

RESOLUTION NO. 11869

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ABANDONING THROUGH EXTINGUISHMENT AN 8-FOOT PUBLIC UTILITY EASEMENT LOCATED AT 4611 EAST FAIRBROOK CIRCLE.**

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 the 8-foot public utility easement recorded on Lot 104 of the Plat for Sundance Groves, recorded in Book 285 of Maps, Page 10, records of Maricopa County, Arizona, located at 4611 East Fairbrook Circle, as hereafter described in **Exhibit A** ("Public Utility Easement"), 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.

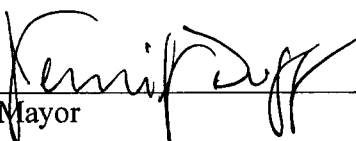
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

Section 1: All rights of the City of Mesa in and to the 8-foot Public Utility Easement 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

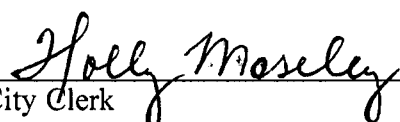
PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona, this 6th day of June, 2022.

APPROVED:

Vice Mayor 



ATTEST:

  
City Clerk

# EXHIBIT "A"

## LEGAL DESCRIPTION

An 8.00 foot wide strip of land located within a portion of Lot 104, Sundance Groves, as recorded in Book 285 of maps, Page 10, records of Maricopa County, Arizona, and being in the northwest quarter of Section 15, Township 1 North, Range 6 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described as follows:

The West 8.00 feet of Lot 104, Sundance Groves, as recorded in Book 285 of maps, Page 10, records of Maricopa County, Arizona, more particularly described as follows:

**Beginning** at the southwest corner of said Lot 104;

Thence North 24 degrees 19 minutes 32 seconds West, a distance of 130.00 feet, along the West boundary line of said Lot 104, to the northwest corner thereof;

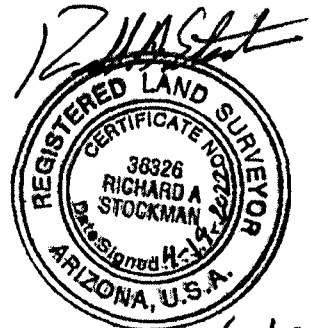
Thence leaving said West boundary line, North 69 degrees 24 minutes 41 seconds East, a distance of 8.02 feet, along the North boundary line of said Lot 104, to a point;

Thence leaving said North boundary line, South 24 degrees 19 minutes 32 seconds East, a distance of 131.04 feet, parallel with and 8.00 feet East of said West boundary line, to a point on the South boundary line of said Lot 4;

Thence South 76 degrees 42 minutes 30 seconds West, a distance of 8.15 feet, along said South boundary line, to the **Point of Beginning**;

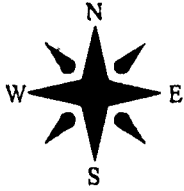
1,044 square feet, more or less.

See attached exhibit.

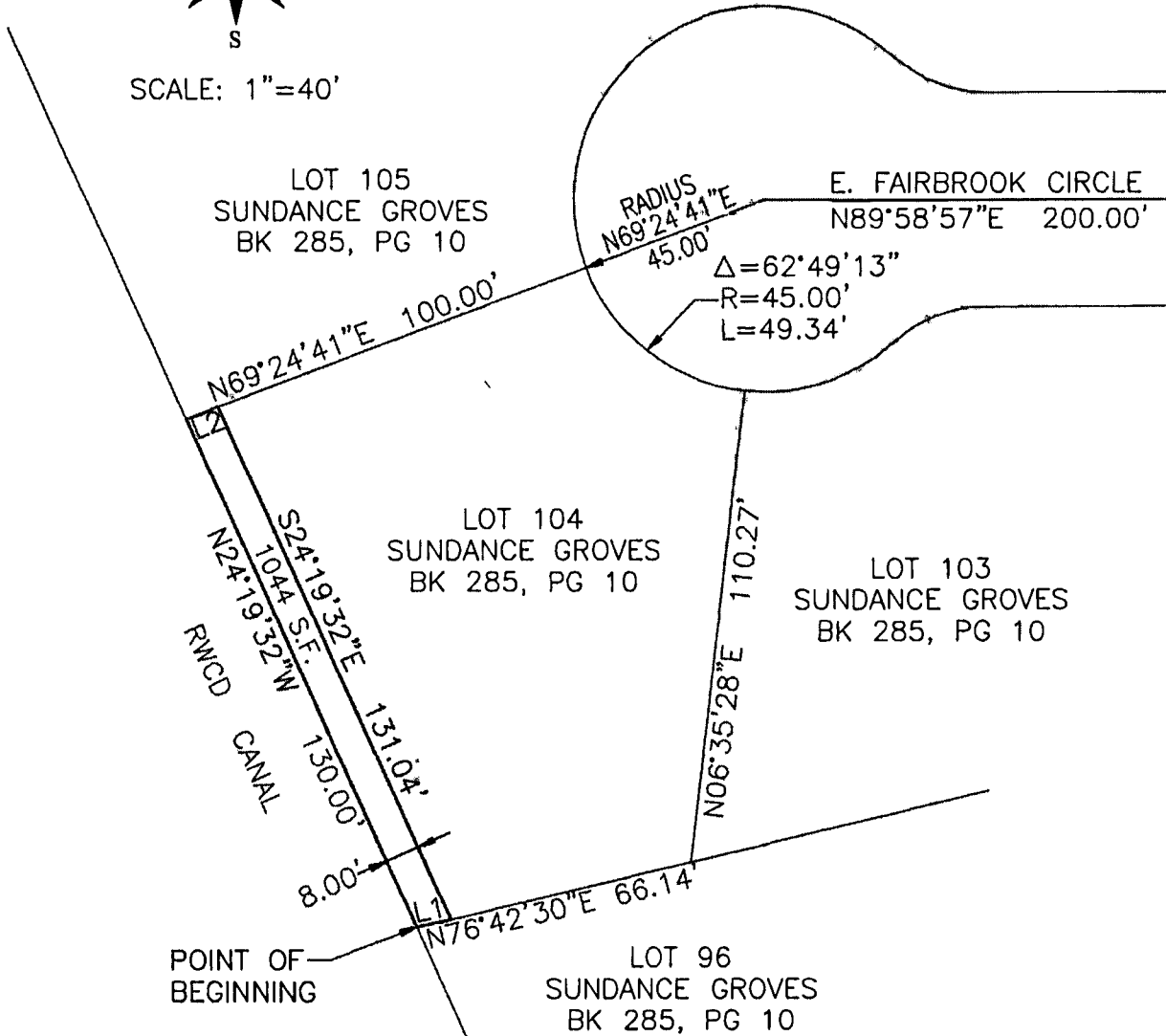


Expires: 6/30/22

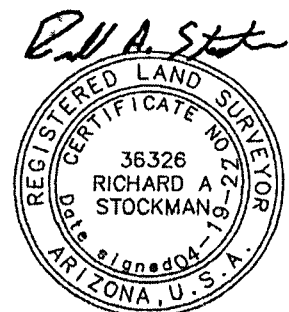
# EXHIBIT A



SCALE: 1"=40'



LINE TABLE		
LINE	BEARING	DISTANCE
L1	S76°42'30"W	8.15'
L2	N69°24'41"E	8.02'



EXPIRES 6/30/22