAN TITLE INSURANCE COMPANY**

**By: Ron Claramella/rc (949)885-2451**

**EXHIBIT "A"**

PARCEL NO. 1:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION FIVE (5), TOWNSHIP TWO (2) NORTH, RANGE ONE (1) EAST, GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF THE AREA OF A SUB LATERAL FROM LATERAL NO. 20 OF THE ARIZONA CANAL AS DESCRIBED IN THAT CERTAIN INDENTURE FROM W.H. MAY AND MARTHA D. MAY, HIS WIFE, R.E. EASTHAM, A WIDOWER, M.V.B. ADDINGTON AND D.E. ADDINGTON, HIS WIFE, GEO N. MORGAN AND LOUISA MORGAN, HIS WIFE, TO THE UNITED STATES OF AMERICA DATED OCTOBER 26, 1914, RECORDED JULY 1, 1915, IN BOOK 113 OF DEEDS AT PAGE 401 - 402, RECORDS OF MARICOPA COUNTY, ARIZONA, LYING WITHIN THE NORTH 240.60 FEET OF THE SOUTH 2,538.18 FEET OF SAID SE 1/4 OF SECTION 5.

EXCEPT ANY PORTION THEREOF LYING WEST OF THE WEST LINE OF THE EAST 55.00' OF SAID SOUTHEAST QUARTER OF SECTION FIVE (5), TOWNSHIP TWO (2) NORTH, RANGE ONE (1) EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA;

AND EXCEPT ANY PORTION THEREOF LYING WITHIN THE FOLLOWING DESCRIBED AREA:

COMMENCING AT A 1/2" REBAR LOCATED AT THE EAST QUARTER CORNER OF SAID SECTION 5 FROM WHICH A BRASS CAP LOCATED AT THE SOUTHEAST CORNER OF SAID SECTION 5 BEARS SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST, A DISTANCE OF 2609.44 FEET;

THENCE SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 5 AND THE MONUMENT LINE OF 99TH AVENUE, A DISTANCE OF 71.26 FEET;

THENCE DEPARTING SAID EAST LINE OF THE SOUTHEAST QUARTER NORTH 89 DEGREES 56 MINUTES 20 SECONDS WEST, A DISTANCE OF 41.02 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH 26 DEGREES 03 MINUTES 40 SECONDS WEST A DISTANCE OF 21.63 FEET;

THENCE SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST A DISTANCE OF 221.16 FEET;

THENCE NORTH 89 DEGREES 56 MINUTES 20 SECONDS WEST A DISTANCE OF 20.00 FEET;

THENCE NORTH 00 DEGREES 03 MINUTES 40 SECONDS EAST A DISTANCE OF 225.77 FEET;

THENCE NORTH 26 DEGREES 03 MINUTES 40 SECONDS EAST A DISTANCE OF 26.25 FEET;

THENCE SOUTH 63 DEGREES 56 MINUTES 20 SECONDS EAST A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING;

BASED ON A WIDTH OF 20.00 FEET FOR SAID SUB LATERAL, BEING 10.00 FEET EAST AND 10.00 FEET WEST OF THE CENTERLINE AS DESCRIBED IN SAID INDENTURE. SAID 20 FOOT WIDTH, IS DETERMINED BY SRP THE NECESSARY WIDTH TO OPERATE AND MAINTAIN SAID SUB LATERAL.

PARCEL NO. 2:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION FIVE (5), TOWNSHIP TWO (2) NORTH, RANGE ONE (1) EAST, GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE

PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF THE AREA OF A SUB LATERAL FROM LATERAL NO. 20 OF THE ARIZONA CANAL AS DESCRIBED IN THAT CERTAIN INDENTURE FROM W.H. MAY AND MARTHA D. MAY, HIS WIFE, R.E. EASTHAM, A WIDOWER, M.V.B. ADDINGTON AND D.E. ADDINGTON, HIS WIFE, GEO. N. MORGAN AND LOUISA MORGAN, HIS WIFE, TO THE UNITED STATES OF AMERICA DATED OCTOBER 26, 1914, RECORDED JULY 1, 1915, IN BOOK 113 OF DEEDS AT PAGE 401 - 402, RECORDS OF MARICOPA COUNTY, ARIZONA, LYING WITHIN THE NORTH 994.92 FEET OF THE SOUTH 2,297.58 FEET OF SAID SE 1/4 QUARTER OF SECTION 5.

EXCEPT ANY PORTION THEREOF LYING WITHIN THE FOLLOWING DESCRIBED AREA:

COMMENCING AT A 1/2" REBAR LOCATED AT THE EAST QUARTER CORNER OF SAID SECTION 5 FROM WHICH A BRASS CAP LOCATED AT THE SOUTHEAST CORNER OF SAID SECTION 5 BEARS SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST, A DISTANCE OF 2609.44 FEET;

THENCE SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 5 AND THE MONUMENT LINE OF 99TH AVENUE, A DISTANCE OF 311.86 FEET;

THENCE DEPARTING SAID EAST LINE OF THE SOUTHEAST QUARTER NORTH 89 DEGREES 56 MINUTES 20 SECONDS WEST, A DISTANCE OF 50.50 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH 00 DEGREES 03 MINUTES 40 SECONDS WEST A DISTANCE OF 994.83 FEET;

THENCE SOUTH 87 DEGREES 50 MINUTES 09 SECONDS WEST A DISTANCE OF 20.00 FEET;

THENCE NORTH 00 DEGREES 03 MINUTES 40 SECONDS EAST A DISTANCE OF 995.60 FEET;

THENCE SOUTH 89 DEGREES 56 MINUTES 20 SECONDS EAST A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING;

BASED ON A WIDTH OF 20.00 FEET FOR SAID SUB LATERAL, BEING 10.00 FEET EAST AND 10.00 FEET WEST OF THE CENTERLINE AS DESCRIBED IN SAID INDENTURE. SAID 20 FOOT WIDTH, IS DETERMINED BY SRP THE NECESSARY WIDTH TO OPERATE AND MAINTAIN SAID SUB LATERAL.

**SCHEDULE B**

**PART ONE:**

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.  
  
Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
3. Easements, liens, or encumbrances, or claims thereof, which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water; whether or not the aforementioned matters excepted are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
7. Lack of a right of access to and from the land.

**SCHEDULE B**

(All recording data refers to records in the office of the County Recorder in the County in which the land is situated.)

**EXCEPTIONS:**

1. Taxes for the full year of 2013.  
(The first half is due October 1, 2013 and is delinquent November 1, 2013. The second half is due March 1, 2014 and is delinquent May 1, 2014 .)
2. A plat recorded in Book 2, Page 14 of Road Maps, purporting to show a county roadway.
3. An easement for highway and incidental purposes in the document recorded as Docket 8534, Page 671.
4. An easement for road or highway and incidental purposes in the document recorded as Docket 8534, Page 674.
5. An easement for gas lines and incidental purposes in the document recorded as 84-39318 of Official Records.
6. All matters disclosed in Records of Survey recorded as Book 816 of Maps, Page 16
7. Restrictions, dedications, conditions, reservations, easements and other matters shown on the plat of Minor Land Division-Lot split for ATC Realty Sixteen, Inc., as recorded in Plat Book 1115, Page(s) 20, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
8. Restrictions, dedications, conditions, reservations, easements and other matters shown on the plat of Minor Land Division-Lot split for ATC Realty Sixteen, Inc., as recorded in Plat Book 1151, Page(s) 11, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
9. Declaration of Covenants, Conditions and Restrictions recorded in 2012-465806, of Official Records, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
10. The terms and provisions contained in the document entitled "Memorandum of Infrastructure Agreement and Notice of Access Rights and Lien" recorded May 31, 2012 as 2012-465807 of Official Records.

and thereafter first amendment recorded as 2013-191867, of Official Records

11. The terms and provisions contained in the document entitled "Traffic Signal Installation and Reimbursement Agreement" recorded May 31, 2012 as 2012-465808 of Official Records.
12. The terms and provisions contained in the document entitled "Maintenance and Access Agreement" recorded February 28, 2013 as 2013-192377 of Official Records.
13. All matters as set forth in Declaration of Use Restrictions, recorded June 26, 2013 as 2013-585105 of Official Records.
14. Water rights, claims or title to water, not shown by the public records.

**End of Schedule B**

**First American Title  
Insurance Company  
National Commercial  
Services**



**The First American  
Corporation**

## **PRIVACY POLICY**

### **We Are Committed to Safeguarding Customer Information**

In order to better serve your needs now and in the future, we may ask you to provide us with certain information. We understand that you may be concerned about what we will do with such information - particularly any personal or financial information. We agree that you have a right to know how we will utilize the personal information you provide to us. Therefore, together with our parent company, The First American Corporation, we have adopted this Privacy Policy to govern the use and handling of your personal information.

### **Applicability**

This Privacy Policy governs our use of the information which you provide to us. It does not govern the manner in which we may use information we have obtained from any other source, such as information obtained from public records or from another person or entity. First American has also adopted broader guidelines that govern our use of personal information regardless of its source. First American calls these guidelines its *Fair Information Values*, a copy of which can be found on our web site at [www.firstam.com](http://www.firstam.com).

### **Types of Information**

Depending upon which of our services you are utilizing, the types of nonpublic personal information that we may collect include:

- Information we receive from you on applications, forms and in other communications to us, whether in writing, in person, by telephone or any other means;
- Information about your transactions with us, our affiliated companies, or others; and
- Information we receive from a consumer reporting agency.

### **Use of Information**

We request information from you for our own legitimate business purposes and not for the benefit of any nonaffiliated party. Therefore, we will not release your information to nonaffiliated parties except: (1) as necessary for us to provide the product or service you have requested of us; or (2) as permitted by law. We may, however, store such information indefinitely, including the period after which any customer relationship has ceased. Such information may be used for any internal purpose, such as quality control efforts or customer analysis. We may also provide all of the types of nonpublic personal information listed above to one or more of our affiliated companies. Such affiliated companies include financial services providers, such as title insurers, property and casualty insurers, and trust and investment advisory companies, or companies involved in real estate services, such as appraisal companies, home warranty companies, and escrow companies. Furthermore, we may also provide all information we collect, as described above, to companies that perform marketing services on our behalf, on behalf of our affiliated companies, or to other financial institutions with whom we or our affiliated companies have joint marketing agreements.

### **Former Customers**

Even if you are no longer our customer, our Privacy Policy will continue to apply.

### **Confidentiality and Security**

We will use our best efforts to ensure that no unauthorized parties have access to any of your information. We restrict access to nonpublic personal information about you to those individuals and entities who need to know that information to provide products and services to you. We will use our best efforts to train and oversee our employees and agents to ensure that your information will be handled responsibly and in accordance with this Privacy Policy and First American's *Fair Information Values*. We currently maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

EXHIBIT 2



DKT 8534 - 672

0085128

STATE OF ARIZONA  
COUNTY OF MARICOPA

Project No. 423-271, 99th Ave.  
Item No. K-2201 (Phillips)

Recommended for approval: \_\_\_\_\_  
P & Z Chief Cartographer

[Signature]  
County Engineer

ACCEPTED:  
MARICOPA COUNTY BOARD OF  
SUPERVISORS

ATTEST:

by [Signature]  
Chairman of the Board

[Signature]  
Clerk of Board of Supervisors

Date: February 8, 1971 Unofficial Document

PHOTOSTATIC COPIES REQUESTED  
1 MARICOPA COUNTY HIGHWAY DEPT.  
1 MARICOPA COUNTY P & Z COMM.

EXHIBIT 3

Recorded By:

City Clerk's Office  
City of Glendale  
5850 West Glendale Avenue  
Glendale, AZ 85301-2599

OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
ELECTRONIC RECORDING  
20080144787,02/20/2008 09:03,  
02548-7-1-1--N

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ORDINANCE NO. 2548 NEW SERIES

ELAINE M. SCRUGGS  
MAYOR

ATTEST:

PAMELA HANNA  
City Clerk

STATE OF ARIZONA )  
County of Maricopa ) ss  
City of Glendale )

(SEAL)

APPROVED AS TO FORM:

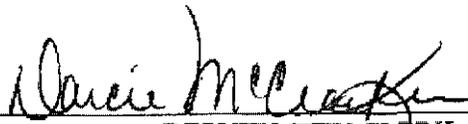
CRAIG TINDALL  
City Attorney

REVIEWED BY:

Pam Kavanaugh  
Asst. City Manager

I, the undersigned, Darcie McCracken, being the duly appointed and qualified Deputy City Clerk of the City of Glendale, Maricopa County, Arizona, certify that the foregoing Ordinance No. 2548 New Series is a true, correct, and accurate copy of Ordinance No. 2548 New Series, passed and adopted at a regular meeting of the Council of the City of Glendale, held on the 13<sup>th</sup> day of February, 2007, at which a quorum was present and voted in favor of said Ordinance.

Given under my hand and seal this 15th day of February, 2008.

  
DEPUTY CITY CLERK

ORDINANCE NO. 2548 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GLENDALE, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, SECTION 9-471, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY LOCATED WITHIN AN EXISTING COUNTY ISLAND OF THE CITY OF GLENDALE TO BE KNOWN AS ANNEXION AREA NO. 159.

WHEREAS, the City of Glendale on October 30, 2006 filed in the Maricopa County Recorder's Office a blank petition requesting annexation and setting forth a description and an accurate map of all the exterior boundaries of the territory located within an existing county island of the City to be annexed;

WHEREAS, after filing the blank petition, the City of Glendale held a public hearing on November 28, 2006 to discuss the annexation proposal. The public hearing was held in accordance with applicable state law;

WHEREAS, signatures on petitions filed for annexation were not obtained for a waiting period of thirty (30) days after the filing of the blank petition;

WHEREAS, within one year after the last day of the thirty (30) day waiting period, a petition in writing was circulated and signed by the owners of one-half or more in value of the real and personal property and more than one-half of the persons owning real and personal property that would be subject to taxation by the City of Glendale in the event of annexation, as shown by the last assessment of the property, and filed in the office of the Maricopa County Recorder's Office on December 12, 2006;

WHEREAS, no alterations increasing or reducing the territory sought to be annexed were made after the petition had been signed by a property owner;

WHEREAS, all information contained in the filings, the notices, the petition, tax and property rolls and other matters regarding a proposed or final annexation were made available by the Clerk of the City of Glendale for public inspection during regular business hours;

WHEREAS, a zoning classification which permits densities and uses no greater than those permitted by the county immediately prior to annexation will be applied by the City of Glendale to the annexation area; and

WHEREAS, the Mayor and Council of the City of Glendale, Arizona are desirous of complying with said petitions and extending and increasing the corporate limits of the City of Glendale to include said territory.

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

SECTION 1. That the following described territory be, and the same hereby is, annexed to the City of Glendale, and that the present corporate limits be extended and increased to include the following described territory contiguous to the present City limits of Glendale, to wit:

(See Exhibit "A" attached hereto and incorporated herein by this reference.)

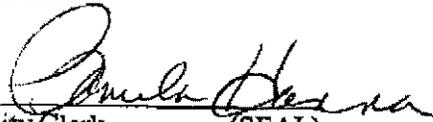
SECTION 2. That the City of Glendale zoning classification of A-1 (Agricultural) be applied to the territory described in Exhibit "A" in accordance with Arizona Revised Statutes Sec. 9-471(L) and that the effective date of this classification shall be the same as the effective date of this annexation ordinance.

SECTION 3. That a copy of this ordinance, together with an accurate map of the territory hereby annexed to the City of Glendale, certified by the Mayor and Council of said City, be forthwith filed and recorded in the office of the Maricopa County Recorder of Maricopa County, Arizona.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 13<sup>th</sup> day of February, 2007.

  
MAYOR

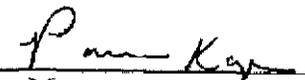
ATTEST:

  
City Clerk (SEAL)

APPROVED AS TO FORM:

  
City Attorney

REVIEWED BY:

  
City Manager

Wood, Patel & Associates, Inc.  
(602) 335-8500  
www.woodpatel.com

October 19, 2006  
WP# 052631.S1P  
Page 1 of 3  
See Exhibit "A"

**PARCEL DESCRIPTION**  
**Glendale Park and Ride**  
**Proposed Annexation Parcel**

All that certain parcel of land described in Document No. 2005-1096040, Maricopa County Records (M.C.R.) (designated as record 1 for future reference in this description) lying within Section 4, and a parcel of land lying within Sections 4 and 5, all within Township 2 North, Range 1 East, of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows:

Commencing at the southwest corner of said Section 4, a 3-inch Maricopa County Department of Transportation brass cap flush, from which the west quarter corner of said section, a 2-inch aluminum cap flush, bears North 00°03'37" East (basis of bearing), a distance of 2609.50 feet (South 00°03'47" West, 2608.49 feet, record 1);

THENCE along the south line of said Section 4, North 88°07'54" East (North 88°08'03" East, record 1), a distance of 532.91 feet;

THENCE leaving said south line, North 01°52'06" West (North 01°51'57" West, record 1), a distance of 55.00 feet, to the north line of the south 55 feet of said Section 4 and the POINT OF BEGINNING;

THENCE along said north line, South 88°07'54" West, a distance of 533.16 feet, to the north line of the south 55 feet of said Section 5;

THENCE leaving said north line, along said north line, South 87°36'18" West, a distance of 52.94 feet, to the west line of the east 55 feet of said Section 5;

THENCE leaving said north line, and along said west line, North 00°03'37" East, a distance of 2556.81 feet;

THENCE continuing along said west line, North 00°03'12" East, a distance of 583.33 feet;

THENCE leaving said west line, South 89°56'48" East, a distance of 88.00 feet, to the northwest corner of said certain parcel of land, and a point of intersection with a non-tangent curve;

THENCE along the northerly line of said certain parcel, northeasterly along said curve, having a radius of 1592.84 feet (1592.84 feet, record 1), concave southeasterly, whose radius bears South 78°12'11" East, through a central angle of 22°47'40", a distance of 633.70 feet (634.47 feet, record 1), to a 3-inch Arizona Department of Transportation (ADOT) aluminum cap at the most northern corner of said certain parcel and a point of intersection with a non-tangent line;

THENCE leaving said northerly line, along the easterly line of said certain parcel, South 10°12'02" West, a distance of 709.82 feet (South 10°10'39" West, 709.47 feet, record 1), to a 3-inch ADOT aluminum cap and the beginning of a curve;

THENCE southerly along said curve, having a radius of 2414.43 feet (2421.83 feet, record 1), concave easterly, through a central angle of 31°35'51" (31°30'31", record 1), a distance of 1331.51 feet (1331.83 feet, record 1), to a 3-inch aluminum cap and a point of intersection with a non-tangent line;

Parcel Description  
Glendale Park and Ride  
Proposed Annexation Parcel

October 19, 2006  
WP# 052631.81P  
Page 2 of 3  
See Exhibit "A"

THENCE South 22°08'46" East, a distance of 308.48 feet (South 22°09'41" East 308.32 feet, record 1), to a 3-inch ADOT aluminum cap on the westerly right-of-way line of Aqua Fria Freeway (Northwest Outer Loop (State Route 417)) as shown on Arizona Department of Transportation Project No. RBA-600-0-701 Drawing No. D-7-T-819, (designated as record 2 for future reference in this description);  
THENCE continuing along said easterly line and southerly prolongation thereof, and along said westerly right-of-way line, South 17°04'08" East (South 17°05'20" East, record 2), a distance of 475.50 feet (475.68 feet, record), to a 3-inch ADOT aluminum cap;  
THENCE leaving said easterly line and said southerly prolongation, South 08°14'29" East, a distance of 275.69 feet (South 08°14'30" East, 275.66 feet, record 2), to a 3-inch ADOT aluminum cap;  
THENCE South 00°18'58" East, a distance of 575.97 feet (South 00°20'08" East, 575.97 feet, record 2), to a 3-inch ADOT aluminum cap;  
THENCE South 20°14'09" West, a distance of 87.25 feet (South 21°30'08" West, 88.24 feet, record), to a 3-inch ADOT aluminum cap;  
THENCE South 65°42'06" West, a distance of 27.03 feet (South 66°19'58" West, 26.92 feet, record 2) to a 3-inch ADOT aluminum cap flush;  
THENCE South 01°52'06" East, a distance of 10.00 feet, to the POINT OF BEGINNING.

**EXCEPTING THEREFROM**

The north 50 feet of the east 50 feet of the west 83 feet of the northwest quarter of the southwest quarter of said Section 4;

Containing 30.2286 acres, or 1,316,757 square feet of land, more or less.

Subject to existing rights-of-way and easements.

This parcel description is based on client provided information and is located within an area surveyed by Wood, Patel & Associates, Inc. during the month of February, 2006 and any monumentation noted in this parcel description is within acceptable tolerance (as defined in Arizona Boundary Survey Minimum Standards dated 02/14/2002) of said positions based on said survey



NORTHWEST CORNER OF SECTION 4, T.2N., R.1E.  
3" BRASS CAP IN HANDHOLE  
MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION

3" ADOT ALUMINUM CAP

CURVE TABLE			
CURVE	DELTA	RADIUS	ARC
C1	22°47'40"	1592.84'	633.70'
C2	31°35'51"	2414.45'	1331.51'

WEST 1/4 CORNER OF SECTION 4, T.2N., R.1E.  
2" ALUMINUM CAP FLUSH

EAST-WEST MID-SECTION LINE

50'X50' WELL SITE EXCEPTION  
ROOSEVELT IRRIGATION DISTRICT  
PARCEL #142-56-017

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N88°07'54"E	532.91'
L2	N01°52'06"W	55.00'
L3	S88°07'54"W	533.16'
L4	S87°36'18"W	52.94'
L5	N00°03'12"E	583.33'
L6	S89°56'48"E	88.00'
L7	S10°12'02"W	709.82'
L8	S22°08'46"E	308.48'
L9	S17°04'08"E	475.50'
L10	S08°14'29"E	275.69'
L11	S00°18'58"E	575.97'
L12	S20°14'09"W	87.25'
L13	S65°42'06"W	27.03'
L14	S01°52'06"E	10.00'



99th AVENUE N00°03'37"E 2609.50'  
N00°03'37"E 2556.81'

CITY OF GLENDALE  
DOC. 2005-109604Q, M.C.R. 61

AGUA FRIA FREEWAY (NORTHWEST OUTER LOOP)  
[STATE ROUTE 417]  
(PROJ. NO. RBA-600-D-701)  
DRAWING NO. D-7-T-813

SOUTH QUARTER CORNER OF SECTION 4, T.2N., R.1E.  
2" ALUMINUM CAP FLUSH

POINT OF BEGINNING

GLLENDALE AVENUE  
N88°07'54"E 2641.95'

SOUTH 1/4 CORNER OF SECTION 5, T.2N., R.1E.  
BRASS CAP IN HANDHOLE  
587°36'18"W 2640.80'

SOUTHWEST CORNER OF SECTION 4, T.2N., R.1E.  
3" BRASS CAP FLUSH  
MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION  
POINT OF COMMENCEMENT

**WOOD/PATEL**  
2051 West Northern  
Phoenix, AZ 85021  
Phone: (602) 335-8500  
Fax: (602) 335-8580  
PHOENIX • MESA • TUCSON

**EXHIBIT "A"**  
GLENDALE PARK AND RIDE  
PROPOSED ANNEXATION PARCEL  
10-19-06  
WP# 052631.S2P  
PAGE 3 OF 3  
NOT TO SCALE

T:\2005\052631\LEGAL\2631L08-DB\DWG\2631L08.DWG



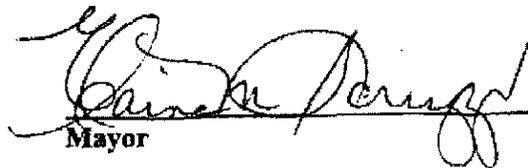
# CITY OF GLENDALE

ANNEXATION AREA NO.159

[AN-159]

CERTIFICATION OF MAP

I, Elaine M. Scruggs, Mayor of the City of Glendale, Arizona, do hereby certify that the foregoing map is a true and correct map of the territory annexed under and by virtue of the petition of the real and personal property owners in the said territory and by Ordinance No. 2548, New Series, annexing the territory described in Ordinance No. 2548, New Series, and as shown on said map as a part of the territory to be included within the corporate limits of the City of Glendale, Arizona.

  
Mayor

ATTEST:

  
City Clerk

EXHIBIT 4



December 16, 2013

Mr. Peter O. Castaneda  
Chief, Water and Lands Division  
U.S. Department of the Interior  
Bureau of Reclamation, Phoenix Area Office

Subject: West Valley Medical Facility  
99<sup>th</sup> Avenue and Orangewood  
USBR Case 13-010

Dear Mr. Castaneda,

The City of Glendale has assured that the General Warranty Deed for USBR Case No. 13-010: West Valley Medical Facility, Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, will be executed to convey the necessary lands needed for the proposed relocated irrigation facility to the United States upon Receipt. We will forward the SRP license to the next available City Council meeting with a recommendation of approval. Upon approval, the City will promptly execute the license.

Sincerely,

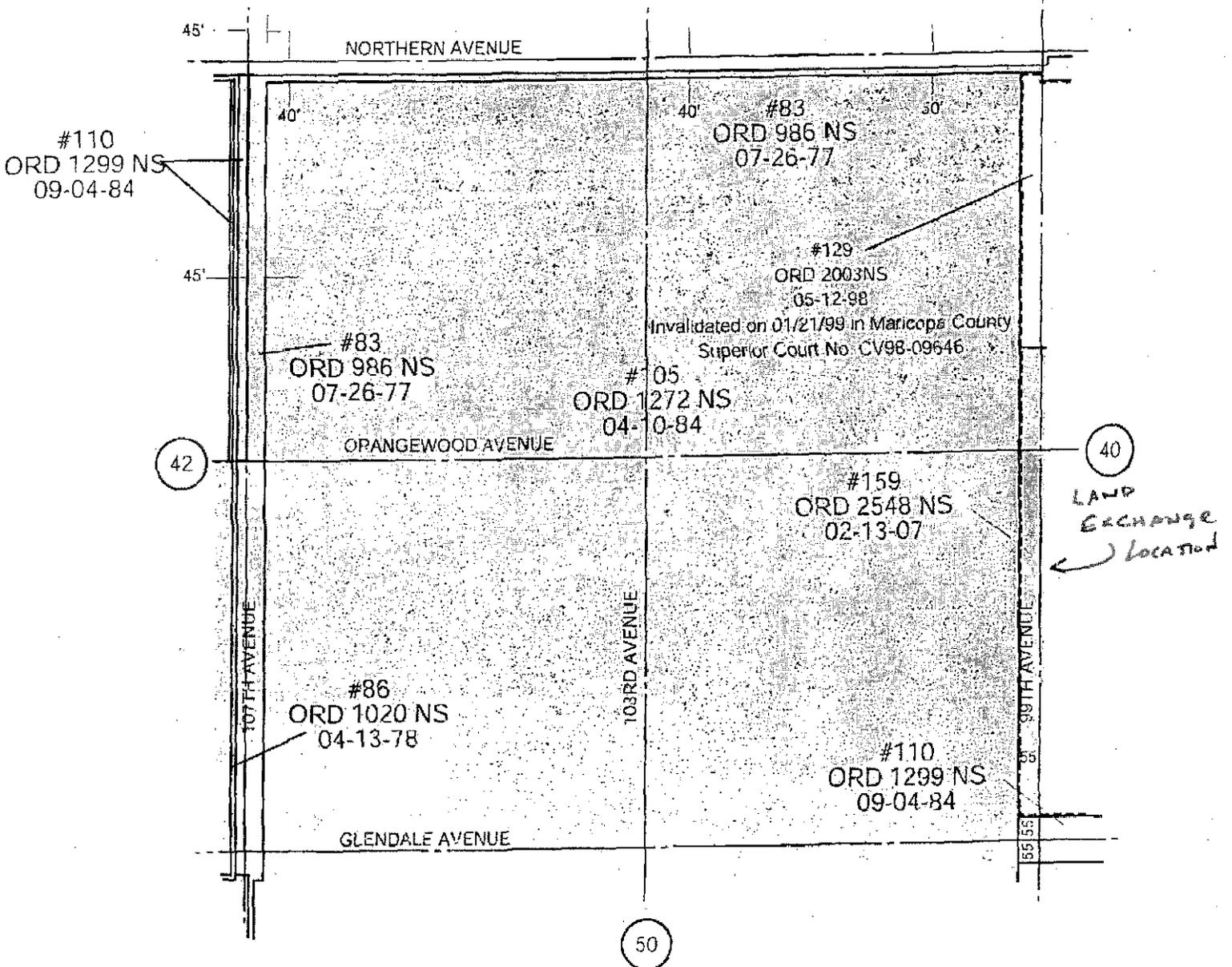
A handwritten signature in black ink, appearing to read "Stuart Kent".

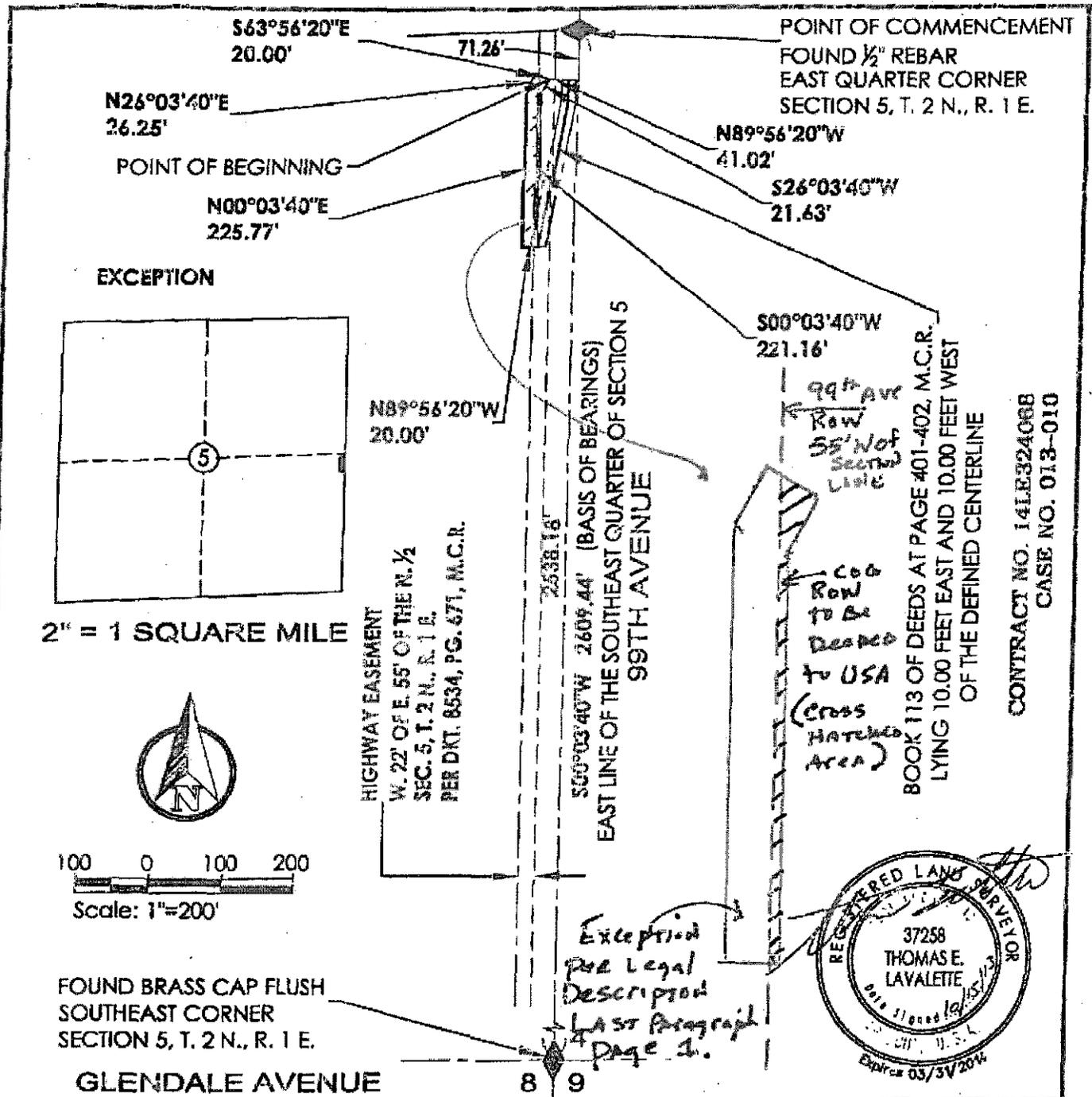
Stuart Kent  
Executive Director of Public Works

MI/km

EXHIBIT 5

SECTION 5 T2N-R1E





Project **DIGNITY HEALTH - WEST VALLEY MEDICAL CENTER**



**LITTLEJOHN ENGINEERING ASSOCIATES**

7227 N. 16th Street, Suite 140, PHOENIX, ARIZONA 85020  
T 602.241.0782 F 602.248.9158 www.leainc.com

Nashville | Chattanooga | Decatur | Huntsville | Knoxville | Orlando | Phoenix | Tri-Cities

Title: **EXHIBIT,  
PROPOSED USA FEE  
CITY OF GLENDALE PARCEL**

Proj. # **20120136**

Date: **10.15.2013**

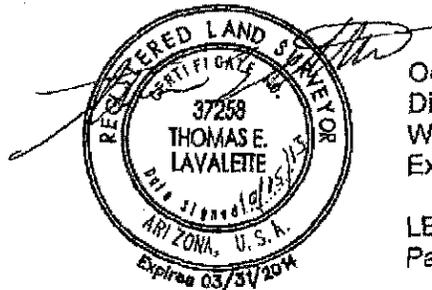
Dwg. No.

**1**

EXHIBIT "A"



LITTLEJOHN  
ENGINEERING  
ASSOCIATES  
7227 North 16th Street  
Suite 140  
Phoenix, AZ 85020  
602.241.0782 phone  
602.248.9158 fax



October 15, 2013  
Dignity Health  
West Valley Medical Center  
Existing USA Right-of-Way  
City of Glendale Parcel  
LEA# 20120136  
Page 1 of 2

DESCRIPTION OF REAL ESTATE  
IN MARICOPA COUNTY, STATE OF ARIZONA

A parcel of land in the Southeast Quarter of Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

All that portion of the area of a sub lateral from lateral No. 20 of the Arizona Canal as described in that certain Indenture from W. H. May and Martha D. May, his wife, R. E. Eastham, a widower, M. V. B. Addington and D. E. Addington, his wife, Geo. N. Morgan and Louisa Morgan, his wife, to the United States of America dated October 26, 1914, recorded July 1, 1915, in Book 113 of Deeds at page 401 - 402, records of Maricopa County, Arizona, lying within the North 240.60 feet of the South 2,538.18 feet of said SE  $\frac{1}{4}$  of Section 5.

EXCEPT any portion thereof lying West of the West line of the East 55.00 feet of said Southeast Quarter of Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, Maricopa County, Arizona;

AND EXCEPT any portion thereof lying within the following described area:

COMMENCING at a  $\frac{1}{2}$ " rebar located at the East quarter corner of said Section 5 from which a Brass Cap located at the Southeast corner of said Section 5 bears South 00 degrees 03 minutes 40 seconds West, a distance of 2609.44 feet;

THENCE South 00 degrees 03 minutes 40 seconds West, along the East line of the Southeast quarter of said Section 5 and the monument line of 99th Avenue, a distance of 71.26 feet;

THENCE departing said East line of the Southeast quarter North 89 degrees 56 minutes 20 seconds West, a distance of 41.02 feet to the POINT OF BEGINNING;

THENCE South 26 degrees 03 minutes 40 seconds West a distance of 21.63 feet;

THENCE South 00 degrees 03 minutes 40 seconds West a distance of 221.16 feet;

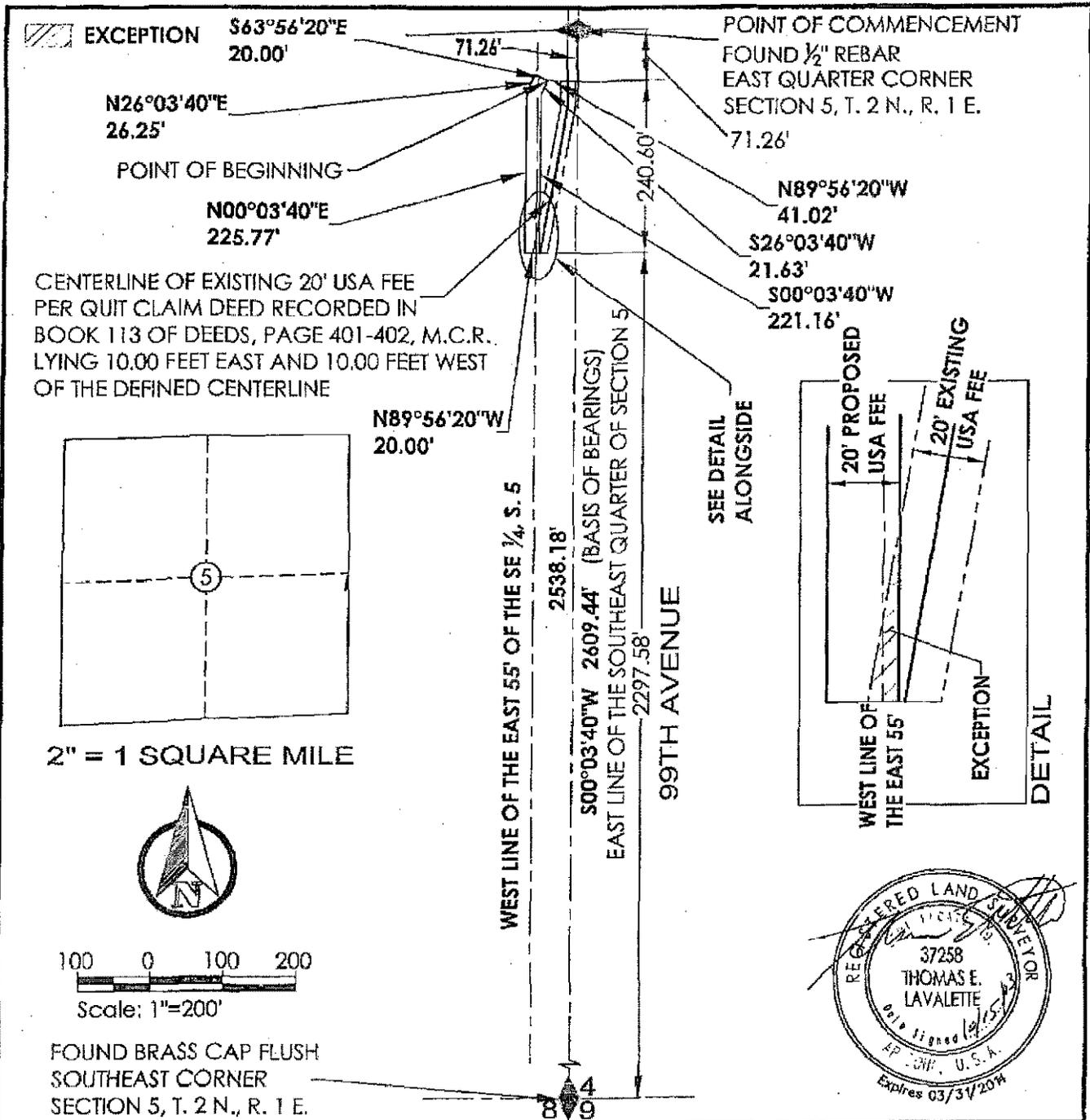
THENCE North 89 degrees 56 minutes 20 seconds West a distance of 20.00 feet;

THENCE North 00 degrees 03 minutes 40 seconds East a distance of 225.77 feet;

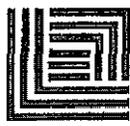
THENCE North 26 degrees 03 minutes 40 seconds East a distance of 26.25 feet;

THENCE South 63 degrees 56 minutes 20 seconds East a distance of 20.00 feet to the POINT OF BEGINNING;

Containing an area of 0.11 acres, more or less, after said exceptions have been made based on a width of 20 feet for said sub lateral, being 10.00 feet East and 10.00 feet West of the centerline as described in said Indenture. Said 20 foot width, is determined by SRP the necessary width to operate and maintain said sub lateral.



Project: **DIGNITY HEALTH - WEST VALLEY MEDICAL CENTER**



**LITTLEJOHN ENGINEERING ASSOCIATES**

7227 N. 16th Street, Suite 140, PHOENIX, ARIZONA 85020  
T 602.241.0782 F 602.248.9158 www.leainc.com

Nashville | Chattanooga | Decatur | Huntsville | Knoxville | Orlando | Phoenix | Tri-Cities

Title: **EXHIBIT,  
EXISTING USA RIGHT-OF-WAY  
CITY OF GLENDALE PARCEL**

Proj. #	20120136	Dwg. No.	1
Date:	10.15.2013		

EXHIBIT 6

**Ivanich, Mark**

---

**From:** Gilmore Joel A <Joel.Gilmore@srpnet.com>  
**Sent:** Monday, January 26, 2015 8:40 AM  
**To:** Ivanich, Mark  
**Cc:** Kilzer Duane J  
**Subject:** RE: 99th Ave GWD  
**Attachments:** 113-401.pdf

Good morning Mark,

Attached is the deed showing the USA owns fee title to the land in question. As far as the value of the land Glendale is deeding to the USA, the assessed value of vacant lands in the area is at the high end of \$5 a square foot and the city is conveying 871.2 square feet the value is less than \$5,000. I hope this helps. Thank you. Joel

---

**From:** Ivanich, Mark [mailto:MIvanich@GLENDALEAZ.com]  
**Sent:** Thursday, January 22, 2015 5:06 PM  
**To:** Kilzer Duane J; Gilmore Joel A  
**Subject:** 99th Ave GWD

\*\*\*\*\*  
\*\*\*\*\*

SRP WARNING: This is an EXTERNAL email. STOP.  
DON'T CLICK links or open attachments unless you are sure the source and content of the email is credible.  
If you have a business need to click a link or open an attachment and you are not sure the email is credible  
you can send this to the EmailCheck mailbox for a review (reviews conducted 8:00-4:30 Mon-Fri).

\*\*\*\*\*  
\*\*\*\*\*

Got comments back...Nancy needs 1) a copy of the deed or title showing USA currently owns the property being exchanged and 2) some determination, whether written by BOR or SRP, that the land being exchanged is less than \$50,000, or has a diminimus value, to comply with ARS 9-405C. I am off tomorrow but will be back Monday.

Mark Ivanich, P.E.  
Senior Civil Engineer  
Engineering Division  
5850 W. Glendale Avenue Suite 315  
Glendale, AZ 85301  
Phone: 623.930.3654  
Fax: 623.915.2861  
[mivanich@glendaleaz.com](mailto:mivanich@glendaleaz.com)

EXHIBIT 7

## NOTICE OF INTENT TO EXCHANGE CITY RIGHT-OF-WAY

As provided in Arizona Revised Statutes Section 9-405, the City of Glendale is providing notice that intends to exchange a right-of-way surplus to its needs with the United States of America, Department of Interior, Bureau of Reclamation. The right-of-way is located along 99<sup>th</sup> Avenue, just north of Glendale Avenue. The City will exchange approximately 872 square feet of right-of-way for 4,792 square feet of United States fee land located in the same general vicinity. The United States, through a separate real estate transaction with Dignity Health, will allow for the construction of a new irrigation canal in the former City of Glendale right-of-way.

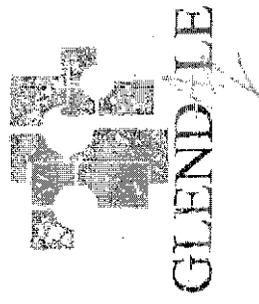
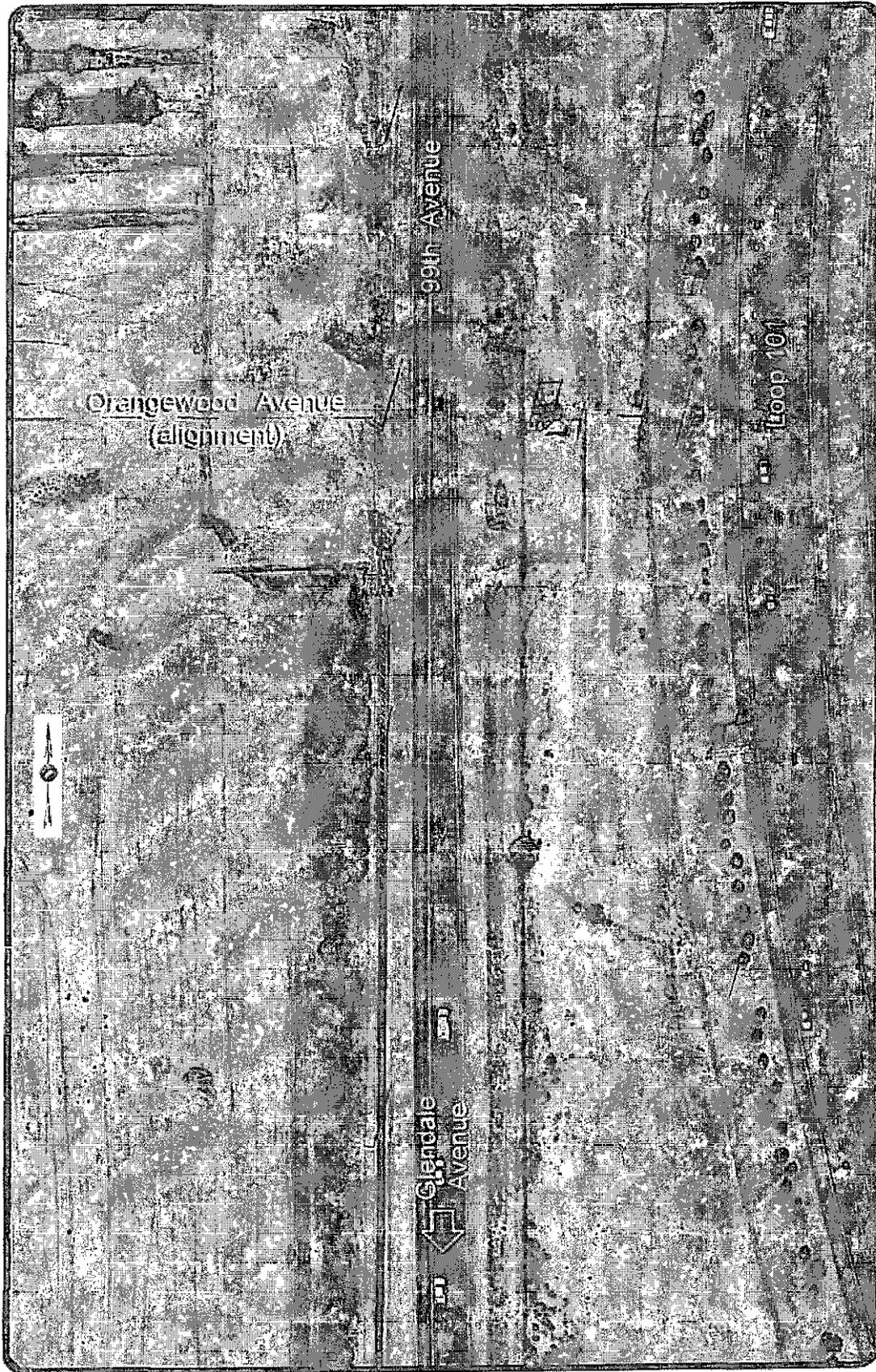
Glendale City Council must agree to the land exchange by ordinance. The City of Glendale Council will consider approving this real property exchange at its April 28, 2015 meeting, to be held at 6:00 p.m. at the City of Glendale Council Chambers, 5850 West Glendale Avenue, Glendale, Arizona 85301.

Local tax and property valuation information can be found at the Maricopa County Assessor's website ([www.maricopa.gov/assessor/](http://www.maricopa.gov/assessor/)). Information specific to the Glendale area can be found at websites such as [www.glendaleaz.com](http://www.glendaleaz.com), [www.VisitGlendale.com](http://www.VisitGlendale.com), and [www.glendaleazchamber.org/](http://www.glendaleazchamber.org/).

The aerial photograph, legal description, and other information about the properties are available for review at the City of Glendale, Engineering Division, 5850 West Glendale Avenue, Suite 315, Glendale, Arizona 85301.

Glendale Star - Publication April 9 and 16, 2015

EXHIBIT A



**RIGHT-OF-WAY TO BE DEDICATED TO  
UNITED STATES OF AMERICA**

**ORIGINAL**

Contract No. 14LE324068

Case No. 13-010

Exempt per A.R.S. § 11-1134 A.3.

**UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION**

**SALT RIVER PROJECT**

**GENERAL WARRANTY DEED**

**KNOW ALL PEOPLE BY THESE PRESENTS** that the Salt River Project Agricultural Improvement and Power District (SRP), an agricultural improvement district organized and existing under the laws of the State of Arizona, intends to relocate an irrigation facility acquired for an irrigation system to a new location; and,

**WHEREAS**, the **UNITED STATES OF AMERICA**, hereinafter referred to as "United States," owns real property along the existing irrigation facility and the **CITY OF GLENDALE**, an **Arizona municipal corporation**, hereinafter referred to as "Grantor," owns the fee title to a portion of the real property onto which the irrigation facility will be relocated; and,

**WHEREAS**, Grantor desires to grant and convey to the United States and its assigns that certain real property needed for the relocated facilities in exchange for the real property no longer

needed for project purposes; and,

**WHEREAS**, the United States will quitclaim its interest, if any, in and to the real property no longer needed by Contract No., 14LE324071 to Grantor and by Contract No., 14LE324076 to Dignity Health, a California Non-profit Public Benefit Corporation.

**NOW THEREFORE**, for valuable consideration, receipt of which is hereby acknowledged, and in accordance with the Reclamation Act of June 17, 1902 (32 Stat. 388), the Reclamation Project Act of 1939 (53 Stat. 1187), and all acts amendatory thereof or supplementary thereto, Grantor does hereby grant and convey unto the United States and its assigns all that certain real property situated in the County of Maricopa, State of Arizona, described on Exhibit "A" which is attached hereto and by this reference made a part hereof.

The acquiring federal agency is the U.S. Department of the Interior, Bureau of Reclamation.

Grantor covenants and warrants that it is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is conveyed subject only to existing easements and rights-of-way of record for public roads and highways, public utilities, railroads and pipelines, and mineral rights reserved to or outstanding in third parties as of the date of this General Warranty Deed.

**TO HAVE AND TO HOLD** by the United States, its successors and assigns forever, all and singular said premises together with all the rights and appurtenances thereto. The Grantor does hereby bind itself, its successors and assigns, to warrant and forever defend all and singular said

premises unto the United States and its assigns against every person whomsoever lawfully claiming them or any part thereof.

**IN WITNESS WHEREOF**, the Grantor has executed this General Warranty Deed  
this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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

By: \_\_\_\_\_

Title: \_\_\_\_\_

**ACKNOWLEDGMENT**

State of Arizona        )  
                                  ) ss.  
County of Maricopa    )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me,  
\_\_\_\_\_, a Notary Public in and for said County and State,  
personally appeared \_\_\_\_\_, \_\_\_\_\_ on  
behalf of the **CITY OF GLENDALE, an Arizona municipal corporation**, known to be the  
*person described in the foregoing instrument, and acknowledged to me that he/she executed the*  
same in the capacity therein stated and for the purpose therein contained.

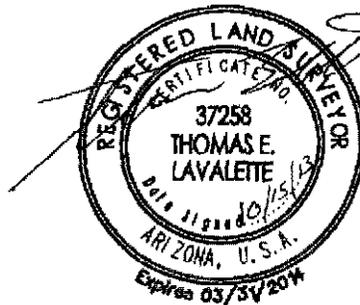
\_\_\_\_\_  
Notary Public in and for said  
County and State

EXHIBIT "A"

CONTRACT NO. 14LE324068  
CASE NO. 013-010



LITTLEJOHN  
ENGINEERING  
ASSOCIATES  
7227 North 16th Street  
Suite 140  
Phoenix, AZ 85020  
602.241.0782 phone  
602.248.9158 fax



October 15, 2013  
Dignity Health  
West Valley Medical Center  
Proposed USA Fee  
City of Glendale Parcel  
LEA# 20120136  
Page 1 of 2

DESCRIPTION OF REAL ESTATE  
IN MARICOPA COUNTY, STATE OF ARIZONA

A parcel of land in the Southeast quarter of Section Five (5), Township Two (2) North, Range One (1) East of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows:

COMMENCING at a 1/2" rebar located at the East quarter corner of said Section 5 from which a Brass Cap located at the Southeast corner of said Section 5 bears South 00 degrees 03 minutes 40 seconds West, a distance of 2609.44 feet;

THENCE South 00 degrees 03 minutes 40 seconds West, along the East line of the Southeast quarter of said Section 5 and the monument line of 99th Avenue, a distance of 71.26 feet;

THENCE departing said East line of the Southeast quarter North 89 degrees 56 minutes 20 seconds West, a distance of 41.02 feet to the POINT OF BEGINNING;

THENCE South 26 degrees 03 minutes 40 seconds West a distance of 21.63 feet;

THENCE South 00 degrees 03 minutes 40 seconds West a distance of 221.16 feet;

THENCE North 89 degrees 56 minutes 20 seconds West a distance of 20.00 feet;

THENCE North 00 degrees 03 minutes 40 seconds East a distance of 225.77 feet;

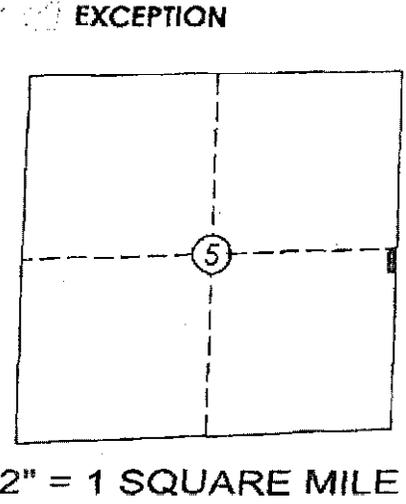
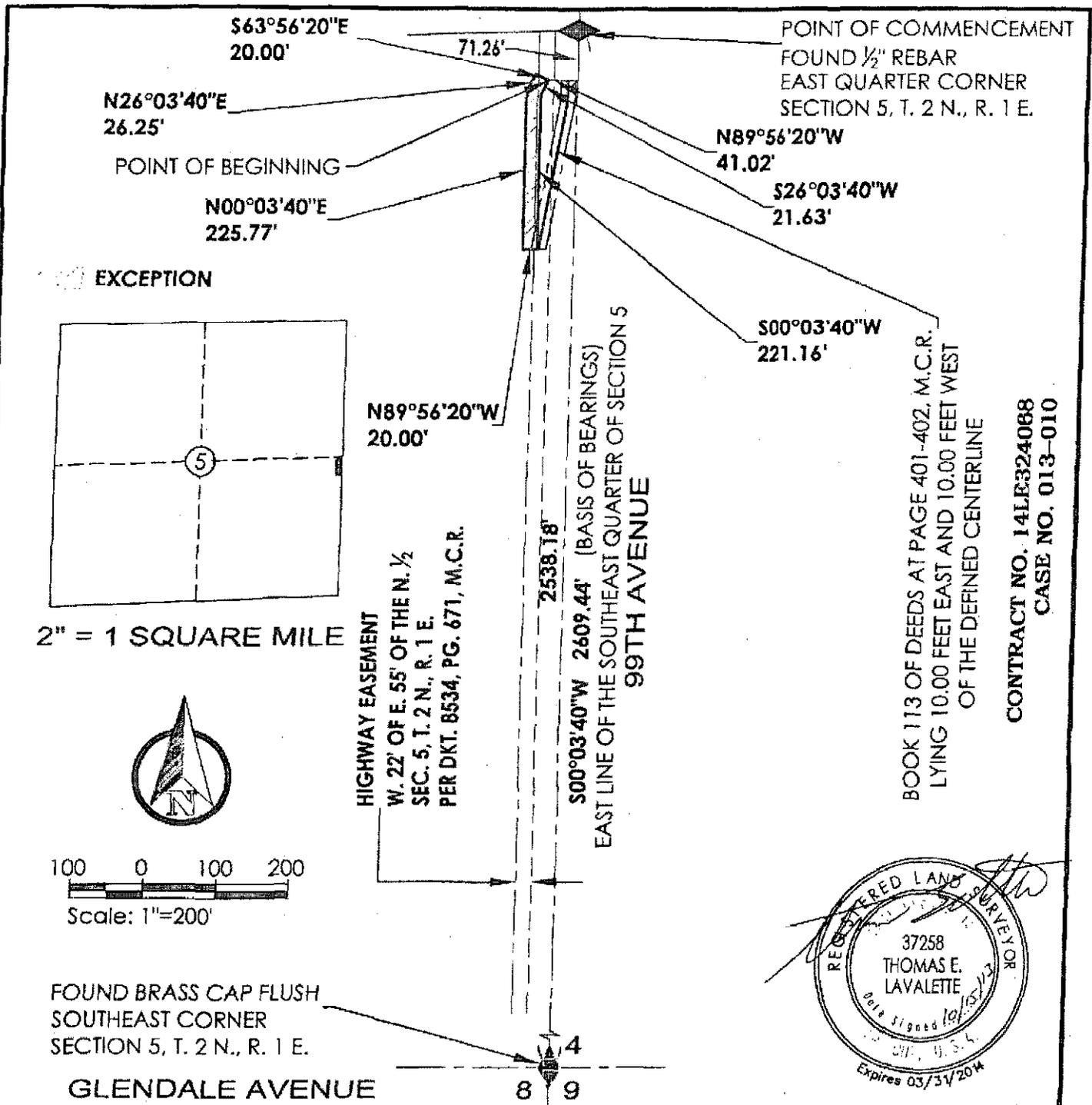
THENCE North 26 degrees 03 minutes 40 seconds East a distance of 26.25 feet;

THENCE South 63 degrees 56 minutes 20 seconds East a distance of 20.00 feet to the POINT OF BEGINNING;

EXCEPT any portion thereof lying West of the West line of the East 55.00 feet of said Southeast Quarter of Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, Maricopa County, Arizona;

AND EXCEPT any portion thereof lying within the area of that certain ditch known as a sub lateral from lateral 20 of the Arizona Canal as described in that certain Indenture from W. H. May and Martha D. May, his wife, R. E. Eastham, a widower, M. V. B. Addington and D. E. Addington, his wife, Geo. N. Morgan and Louisa Morgan, his wife, to the United States of America dated October 26, 1914, recorded July 1, 1915, in Book 113 of Deeds at page 401 - 402, records of Maricopa County, Arizona.

Containing an area of 0.02 acres, more or less, after said exceptions have been made based on a width of 20 feet for said sub lateral, being 10.00 feet East and 10.00 feet West of the centerline described therein, as determined by SRP to operate and maintain said sub lateral.



FOUND BRASS CAP FLUSH  
SOUTHEAST CORNER  
SECTION 5, T. 2 N., R. 1 E.

CONTRACT NO. 14LE324068  
CASE NO. 013-010



**Project: DIGNITY HEALTH - WEST VALLEY MEDICAL CENTER**



**LITTLEJOHN ENGINEERING ASSOCIATES**

7227 N. 16th Street, Suite 140, PHOENIX, ARIZONA 85020  
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Title: **EXHIBIT,  
PROPOSED USA FEE  
CITY OF GLENDALE PARCEL**

Proj. # **20120136**

Date: **10.15.2013**

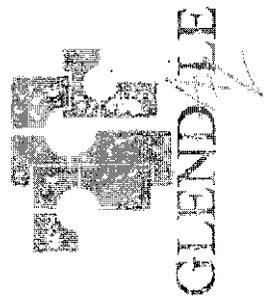
Dwg. No.

**1**

EXHIBIT B



**UNITED STATES OF AMERICA LAND  
TO BE QUIT CLAIMED TO THE CITY OF GLENDALE**



**Contract No. 14LE324071**

**Case No. 13-010**

Exempt per A.R.S. § 11-1134 A.3.

**UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION**

**SALT RIVER PROJECT**

**QUITCLAIM DEED**

**FOR VALUABLE CONSIDERATION**, receipt of which is hereby acknowledged, and as complete satisfaction of an irrigation facility relocation requested by the Salt River Project Agricultural Improvement and Power District (SRP), an agricultural improvement district organized and existing under the laws of the State of Arizona, in which the **UNITED STATES OF AMERICA**, hereinafter referred to as "United States," received suitable lands by Contract Nos., 14LE324068, 14LE324069 and 14LE324070, and in accordance with the Act of June 17, 1902 (32 Stat. 388), the Reclamation Project Act of 1939 (53 Stat. 1187), and all acts amendatory thereof or supplementary thereto, the United States does quitclaim unto the **CITY OF GLENDALE, an Arizona municipal corporation**, hereinafter referred to as "Grantec," its successors and assigns forever, all of the right, title and interest, if any, of the United States in and to property located in Maricopa County, Arizona, and being more particularly described as

follows:

See Attached Exhibit "A"

Excepting and reserving to the United States a right-of-way for ditches or canals constructed or to be constructed by the authority of the United States, this reservation being of the same character and scope as that created with respect to certain public lands by the Act of August 30, 1890 (26 Stat. 371, 391), as it has been or may hereafter be amended.

**TO HAVE AND TO HOLD** all and singular said premises, together with the appurtenances, unto said Grantee, its successors and assigns forever.

**IN WITNESS WHEREOF**, the United States has caused this Quitclaim Deed to be executed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**UNITED STATES OF AMERICA**

By \_\_\_\_\_  
Area Manager  
Phoenix Area Office  
Bureau of Reclamation

Contract No. 14LE324071  
Case No. 13-010

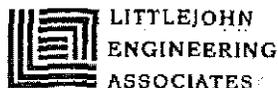
**ACKNOWLEDGMENT**

State of Arizona        )  
                                  ) ss.  
County of Maricopa    )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me,  
\_\_\_\_\_, a Notary Public in and for said County and State  
personally appeared \_\_\_\_\_, Area Manager, Phoenix Area  
Office, Bureau of Reclamation, Department of the Interior, **UNITED STATES of AMERICA**,  
known to me to be the person described in the foregoing instrument, and acknowledged to me  
that he/she executed the same on behalf of the United States in the capacity therein stated and for  
the purpose therein contained.

\_\_\_\_\_  
Notary Public in and for said  
County and State

EXHIBIT "A"



LITTLEJOHN  
ENGINEERING  
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October 15, 2013  
Dignity Health  
West Valley Medical Center  
Existing USA Right-of-Way  
City of Glendale Parcel  
LEA# 20120136  
Page 1 of 2

DESCRIPTION OF REAL ESTATE  
IN MARICOPA COUNTY, STATE OF ARIZONA

A parcel of land in the Southeast Quarter of Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

All that portion of the area of a sub lateral from lateral No. 20 of the Arizona Canal as described in that certain Indenture from W. H. May and Martha D. May, his wife, R. E. Eastham, a widower, M. V. B. Addington and D. E. Addington, his wife, Geo. N. Morgan and Louisa Morgan, his wife, to the United States of America dated October 26, 1914, recorded July 1, 1915, in Book 113 of Deeds at page 401 - 402, records of Maricopa County, Arizona, lying within the North 240.60 feet of the South 2,538.18 feet of said SE ¼ of Section 5.

EXCEPT any portion thereof lying West of the West line of the East 55.00 feet of said Southeast Quarter of Section Five (5), Township Two (2) North, Range One (1) East, Gila and Salt River Meridian, Maricopa County, Arizona;

AND EXCEPT any portion thereof lying within the following described area:

COMMENCING at a ½" rebar located at the East quarter corner of said Section 5 from which a Brass Cap located at the Southeast corner of said Section 5 bears South 00 degrees 03 minutes 40 seconds West, a distance of 2609.44 feet;

THENCE South 00 degrees 03 minutes 40 seconds West, along the East line of the Southeast quarter of said Section 5 and the monument line of 99th Avenue, a distance of 71.26 feet;

THENCE departing said East line of the Southeast quarter North 89 degrees 56 minutes 20 seconds West, a distance of 41.02 feet to the POINT OF BEGINNING;

THENCE South 26 degrees 03 minutes 40 seconds West a distance of 21.63 feet;

THENCE South 00 degrees 03 minutes 40 seconds West a distance of 221.16 feet;

THENCE North 89 degrees 56 minutes 20 seconds West a distance of 20.00 feet;

THENCE North 00 degrees 03 minutes 40 seconds East a distance of 225.77 feet;

THENCE North 26 degrees 03 minutes 40 seconds East a distance of 26.25 feet;

THENCE South 63 degrees 56 minutes 20 seconds East a distance of 20.00 feet to the POINT OF BEGINNING;

Containing an area of 0.11 acres, more or less, after said exceptions have been made based on a width of 20 feet for said sub lateral, being 10.00 feet East and 10.00 feet West of the centerline as described in said Indenture. Said 20 foot width, is determined by SRP the necessary width to operate and maintain said sub lateral.

EXCEPTION

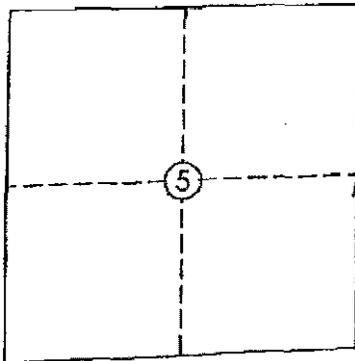
S63°56'20"E  
20.00'

N26°03'40"E  
26.25'

POINT OF BEGINNING

N00°03'40"E  
225.77'

CENTERLINE OF EXISTING 20' USA FEE  
PER QUIT CLAIM DEED RECORDED IN  
BOOK 113 OF DEEDS, PAGE 401-402, M.C.R.  
LYING 10.00 FEET EAST AND 10.00 FEET WEST  
OF THE DEFINED CENTERLINE



2" = 1 SQUARE MILE



100 0 100 200

Scale: 1"=200'

FOUND BRASS CAP FLUSH  
SOUTHEAST CORNER  
SECTION 5, T. 2 N., R. 1 E.

71.26'

POINT OF COMMENCEMENT  
FOUND 1/2" REBAR  
EAST QUARTER CORNER  
SECTION 5, T. 2 N., R. 1 E.

71.26'

240.60'

N89°56'20"W  
41.02'

S26°03'40"W  
21.63'

S00°03'40"W  
221.16'

N89°56'20"W  
20.00'

WEST LINE OF THE EAST 55' OF THE SE 1/4, S. 5

2538.18'

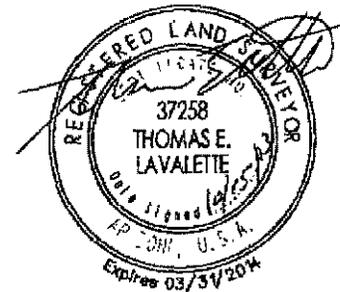
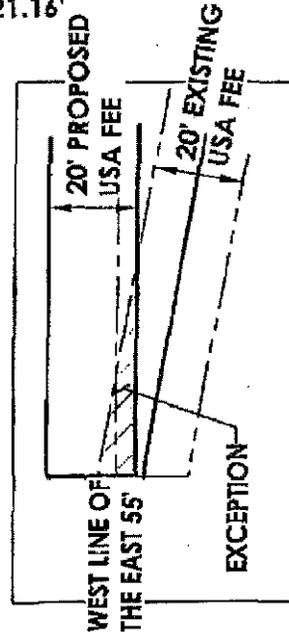
S00°03'40"W 2609.44' (BASIS OF BEARINGS)

EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 5

2297.58'

99TH AVENUE

SEE DETAIL  
ALONGSIDE



Project: DIGNITY HEALTH - WEST VALLEY MEDICAL CENTER



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Title: EXHIBIT,  
EXISTING USA RIGHT-OF-WAY  
CITY OF GLENDALE PARCEL

Proj. # 20120136

Dwg. No.

Date: 10.15.2013

1