

CLERK'S OFFICE
APPROVED
Date: 1-14-03

Submitted by: Chair of the Assembly
at the Request of the Mayor
Prepared by: Project Management &
Engineering Department
For Reading: January 14, 2003

ANCHORAGE, ALASKA
AR NO. 2003-20

A RESOLUTION AUTHORIZING THE MUNICIPALITY TO GRANT A FORTY-FOOT-
WIDE RIGHT OF WAY EASEMENT TO MATANUSKA ELECTRIC ASSOCIATION,
INC. ACROSS A PORTION OF THE CHUGIAK SCHOOL SITE SUBDIVISION,
WITHIN SECTION 9, TOWNSHIP 15 NORTH, RANGE 1 WEST, SEWARD
MERIDIAN, ALASKA, LOCATED NEAR NORTH BIRCHWOOD ROAD, TAX #051-142-
22

WHEREAS, new construction to the Chugiak Senior Center within BLM lot
20, Section 9, T15N, R1W, S.M., requires that electrical service be provided by
Matanuska Electric Association, Inc. (MEA) in order to meet the needs of construction of
the Senior Center; and

WHEREAS, in order to provide necessary electrical service for the
construction at the Chugiak Senior Center, MEA requires an easement within Anchorage
School District property; and

WHEREAS, the subject easement is found to be of no substantial monetary
value to the Municipality; now therefore,

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. That the Administration is authorized to grant the requested Right of Way
easement to MEA in the following location:


A Right of Way Easement across a portion of Chugiak School Site Subdivision,
according to Plat 73-35, on file in the office of the Anchorage District Recorder,
Third Judicial District, State of Alaska, and more particularly described as
follows:

A forty-foot-wide (40') easement within Chugiak School Site Subdivision, according to
Plat #73-35, said easement to lie entirely on the right side and coincident with a line
BEGINNING at the southeast corner of said subdivision parcel; thence on the property
line northwesterly on a curve to the right having a radius of 497.96 feet, through an arc
length of 321.72 feet and central angle of 37° 01' 04" to the easement TERMINUS. The
southerly end of said easement is to be lengthened to intersect the boundary of said
subdivision parcel and its northerly limit is radial to said curve and thus encompasses
11,997 square feet (.2754 acres) more or less.

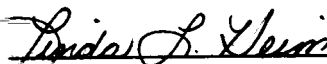
AM 36-2003

Section 2. That this resolution shall take effect immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 14th day of
January, 2003.


Chair

ATTEST:


Municipal Clerk
Acting



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 36-2003

Meeting Date: January 14, 2003

FROM: Mayor

SUBJECT: A Resolution Authorizing the Municipality of Anchorage to Grant a Right of Way Easement to Matanuska Electric Association, Inc. Across a Portion of the Chugiak School Site Subdivision, within Section 9, Township 15 North, Range 1 West, S.M., Alaska, Located Near North Birchwood Road, Tax #051-142-22

Matanuska Electric Association, Inc. (MEA) has been requested to provide electrical service to facilitate the new construction at the Chugiak Senior Center. The proposed right of way easement location is within the Chugiak School Site Subdivision. The easement is forty feet (40') wide and three hundred feet (300') long, and is the preferred location by MEA for its facilities because the Chugiak Elementary School property is adjacent to the Senior Center property. At this time, the construction of the new building is underway via the use of a generator. Accordingly, MEA requires the subject easement within the Municipal property as identified on the attached easement document (Exhibit A) and map detail (Exhibit B).

THE ADMINISTRATION RECOMMENDS APPROVAL OF AR NO. 2003-20 AUTHORIZING THE MUNICIPALITY TO GRANT A FORTY-FOOT-WIDE (40') RIGHT OF WAY EASEMENT TO MEA, ACROSS A PORTION OF CHUGIAK SCHOOL SITE SUBDIVISION, WITHIN SECTION 9, T15N, R1W, S.M., ALASKA.

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department
Concur: Craig E. Campbell, Executive Director, Office of Planning, Development & Public Works
Concur: Harry J. Kielsing, Jr., Municipal Manager
Respectfully Submitted: George P. Wuerch, Mayor

AR 2003-20

EXHIBIT A**MATANUSKA ELECTRIC ASSOCIATION, INC.
RIGHT OF WAY EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, that we the undersigned (whether one or more),

MUNICIPALITY OF ANCHORAGE

whose address is P O BOX 196650, ANCHORAGE, ALASKA 99519

for a good valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto MATANUSKA ELECTRIC ASSOCIATION, INC., a cooperative corporation (hereinafter called the "Grantee") whose post office address is Box 2829 Palmer, Alaska 99645, and to its successors or assigns, the right to enter upon the lands of the undersigned, situated in the ANCHORAGE Recording District, State of Alaska, and more particularly described as follows:

An easement within CHUGIAK SCHOOL SITE SUBDIVISION, according to plat #73-35, per attached "Exhibit A":

being in Section 9, Township 15 N, Range 1W, S.M., and to construct, reconstruct, rephase, repair, operate and maintain on, over or under the above described lands and/or in, upon or under all streets, roads or highways abutting said lands, an electric (or telecommunication) transmission and/or distribution line or system; to inspect and make such repairs, changes, alterations, improvements, removals from, substitutions and additions to its facilities as the Grantee may from time to time deem advisable, including, by way of example and not by the way of limitation: the right to increase or decrease the number of conduits, wires, cables, hand holes, manholes, connection boxes, pedestals, transformer enclosures; to cut, trim and control the growth by machinery or otherwise of trees and shrubbery located within 15 feet of the center line of said line or system, or that may interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right of way which may incidentally and necessarily result from the means of control employed); to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use or occupancy of the easement, lines, or system by any other person, association or corporation for electric or telecommunications purposes.

The undersigned agree that all poles, wires and other facilities including any main service entrance equipment, installed in, upon or under the above described lands at the Grantee's expense shall remain the property of the Grantee, removable at the option of the Grantee.

The Grantee, its successors or assigns, is hereby expressly given and granted the right to assign said right-of-way and easement herein granted and conveyed, or any part thereof, or interest therein.

TO HAVE AND TO HOLD unto the GRANTEE, its successors or assigns, together with the right of ingress to and egress from the premises for the purpose herein granted.

The undersigned covenant that they are the owners of the above described lands, and that the said lands are free and clear of encumbrances and liens of whatsoever character except as may appear of record as of the date set forth below, and those held by the following persons:

IN WITNESS WHEREOF, the undersigned have set their hands and seals this ___ day of ___, 20__.

Grantor Grantor

STATE OF ALASKA)SS-

THIS IS TO CERTIFY that on this ___ day of ___, 20__ before me, the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn as such, personally appeared

Known to me and to me known to be the individual(s) named in and who executed the foregoing instrument and acknowledged to me that he/she/they signed and sealed the same as a voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written

SEAL

Notary Public in and of Alaska My commission expires

W/O 53081	Subd 4000071	Plat 73-35
P/S P	Misc	Map 15-J-5
Pole C85-4-1	Easement	Quad J

Return to: MEA, PO Box 2829, Palmer, AK 99645

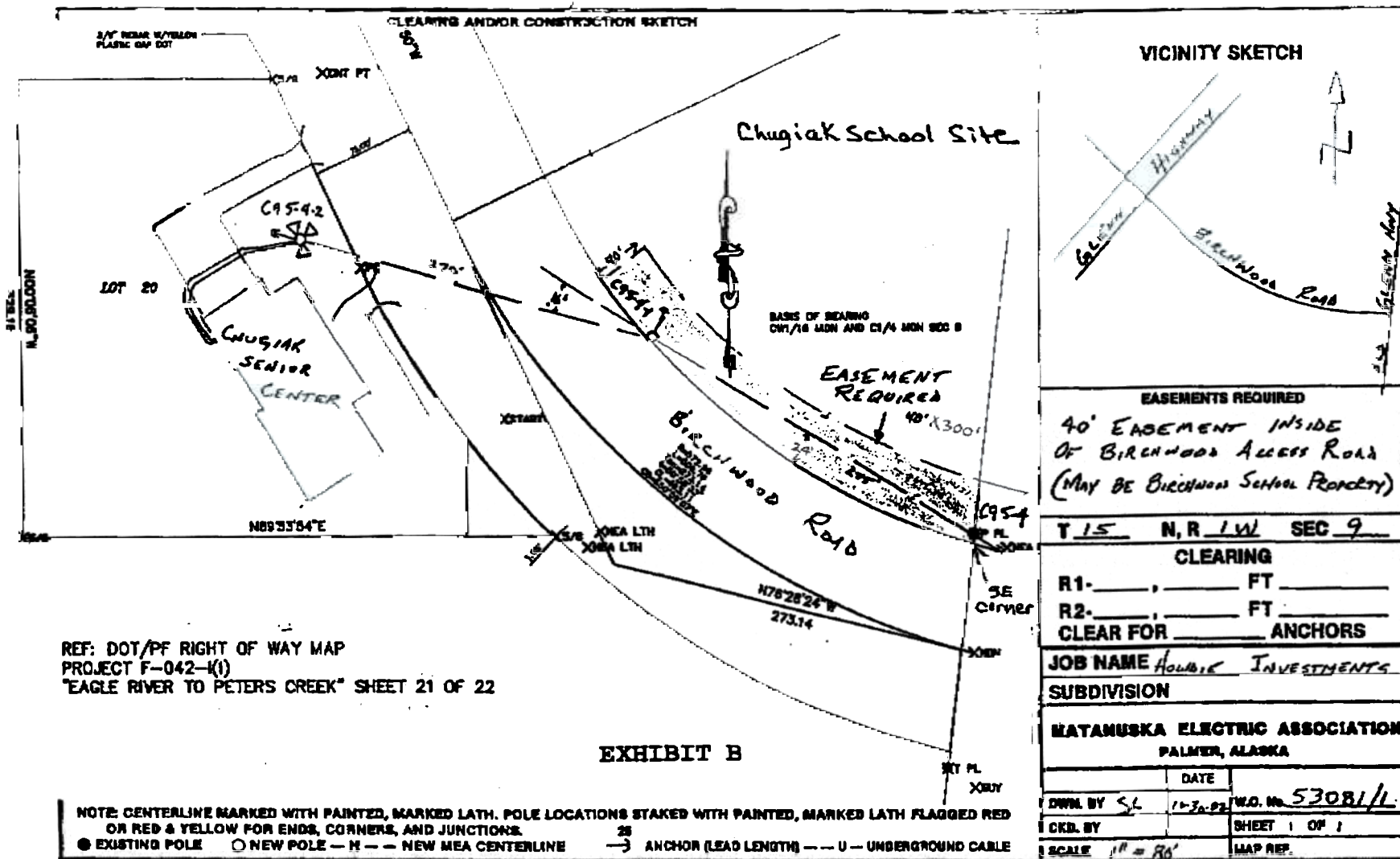
EXHIBIT "A"

A 40' wide easement within CHUGIAK SCHOOL SITE SUBDIVISION, according to plat #73-35, said easement to lie entirely on the right side and coincident with a line BEGINNING at the southeast corner of said Subdivision parcel; thence

On the property line northwesterly on a curve to the right having a radius of 497.96 feet, through an arc length of 321.72 feet and central angle of 37°01'04" to the easement TERMINUS.

The southerly end of said easement is to be lengthened to intersect the boundary of said Subdivision parcel and its northerly limit is radial to said curve and thus encompasses .2754 acres more or less.

MEA W/O 53081/1





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Content Manager**New Check In** [Checked Out Content](#)[Content Checked Out By User](#)[Work In Progress](#)[Active Workflows](#)**Work Flow History Report***Apr 2003-20***Workflow History**

Workflow Name	Action Date	Action	User	Security Group	Content ID	
AllOtherARWorkflow	12/19/02 1:26 PM	Checkin	schuringmj	Public	000489	C
PME_SubWorkflow	12/19/02 1:44 PM	Approve	holtanhc	Public	000489	C
PDPW_SubWorkflow	12/20/02 9:58 AM	Approve	campbelce	Public	000489	C
MuniManager_SubWorkflow	12/30/02 5:16 PM	Approve	poseyjm	Public	000489	C
MuniMgrCoord_SubWorkflow	1/6/03 1:56 PM	Approve	bealejl	Public	000489	C

RESOLUTIONS FOR ACTION -00THER

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CITY OF ANCHORAGE