

RESOLUTION NO. 9965

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, VACATING 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 a portion of the right-of-way dedicated for alley purposes located in the ENCHANTED VILLAGE, and ENCHANTED VILLAGE II subdivisions, records of the Maricopa County Recorder, 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 28-7214, Arizona Revised Statutes, all rights of the City of Mesa in and to the following described public alley right-of-way are vacated:

That certain alley lying adjacent to:

Lots 69,70,80 and 81 ENCHANTED VILLAGE, Book 107, Page 17, records of Maricopa County;

Lots 210 through 216 as dedicated in ENCHANTED VILLAGE II, Book 111, Page 16, records of Maricopa County.

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 as easement for public utilities and an easement for ingress and egress for emergency and utility vehicles, and for the benefit of the owners whose property is abutting said described 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 9<sup>th</sup> day of January, 2012.

APPROVED:



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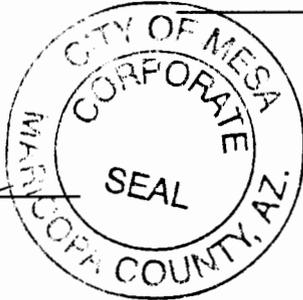
Mayor

ATTEST:



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City Clerk



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