

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 UTILITY  
EASEMENT AND PUBLIC UTILITIES AND  
FACILITIES EASEMENT LOCATED AT 1506  
SOUTH SIGNAL BUTTE ROAD.**

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 a portion of a 20-foot public utility easement (PUE) recorded in Document No. 2007-1254167, and dedicated as a public utilities and facilities easement (PUFE) on parcel “A” of the Replat of Mountain Vista Marketplace, recorded in Book 1555 of Maps, Page 33, records of Maricopa County, Arizona and shown as a (PUFE) on Lots 3 and 4 of the Final Plat of Mountain Vista Retail, recorded in Book 1620 of Maps, Page 41, records of Maricopa County, Arizona, located at 1506 South Signal Butte Road, as hereafter described in **Exhibit “A”**, (“PUE & PUFE”), 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 the portion of 20-foot PUE & PUFE 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 2nd day of May, 2022.

APPROVED:

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Mayor

ATTEST:

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City Clerk

## EXHIBIT "A"

### DESCRIPTION FOR

EASEMENT ABANDONMENT 1 OF A PORTION OF AN EASEMENT  
ON LOTS 3 & 4 OF BOOK 1620 OF MAPS, PAGE 41, MARICOPA COUNTY  
RECORDER'S OFFICE, (M.C.R.), AS RECORDED IN DOC. 2007-1254167

A PORTION OF THAT CERTAIN PUE RECORDED IN DOC NO. 20071254167, MARICOPA COUNTY RECORDS (MCR), AND SHOWN AS A PUE ON PARCEL "A" OF THE "RE-PLAT OF MOUNTAIN VISTA MARKETPLACE", RECORDED IN BOOK 1555 OF MAPS, PAGE 33, MCR AND ALSO SHOWN AS A PUE ON A PORTION OF LOT 3 AND 4 OF "MOUNTAIN VISTA RETAIL", AS RECORDED IN BOOK 1620 OF MAPS, PAGE 41, MCR, LYING WITHIN THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 1 NORTH, RANGE 7 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHEAST CORNER OF SAID SECTION 35, MARKED BY A BRASS CAP IN HANDHOLE, FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION, MARKED BY A BRASS CAP FLUSH, BEARS SOUTH 00°09'53" EAST, A DISTANCE OF 2,638.57 FEET, ALSO BEING THE **BASIS OF BEARING**;

**THENCE** ALONG THE EAST LINE OF SAID SECTION, SOUTH 00°09'53" EAST, A DISTANCE OF 1,335.11 FEET;

**THENCE** DEPARTING SAID LINE, NORTH 90°00'00" WEST, A DISTANCE OF 65.00 FEET, TO THE NORTHEAST CORNER OF SAID LOT 4;

**THENCE** ALONG THE NORTH LINE OF SAID LOT, NORTH 90°00'00" WEST, A DISTANCE OF 222.98 FEET;

**THENCE** DEPARTING SAID LINE, SOUTH 00°09'44" EAST, A DISTANCE OF 36.75 FEET, TO THE **POINT OF BEGINNING (P.O.B.)**;

**THENCE** SOUTH 00°09'44" EAST, A DISTANCE OF 190.77 FEET;

**THENCE** SOUTH 89°50'05" WEST, A DISTANCE OF 20.01 FEET;

**THENCE** NORTH 00°09'44" WEST, A DISTANCE OF 190.83 FEET;

**THENCE** SOUTH 90°00'00" EAST, A DISTANCE OF 20.01 FEET, TO THE **POINT OF BEGINNING**.



Title: DESCRIPTION

Project #: 09003123

Date: 03/25/2022

Scale: N / A

Page: 1 OF 4



## **EXHIBIT "A"**

DESCRIPTION FOR  
EASEMENT ABANDONMENT 1 OF A PORTION OF AN EASEMENT  
ON LOTS 3 & 4 OF BOOK 1620 OF MAPS, PAGE 41, MARICOPA COUNTY  
RECORDER'S OFFICE, (M.C.R.), AS RECORDED IN DOC. 2007-1254167

CONTAINING 3,818 SQUARE FEET OR 0.088 ACRES, MORE OR LESS.

SUBJECT TO EXISTING RIGHTS-OF-WAY AND EASEMENTS.



Title: DESCRIPTION

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Date: 03/25/2022

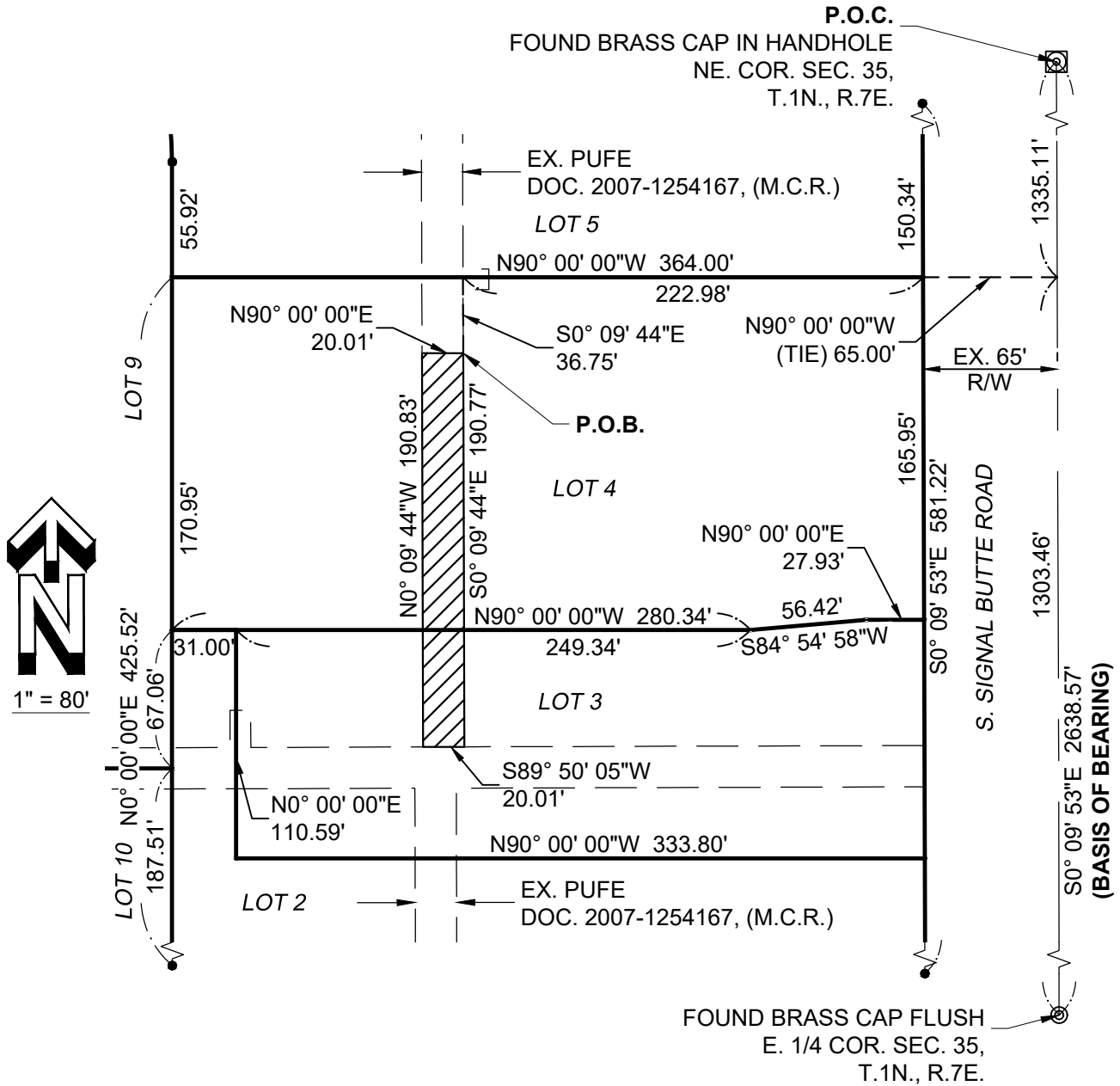
Scale: N / A

Page: 2 OF 4



# EXHIBIT "A"

EXHIBIT FOR  
EASEMENT ABANDONMENT 1 OF A PORTION OF AN EASEMENT  
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RECORDER'S OFFICE, (M.C.R.), AS RECORDED IN DOC. 2007-1254167



Title: EXHIBIT

Project #: 09003123

Date: 03/25/2022

Scale: 1" = 80'

Page: 3 OF 4



## **EXHIBIT "A"**

CLOSURE REPORT FOR  
EASEMENT ABANDONMENT 1 OF A PORTION OF AN EASEMENT  
ON LOTS 3 & 4 OF BOOK 1620 OF MAPS, PAGE 41, MARICOPA COUNTY  
RECORDER'S OFFICE, (M.C.R.), AS RECORDED IN DOC. 2007-1254167

### CLOSURE

S00°09'44" E 190.77

S89°50'05" W 20.01

N00°09'44" W 190.83

S90°00'00" E 20.01

AREA = 3,818 0.088 AC

CLOSING COURSE: 177°49'21" 0.002

PRECISION: 1/184,936

NORTH ERROR: 0.002

EAST ERROR: 0.000



Title: CLOSURE REPORT

Project #: 09003123

Date: 03/25/2022

Scale: N / A

Page: 4 OF 4

