

# A4  
JAN 10 2013

ORDINANCE NO. 4409

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, TO AUTHORIZE AND APPROVE GRANTING A POWER DISTRIBUTION EASEMENT AT NO COST TO SALT RIVER PROJECT (SRP) FOR THE APPLEBY WELL SITE AT THE NORTHEAST CORNER OF PINALENO DRIVE AND THE APPLEBY ROAD ALIGNMENT, IN CHANDLER, ARIZONA. IN CHANDLER, ARIZONA.

WHEREAS, the City of Chandler is installing a well at the northeast corner of Pinaleno Drive and the Appleby Road alignment that requires power to operate; and

WHEREAS, In order to provide power to the well site, Salt River Project requires an easement over City owned property; and

WHEREAS, the City of Chandler is willing to grant the easement at no cost to Salt River Project as it benefits a City project and the Public.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. That the City Council of the City of Chandler, Arizona authorizes and approves the granting of a power easement at no cost to Salt River Project, through, over, under and across that certain property described and depicted in Exhibit "A" attached hereto and made a part hereof by this reference.

Section 2. That the granting of said power distribution easement shall be in a form approved by the City Attorney.

Section 3. That the Mayor of the City of Chandler, Arizona, is hereby authorized to execute the easement and this Ordinance on behalf of the City.

INTRODUCED AND TENTATIVELY APPROVED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

PASSED AND ADOPTED by the City Council this \_\_\_\_\_ day of  
\_\_\_\_\_,  
201\_\_.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

### CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4409 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_, and that a quorum was present thereat.

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY GAB

**WHEN RECORDED MAIL TO:**

**SALT RIVER PROJECT**

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

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**POWER DISTRIBUTION EASEMENT**

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Maricopa County  
Parcel# 304-73-190  
Northeast ¼, Section 18, T02S, R06E

Agt. WCB  
Job# KEP-156  
Amp# 81233065

W CB C WCB *10/17/12*

**CITY OF CHANDLER,  
an Arizona Municipal Corporation,**

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

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

**Grantor's Property:**

A portion of land being part of the Northeast quarter of Section 18, Township 02 South, Range 06 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described in that certain SPECIAL WARRANTY DEED, Document No. 2008-0370728, records of Maricopa County, Arizona.

**Easement Parcel:**

Said easement being 8.00 feet in width, lying 4.00 feet on each side of the following described centerline:

**COMMENCING** at the Southwest corner of the above described Grantor's Property; thence North 89 degrees 51 minutes 52 seconds East along the South line of said Grantor's Property a distance of 8.00 feet; thence North 00 degrees 08 minutes 08 seconds West a distance of 16.55 feet to the **POINT OF BEGINNING** of the herein described easement; South 89 degrees 18 minutes 29 seconds East a distance of 2.15 feet; to the West edge of an existing equipment pad area, said area being a part of this easement and therein terminating.

**REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK**

**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.

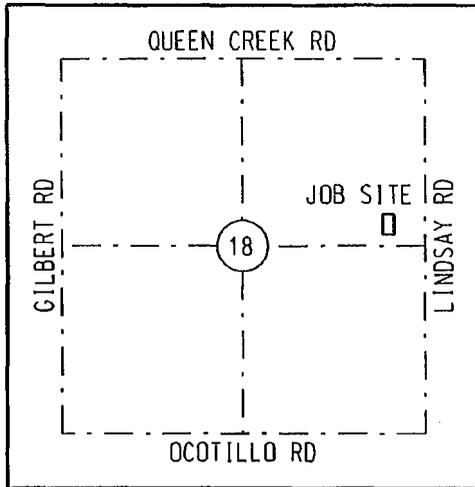
Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

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.



# EXHIBIT "A"



VICINITY MAP (N.T.S.)  
T2S R6E  
G&SRM



## ABBREVIATION TABLE

|        |                          |
|--------|--------------------------|
| BCF    | BRASS CAP FLUSH          |
| C      | CALCULATED               |
| EPAD   | EQUIPMENT PAD            |
| FND    | FOUND                    |
| M.C.R. | MARICOPA COUNTY RECORDER |
| APN    | ASSESSOR PARCEL NUMBER   |
| PUE    | PUBLIC UTILITY EASEMENT  |
| M      | MEASURED                 |
| R      | RECORDED                 |
| LVI    | LAST VISUAL INSPECTION   |
| NTS    | NOT TO SCALE             |

## LEGEND

|       |   |
|-------|---|
| ----- | SECTION AND CENTERLINE  |
| ————— | PROPERTY LINE   |
| ----- | CENTERLINE OF 8' EASEMENT   |
| ----- | EXISTING EASEMENT   |
| ◆     | SECTION CORNER AS NOTED   |
| ○     | EQUIPMENT PAD - 8'x8'<br>UNLESS OTHERWISE NOTED<br>ARE PART OF THE EASEMENT |

UNDERGROUND ELECTRIC POWER LINE RIGHT-OF-WAY MARICOPA COUNTY, ARIZONA

## CAUTION

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

## NOTES

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.

ALL ELECTRIC LINES SHOWN ARE MEASURED TO THE WINDOW OF THE EQUIPMENT PAD UNLESS OTHERWISE NOTED.

SALT RIVER PROJECT  
AGRICULTURAL IMPROVEMENT & POWER DISTRICT

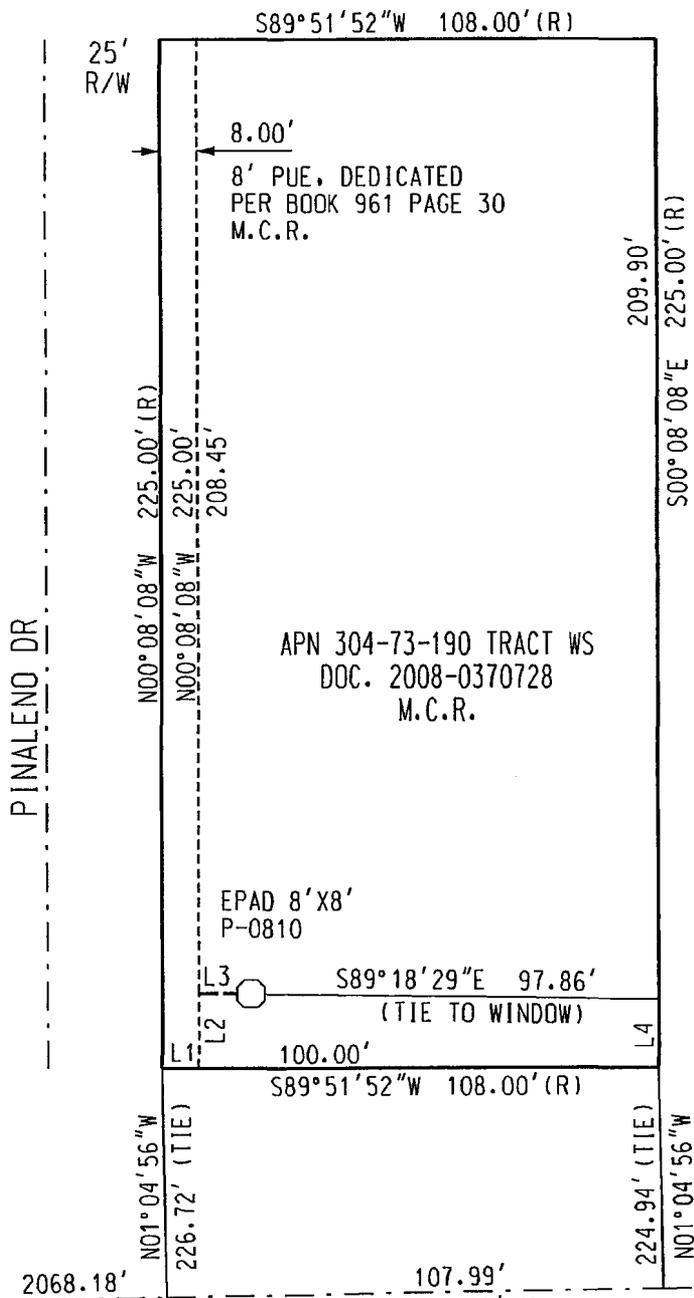


SURVEY DIVISION  
LAND DEPARTMENT

|                          |                            |
|--------------------------|----------------------------|
| SRP JOB NUMBER: KEP-156  | SCALE: NTS                 |
| AMP W/O NUMBER: 81233065 | SHEET: 1 OF 2              |
| AGENT: C.BRAMWELL        | SHEET SIZE: 8.5"x11"       |
| DRAWN: J.GREIFE          | REVISION: 09/10/12         |
| CHECKED BY: JJR          | CREW CHIEF: SELVEY         |
| DATE: OCT. 15, 2012      | FIELD DATE: SEPT. 27, 2012 |

APPLEBY WELL WA0808-201  
NE 1/4, SECTION 18  
T.2 S., R.6 E  
30.8 EAST - 8.4 NORTH

# EXHIBIT "A"



APN 304-73-190 TRACT WS  
DOC. 2008-0370728  
M.C.R.

| LINE TABLE |             |          |
|------------|-------------|----------|
| LINE       | BEARING     | DISTANCE |
| L1         | S89°51'52"W | 8.00'    |
| L2         | N00°08'08"W | 16.55'   |
| L3         | S89°18'29"E | 2.15'    |
| L4         | S00°08'08"E | 15.10'   |

BASIS OF BEARINGS NAD 83  
ARIZONA STATE PLANE  
COORDINATE SYSTEM ZONE 202

CENTER CORNER  
 SEC 18, T2S, R6E  
 FND 1" IRON PIPE  
 (LVI 09/27/2012)
 

 N88°55'04"E 2659.52'(M)  
 APPLEBY RD (ALIGNMENT)  
 (BASIS OF BEARINGS)
 

 EAST 1/4 CORNER  
 SEC 18, T2S, R6E  
 FND TOWN OF GILBERT  
 BCF (LVI 12/02/2010)

|   |                             |   |
|---|-----------------------------|---|
| SALT RIVER PROJECT<br>AGRICULTURAL IMPROVEMENT & POWER DISTRICT |                             | SURVEY DIVISION<br>LAND DEPARTMENT  |
| SRP JOB NUMBER: KEP-156   | SCALE: NTS                  |   |
| AMP W/O NUMBER: 81233065  | SHEET: 2 OF 2               | APPLEBY WELL WA0808-201<br>NE 1/4, SECTION 18<br>T.2 S., R.6 E<br>30.8 EAST - 8.4 NORTH |
| AGENT: C.BRAMWELL   | SHEET SIZE: 8.5"x11"        |   |
| DRAWN: J.GREIFE   | REVISION: 0 <i>10/17/12</i> |   |
| CHECKED BY: <i>JGR</i>  | CREW CHIEF: SELVEY          |   |
| DATE: OCT. 15, 2012   | FIELD DATE: SEPT. 27, 2012  |   |