

**RESOLUTION 2014-49**

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, ABANDONING WHATEVER RIGHT, TITLE, OR INTEREST IT HAS IN THE HILLSIDE PROTECTION EASEMENT AT EAGLES NEST PARCEL 11, LOT 235, AS RECORDED IN DOCUMENT 83117, RECORDS OF MARICOPA COUNTY, (16007 N. RINGTAIL TRAIL).

WHEREAS, the Mayor and Council of the Town of Fountain Hills (the "Town Council"), as the governing body of real property located in the Town of Fountain Hills (the "Town"), may require the dedication of public streets, sewer, water, drainage, and other utility easements or rights-of-way within any proposed subdivision; and

WHEREAS, the Town Council has the authority to accept or reject offers of dedication of private property by easement, deed, subdivision, plat or other lawful means; and

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, as follows:

SECTION 1. The property owner is granting a replacement Hillside Protection Easement of virtually equivalent area on the lot, the replacement easement will be recorded immediately following the recordation of the abandonment document.

SECTION 2. That this Resolution is one of abandonment and disclaimer by the Town solely for the purpose of removing any potential cloud on the title to said property and that the Town in no way attempts to affect the rights of any private party to oppose the abandonment or assert any right resulting there from or existing previous to any action by the Town.

**PASSED AND ADOPTED BY the Mayor and Council of the Town of Fountain Hills,  
December 4, 2014.**

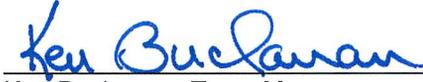
**FOR THE TOWN OF FOUNTAIN HILLS:**

  
Linda M. Kavanagh, Mayor

**ATTESTED TO:**

  
Bevelyn J. Bender, Town Clerk

**REVIEWED BY:**

  
Ken Buchanan, Town Manager

**APPROVED AS TO FORM:**

  
Andrew J. McGuire, Town Attorney



# TOWN OF FOUNTAIN HILLS

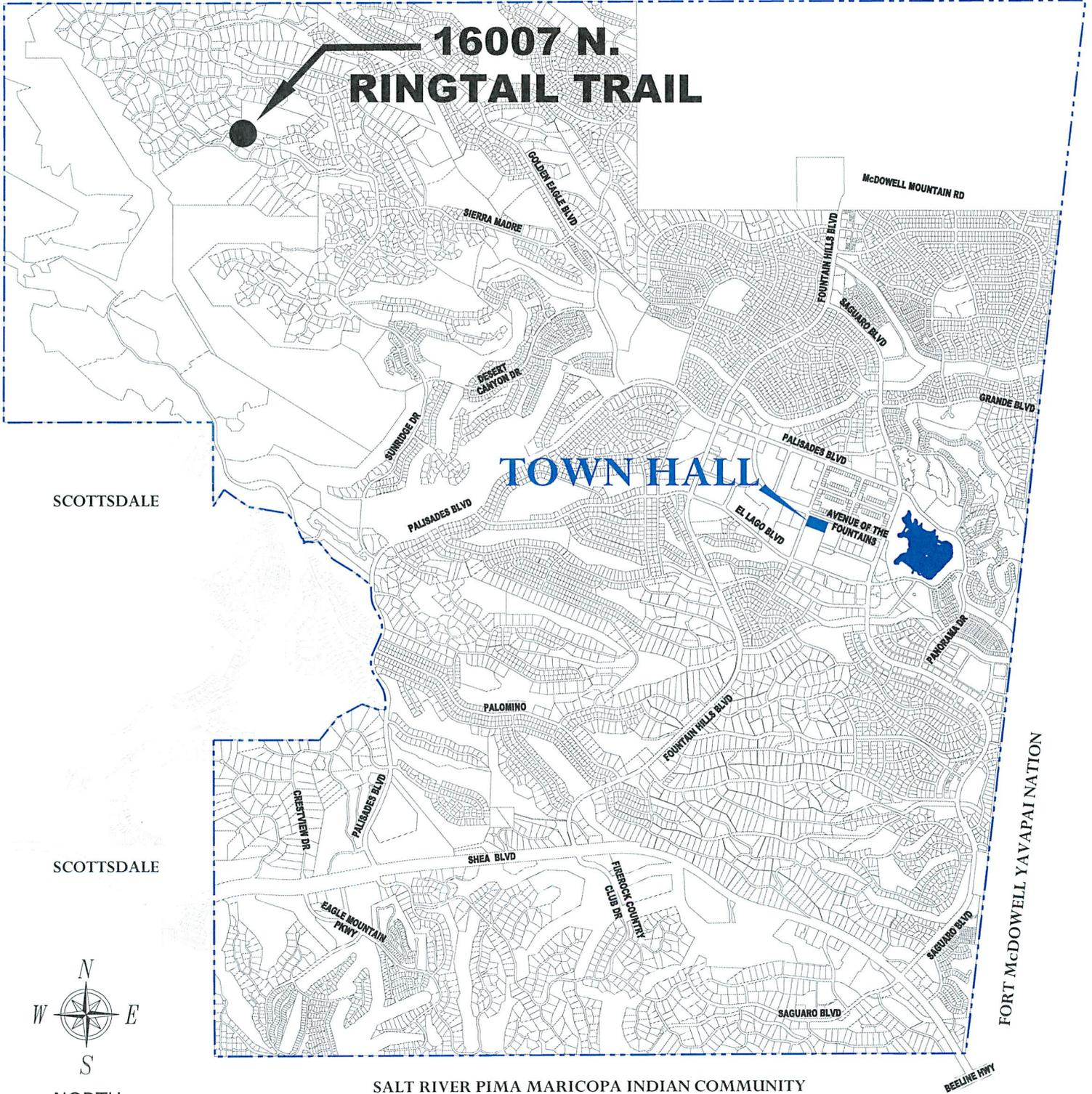
DEVELOPMENT SERVICES DEPARTMENT

## VICINITY MAP

TOWN BOUNDARY

McDOWELL MOUNTAIN PARK

**16007 N.  
RINGTAIL TRAIL**



SCOTTSDALE

SCOTTSDALE



NORTH

SCALE: 1" = 3500'

SALT RIVER PIMA MARICOPA INDIAN COMMUNITY

FORT McDOWELL YAVAPAI NATION