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Marian Sheppard, BOS
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2011-009372 RESL Page: 1 of 6
08/22/2011 08:43:56 AM Receipt #: 11-4672
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Gila County, Az, Sadie Tomerlin Dalton, Recorder



RESOLUTION NO. 11-08-06

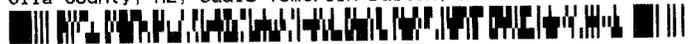
A RESOLUTION APPROVING THE DISPOSAL OF AN UNNECESSARY PUBLIC ROADWAY BEING A PORTION OF CHRISTOPHER CREEK LOOP, AND MORE PARTICULARLY DESCRIBED AND SHOWN AS AREA 2 AND AREA 3 ON RECORD OF SURVEY MAP NUMBER 3975, GILA COUNTY RECORDS, GILA COUNTY, ARIZONA

WHEREAS, MANUEL GENE BETTENCOURT, owner of the land adjoining that parcel of land hereinbefore described; and

WHEREAS, it has been determined that the disposal of the unnecessary public roadway will not leave any property without access to public roads and streets of Gila County, and is no longer necessary for public use, and the same should be granted; and

WHEREAS, MANUEL GENE BETTENCOURT, agrees that in consideration of the disposal of the said parcel of land and the conveyance of the ground so vacated to him as the adjoining owner, to release and discharge the COUNTY OF GILA from any and all damages, claims and demands of every kind and nature arising out of the conveyance of the same to him as the adjoining property owner; and

WHEREAS, it is to the best interest of the COUNTY OF GILA to be relieved of the obligation to maintain said parcel of land;



NOW, THEREFORE, BE IT RESOLVED by the Gila County Board of Supervisors:

Section 1: That the portion of land described herein and constituting that portion of Christopher Creek Loop and more particularly described and shown as Area 2 and Area 3 on Record of Survey Map Number 3975, Gila County Records, Gila County, Arizona, is hereby, vacated and abandoned, subject, however, to all existing water, gas and utility easements now existing on said parcel of land.

Section 2: That the Chairman of the said Board of Supervisors, be, and he is hereby authorized, empowered and directed to make, execute and deliver in the name and under the seal of the COUNTY OF GILA, a quit claim deed conveying Manuel Gene Bettencourt, as owner of the adjacent property, that parcel of land hereinbefore described, and to cause said Deed to be attested and the seal of the said COUNTY OF GILA to be affixed thereto by the Clerk of the said Supervisors.

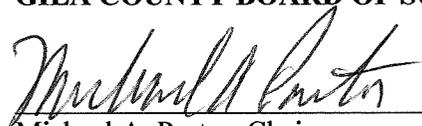
The above described quit claim deed and legal description are attached for informational purposes only and will be recorded as a separate document

PASSED AND ADOPTED this 15th day of August 2011, at Globe, Gila County, Arizona.

Attest:

GILA COUNTY BOARD OF SUPERVISORS

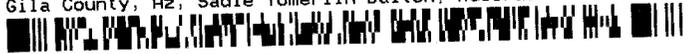

Marian Sheppard
Chief Deputy Clerk of the Board


Michael A. Pastor, Chairman

Approved as to form:


Bryan Chambers
Chief Deputy County Attorney





LEGAL DESCRIPTION

For AREA 2

That portion of the Results of Survey, Map No. 2049A thru 2049N, Gila County Records. Located in the SW 1/4 of Section 20, Township 11 North, Range 13 East of the Gila and Salt River Meridian, Gila County, Arizona, more particularly described as follows:

BEGINNING at the SE Corner of that Parcel "D" as shown on Record of Survey – Minor Land Division Map No. 3627 G.C.R., being a point on the Northerly Right-of-Way line of (Old) State Route Highway 260 as shown on said Map No. 2049A thru 2049N and a 1/2" Rebar with brass tag stamped R.L.S. 24516;

Thence: S 31° 57' 04" W, leaving said northerly Right-of-Way line, 65.97 feet to a 1/2" Rebar with brass tag stamped R.L.S. 24516 and a point on a non-tangent curve to the left, concave to the South, having a central angle of 15° 58' 55", a radius of 940.00 feet and radial bearing into the P.C. of N 06° 33' 20" E;

Thence: Westerly along the arc of said curve, 262.20 feet to a 1/2" Rebar with brass tag stamped R.L.S. 24516;

Thence: N 00° 03' 49" W, 60.76 feet to a 1/2" Rebar with brass tag stamped R.L.S. 24516 being a point on said Northerly Right-of-Way line and a non-tangent curve to the right, concave to the South, having a central angle of 17° 02' 13", a radius of 1000.00 feet and radial bearing into the P.C. of N 08° 51' 36" W;

Thence: Southeasterly along the arc of said curve and said Northerly Right-of-Way line, 297.35 feet to the **POINT OF BEGINNING**.

Encloses 16,788. SQ. FT. / 0.39 Acres.

ALONG WITH

Easement No. 3 being a Ingress-Egress and Public Utility easement being a portion of the above described Area 2, more particularly described as follows:

The West Fifteen feet (15') of the above described Area 2

RESERVING UNTO THE GRANTOR

Easement No. 2 being a Slope and Drainage easement being a portion of the above described Area 2, more particularly described as follows:

BEGINNING at the SE Corner of the above described Area 2, being a 1/2" Rebar with brass tag stamped R.L.S. 24516;



LEGAL CONT...

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Thence: N 31° 57' 04" E, along the easterly line of said Area 2, a distance of 22.09 feet to a point on a non-tangent curve to the left, concave to the SW, having a central angle of 02° 04' 24", a radius of 960.00 feet and radial bearing into the P.C. of N 07° 07' 15" E;

Thence: Southeasterly along the arc of said curve, 34.74 feet;

Thence: S 05° 02' 52" W, 20.00 feet to a point on a non-tangent curve to the right, concave to the SW, having a central angle of 01° 30' 28", a radius of 940.00 feet and radial bearing into the P.C. of N 05° 02' 52" E;

Thence: Southeasterly along the arc of said curve, 24.74 feet to the **POINT OF BEGINNING**.

SUBJECT TO: Arizona Revised Statute 28-7210 all Rights of way or easements of existing sewer, gas, water, or similar pipelines and appurtenances and for canals, laterals or ditches and appurtenances and for electric, telephone, and similar lines and appurtenances shall continue as they existed prior to the disposal or vacation thereof.

Project No. 11-040 .



EXPIRES 09-30-2011



LEGAL DESCRIPTION
For AREA 3

That portion of the Results of Survey, Map No. 2049A thru 2049N, Gila County Records. Located in the SW 1/4 of Section 20, Township 11 North, Range 13 East of the Gila and Salt River Meridian, Gila County, Arizona, more particularly described as follows:

BEGINNING at the SE Corner of that Parcel "E" as shown on Record of Survey – Minor Land Division Map No. 3627 G.C.R., being a point on the Northerly Right-of-Way line of (Old) State Route Highway 260 as shown on said Map No. 2049A thru 2049N and a ½" Rebar with brass tag stamped R.L.S. 24516;

Thence: S 00° 03' 49" E, leaving said northerly Right-of-Way line, 60.76 feet to a ½" Rebar with brass tag stamped R.L.S. 24516 and a point on a non-tangent curve to the left, concave to the SE, having a central angle of 10° 56' 18", a radius of 940.00 feet and radial bearing into the P.C. of N 09° 25' 35" W;

Thence: Southwesterly along the arc of said curve, 179.45 feet to a ½" Rebar with 2" Plastic cap stamped R.L.S. 33319;

Thence: N 80° 19' 13" W, 110.65 feet to a ½" Rebar with brass tag stamped R.L.S. 24516 being a point on said Northerly Right-of-Way line and a non-tangent curve to the right, concave to the SE, having a central angle of 17° 00' 05", a radius of 1000.00 feet and radial bearing into the P.C. of N 25° 51' 41" W;

Thence: Northeasterly along the arc of said curve and said Northerly Right-of-Way line, 296.73 feet to the **POINT OF BEGINNING**.

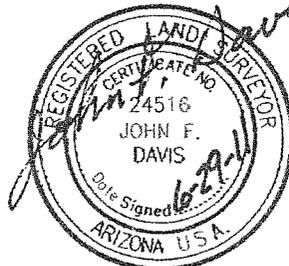
Encloses 14,355. SQ. FT./ 0.33 Acres.

ALONG WITH

Easement No. 4 being a Ingress-Egress and Public Utility easement being a portion of the above described Area 3, more particularly described as follows:

The East Fifteen feet (15') of the above described Area 3.

SUBJECT TO: Arizona Revised Statute 28-7210 all Rights of way or easements of existing sewer, gas, water, or similar pipelines and appurtenances and for canals, laterals or ditches and appurtenances and for electric, telephone, and similar lines and appurtenances shall continue as they existed prior to the disposal or vacation thereof.



EXPIRES 09-30-2011