

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ABANDONING THROUGH EXTINGUISHMENT A PORTION OF A 20-FOOT PUBLIC UTILITIES EASEMENT LOCATED AT 1119 SOUTH STAPLEY DRIVE.

WHEREAS, pursuant to Arizona Revised Statutes Title 28 §§ 7201-7215 and/or Mesa City Code Title 9, Chapter 10, the City Council has the authority to abandon, vacate or extinguish (collectively, hereafter, “abandon”) unnecessary roadway, right-of-way, or easements to which the City holds right or title to. Additionally, the City generally has the right to release restrictive covenants it holds on real property.

WHEREAS, the City Council has determined that a portion of a 20-foot public utilities easement recorded in Docket 15895, Page 570, records of Maricopa County, Arizona, on March 17, 1982, located at 1119 South Stapley Drive, as hereafter described in **Exhibit A** (“Public Utilities Easement”), is no longer needed.

WHEREAS Mesa City Code 9-10-2 permits the City Council to extinguish easements no longer needed by the City upon application and payment of the application fee.

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

Section 1: All rights of the City of Mesa in and to that portion of a 20-foot Public Utilities Easement are abandoned and deemed extinguished:

PLEASE REFER TO THE LEGAL DESCRIPTION AND DEPICTION ON **EXHIBIT A** ATTACHED HERETO AND MADE A PART HEREOF FOR THE EXTINGUISHED AREA

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County,
Arizona, this 15th day of November, 2021.

APPROVED:

Mayor

ATTEST:

City Clerk

Exhibit A"

Public Utilities Easement Abandonment

A portion of the Public Utilities Easement as recorded in Docket 15895, Page 570 Maricopa County Records (MCR) and a portion of the southwest quarter of Section 25, Township 1 North, Range 5 East of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows;

A portion of land lying 10 feet either side of the following described centerline:

COMMENCING at the intersection of the centerline of Southern Avenue and Stapley Drive, said intersection being the southwest corner of said Section 25;

THENCE North 01 degrees 18 minutes 23 seconds East, along the centerline of Stapley Drive, a distance of 430.00 feet;

THENCE leaving said centerline of Stapley Drive, South 88 degrees 41 minutes 37 seconds East, a distance of 50.00 feet;

THENCE continuing South 88 degrees 41 minutes 37 seconds East, a distance of 5.00 feet;

THENCE North 87 degrees 12 minutes 02 seconds East, a distance of 314.16 feet to the west line of a 20 foot utility and facilities easement as recorded in Document 2016-894786 MCR and the POINT OF BEGINNING;

THENCE North 87 degrees 12 minutes 02 seconds East, a distance of 132.84 feet to the POINT OF TERMINUS.

Subject to existing right-of-way and easements.

Robert S. Unger, R.L.S.
Registered Land Surveyor
Arizona Registration No. 35306

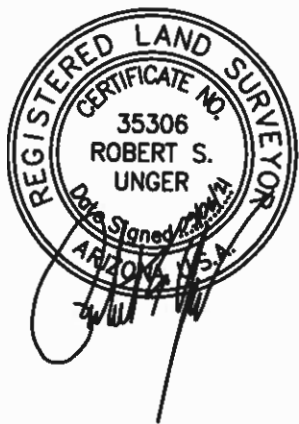
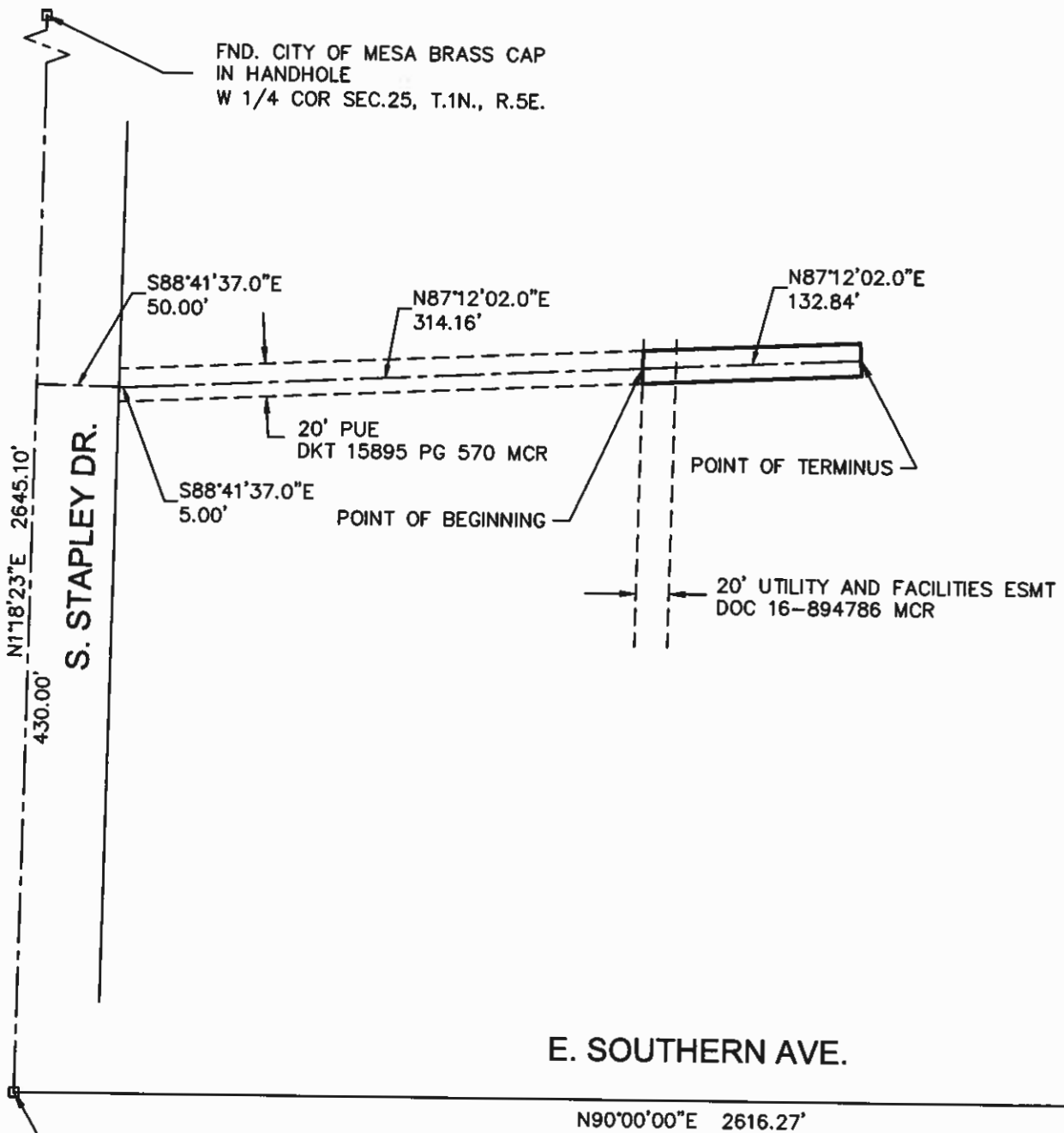


EXHIBIT "A"
 ABANDONMENT
 PUBLIC UTILITY EASEMENT
 09/06/21
 JOB NO. 18050LE
 PAGE 2 OF 2
 NOT TO SCALE
 \SURVEY\LEGAL\18050L01.DWG