

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 1558 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 recorded as a public utilities and facilities easement (PUFE) on parcel “A” of the Replat of Mount Vista Marketplace in Book 1555, Page 33, records of Maricopa County, Arizona, and also shown on Lots 3 and 4 of the Final Plat of Mountain Vista Retail in Book 1620 of Maps, Page 41, records of Maricopa County, Arizona located at 1558 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:

Mayor

ATTEST:

City Clerk

Exhibit A
Public Utility and Facilities Easement
Abandonment

A portion of that certain Public Utility Easement as described in Document No. 2007-1254167, Maricopa County Records (MCR), as shown as a PUFFE 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 PUFFE on a portion of Lot 10 of "Mountain Vista Retail", recorded in Book 1620, Page 41, MCR, lying within the northeast quarter of Section 35, Township 1 North, Range 7 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described as follows;

Commencing at the southwest corner of said Lot 10;

Thence along the westerly line of said Lot 10, North 00 degrees 00 minutes 58 seconds West, a distance of 31.90 feet, to the southerly line of that certain Public Utility and Facilities Easement and the **Point of Beginning**;

Thence continuing along said westerly line, North 00 degrees 00 minutes 58 seconds West, a distance of 20.00 feet, to the northerly line of said Public Utility and Facilities Easement;

Thence leaving said westerly line, along said northerly line, North 89 degrees 50 minutes 16 seconds East, a distance of 235.21 feet;

Thence leaving said northerly line, South 00 degrees 19 minutes 33 seconds West, a distance of 20.00 feet;

Thence North 89 degrees 50 minutes 16 seconds East, a distance of 9.36 feet, to a point hereby designated as Point "A" for future reference in this description;

Thence along the southerly line of said Public Utility and Facilities Easement, South 00 degrees 00 minutes 09 seconds West, a distance of 9.91 feet;

Thence North 89 degrees 59 minutes 51 seconds West, a distance of 10.00 feet;

Thence North 00 degrees 00 minutes 09 seconds East, a distance of 9.88 feet;

Thence South 89 degrees 50 minutes 16 seconds West, a distance of 149.90 feet;

Thence South 00 degrees 07 minutes 04 seconds East, a distance of 7.98 feet;

Thence South 89 degrees 50 minutes 16 seconds West, a distance of 10.00 feet;

Thence North 00 degrees 07 minutes 04 seconds West, a distance of 7.98 feet;

Thence South 89 degrees 50 minutes 16 seconds West, a distance of 74.56 feet, to the **Point of Beginning**;

Together with

Commencing at said **Point "A"**;

Thence along the southerly line of said Public Utility and Facilities Easement, North 89 degrees 50 minutes 16 seconds East, a distance of 122.47 feet;

Thence North 00 degrees 09 minutes 44 seconds West, a distance of 99.25 feet, to the **Point of Beginning**;

Thence North 00 degrees 10 minutes 49 seconds West, a distance of 10.00 feet;

Thence North 89 degrees 59 minutes 30 seconds East, a distance of 14.60 feet;

Thence South 00 degrees 00 minutes 30 seconds East, a distance of 10.00 feet;

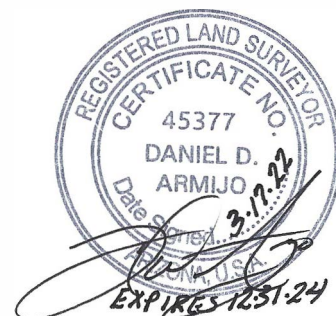
Thence South 89 degrees 59 minutes 30 seconds West, a distance of 14.57 feet, to the **Point of Beginning**;

Containing 5,028 Square Feet or 0.11 Acres more or less.

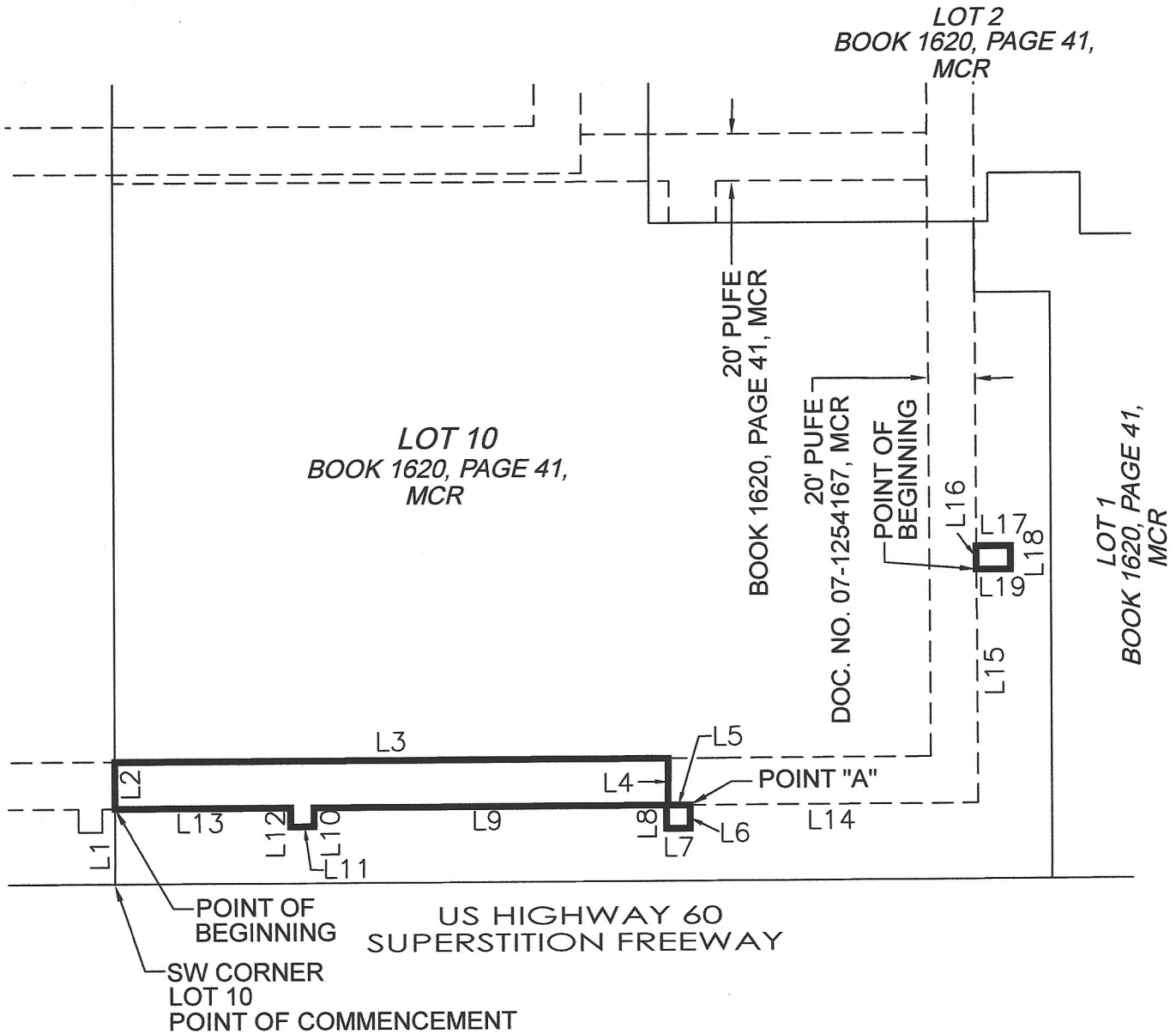
Subject to easements, restrictions and rights of way of record.



P.O. Box 2170, Chandler, AZ 85244
Daniel D. Armijo, RLS (480) 244-7630
Brian D. Warren, LSIT (480) 243-4287



March 17, 2022
AWLS #21-010



LINE	BEARING	DISTANCE
L1	N 00°00'58" W	31.90'
L2	N 00°00'58" W	20.00'
L3	N 89°50'16" E	235.21'
L4	S 00°19'33" W	20.00'
L5	N 89°50'16" E	9.36'
L6	S 00°00'09" W	9.91'
L7	N 89°59'51" W	10.00'
L8	N 00°00'09" E	9.88'
L9	S 89°50'16" W	149.90'

LINE	BEARING	DISTANCE
L10	S 00°07'04" E	7.98'
L11	S 89°50'16" W	10.00'
L12	N 00°07'04" W	7.98'
L13	S 89°50'16" W	74.56'
L14	N 89°50'16" E	122.47'
L15	N 00°09'44" W	99.25'
L16	N 00°10'49" W	10.00'
L17	N 89°59'30" E	14.60'
L18	S 00°00'30" E	10.00'
L19	S 89°59'30" W	14.57'



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DRAWN BY: DDA CHECKED BY: DDA DATE: 03/17/22 JOB NO.: 21-010

SHEET NO. 2 OF 2