

RESOLUTION NO. 2024-82

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA FINDING THAT A CERTAIN WATER LINE EASEMENT TO BE UNNECESSARY TO CITY PURPOSES AND NO LONGER REQUIRED TO BE RETAINED BY THE CITY AND DIRECTING THAT SUCH UNNECESSARY WATER LINE EASEMENT BE DISPOSED OF IN THE MANNER PROVIDED BY LAW.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Peoria as follows:

WHEREAS, pursuant to A.R.S. 9-402, the City Council of the City of Peoria is vested with the power to determine and find that certain public easement may no longer be necessary to the City; and

WHEREAS, pursuant to A.R.S. 9-402, the City Council of the City of Peoria is vested with the power to vacate such easement by transferring title to adjacent property owners and others; and

WHEREAS, the Mayor and Council find and determine that a certain Water Line Easement located in the City of Peoria, Maricopa County, Arizona, east of 99<sup>th</sup> Avenue north of Northern Avenue, and more specifically described in the Legal Description (Exhibit A) attached to this Resolution is no longer needed by the City for water line purposes.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That Mayor and Council find and determine that a portion of the Water Line Easement recorded in Maricopa County Recorder's Office per Book 927 Page 29 more specifically set forth on Exhibit "A" attached to this Resolution be and is hereby declared abandoned as provided by Chapter 4, Article 1, Title 9 of the Arizona Revised Statutes.

SECTION 2. That the City Engineer is directed to prepare and provide descriptions for the retention of such easements for public utilities, if any, as may be deemed appropriate across the described property.

Resolution No. 2024-82  
Water Line Easement Abandonment  
Parke West Lot 3  
November 19, 2024  
Page: 2

SECTION 3. That the City Clerk shall record the original of this Resolution with the Maricopa County Recorder's Office.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 19<sup>th</sup> day of November, 2024.

\_\_\_\_\_  
Jason Beck, Mayor

\_\_\_\_\_  
Date Signed

ATTEST:

\_\_\_\_\_  
Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Emily Jurmu, City Attorney

ATTACHMENT:

1. Exhibit A – Legal Description

**LEGAL DESCRIPTION  
PARKE WEST-LOT3  
EASEMENT RELEASE  
PEORIA, ARIZONA**

October 7, 2024  
Job No. 5307  
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RELEASE OF THAT PORTION OF A WATER LINE EASEMENT WITHIN THAT PORTION OF LOT 3, PARKE WEST, ACCORDING TO BOOK 927 OF MAPS, PAGE 29, OFFICIAL RECORDS OF MARICOPA COUNTY, ARIZONA, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 3 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHEAST CORNER OF SAID LOT 3, THENCE SOUTH 00°00'59" WEST, ALONG THE EAST LINE OF SAID LOT 3, A DISTANCE OF 362.32 FEET;

THENCE NORTH 89°59'01" WEST, A DISTANCE OF 21.68 FEET TO THE **POINT OF BEGINNING**;

THENCE NORTH 90°00'00" WEST, A DISTANCE OF 424.17 FEET;

THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 68.13 FEET;

THENCE SOUTH 60°25'31" WEST, A DISTANCE OF 582.01 FEET;

THENCE NORTH 01°55'38" WEST, ALONG THE WEST LINE OF SAID LOT 3, A DISTANCE OF 22.58 FEET;

THENCE NORTH 60°25'31" EAST, A DISTANCE OF 559.88 FEET;

THENCE NORTH 00°00'00" EAST, A DISTANCE OF 76.49 FEET;

THENCE NORTH 90°00'00" EAST, A DISTANCE OF 424.17 FEET;

THENCE NORTH 00°00'00" EAST, A DISTANCE OF 10.95 FEET;

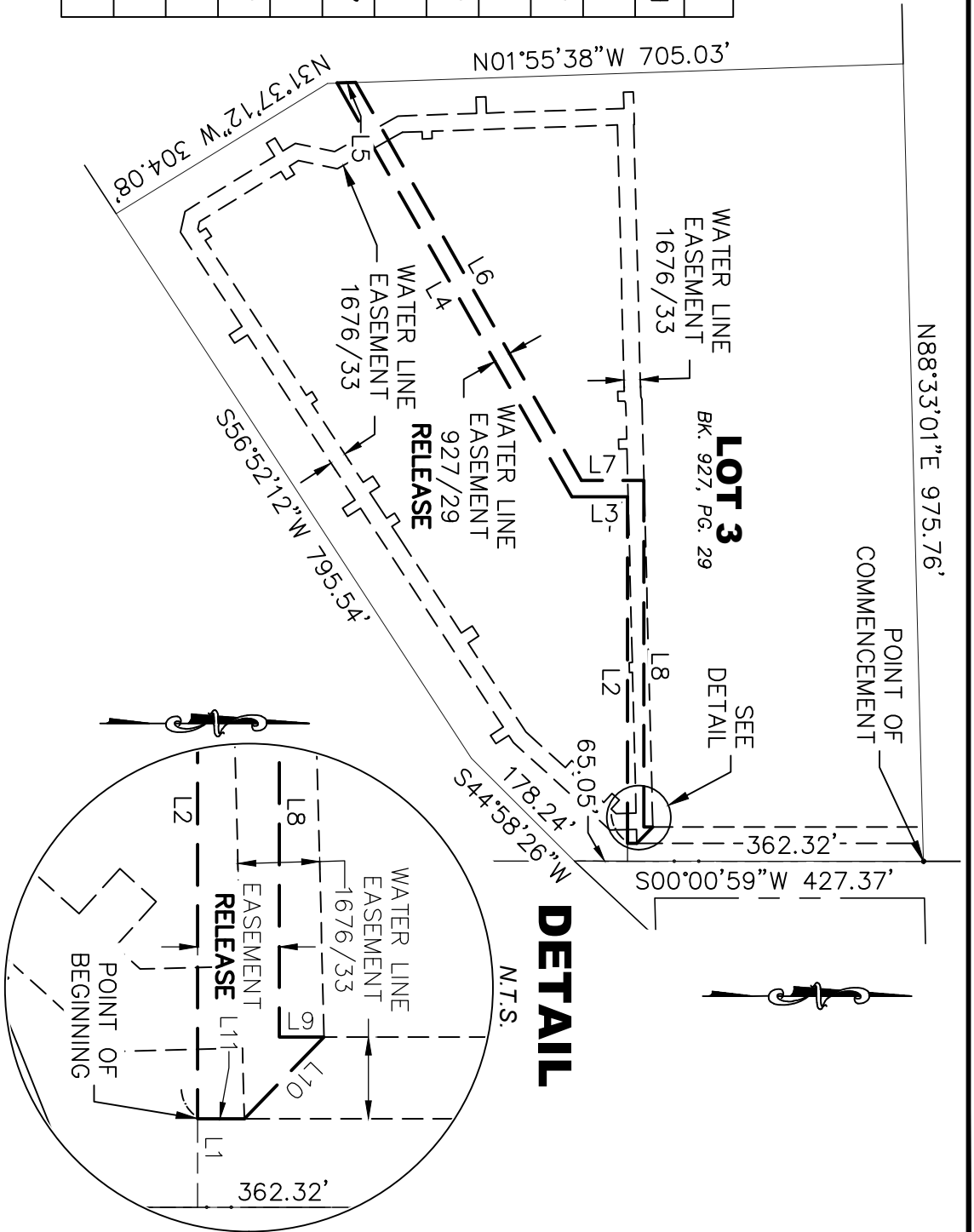
THENCE SOUTH 45°43'30" EAST, A DISTANCE OF 27.93 FEET;

THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 11.45 FEET TO THE **POINT OF BEGINNING**.

EASEMENT CONTAINS 21,572 SQUARE FEET OR 0.495 ACRES, MORE OR LESS.



LINE TABLE		
LINE	DIRECTION	LENGTH
L1	N89°59'01"W	21.68'
L2	N90°00'00"W	424.17'
L3	S00°00'00"E	68.13'
L4	S60°25'31"W	582.01'
L5	N01°55'38"W	22.58'
L6	N60°25'31"E	559.88'
L7	N00°00'00"E	76.49'
L8	N90°00'00"E	424.17'
L9	N00°00'00"E	10.95'
L10	S45°43'30"E	27.93'
L11	S00°00'00"E	11.45'



**RICK**  
 2401 W PEORIA AVE, SUITE 130  
 PHOENIX, AZ 85029  
 602-957-3350  
 rickengineering.com

**LEGAL DESCRIPTION**  
 EASEMENT RELEASE  
 PARKE WEST  
 PEORIA, ARIZONA

DRAWING: WLE\_RELEASE.DWG  
 JOB# P5307 SCALE: NTS SH: 1 OF 1  
 DRAFTER: PJE CHK: DSR DATE: 10/7/23