When recorded mail to:

Name:

Address:

City/State/Zip:

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
2002-1394125 12/24/02 15:34
3 OF 3
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CAPTION HEADING:

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This is part of the official document.

ORDINANCE NO. 2287 NEW SERIES

ELAINE M. SCRUGGS
MAYOR

ATTEST:

PAMELA OLIVEIRA
City Clerk

(SEAL)

APPROVED AS TO FORM:

RICK FLAAEN
City Attorney

REVIEWED BY:

ED BEASLEY
City Manager

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

I, the undersigned, Pam Oliveira, being the duly qualified City Clerk of the City of Glendale, Maricopa County, Arizona, certify that the foregoing Ordinance No. 2287 New Series is a true, correct and accurate copy of Ordinance No. 2287 New Series, passed and adopted at a regular meeting of the Council of the City of Glendale, held on the 26th day of November, 2002, at which a quorum was present and voted in favor of said Ordinance.

Given under my hand and seal this 12th day of December, 2002.

CITY CLERK

ORDINANCE NO. 2287 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN EASEMENT AT 6835 NORTH 57TH DRIVE IN FAVOR OF ARIZONA PUBLIC SERVICE TO SUPPLY POWER FOR THE EXPANSION OF GLENDALE FIRE DEPARTMENT'S COMPUTER SYSTEM; 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 utility easement and all the terms and conditions thereto and directs that the City Manager for the City of Glendale execute any and all necessary documents granting Arizona Public Service a utility 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 Utility 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 Arizona Public Service 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 Arizona Public Service.

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 26th day of November, 2002.

MAYOR

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

UTILITY EASEMENT

NW8-T2N-R2E
W160027
Survey 428/86
EVR

In consideration of One Dollar ($1.00), the receipt of which is hereby acknowledged CITY OF GLENDALE (hereinafter called "Grantor") do(es) hereby grant and convey to ARIZONA PUBLIC SERVICE COMPANY (hereinafter called "Company"), its successors and assigns, an easement, to construct, operate and maintain electric lines and appurtenant facilities upon, across, over, and under the surface of the premises hereinafter described.

The premises through and across which this easement is granted are situated in Maricopa County, Arizona, and are described as follows:

Lot 12, Block 29, GLENDALE AMENDED, according to Book 10 of Maps, page 10, records of Maricopa County, Arizona.

Said utility easement in the above described premises consists of an area for pad mounted transformer the dimensions and approximate locations of which are shown on Exhibit "A" attached hereto and by this reference incorporated herein.

Together with the right to operate, repair, replace, maintain, and remove said lines and appurtenant facilities from said premises; to add to or alter said lines and/or facilities at any reasonable time, and to trim, prune or remove any trees or shrubs located within or outside the limits of this easement that in the judgment of the Company may interfere with the construction or endanger the operation of said lines and/or facilities, with access to said easement and egress therefrom to permit normal operations of the Company in connection with said lines and/or facilities, and to permit the installation of the wires, fixtures, conduits, or cables of any other company within the boundaries of this easement.

Grantor shall not erect or construct or permit to be erected or constructed any building or other structure or drill any well within the limits of said easement; nor shall Grantor plant or permit to be planted any trees within the limits of said easement without the prior written consent of the Company; provided, however, Grantor shall have the right to construct and erect fences within the limits of said easement in a manner which will not unreasonably interfere with the Company's right of access to its lines and/or facilities.

By accepting this easement, the Company agrees to exercise reasonable care to avoid damage to said premises and all property that may at any time be thereon.

CITY OF GLENDALE

Dated: _____ By: _____

WITNESS:

_____ Title _____

STATE OF }
} ss.
County of }

This instrument was acknowledged before me this _____ day of _____, 2002, by

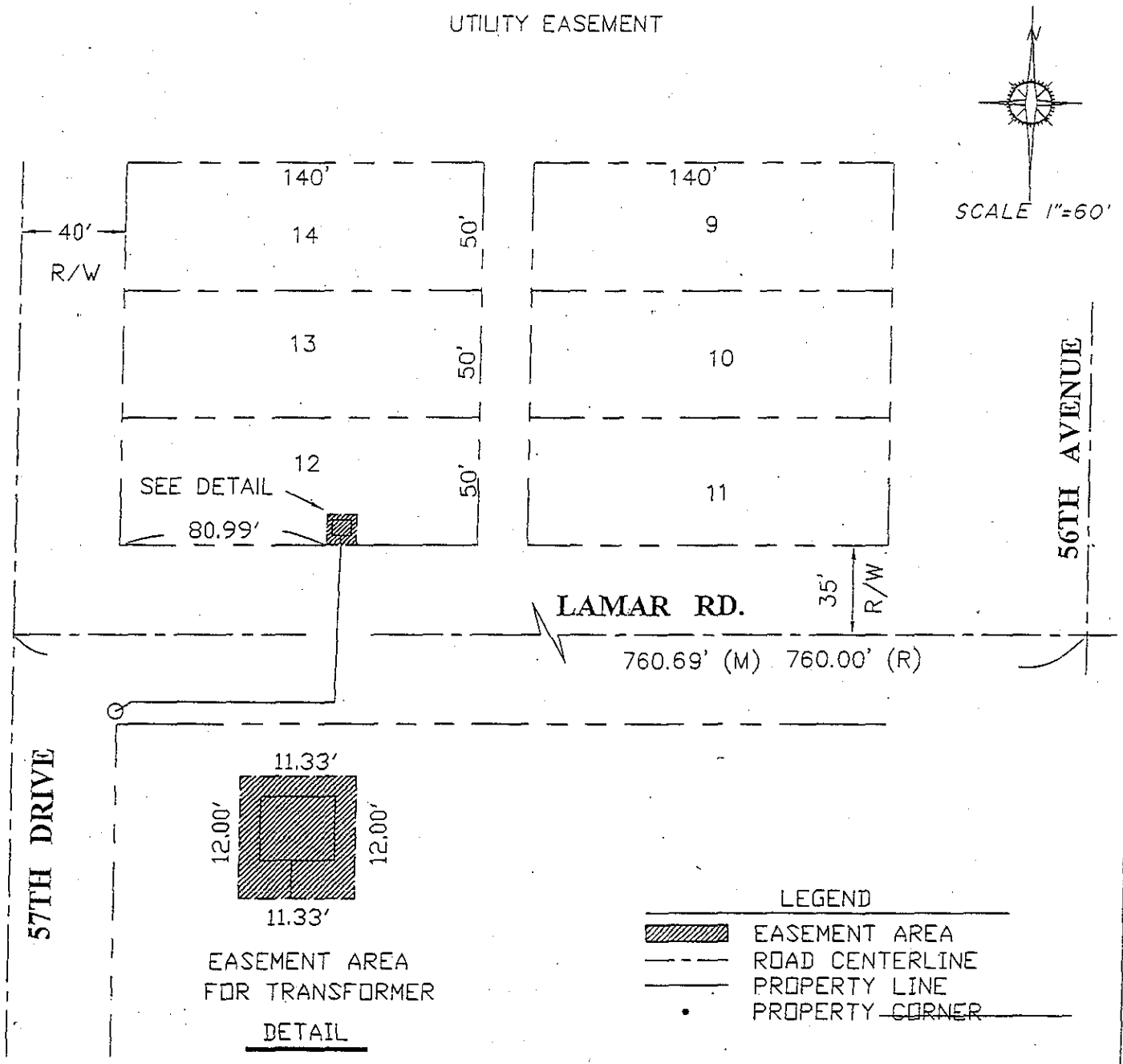
IN WITNESS WHEREOF I hereunto set my hand and official seal.

My Commission Expires: _____ Notary Public

_____

EXHIBIT "A"

SKETCH SHOWING LOCATION AND LIMITS OF UTILITY EASEMENT



THE PURPOSE OF THIS EXHIBIT IS TO DEPICT THE DIMENSIONS AND APPROXIMATE LOCATION AND ALIGNMENT OF THE ELECTRIC LINE AND TRANSFORMER. THE LOCATION AND ALIGNMENT OF THE ELECTRIC LINE AND TRANSFORMER AS ACTUALLY CONSTRUCTED SHALL TAKE PRECEDENCE OVER THE LOCATION AND ALIGNMENT SHOWN ON THIS EXHIBIT.

JOB# W160027	DATE: 3/13/02
NW 1/4 SEC 8	T 2N R 2E
SCALE: 1"= 60'	MAP 428/86
R/W: ED RUIZ	
SURVEY: HORNE-WARZEHA	
DRAWN BY: RUIZ	