

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATIONS**

CC: 13C
Amend No. _____

Date Prepared: **January 08, 2010** Council Meeting Date: **February 16, 2010**

TO: Carl Swenson, City Manager

THROUGH: Susan J. Daluddung, Deputy City Manager 

FROM: Andrew Granger, P. E., Engineering Director 

THROUGH: Kristine Luna, SR/WA, Senior Real Property Administrator 

SUBJECT: Power Distribution Easements, Salt River Project Agricultural Improvement and Power District, 67th Avenue between Peoria Avenue and Redfield Road.

RECOMMENDATION:

Discussion and possible action to adopt a Resolution authorizing the City Manager to execute three Power Distribution Easements to Salt River Project Agricultural Improvement and Power District (SRP) associated with the relocation and undergrounding of an existing power line in conjunction with the 67th Avenue Improvements between Peoria Avenue and Redfield Road.

SUMMARY:

To meet the construction schedule of Phase 1 of the 67th Avenue Improvements, SRP agreed to relocate and underground all overhead power along the west side of 67th Avenue, between Peoria Avenue and Redfield Road prior to the City granting an easement. SRP is now requesting an easement over City owned property to allow them to perfect their easement rights and maintain these facilities.

FISCAL NOTE:

There are no fiscal impacts to the City associated with granting these easements.

ATTACHMENTS:

- 1. Resolution

CITY CLERK USE ONLY:

- Consent Agenda
- Carry Over to Date: _____
- Approved
- Unfinished Business (Date heard previous: _____)
- New Business
- Public Hearing: No Action Taken

ORD. # _____ RES. # 2010-13
LCON# _____ LIC. # _____
Action Date: _____

RESOLUTION NO. 2010-13

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AUTHORIZING THE GRANTING OF THREE POWER DISTRIBUTION EASEMENTS TO THE SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT FOR IRRIGATION FACILITIES TO RELOCATE AND UNDERGROUND ELECTRIC TRANSMISSION LINES RELATED TO THE 67TH AVENUE IMPROVEMENTS BETWEEN PEORIA AVENUE AND REDFIELD ROAD.

WHEREAS, Salt River Project Agricultural Improvement and Power District, a Political Subdivision of the State of Arizona (SRP) has been requested, by the City of Peoria to relocate and underground all overhead power along the west side of 67th Avenue between Peoria Avenue and Redfield Road. SRP is requesting that the City grant three Power Distribution Easements for the power lines.

WHEREAS, Pursuant to Article I, Section III of the Peoria City Charter, the City Council may convey any right, title or interest in any real property in such terms as the City Council determines to be appropriate and necessary; and

WHEREAS, Pursuant to the Peoria City Charter and in accordance with the findings set forth above, the Mayor and Council of the City of Peoria consent to the granting of these Power Distribution Easements to Salt River Agricultural and Power Improvement District, and authorize the City Manager to execute the documents; and

THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Peoria, Arizona authorize the granting of the attached Power Distribution Easements to Salt River Project Agricultural and Power District, and authorize the City Manager to execute the easements.

Resolution No. 2010-13
SRP Power Distribution Easements – 67th Avenue
February 16, 2010
Page 2 of 30

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria,
Arizona this 16th day of February 2010.

Bob Barrett, Mayor

ATTEST:

Mary Jo Waddell, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney

ATTACHMENT:

1. Power Distribution Easements (3)

WHEN RECORDED MAIL TO:

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

POWER DISTRIBUTION EASEMENT

Maricopa County
67th Ave & Cactus
NE4 Sec. 24 T3N R1E

Agt. MNT
Job # KJ2-5399

W C

**THE CITY OF PEORIA,
A 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 Section 24, Township 3 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Easement Parcel:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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.

THE REMAINDER OF THIS PAGE LEFT INTENTIONALLY BLANK

IN WITNESS WHEREOF, THE CITY OF PEORIA, an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s) this _____ day of _____, 20____.

THE CITY OF PEORIA,
an Arizona municipal corporation,

By: Carl Swenson

Its: City Manager

APPROVED AS TO FORM:

ATTEST:

Stephen M. Kemp,
City Attorney for the City of Peoria

Mary Jo Waddell, City Clerk

STATE OF ARIZONA)
) SS.
COUNTY OF Maricopa)

On this _____ day of _____, 20____, before me the undersigned, personally appeared _____, the _____, of THE CITY OF PEORIA, an Arizona municipal corporation, and such authorized representative acknowledged that this document was executed on behalf of the corporation for the purposes therein contained.

Notary Public

My Commission Expires:

(Notary Stamp/Seal)

Note: This instrument is exempt from the real estate transfer fee and affidavit of legal value required under A.R.S. Sections 11-1132 and 11-1133 pursuant to the exemptions set forth in A.R.S. Sections 11-1134(A)(2) and (A)(3).

EXHIBIT "A"
LEGAL DESCRIPTION
FOR
SRP ELECTRIC DISTRIBUTION LINE EASEMENT

A portion of Section 24 in Township 3 North, Range 1 East, Gila and Salt River Meridian, Maricopa County, Arizona. Described as follows:

Commencing at the Northeast corner of said Section 24, from which the East Quarter corner of said Section 24 bears South 00°31'36" West, a distance of 2639.92 feet;

Thence South 00°31'36" West, along the East line of the Northeast Quarter of said Section 24, a distance of 59.03 feet;

Thence departing said East line, South 88°46'51" West, a distance of 22.00 feet to the **POINT OF BEGINNING**;

Thence continuing South 88°46'51" West, a distance of 29.77 feet;

Thence North 61°13'09" West, a distance of 8.00 feet to a point on a line which is parallel with and 55.00 feet Southerly, as measured at right angles from the North line of the Northwest Quarter of said Section 24;

Thence South 88°46'51" West, along said parallel line, a distance of 217.17 feet;

Thence departing said parallel line, North 01°13'09" West, a distance of 26.28 feet;

Thence North 88°46'51" East, a distance of 8.00 feet;

Thence South 01°13'09" East, a distance of 18.28 feet;

Thence North 88°46'51" East, a distance of 211.31 feet;

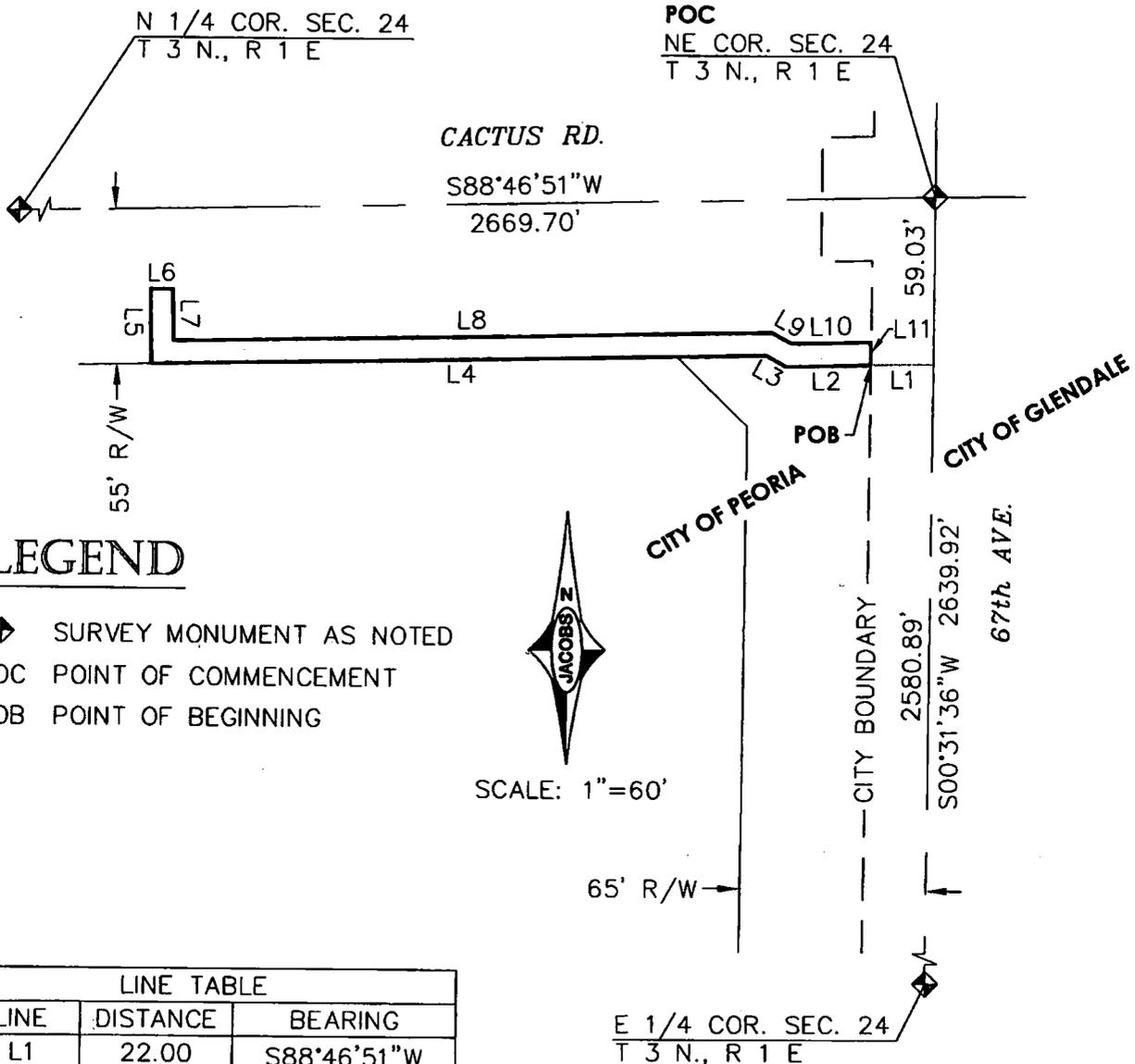
Thence South 61°13'09" East, a distance of 8.00 feet;

Thence North 88°46'51" East, a distance of 27.87 feet;

Thence South 00°31'36" West, a distance of 8.00 feet to the **POINT OF BEGINNING**.

Containing 2,187 square feet or 0.05 acre more or less.





LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING



SCALE: 1"=60'

LINE TABLE		
LINE	DISTANCE	BEARING
L1	22.00	S88°46'51"W
L2	29.77	S88°46'51"W
L3	8.00	N61°13'09"W
L4	217.17	S88°46'51"W
L5	26.28	N01°13'09"W
L6	8.00	N88°46'51"E
L7	18.28	S01°13'09"E
L8	211.31	N88°46'51"E
L9	8.00	S61°13'09"E
L10	27.87	N88°46'51"E
L11	8.00	S00°31'36"W



AREA = 2,187 S.F. OR 0.05 AC.

SHEET 1 OF 1

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5399
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

WHEN RECORDED MAIL TO:

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

POWER DISTRIBUTION EASEMENT

Maricopa County
67th Ave: Cactus to Thunderbird
E2 Sec. 13 T3N R1E

Agt. MNT
Job # KJ2-5401
W MT C WLG

**THE CITY OF PEORIA,
A 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 Section 13, Township 3 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Easement Parcel:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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.

THE REMAINDER OF THIS PAGE LEFT INTENTIONALLY BLANK

IN WITNESS WHEREOF, THE CITY OF PEORIA, an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s) this _____ day of _____, 20____.

THE CITY OF PEORIA,
an Arizona municipal corporation,

By: Carl Swenson

Its: City Manager

APPROVED AS TO FORM:

ATTEST:

Stephen M. Kemp,
City Attorney for the City of Peoria

Mary Jo Waddell, City Clerk

STATE OF ARIZONA)
) SS.
COUNTY OF Maricopa)

On this _____ day of _____, 20____, before me the undersigned, personally appeared _____, the _____, of THE CITY OF PEORIA, an Arizona municipal corporation, and such authorized representative acknowledged that this document was executed on behalf of the corporation for the purposes therein contained.

Notary Public

My Commission Expires:

(Notary Stamp/Seal)

Note: This instrument is exempt from the real estate transfer fee and affidavit of legal value required under A.R.S. Sections 11-1132 and 11-1133 pursuant to the exemptions set forth in A.R.S. Sections 11-1134(A)(2) and (A)(3).

EXHIBIT "A"
LEGAL DESCRIPTION
FOR
SRP ELECTRIC DISTRIBUTION LINE EASEMENT

Portions of the East half of Section 13, Township 3 North, Range 1 East, Gila and Salt River Meridian, Maricopa County, Arizona. Described as follows:

Commencing at the East Quarter corner of said Section 13, from which the Southeast corner of said Section 18 bears South 00°33'36" West, a distance of 2614.75 feet;

Thence South 00°33'36" West, along the East line of the Southeast Quarter of said Section 13, a distance of 1359.67 feet;

Thence departing said East line, North 89°26'24" West, a distance of 22.00 feet; feet to the **POINT OF BEGINNING**;

Thence continuing North 89°26'24" West, a distance of 35.00 feet to a point on a line which is parallel with and 57.00 feet Westerly, as measured at right angles from the East line of the Southeast Quarter of said Section 13, said line also being the Westerly right-of-way line of 67th Avenue;

Thence North 00°33'36" East, along said parallel line and right-of-way line, a distance of 8.00 feet;

Thence departing said parallel line, South 89°26'24" East, a distance of 2.00 feet to a point on a line which is parallel with and 55.00 feet Westerly, as measured at right angles from the East line of the Southeast Quarter of said Section 13;

Thence North 00°33'36" East, , along said parallel line, a distance of 56.06 feet;

Thence departing said parallel line, South 89°26'24" East, a distance of 15.00 feet;

Thence South 00°33'36" West, a distance of 8.00 feet;

Thence North 89°26'24" West, a distance of 7.00 feet;

Thence South 00°33'36" West, a distance of 48.06 feet;

Thence South 89°26'24" East, a distance of 25.00 feet;

Thence South 00°33'36" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 784 Square feet or 0.02 acre more or less.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence South 00°33'36" West, along the East line of the Southeast quarter of said Section 13, a distance of 768.51 feet;

Thence departing said East line, North 89°26'24" West, a distance of 40.00 feet; feet to the **POINT OF BEGINNING**;

Thence continuing North 89°26'24" West, a distance of 15.00 feet to a point on a line which is parallel with and 55.00 feet Westerly, as measured at right angles from the East line of the Southeast Quarter of said Section 13, said line also being the Westerly right-of-way line of 67th Avenue;

Thence North 00°33'36" East, along said parallel line and right-of-way line, a distance of 8.00 feet;

Thence departing said parallel line, South 89°26'24" East, a distance of 15.00 feet;

Thence South 00°33'36" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 120 Square feet.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence South 00°33'36" West, along the East line of the Southeast Quarter of said Section 13, a distance of 623.67 feet;

Thence departing said East line, North 89°26'24" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence continuing North 89°26'24" West, a distance of 12.00 feet;

Thence North 00°33'36" East, a distance of 8.00 feet;

Thence South 89°26'24" East, a distance of 12.00 feet;

Thence South 00°33'36" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 96 Square feet.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence South $00^{\circ}33'36''$ West, along the East line of the Southeast Quarter of said Section 13, a distance of 267.54 feet;

Thence departing said East line, North $89^{\circ}26'24''$ West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence continuing North $89^{\circ}26'24''$ West, a distance of 13.25 feet;

Thence North $00^{\circ}33'36''$ East, a distance of 8.00 feet;

Thence South $89^{\circ}26'24''$ East, a distance of 13.25 feet;

Thence South $00^{\circ}33'36''$ West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 106 Square feet.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence North $00^{\circ}34'10''$ East, along the East line of the Northeast Quarter of said Section 13, a distance of 269.20 feet;

Thence departing said East line, North $89^{\circ}26'24''$ West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence North $89^{\circ}25'50''$ West, a distance of 15.00 feet to a point on a line which is parallel with and 55.00 feet Westerly, as measured at right angles from the East line of the Northeast Quarter of said section 13, said line also being the Westerly right-of-way line of 67th Avenue;

Thence North $00^{\circ}34'10''$ East, along said parallel line and right-of-way line, a distance of 8.00 feet;

Thence departing said parallel line, South $89^{\circ}25'50''$ East, a distance of 15.00 feet;

Thence South $00^{\circ}34'10''$ West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 120 Square feet.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence North $00^{\circ}34'10''$ East, along the East line of the Northeast Quarter of said Section 13, a distance of 787.87 feet;

Thence departing said East line, North 89°26'24" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence North 89°25'50" West, a distance of 15.00 feet to a point on a line which is parallel with and 55.00 feet Westerly, as measured at right angles from the East line of the Northeast Quarter of said section 13, said line also being the Westerly right-of-way line of 67th Avenue;

Thence North 00°34'10" East, along said parallel line and right-of-way line, a distance of 8.00 feet;

Thence departing said parallel line, South 89°25'50" East, a distance of 15.00 feet;

Thence South 00°34'10" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 120 Square feet.

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence North 00°34'10" East, along the East line of the Northeast Quarter of said Section 13, a distance of 1136.26 feet;

Thence departing said East line, North 89°26'24" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence North 89°25'50" West, a distance of 5.47 feet;

Thence North 00°34'10" East, a distance of 8.00 feet;

Thence South 89°25'50" East, a distance of 5.47 feet;

Thence South 00°34'10" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 44 Square feet .

Together with:

Commencing at the East Quarter corner of said Section 13;

Thence North 00°34'10" East, along the East line of the Northeast Quarter of said Section 13, a distance of 1244.32 feet;

Thence departing said East line, North 89°26'24" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence North 44°25'50" West, a distance of 21.21 feet to a point on a line which is parallel with and 55.00 feet Westerly, as measured at right angles from the East line of the Northeast Quarter of said Section 13, said line also being the Westerly right-of-way line of 67th Avenue;

Thence North 00°34'10" East, along said parallel line and right-of-way line, a distance of 11.31 feet;

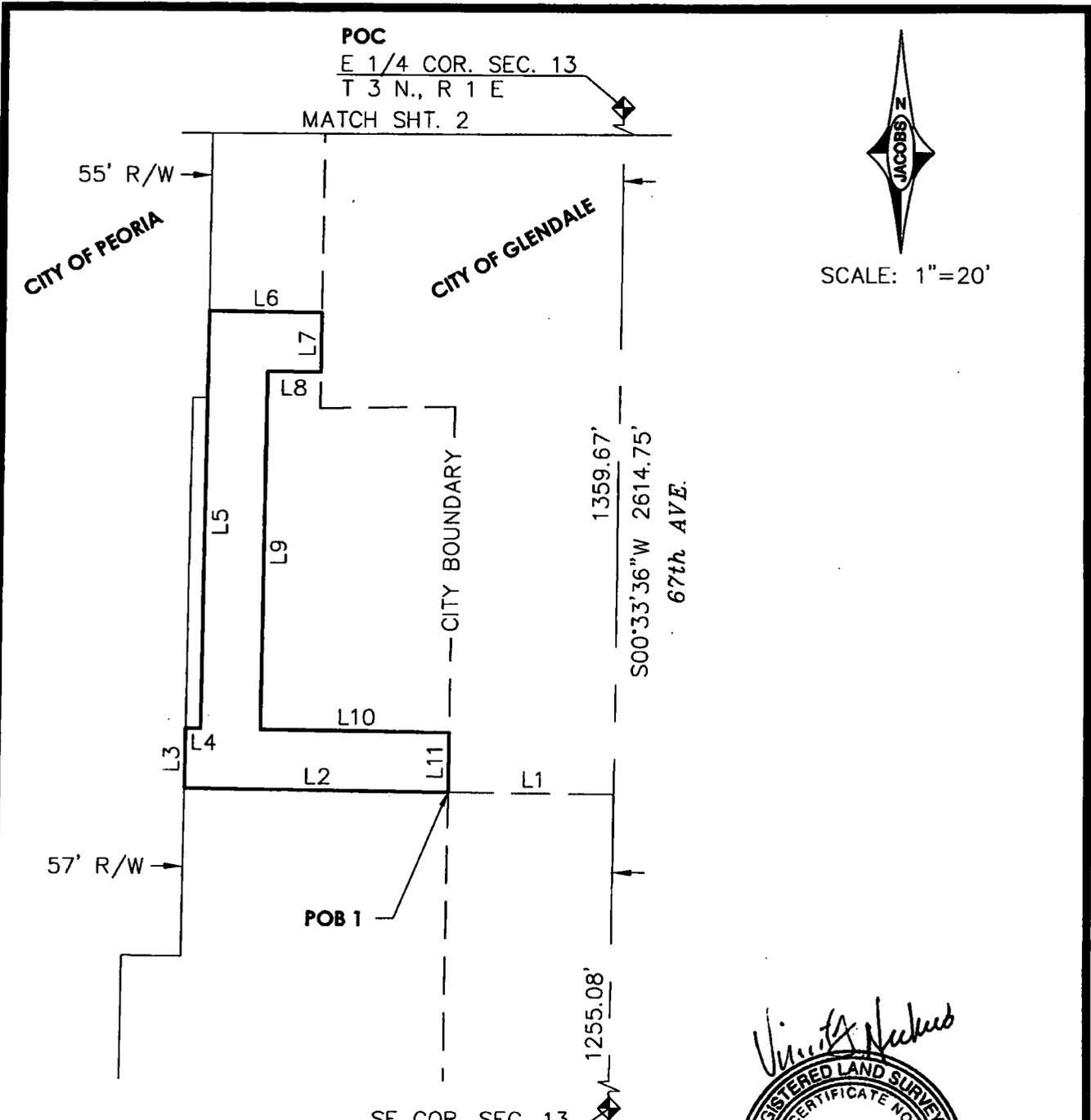
Thence departing said parallel line, South 44°25'50" East, a distance of 21.21 feet;

Thence South 00°34'10" West, a distance of 11.31 feet to the **POINT OF BEGINNING**;

Containing 170 Square feet.

Total containing 1,560 Square feet or 0.04 acre more or less.





SCALE: 1"=20'

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 784 S.F. 0.02 AC.

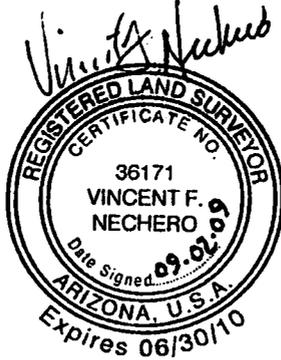
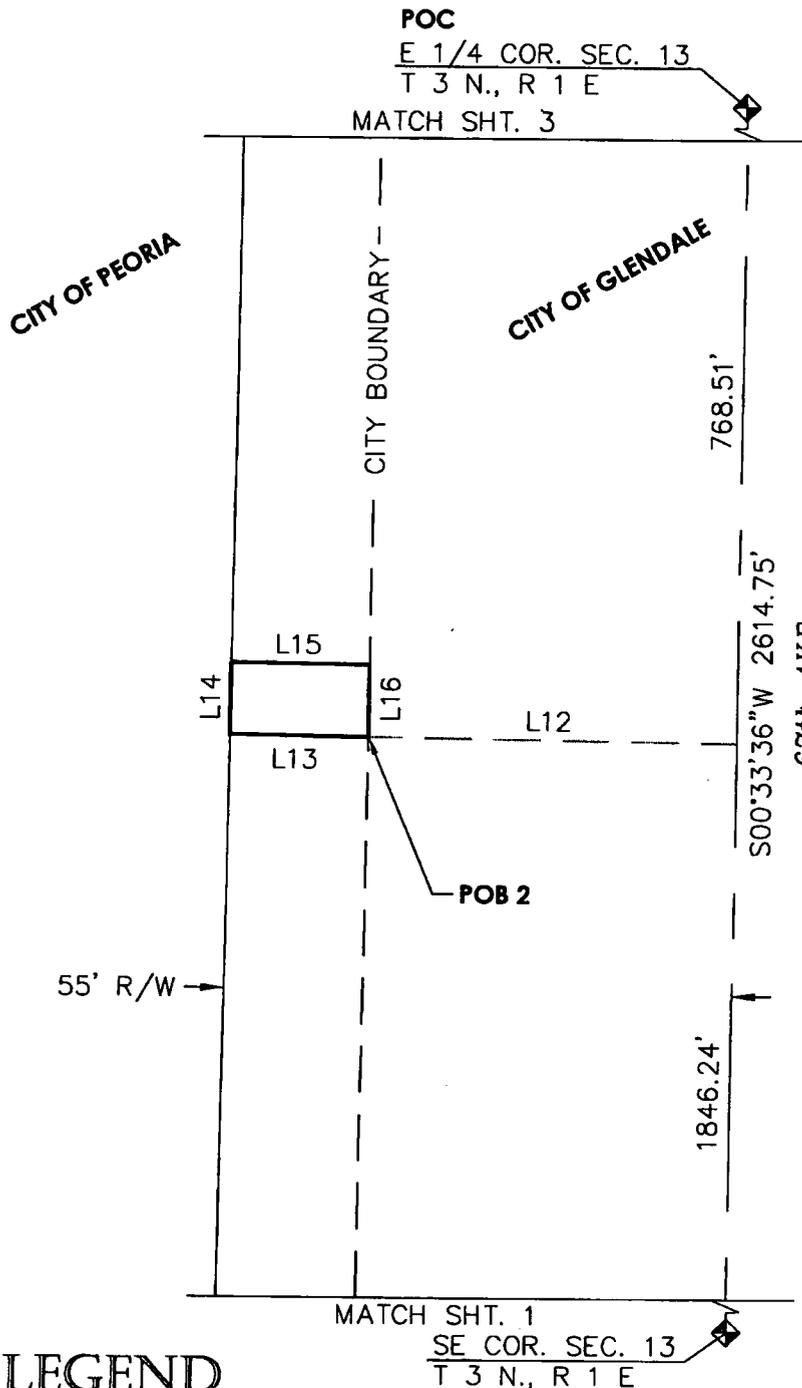


EXHIBIT A
SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200



SCALE: 1"=20'

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 120 S.F.



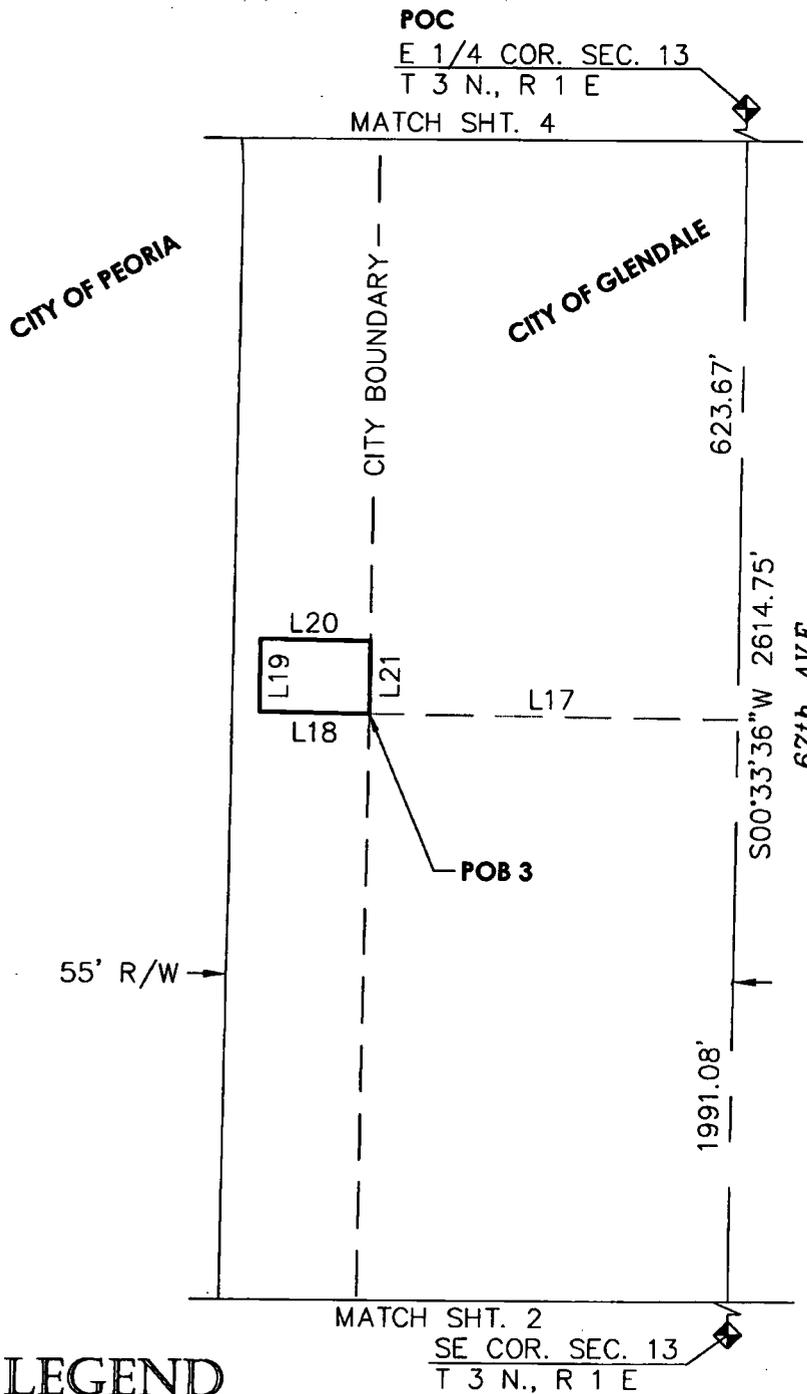
SHEET 2 OF 9

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200



SCALE: 1"=20'

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 96 S.F.



SHEET 3 OF 9

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

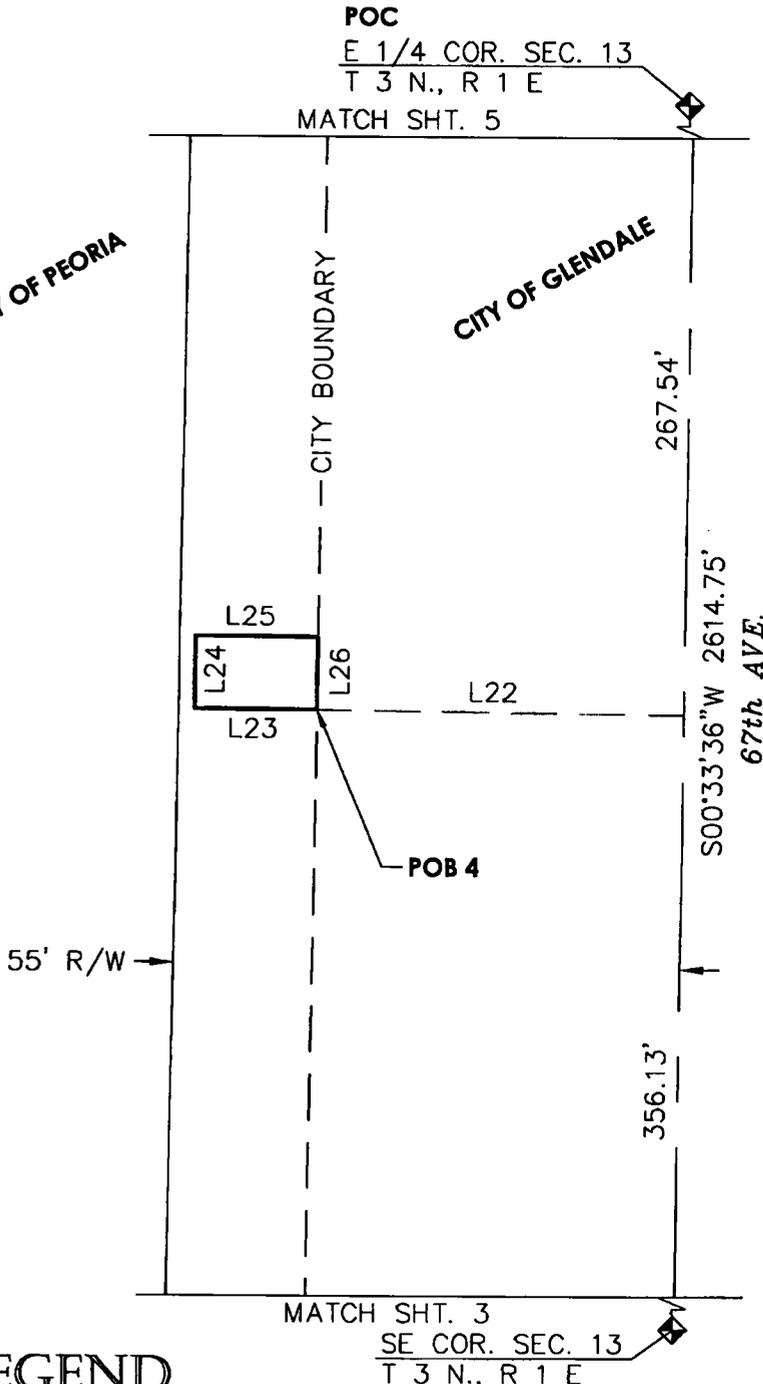
JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

CITY OF PEORIA

CITY OF GLENDALE



SCALE: 1"=20'



LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 106 S.F.



EXHIBIT A
SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

CITY OF PEORIA

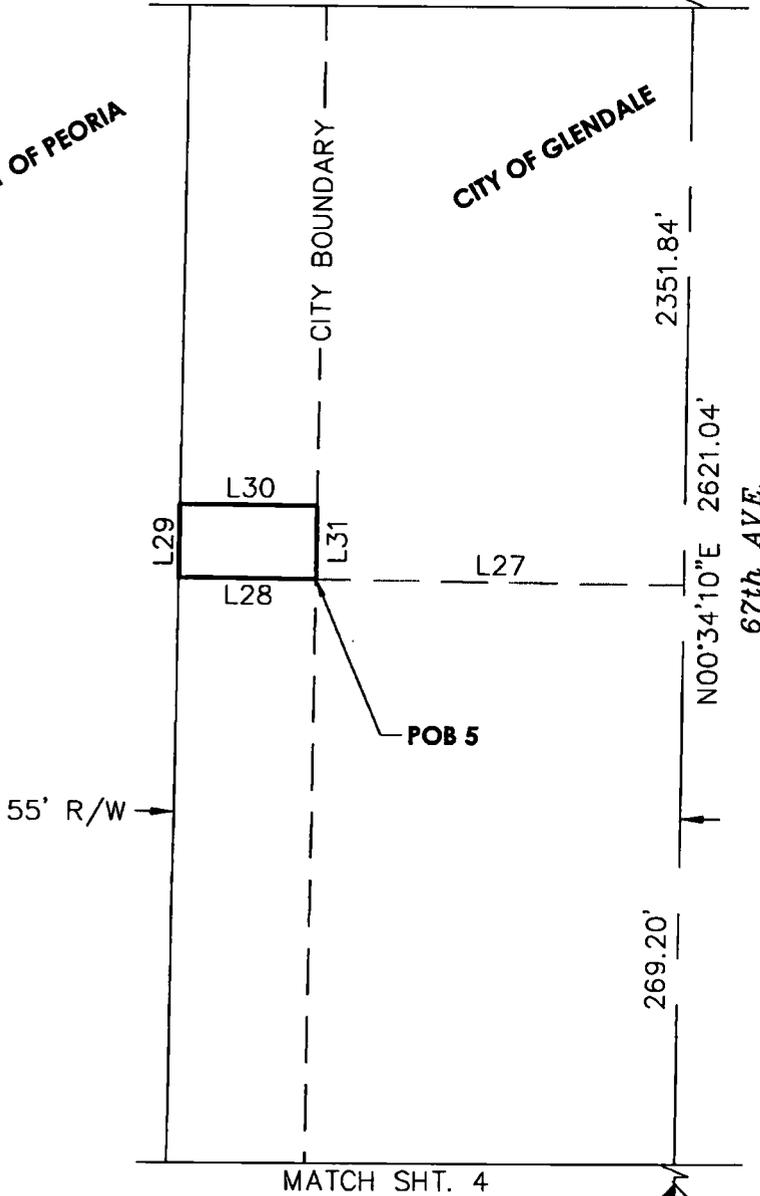
CITY OF GLENDALE

NE COR. SEC. 13
T 3 N., R 1 E

MATCH SHT. 6



SCALE: 1"=20'



MATCH SHT. 4

POC

E 1/4 COR. SEC. 13
T 3 N., R 1 E

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 120 S.F.



SHEET 5 OF 9

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

CITY OF PEORIA

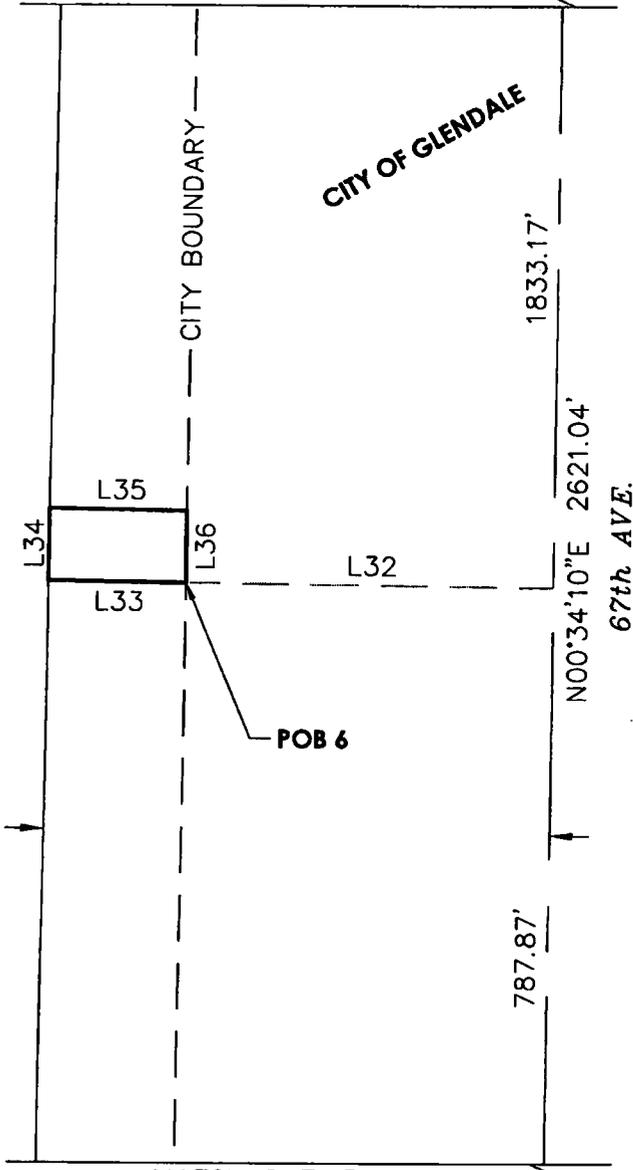
CITY OF GLENDALE

NE COR. SEC. 13
T 3 N., R 1 E

MATCH SHT. 7



SCALE: 1"=20'



MATCH SHT. 5

POC

E 1/4 COR. SEC. 13
T 3 N., R 1 E

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 120 S.F.



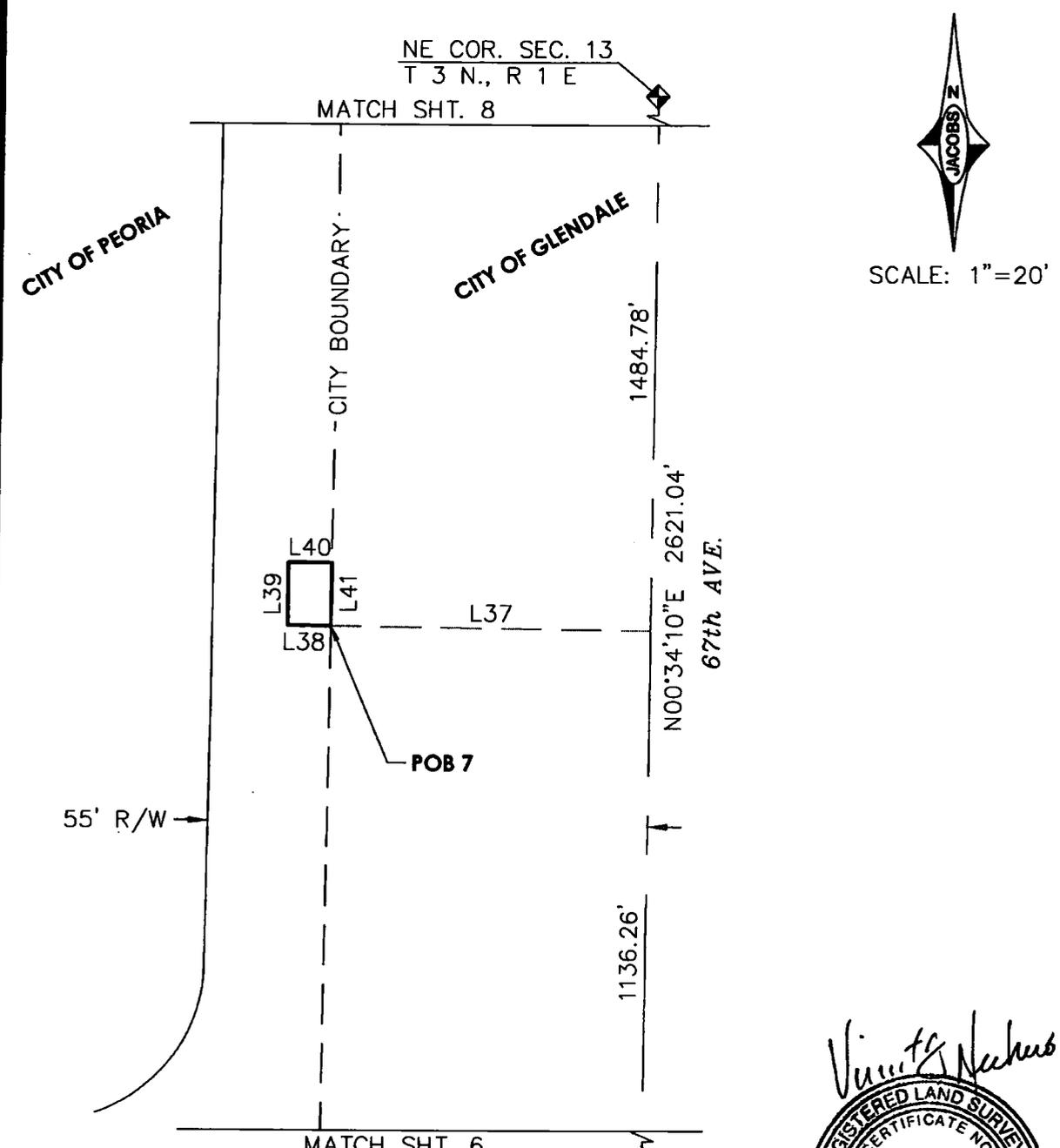
SHEET 6 OF 9

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200



LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 44 S.F.



EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

SHEET 7 OF 9
JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

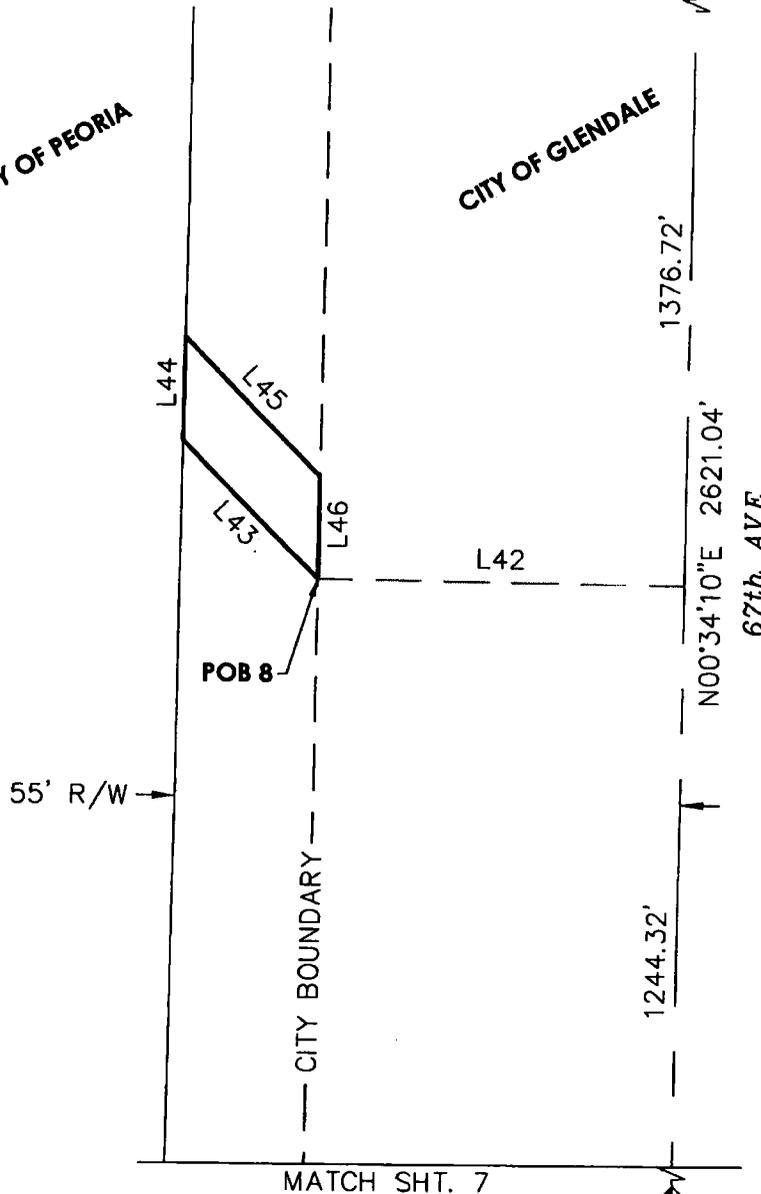


SCALE: 1"=20'

CITY OF PEORIA

CITY OF GLENDALE

NE COR. SEC. 13
T 3 N., R 1 E

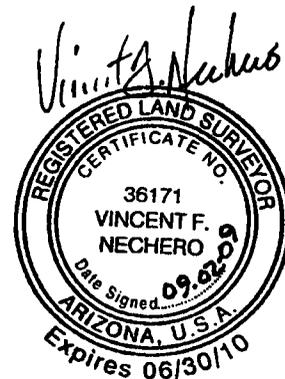


LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING

AREA = 170 S.F.

MATCH SHT. 7
POC
E 1/4 COR. SEC. 13
T 3 N., R 1 E



SHEET 8 OF 9

EXHIBIT A

SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

LINE TABLE		
LINE	DISTANCE	BEARING
L1	22.00	N89°26'24"W
L2	35.00	N89°26'24"W
L3	8.00	N00°33'36"E
L4	2.00	S89°26'24"E
L5	56.06	N00°33'36"E
L6	15.00	S89°26'24"E
L7	8.00	S00°33'36"W
L8	7.00	N89°26'24"W
L9	48.06	S00°33'36"W
L10	25.00	S89°26'24"E
L11	8.00	S00°33'36"W
L12	40.00	N89°26'24"W
L13	15.00	N89°26'24"W
L14	8.00	N00°33'36"E
L15	15.00	S89°26'24"E
L16	8.00	S00°33'36"W
L17	40.00	N89°26'24"W
L18	12.00	N89°26'24"W
L19	8.00	N00°33'36"E
L20	12.00	S89°26'24"E
L21	8.00	S00°33'36"W
L22	40.00	N89°26'24"W
L23	13.25	N89°26'24"W
L24	8.00	N00°33'36"E
L25	13.25	S89°26'24"E
L26	8.00	S00°33'36"W

LINE TABLE		
LINE	DISTANCE	BEARING
L27	40.00	N89°25'50"W
L28	15.00	N89°25'50"W
L29	8.00	N00°34'10"E
L30	15.00	S89°25'50"E
L31	8.00	S00°34'10"W
L32	40.00	N89°25'50"W
L33	15.00	N89°25'50"W
L34	8.00	N00°34'10"E
L35	15.00	S89°25'50"E
L36	8.00	S00°34'10"W
L37	40.00	N89°25'50"W
L38	5.47	N89°25'50"W
L39	8.00	N00°34'10"E
L40	5.47	S89°25'50"E
L41	8.00	S00°34'10"W
L42	40.00	N89°25'50"W
L43	21.21	N44°25'50"W
L44	11.31	N00°34'10"E
L45	21.21	S44°25'50"E
L46	11.31	S00°34'10"W



EXHIBIT A
SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5401
DATE: 8-19-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200

WHEN RECORDED MAIL TO:

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

POWER DISTRIBUTION EASEMENT

Maricopa County
67th Ave: Thunderbird to Redfield
SE4 Sec. 12 T3N R1E

Agt. MNT
Job # KJ2-5403
W MNT c JRS

**THE CITY OF PEORIA,
A 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 Section 12, Township 3 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Easement Parcel:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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.

THE REMAINDER OF THIS PAGE LEFT INTENTIONALLY BLANK

IN WITNESS WHEREOF, THE CITY OF PEORIA, an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s) this _____ day of _____, 20____.

THE CITY OF PEORIA,
an Arizona municipal corporation,

By: Carl Swenson

Its: City Manager

APPROVED AS TO FORM:

ATTEST:

Stephen M. Kemp,
City Attorney for the City of Peoria

Mary Jo Waddell, City Clerk

STATE OF ARIZONA)
) SS.
COUNTY OF Maricopa)

On this _____ day of _____, 20____, before me the undersigned, personally appeared _____, the _____, of THE CITY OF PEORIA, an Arizona municipal corporation, and such authorized representative acknowledged that this document was executed on behalf of the corporation for the purposes therein contained.

Notary Public

My Commission Expires:

(Notary Stamp/Seal)

Note: This instrument is exempt from the real estate transfer fee and affidavit of legal value required under A.R.S. Sections 11-1132 and 11-1133 pursuant to the exemptions set forth in A.R.S. Sections 11-1134(A)(2) and (A)(3).

EXHIBIT "A"
LEGAL DESCRIPTION
FOR
SRP ELECTRIC DISTRIBUTION LINE EASEMENT

A Portion of Section 12, Township 3 North, Range 1 East, Gila and Salt River Meridian, Maricopa County, Arizona. Described as follows:

Commencing at the Southeast corner of said Section 12, from which the East Quarter corner of said Section 12 bears North 00°31'56" East, a distance of 2620.07 feet;

Thence North 00°31'56" East, along the East line of the Southeast Quarter of said Section 12, a distance of 545.71 feet;

Thence departing said East line, North 89°28'04" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence continuing North 89°28'04" West, a distance of 25.00 feet to a point on a line which is parallel with and 65.00 feet Westerly, as measured at right angles from the East line of the Southeast Quarter of said Section 12, said line also being the Westerly right-of-way of 67th Avenue;

Thence North 00°31'56" East, along said parallel line and right-of-way, a distance of 8.00 feet;

Thence departing said parallel line, South 89°28'04" East, a distance of 25.00 feet;

Thence South 00°31'56" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 200 square feet.

Together with:

Commencing at said Southeast corner of said Section 12;

Thence North 00°31'56" East, along the East line of the Southeast Quarter of said Section 12, a distance of 1009.21 feet;

Thence departing said East line, North 89°28'04" West, a distance of 40.00 feet to the **POINT OF BEGINNING**;

Thence continuing North 89°28'04" West, a distance of 15.32 feet to the said Westerly right-of-way line of 67th Avenue and the beginning of a 12.00 foot radius non-tangent curve from which radius point bears South 77°22'20" West;

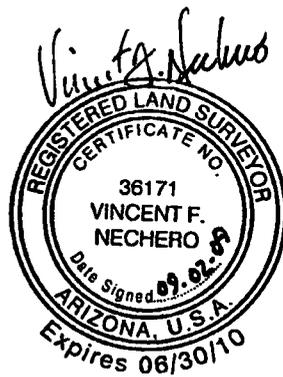
Thence Northwesterly along said curve, through a central angle of 50°15'49", an arc length of 10.53 feet;

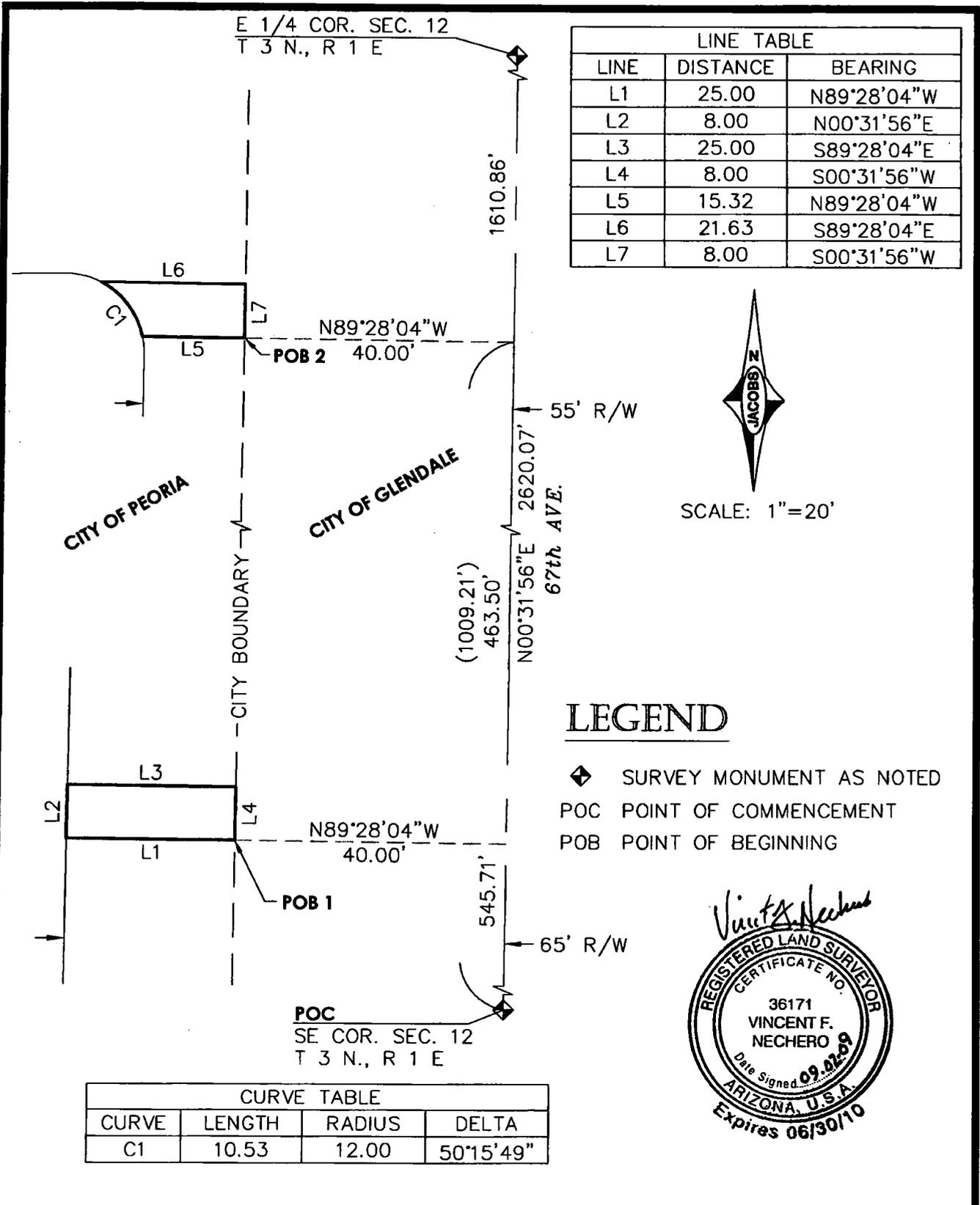
Thence South 89°28'04" East, a distance of 21.63 feet;

Thence South 00°31'56" West, a distance of 8.00 feet to the **POINT OF BEGINNING**;

Containing 140 square feet.

Total Containing 340 square feet total.





LINE TABLE		
LINE	DISTANCE	BEARING
L1	25.00	N89°28'04"W
L2	8.00	N00°31'56"E
L3	25.00	S89°28'04"E
L4	8.00	S00°31'56"W
L5	15.32	N89°28'04"W
L6	21.63	S89°28'04"E
L7	8.00	S00°31'56"W

CURVE TABLE			
CURVE	LENGTH	RADIUS	DELTA
C1	10.53	12.00	50°15'49"



SCALE: 1"=20'

LEGEND

- ◆ SURVEY MONUMENT AS NOTED
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING



AREA = 340.00 S.F.

SHEET 1 OF 1

EXHIBIT A
SRP ELECTRIC DISTRIBUTION LINE EASEMENT
EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

JOB NO: KJ2-5403
DATE: 8-18-09
DRAWN BY: MHR
CHECKED BY: VFN

JACOBS
101 NORTH 1st AVE.
PHOENIX, AZ 85003
(602) 253-1200