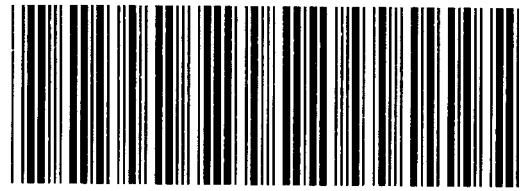


3



When Recorded Return To
City Clerk, City of Glendale
5850 W. Glendale Avenue
Glendale, Arizona 85301

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
2001-0780384 08/24/2001 10:30
ANN 3 OF 3

ORDINANCE # 2196

City of Glendale, Arizona

This Ordinance is being re-recorded to include an exhibit that was omitted on the first recording.

When Recorded Mail To:

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

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
2001-0646217 07/19/2001 11:41
ESPERANZA 4 OF 8

ORDINANCE NO. 2196 NEW SERIES

ELAINE M. SCRUGGS
MAYOR

ATTEST:

PAMELA OLIVEIRA
City Clerk

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

(SEAL)

APPROVED AS TO FORM:

RICK FLAAEN
City Attorney

I, the undersigned, Rose Day, being the duly appointed and qualified Deputy City Clerk of the City of Glendale, Maricopa County, Arizona certify that the foregoing Ordinance No. 2196 New Series is a true, correct, and accurate copy of Ordinance No. 2196 New Series, passed and adopted at a regular meeting of the Council of the City of Glendale, held on the 29th day of May, 2001, at which a quorum was present and voted in favor of said Ordinance.

REVIEWED BY:

MARTIN VANACOUR
City Manager

Given under my hand and seal this 12th day of July, 2001.


DEPUTY CITY CLERK

ORDINANCE NO. 2196 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN EASEMENT IN FAVOR OF ARIZONA PUBLIC SERVICE COMPANY TO INSTALL AND MAINTAIN UNDERGROUND ELECTRICAL POWER LINES AT SKUNK CREEK, NORTH OF BELL ROAD, IN GLENDALE, ARIZONA; 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 said document granting Arizona Public Service Company 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 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 Company 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 Company.

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.

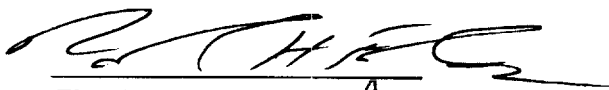
PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 29th day of May, 2001.


MAYOR

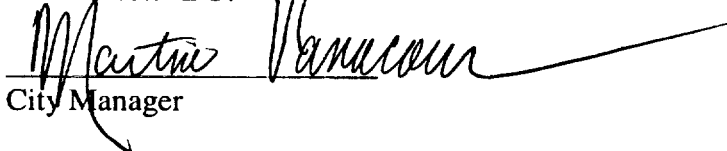
ATTEST:


City Clerk (SEAL)

APPROVED AS TO FORM:


City Attorney

REVIEWED BY:


City Manager

W-90448
SW-36-4N-1E
CRG

200-44-1U (MCR)

UTILITY EASEMENT

In consideration of One Dollar (\$1.00), the receipt of which is hereby acknowledged, **THE CITY OF GLENDALE**, an Arizona Municipal Corporation (hereinafter called "Grantor") do hereby grant and convey to **ARIZONA PUBLIC SERVICE COMPANY** (hereinafter called "Company"), its successors and assigns, an easement eight (8) feet in width 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:

A Tract of land located in the Southwest Quarter of Section 36, Township 4 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

Commencing at the Southwest corner of Section 36; thence South 89 degrees 48 minutes 22 seconds East along the South line of the Southwest quarter of Section 36, a distance of 2158.69 feet to the centerline of the Skunk Creek Channel Construction and Maintenance Easement as recorded in Docket 4734, Page 6, Maricopa County Recorder;

Thence continuing North 45 degrees 11 minutes 38 seconds East along the centerline of said easement, a distance of 77.78 feet to a point on the North right of way line of Bell Road as recorded in Book 14 of Road Maps, Page 63, said point being the TRUE POINT OF BEGINNING;

Thence continuing North 45 degrees 11 minutes 38 seconds East along the centerline of said easement, a distance of 15.60 feet to a point of curvature to the right; Thence along said curve to the right having a radius of 2291.83 feet, a central angle of 13 degrees 20 minutes 28 seconds, an arc distance of 533.64 feet to a point on the East line of the Southwest quarter of Section 36;

Thence South 00 degrees 11 minutes 40 seconds West along said East line, a distance of 196.80 feet to a point on the curved Southeasterly line of that Ingress and Egress recorded in Docket 4734 Page 6, records of Maricopa County Recorder, from which point a radial line bears South 40 degrees 37 minutes 31 seconds East;

Thence Southwesterly, along said curve, concave to the Southeast, having a radius of 2126.83 feet, a central angle of 6 degrees 18 minutes 36 seconds, and an arc length of 234.23 feet, to a point on the North right of way line of Bell Road, from which the a radial line bears South 40 degrees 37 minutes 31 seconds East;

Thence North 89 degrees 48 minutes 22 seconds West, along the North right of way line of Bell Road, a distance of 241.35 feet, to the POINT OF BEGINNING.

The centerline of said eight- (8) feet wide Utility Easement being more particularly described as follows;

