

RESOLUTION NO. 9843

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

WHEREAS, the City Council has determined that the 16 foot right-of-way dedicated for alley purposes located adjacent to and East of 1134 E. 7<sup>th</sup> Street, 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, all rights of the City of Mesa in and to the following described public alley right-of-way are vacated:

Parcel No. 1

That certain 10.00 foot wide alley right-of-way lying adjacent to, East of and South of the Easterly prolongation of the North line of Lot 17, **SUNLAND MESA AMENDED**, a subdivision recorded in Book 69 of Maps, Page 32, records of Maricopa County.

Parcel No. 2

That certain 6.00 foot wide alley right-of-way as described in Docket 3318, Page 25, records of Maricopa County, Arizona.

Parcel No. 3

That certain 6.00 wide alley right-of-way as described in Docket 3432, Page 123, records of Maricopa County, Arizona.

Title to the vacated right-of-way shall vest in the owners of abutting land pursuant 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 abutting said 16 foot 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 16<sup>th</sup> day of May, 2011.

APPROVED:



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Mayor

ATTEST:

  
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City Clerk