

RESOLUTION NO. 9811

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, VACATING RIGHTS-OF-WAY DEDICATED FOR ALLEY PURPOSES AND RESERVING AN EASEMENT FOR PUBLIC UTILITIES AND INGRESS AND EGRESS

WHEREAS, the City Council has determined that a 16 foot wide alley right-of-way located in the **BEALL PARK UNIT TWO** subdivision, 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: That 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 alley way are vacated:

That certain 16 foot wide alley lying within BEALL PARK UNIT TWO, a subdivision recorded in Book 92 of Maps, Page 36, records of Maricopa County, Arizona, more particularly described as follows:

Beginning at the northeast corner of Lot 135 of said BEALL PARK UNIT TWO; thence westerly, along the north line of Lot 135 and Lot 136 to the northwest corner of Lot 136, also being the Southeast corner of Lot 137; thence north along the east line of Lots 137 through 143, inclusive, to the northeast corner of Lot 143; thence north, along the northerly prolongation of the east line of Lot 143, a distance of 46.00 feet to a point on the Northern boundary of said BEALL PARK UNIT TWO; thence east, along the Northern boundary of said BEALL PARK UNIT TWO, a distance of 116.00 feet, more or less, to a point of intersection with the northerly prolongation of the east line of Lot 147; thence south along said prolongation, a distance of 16.00 feet to the northeast corner of Lot 147; thence west along the north line of Lot 147 to the northwest corner of Lot 147; thence southwesterly along the corner cut of Lot 147 to the west line of Lot 147, as shown on said plat; thence south along the west line of Lots 147 through 153, inclusive, to the southwest corner of Lot 153; thence southeasterly along the corner cut of Lot 153 to the south line of Lot 153, as shown on said plat; thence east, along the south line of Lot 153, to the southeast corner of Lot 153; thence south 16.00 feet to the northeast corner of Lot 135 and Point of Beginning.

Title to the vacated right-of way shall vest in the owners of abutting land pursuant to ARS Section 28-7205 subject to the easements reserved and to the same encumbrances, liens, limitations, restrictions and estates as exist on the land to which it accrues.

Section 2: The City of Mesa hereby expressly reserves an easement for public utilities and an easement for ingress and egress for emergency and utility vehicles and for the benefit of the owners of Lots 135 through 153 inclusive, which property is abutting said 16.00 foot wide alley right-of-way, in, over, under and across the above-described real property.

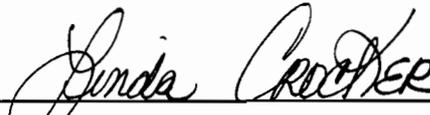
PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona, this 28th day of February, 2011.

APPROVED:



Mayor

ATTEST:



City Clerk



ckc