CITY CLERK
ORIGINAL

C-7875
12/13/2011

WHEN RECORDED MAIL TO:

SALT RIVER PROJECT
Land Department/PAB400
P. O. Box 52025
Phoenix, Arizona 85072-2025

POWER DISTRIBUTION EASEMENT

Maricopa County
148-03-008L and 008V & Intersection of 43rd Ave and Peoria Ave
SE ¼ SEC 21,T3N, R2E
NE ¼ SEC 28, T3N, R2E

Agt. KB
Job # KJ2-687
W KB C WLG

CITY OF GLENDALE, an Arizona municipal corporation,

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

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

Grantor's Property #1:

A portion of road right of way situated in Southeast quarter of Section 21, Township 3 North, Range 2 East and a portion of land located in the Northeast quarter of Section 28, Township 3 North, Range 2 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, as conveyed in the recorded HAPPY VILLAGE MALL, according to the Book 213 of Maps, Page 43, records of Maricopa County.

Grantor's Property #2:

That part a parcel conveyed to the City of Glendale situated in a portion of the Southeast quarter of the Southeast quarter of Section 21, Township 3 North, Range 2 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, lying South and West of the Arizona Canal Right of Way; as conveyed in Docket 9204 Page 821, Records of Maricopa County, Arizona and as conveyed in Special Warranty Deed #2007-0145918, Official Records of Maricopa County, Arizona.

Easement Parcel:

Said easement being a strip of land 8.00 feet in width, lying 4.00 feet on each side of the line described as "CENTERLINE OF 8' EASEMENT" delineated on Exhibit "A" (43RD AVE / PEORIA, SRP Job No. KJ2-687), prepared by Salt River Project A.I. & Power District, dated 09-22-11, said Exhibit "A" attached hereto and made a part hereof. Said easement ALSO to include the equipment pad area as described and/or depicted on said Exhibit "A".

EXCEPTING therefrom, any portion of the Easement described herein that falls outside of the above-described Grantor's Property.

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.

By accepting this easement, Grantee agrees to restore the surface of the Easement Parcel upon completion of the initial installation and any subsequent construction, reconstruction, repair or maintenance work that may be required.

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, **CITY OF GLENDALE,** an Arizona municipal corporation, has caused its name to be executed by its duly authorized representative(s), this 13th day of December, 2011.

CITY OF GLENDALE, an Arizona municipal corporation

Horatio Skeete for

Ed Beasley, City Manager

APPROVED AS TO FORM:

Craig Tindall, City Attorney

ATTEST:

Pamela Hanna, City Clerk

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

The foregoing instrument was acknowledged before me this 15th day of December, 2011, by Horatio Skeete, for Ed Beasley, City Manager for the **CITY OF GLENDALE**, an Arizona municipal corporation of the State of Arizona, on behalf of the corporation for the purposes therein contained.

Notary Public

My Commission Expires:

November 14, 2015

ALICIA MULLER
Notary Public - State of Arizona
MARICOPA COUNTY
My Commission Expires
November 14, 2015

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).

City of Glendale

Exhibit "A"

An underground electrical easement, 8.00 feet in width, 4.00 feet on each side of the following described centerline, located in a portion of Sections 21 and 28, Township 3 North, Range 2 East, Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows;

Commencing at the Northeast corner of said Section 28, a brass cap flush, from which the North Quarter corner of said Section 28, a brass cap in hand hole, bears North 89 degrees 51 minutes 31 seconds West (NAD83 basis of bearings), a distance of 2633.90 feet;

thence along the north line of said Section 28, North 89 degrees 51 minutes 31 seconds West, a distance of 120.43 feet to the **Point of Beginning** and Point "A";

thence departing said north line, North 00 degrees 36 minutes 36 seconds West, a distance of 38.01 feet;

thence North 30 degrees 09 minutes 39 seconds West, a distance of 5.83 feet to Point "B";

thence continuing, North 30 degrees 09 minutes 39 seconds West, a distance of 2.28 feet to the north line of the south 45 feet of said Section 21;

thence continuing, North 30 degrees 09 minutes 39 seconds West, a distance of 0.78 feet;

thence North 14 degrees 25 minutes 42 seconds East, a distance of 2.58 feet to the northeast line of a parcel of land described in Docket 2007-0145918 Maricopa County Records (MCR) and a point of terminus;

Also from "Point B", South 80 degrees 06 minutes 10 seconds West, a distance of 9.90 feet;

thence North 89 degrees 48 minutes 22 seconds West, a distance of 91.93 feet;

thence North 84 degrees 58 minutes 18 seconds West, a distance of 39.66 feet to Point "C";

thence North 01 degrees 11 minutes 16 seconds West, a distance of 1.21 feet to a point of terminus at the center of a 4.17 foot x 6.33 foot equipment pad to be included in this easement;

Also from "Point C", South 01 degrees 11 minutes 16 seconds East, a distance of 3.13 feet;

thence North 89 degrees 42 minutes 07 seconds West, a distance of 43.65 feet;

thence South 76 degrees 53 minutes 15 seconds West, a distance of 9.84 feet to an existing power pole and a point of terminus;

Also from Point "A", departing said north line of Section 28, South 00 degrees 36 minutes 36 seconds East, a distance of 44.05 feet;

thence North 89 degrees 44 minutes 50 seconds East, a distance of 28.76 feet;

thence South 80 degrees 28 minutes 05 seconds East, a distance of 9.04 feet;

thence South 50 degrees 08 minutes 41 seconds East, a distance of 34.85 feet;

thence South 36 degrees 29 minutes 25 seconds East, a distance of 15.32;

thence North 89 degrees 31 minutes 47 seconds East, a distance of 2.54 feet to the window of an existing 3 foot by 5 foot equipment pad to be included in the easement;

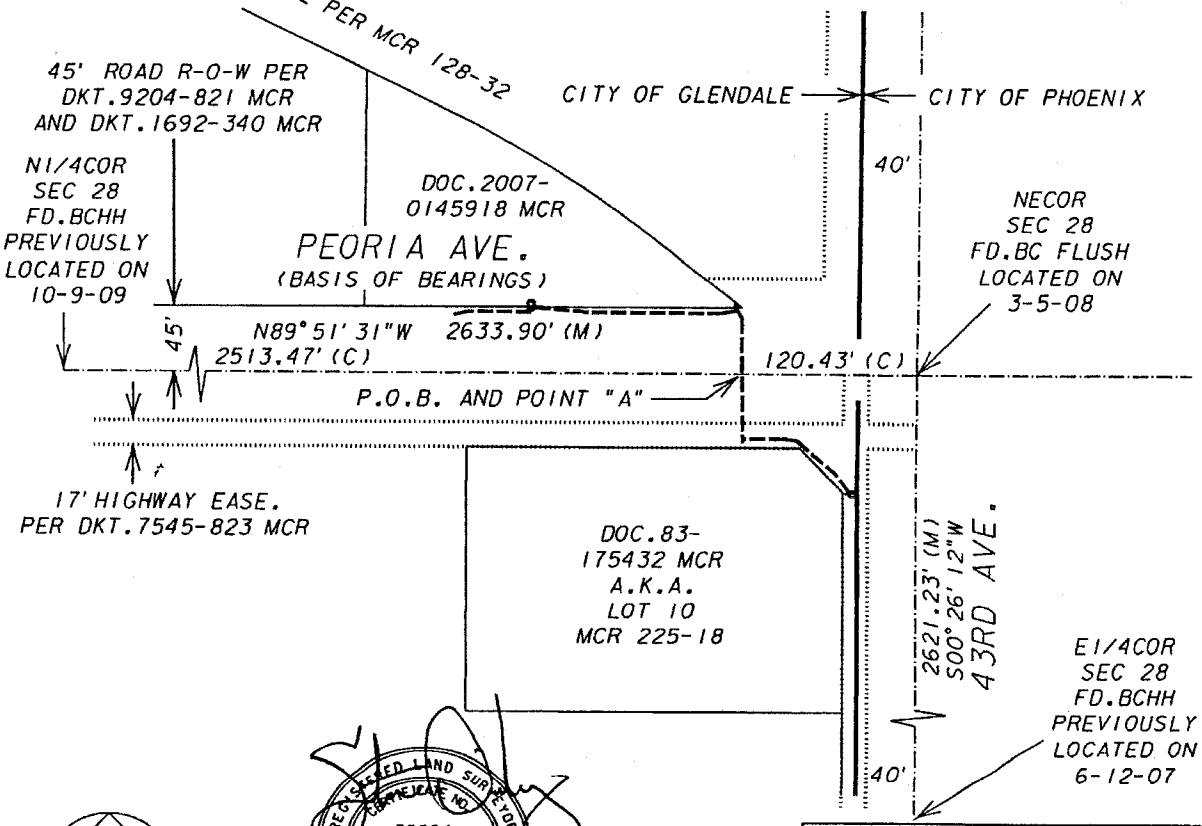
thence continuing North 89 degrees 31 minutes 47 seconds East, a distance of 3.27 feet to the west line of the east 40 feet of said Section 28 and the point of terminus of this description.

END OF DESCRIPTION

REGISTERED LAND SURVEYOR
CERTIFICATE NO.
32224
STAN
DICKEY
Date Signed 9/22/11
ARIZONA, U.S.A.

REGISTRATION
EXPIRES: 03-31-13

EXHIBIT "A"



REGISTERED LAND SURVEYOR
CERTIFICATE NO.
32224
STAN
DICKEY
Date Signed 9/22/11
ARIZONA, U.S.A.

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EXPIRES: 03-31-13

NOTE: THIS EXHIBIT IS INTENDED TO ACCOMPANY AN EASEMENT. ALL PARCELS SHOWN WERE PLOTTED FROM RECORD INFORMATION, AND NO ATTEMPT HAS BEEN MADE TO VERIFY THE LOCATION OF ANY BOUNDARIES SHOWN. THIS IS NOT AN ARIZONA BOUNDARY SURVEY.
EQUIPMENT PAD(S) ARE A PART OF THE EASEMENT UNLESS OTHERWISE NOTED.

CAUTION

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

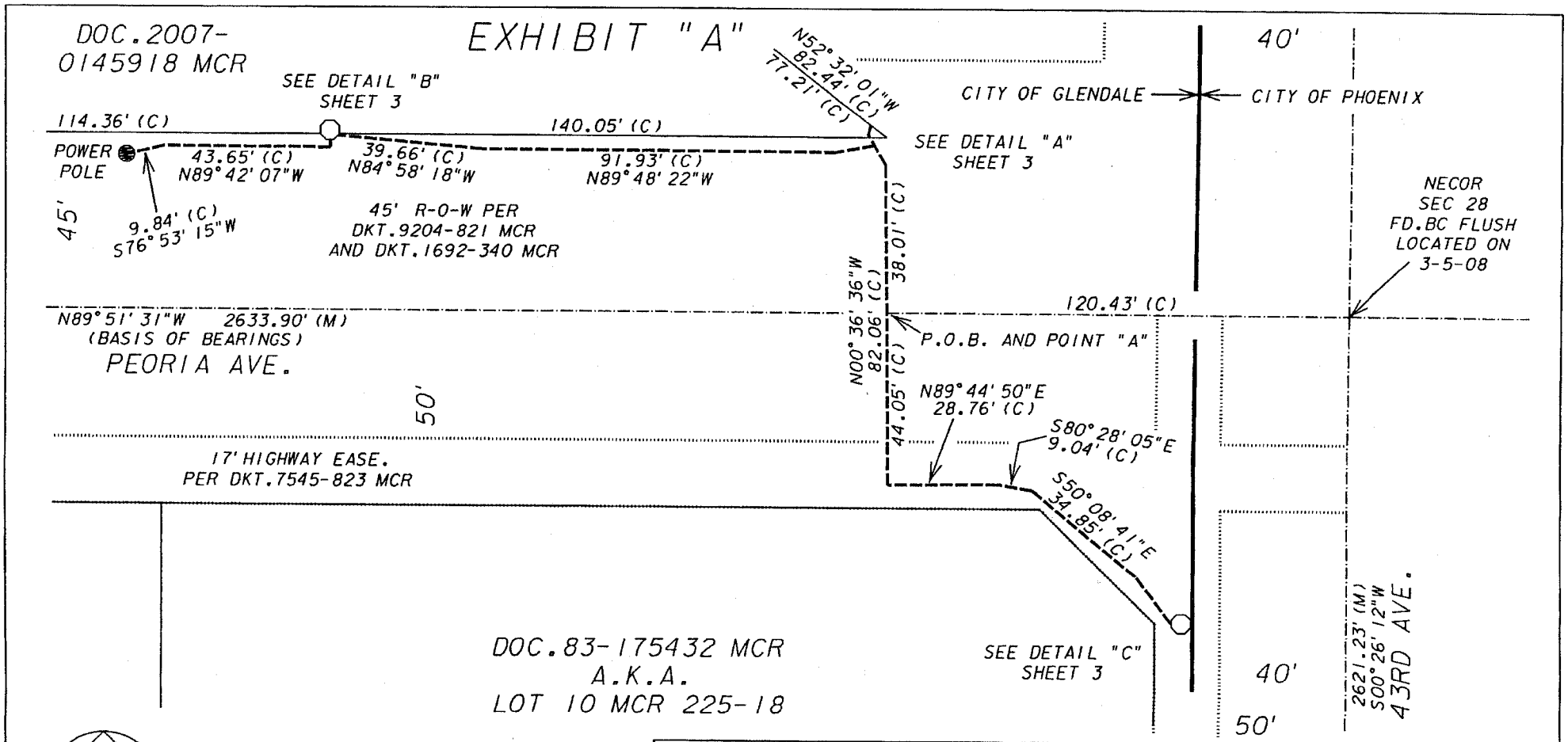
LEGEND

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

- SECTION AND CENTERLINE
- PROPERTY LINE
- ROAD EASEMENTS
- CENTERLINE OF 8' EASEMENT
- EQUIPMENT PAD

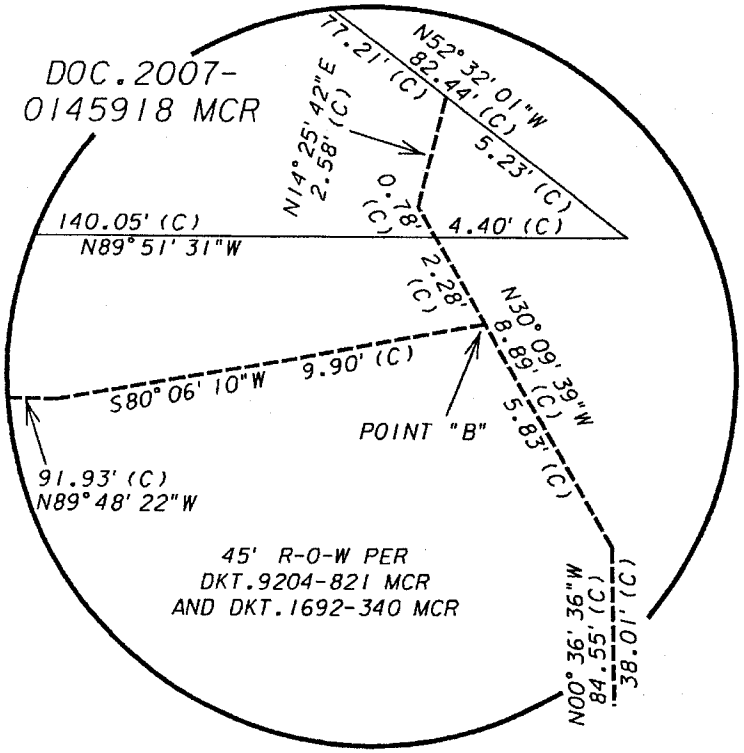
SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT	SRP JOB NO. RAD-2112-155 PRIOR JOB #'S KJ2-687 / JJ6-40001(5)
43RD AVE / PEORIA SE1/4, SEC21, T3N, R2E AND NE1/4, SEC28, T3N, R2E MARICOPA COUNTY, ARIZONA UNDERGROUND ELECTRIC POWER LINE R-O-W	DESIGNED T.RINN DATE 9-22-11 DRAWN G.GREEN CHECKED BY: GM AGENT K.BOCKMANN APPROVED: SCALE 1" = 100' SHEET 1 OF 3

EXHIBIT "A"

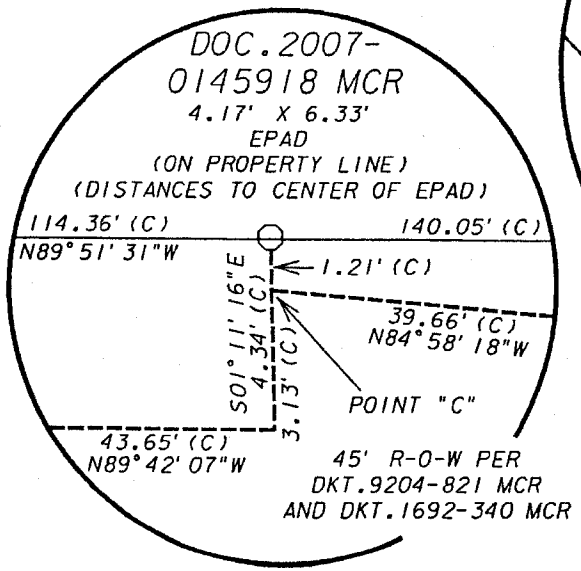


SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT	SRP JOB NO. RAD-2112-155 PRIOR JOB #'S KJ2-687 / JJ6-40001(5)
43RD AVE / PEORIA SE1/4, SEC21, T3N, R2E AND NE1/4, SEC28, T3N, R2E MARICOPA COUNTY, ARIZONA UNDERGROUND ELECTRIC POWER LINE R-O-W	DESIGNED T.RINN DATE 9-22-11 DRAWN G.GREEN CHECKED BY: GM AGENT K.BOCKMANN APPROVED: SCALE 1" = 30' SHEET 2 OF 3

EXHIBIT "A"



DETAIL "A"
N.T.S.



DETAIL "B"
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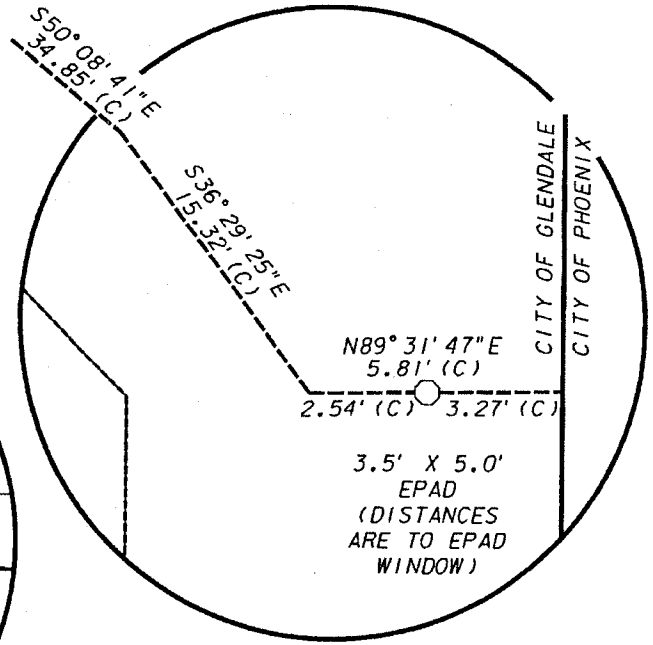
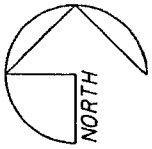


DETAIL "C"
N.T.S.



NOT TO SCALE

SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT	SRP JOB NO. RAD-2112-155 PRIOR JOB #'S KJ2-687 / JJ6-40001(5)
43RD AVE / PEORIA SE1/4, SEC21, T3N, R2E AND NE1/4, SEC28, T3N, R2E MARICOPA COUNTY, ARIZONA UNDERGROUND ELECTRIC POWER LINE R-O-W	DESIGNED T.RINN DATE 9-22-11 DRAWN G.GREEN CHECKED BY: GM AGENT K.BOCKMANN APPROVED: SCALE N.T.S. SHEET 3 OF 3

GRANT TO SALT RIVER PROJECT POWER DISTRIBUTION EASEMENT AT 43RD AND PEORIA AVENUES

GLENDALE