

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

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF MESA, MARICOPA COUNTY, ARIZONA,  
ABANDONING THROUGH EXTINGUISHMENT A 3-  
FOOT PUBLIC UTILITY EASEMENT LOCATED  
AT 4510 EAST IVY STREET.**

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 3-foot public utility easement dedicated on Lot 56 of the plat for Mesa Commerce Center, recorded in Book 292 of Maps, Page 21, records of Maricopa County, Arizona, located at 4510 East Ivy Street, as hereafter described in **Exhibit “A”** (“PUE”), 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 3-foot PUE 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 16th day of May, 2022.

APPROVED:

---

Mayor

ATTEST:

---

City Clerk

# EXHIBIT A

DESCRIPTION OF 3' PUBLIC UTILITY EASEMENT TO  
BE ABANDONED AT 4510 E IVY STREET  
MESA, AZ 85205

3.00 FOOT PUBLIC UTILITY EASEMENT OVER A PORTION OF LOT 56, MESA COMMERCE CENTER, AS RECORDED IN BOOK 292 OF MAPS, PAGE 21, RECORDS OF MARICOPA COUNTY, ARIZONA, LOCATED IN THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 1 NORTH, RANGE 6 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE SOUTHEASTERN 3.00 FEET OF SAID LOT 56, MESA COMMERCE CENTER, AS RECORDED IN BOOK 292 OF MAPS, PAGE 21, RECORDS OF MARICOPA COUNTY, ARIZONA.



A handwritten signature in black ink, appearing to read "David S. Klein", written over the bottom portion of the seal.

  
**SUPERIOR**  
SURVEYING SERVICES, INC.

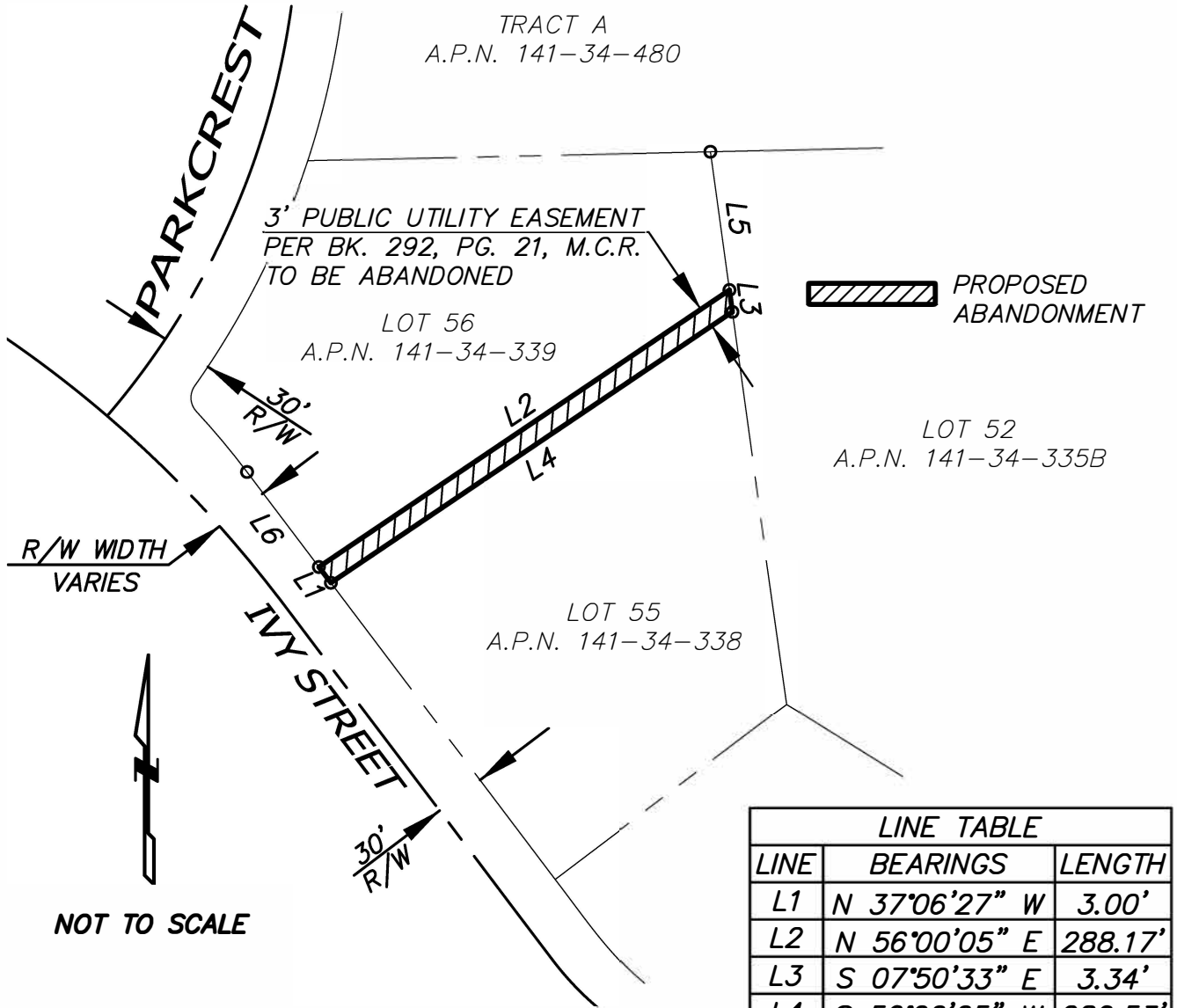
2122 W. Lone Cactus Dr.  
Ste. 11, Phoenix, AZ 85027  
623-869-0223 (office)  
623-869-0726 (fax)  
www.superiorsurveying.com  
info@superiorsurveying.com

DATE: 2/24/2022

JOB NO.: 202104118

# EXHIBIT A

DEPICTION OF 3' PUBLIC UTILITY EASEMENT TO  
BE ABANDONED AT 4510 E. IVY STREET  
MESA, AZ 85205



LINE TABLE		
LINE	BEARINGS	LENGTH
L1	N 37°06'27" W	3.00'
L2	N 56°00'05" E	288.17'
L3	S 07°50'33" E	3.34'
L4	S 56°00'05" W	286.53'
L5	S 07°50'33" E	92.29'
L6	N 37°06'27" W	79.19'

REGISTERED LAND SURVEYOR  
 CERTIFICATE NO. 42137  
 DAVID S. KLEIN  
 Date signed 2/24/2022  
 ARIZONA, U.S.A.  
*David S. Klein*

## SUPERIOR

SURVEYING SERVICES, INC.

2122 W. Lone Cactus Dr.  
 Ste. 11, Phoenix, AZ 85027  
 623-869-0223 (office)  
 623-869-0726 (fax)  
 www.superiorsurveying.com  
 info@superiorsurveying.com

DATE: 2/24/2022

JOB NO.: 202104118