



September 5, 2012

Eve Wyant Family Living Trust
Ms. Kimberly Anne Casey-McComack
P.O. Box 2821
Saratoga, CA 95070

Re: Letter of Agreement for Temporary Construction Easement
Lot # 5626, Prescott Valley Unit # 15; APN 103-32-525
5471 N. Ramble Way, Prescott Valley, AZ 86314

Project: Western Boulevard Stormwater Management Improvement Project, Phase III
CIP # E328.3

Dear Ms. Casey-McComack,

We have had a discussion with you about obtaining a Temporary Construction Easement. This letter is to clarify and confirm our mutual understanding and agreement of the proposed Temporary Construction Easement (subject to approval by the Prescott Valley Town Council) for the purpose of constructing the next phase of the Western Boulevard Stormwater Management Improvement Project, Phase III, CIP # E328.3.

The Town of Prescott Valley will:

- Remove existing fence within the limits of the Temporary Construction Easement as necessary to complete construction of the project.
- Protect trees and other landscape items outside the limits of the Temporary Construction Easement.
- Reinstall fence on property line after installation of stormdrain pipe. The location of the reinstallation of any existing gates will be at the direction of Ms. Casey-McComack and will be determined prior to the fence being installed. Gate height and width will remain unchanged.
- Reinstall any landscape materials back to original condition to the best extent possible.
- Provide Notary services, for your convenience, to notarize the easements.

Ms. Casey-McComack, will:

- Execute the Temporary Construction Easement, as enclosed.

It is further understood that:

- This proposal is subject to the approval of the Prescott Valley Town Council.

Ms. Casey-McComack, if you agree and approve the above terms for the proposed Temporary Construction Easement, please so indicate your agreement and approval in the space provided below.

An original, and a copy, of the Temporary Construction Easement are enclosed. Please review the easement and, if you approve, please sign the original, have your signature notarized and return it to us in the enclosed self-addressed stamped envelope.

Upon receipt of the signed and notarized easement, Town staff will prepare the proposed Temporary Construction Easement and associated information for presentation to the Town Council for their review and approval. If they accept the Temporary Construction Easement, the Town will record the fully executed easement.

I look forward to our mutual resolution of this matter. If you have any questions or need additional information, please call or email me.

Sincerely,



Norm Davis, PE, Public Works Director
Phone: (928) 759-3070
Email: ndavis@pvaz.net

Agreed and Approved:



Signature By: Ms. Casey-McComack

Trustee of Lot # 5626, Prescott Valley Unit # 15, APN # 103-32-525

Enclosures: Original Temporary Construction Easement – to be returned to the Town
Copy of Temporary Construction Easement – for owner records

cc:

Diane Russell, Town Clerk
Ron Pine, P.E., Engineer, Public Works
Ray Smith, P.E., R.L.S., Engineering Division Manager
Scott Lyon, P.E., Design Engineer
Kimberly J. Moon, P.E., Capital Projects Coordinator
File