

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, APPROVING AND AUTHORIZING THE SALE OF A PORTION OF THE CITY-OWNED PROPERTY LOCATED AT 10702 E. ELLIOT ROAD (APN: 304-02-892) THAT WAS INTENDED FOR A RESERVOIR AND PUMP STATION AS PART OF A LAND EXCHANGE FOR A NEW WELL SITE.**

Whereas, the City intended to use the remainder of certain city-owned well-site real property (the "City Property") that is approximately 25,500 sq. ft., located generally at 10702 E. Elliot Road (consisting of a portion of APN: 304-02-892), and legally described in the attached Exhibit A, which is incorporated herein, as a reservoir and pump station.

Whereas, the City no longer needs a reservoir and pump station at the location of the City Property after the completion of the Signal Butte Water Treatment Plant.

Whereas, the City is willing to sell the City Property as part of a land exchange whereby the City acquires certain real property (the "Replacement Property") that is approximately 36,166 sq. ft. (APN: 304-01-006P) as legally described in the attached Exhibit B, along with an associated waterline easement from adjacent City owned land to the Replacement Property.

Whereas, the City Council, therefore, has determined that the City Property is no longer needed and the sale of such property as part of the above-described land exchange (the "Land Exchange") is appropriate.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, COUNTY OF MARICOPA, STATE OF ARIZONA, AS FOLLOWS:**

**Section 1:** The City Manager, or his designee, is hereby authorized and directed on behalf of the City of Mesa to sign the necessary documents to complete the Land Exchange, including a Real property Exchange Agreement and Escrow Instructions, and such other documents as are necessary to transfer title for the sale of the City Property, as legally described in Exhibit "A", and accept title to the Replacement Property as legally described in Exhibit "B", and that the City Clerk is authorized and directed to attest to the signature of the City Manager, or other designees thereon.

**Section 2:** The various City officers and employees be and hereby are authorized and directed to perform such other acts as are necessary to give effect to this Resolution.

**PASSED AND ADOPTED** by the City Council of the City of Mesa, Maricopa County, Arizona, this 9th day of December, 2019.

**APPROVED:**

\_\_\_\_\_  
**Mayor**

**ATTEST:**

\_\_\_\_\_  
**City Clerk**

**EXHIBIT "A"**  
**CITY OF MESA EXISTING WELL REMAINDER**  
**LEGAL DESCRIPTION**

A portion of the Warranty Deed recorded as Document No. 1996-0853735 of Maricopa County Records, Arizona, being situated within the Southeast quarter of Section 11, Township 1 South, Range 7 East of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

**COMMENCING** at a found 3 inch City of Mesa brass cap in hand hole accepted as the Southeast corner of said Section 11 from which a found 3 inch City of Mesa brass cap in hand hole accepted as the Northeast corner thereof bears North 00°37'26" West, 5276.06 feet;

Thence North 89°35'26" West, 101.28 feet along the south line of said Southeast quarter;

Thence leaving said south line, North 00°24'34" East, 70.00 feet;

Thence North 89°35'26" West, 399.98 feet along a line that is parallel with and 70.00 feet north of said south line to the east line of said Warranty Deed;

Thence continuing along said parallel line, North 89°35'26" West, 150.00 feet to the **POINT OF BEGINNING**;

Thence continuing along said parallel line, North 89°35'26" West, 150.00 feet to the west line of said deed;

Thence along said west line, North 00°37'16" West, 170.00 feet to the northwest corner of said deed;

Thence South 89°35'26" East, 150.00 feet along the north line of said deed;

Thence leaving said north line, South 00°37'16" East, 170.00 feet to the **POINT OF BEGINNING**.

The above described parcel contains a computed area of 25,495 sq. ft. (0.5853 acres) more or less and being subject to any easements, restrictions, rights-of-way of record or otherwise.

The description shown hereon is not to be used to violate any subdivision regulation of the state, county and/or municipality or any land division restrictions.

Prepared by: HILGARTWILSON, LLC  
2141 E. Highland Avenue, Suite 250  
Phoenix, AZ 85016  
Project No. 1817  
Date: May 2019



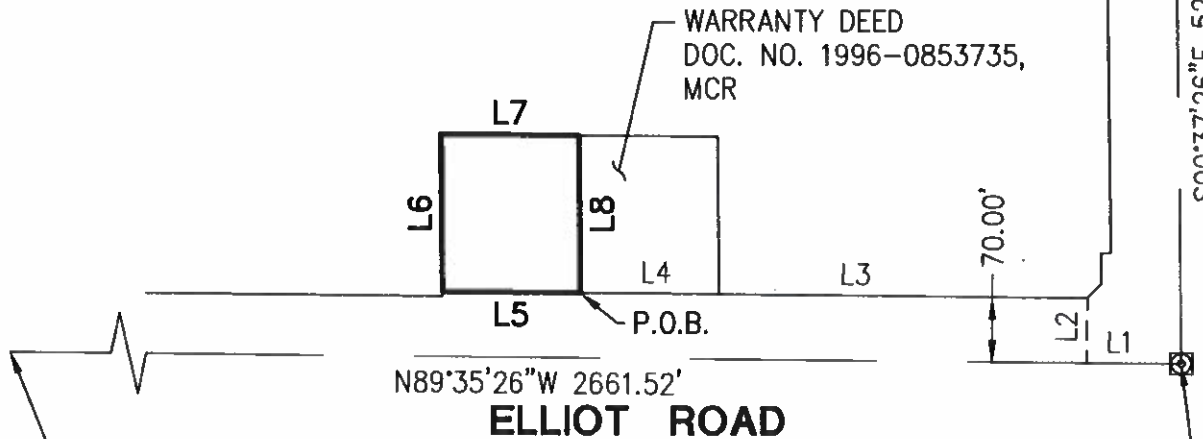
LINE TABLE		
LINE NO.	DIRECTION	LENGTH
L1	N89°35'26"W	101.28'
L2	N00°24'34"E	70.00'
L3	N89°35'26"W	399.98'
L4	N89°35'26"W	150.00'
L5	N89°35'26"W	150.00'
L6	N00°37'16"W	170.00'
L7	S89°35'26"E	150.00'
L8	S00°37'16"E	170.00'




NORTHEAST CORNER  
SECTION 11, T1S, R7E  
FOUND 3" CITY OF MESA  
BRASS CAP IN HAND HOLE  
DOWN 3"

LOT 1  
MINOR LAND DIVISION  
BK 1325, PG 02, MCR

WARRANTY DEED  
DOC. NO. 1996-0853735,  
MCR



SOUTHEAST CORNER  
SECTION 11, T1S, R7E  
FOUND 3" CITY OF MESA  
BRASS CAP IN HAND HOLE  
DOWN 6" P.O.C.

PROJ.NO.: 1817	RAGING WIRE - EXISTING WELL REMAINDER N.W.C. OF SIGNAL BUTTE ROAD & ELLIOT ROAD MESA, ARIZONA	 <b>HILGARTWILSON</b> 2141 E. HIGHLAND AVE., STE. 250 PHOENIX, AZ 85016 P: 602.490.0535 / F: 602.368.2436
DATE: MAY 2019		
SCALE: N.T.S.		
DRAWN BY: KM	<b>EXHIBIT</b>	
CHECKED BY: KJP		

## **EXHIBIT "B"**

### **WHANE OF MESA LEGAL DESCRIPTION**

A portion of Lot 1 of the Minor Land Division as recorded in Book 1325, Page 2, Maricopa County records, being situated within Section 11, Township 1 South, Range 7 East of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

**COMMENCING** at a found GLO bras cap accepted as the West quarter corner of said Section 11 from which a found stem of a broken brass cap accepted as the Southwest corner of said Section 11 thereof bears South 00°22'51" East, 2639.00 feet;

Thence South 89°32'16" East, 1125.64 feet along the east-west mid-section line of said Section 11 to the west line of said Lot 1 and to the **POINT OF BEGINNING**;

Thence leaving said mid-section line, North 00°22'34" West, 250.03 feet along the west line of said Lot 1 to the northwest corner thereof;

Thence South 89°32'16" East, 1587.54 feet along the north line of said Lot 1 to the east right of way line of South Santa Rita Road per the Final Plat of Santa Rita Ranch Parcel 7 as recorded in Book 470, Page 39 records of Maricopa County, Arizona;

Thence leaving said north line, South 00°27'44" West, 5.00 feet;

Thence North 89°32'16" West, 1582.46 feet along a line which is 5.00 feet south of and parallel with the north line of said Lot 1;

Thence leaving said parallel line, South 00°22'34" East, 245.03 feet along a line which is 5.00 feet east of and parallel with the west line of said Lot 1;

Thence leaving said parallel line, South 89°32'16" East, 175.02 feet along the east-west mid-section line;

Thence leaving said midsection line, South 00°22'34" East, 150.02 feet along a line which is 180.00 feet east of and parallel with the west line of said Lot 1;

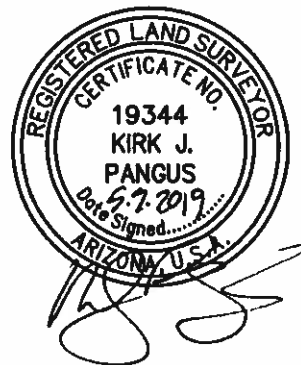
Thence leaving said parallel line, North 89°32'16" West, 180.02 feet along a line which is 150.00 feet south of and parallel with the said east-west mid-section line to the west line of said Lot 1;

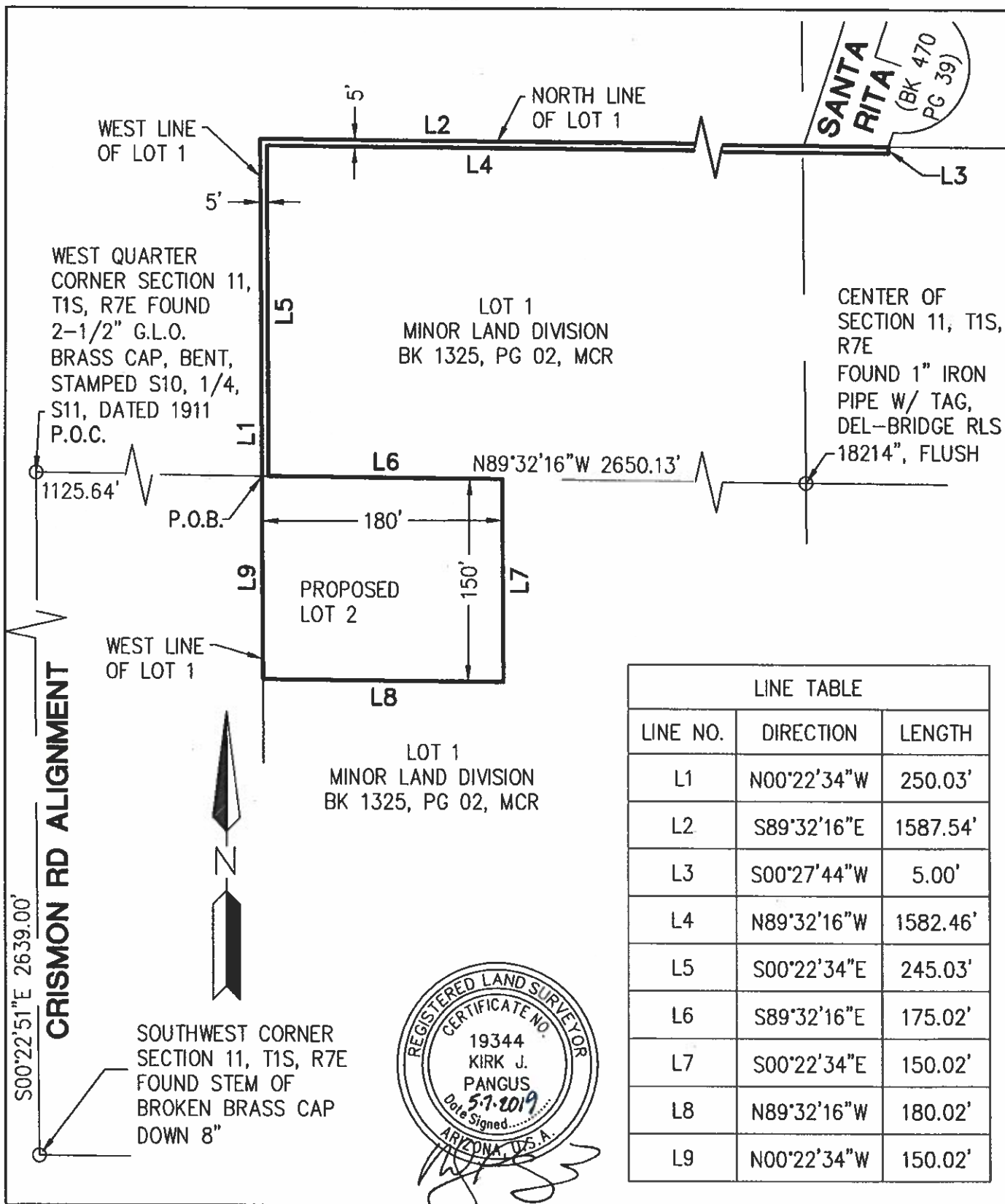
Thence North 00°22'34" West, 150.02 feet along said west line to the **POINT OF BEGINNING**.


The above described parcel contains a computed area of 36,166 sq. ft. (0.8303 acres) more or less and being subject to any easements, restrictions, rights-of-way of record or otherwise.

The description shown hereon is not to be used to violate any subdivision regulation of the state, county and/or municipality or any land division restrictions.

Prepared by: HILGARTWILSON, LLC  
2141 E. Highland Avenue, Suite 250  
Phoenix, AZ 85016  
Project No. 1817  
Date: May 2019





PROJ.NO.: 1817	RAGING WIRE — PROPOSED LOT 2 N.W.C. OF SIGNAL BUTTE ROAD & ELLIOT ROAD MESA, ARIZONA  <b>EXHIBIT</b>	 <b>HILGARTWILSON</b> 2141 E. HIGHLAND AVE., STE. 250 PHOENIX, AZ 85016 P: 602.490.0535 / F: 602.368.2436
DATE: MAY 2019		
SCALE: N.T.S.		
DRAWN BY: KM		
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