

RESOLUTION NO. 10327

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, EXTINGUISHING AN EASEMENT FOR HIGHWAY PURPOSES, EXTINGUISHING AN EASEMENT FOR INGRESS AND EGRESS, AND VACATING A PORTION OF PUBLIC ROADWAY.

WHEREAS, the City Council has determined that an easement for highway purposes recorded in Docket 7177, Page 1, records of Maricopa County, as hereafter described, is no longer needed.

WHEREAS, the City Council has determined that an easement for ingress and egress located on Lots 1 through 7 and Tract A of Sutherland Subdivision, Book 95 of Maps, Page 13, Maricopa County Records, as hereafter described is no longer needed.

WHEREAS, the City Council has determined that a portion of public right-of-way adjacent to Lots 1 through 7 and Tract A, Sutherland Subdivision, Book 95 of Maps, Page 13, Maricopa County Records, as hereafter described, is no longer needed.

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

Section 1: Pursuant to the provisions of Section 28-7214, Arizona Revised Statutes, all rights of the City of Mesa in and to the following easement entitled "Easement for Highway Purposes" are extinguished:

An easement for alley purposes: The east three (3) feet of the Northwest One-quarter of the Southeast One-quarter of the Northwest One-quarter (NW1/4 of SE1/4 of NW1/4) of Section twenty-one (21), Township One (1) North, Range Six (6) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Section 2: All rights of the City of Mesa in and to the following described easement for ingress and egress are extinguished:

That certain easement for ingress and egress located on the west side of Tract A and Lots 1 through 7, SUTHERLAND SUBDIVISION, as recorded in Book 95 of Maps, Page 13, records of Maricopa County.

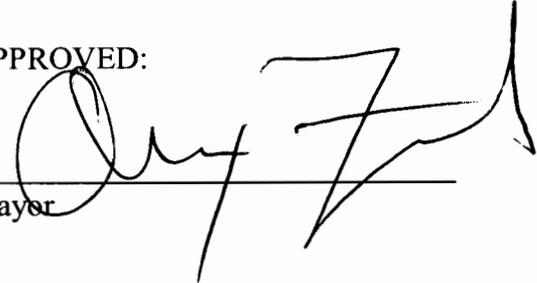
Section 3: Pursuant to the provisions of Section 28-7205, Arizona Revised Statutes, the rights of the City of Mesa in and to the following described public right-of-way are vacated:

That certain eight (8) foot alley adjacent to Lots 1 through 7 and Tract A, Sutherland Subdivision, as recorded in Book 95 of Maps, Page 13, records of Maricopa County, Arizona.

Title to the vacated right-of-way shall vest in the owner of the abutting land pursuant to ARS Section 28-7205; subject to the same encumbrances, liens, limitations, restrictions and estates as exist on the land to which it accrues. Provided, however, the City of Mesa hereby expressly reserves an easement for public utilities in, over, under and across the above-described real property.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona, this 9th day of September 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

