

RESOLUTION NO. 2011-04

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, ABANDONING WHATEVER RIGHT, TITLE, OR INTEREST IT HAS IN CERTAIN REAL PROPERTY AND AUTHORIZING THE EXCHANGE OF CERTAIN EASEMENTS GENERALLY LOCATED ALONG GOLDEN EAGLE BOULEVARD, EAST OF DESERT FOX PARKWAY.

WHEREAS, the Town of Fountain Hills (the "Town") is the owner of certain right-of-way generally located along Golden Eagle Boulevard, east of Desert Fox Parkway (the "Property") and certain easements appurtenant to the Property (the "Appurtenant Easements"); and

WHEREAS, the Mayor and Council of the Town of Fountain Hills (i) has determined that the Property is no longer needed for public use, (ii) has no useful purpose or value and (iii) desires to abandon whatever right, title, or interest it has in the Property; and

WHEREAS, pursuant to ARIZ. REV. STAT. § 28-7201, *et seq.*, the Town may abandon the Property without compensation to the Town from those to whom legal title to the Property will vest upon such abandonment (the "Recipients"), in the event the Recipients agree to assume (i) the cost of maintaining the Property and (ii) the liability for the Property; and

WHEREAS, the Town desires to vacate and abandon the Property and transfer its interest therein to the Recipients and the Recipients have agreed to assume (i) the cost of maintaining the Property and (ii) liability for the Property; and

WHEREAS, the Town desires to accept the dedication of certain alternate easements in exchange for the extinguishment of the Appurtenant Easements.

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

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The Property, as more particularly depicted on Exhibit A and described on Exhibit B and Exhibit C, each attached hereto and incorporated herein by reference, is hereby abandoned by the Town and the legal title thereto is vested in the Recipients, in accordance with ARIZ. REV. STAT. § 28-7205.

SECTION 3. A public utility and sidewalk easement and a public utility easement, each as more particularly depicted on Exhibit D and described on Exhibit E and Exhibit F, each attached hereto and incorporated herein by reference, are hereby abandoned by the Town.

SECTION 4. A vehicular no access easement and a no build easement, each as more particularly depicted on Exhibit G and described on Exhibit H and Exhibit I, each attached hereto and incorporated herein by reference, are hereby abandoned by the Town.

SECTION 5. The dedication of a public utility and sidewalk easement and a public utility easement, each as more particularly depicted on Exhibit J and described on Exhibit K and Exhibit L, each attached hereto and incorporated herein by reference, are hereby accepted by the Town.

SECTION 6. The dedication of a vehicular no access easement and a no build easement, each as more particularly depicted on Exhibit M and described on Exhibit N and Exhibit O, each attached hereto and incorporated herein by reference, are hereby accepted by the Town.

SECTION 7. If any provision of this Resolution is for any reason held by any court of competent jurisdiction to be unenforceable, such provision or portion hereof shall be deemed separate, distinct, and independent of all other provisions and such holding shall not affect the validity of the remaining portions of this Resolution.

SECTION 8. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps and to execute all documents necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills, February 3, 2011.

FOR THE TOWN OF FOUNTAIN HILLS:



Jay T. Schlum, Mayor

ATTESTED TO:



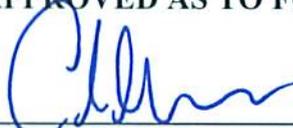
Bevelyn J. Bender, Town Clerk

REVIEWED BY:



Richard L. Davis, Town Manager

APPROVED AS TO FORM:



Andrew J. McGuire, Town Attorney

**EXHIBIT A
TO
RESOLUTION NO. 2011-04**

[Map of Property Abandonment]

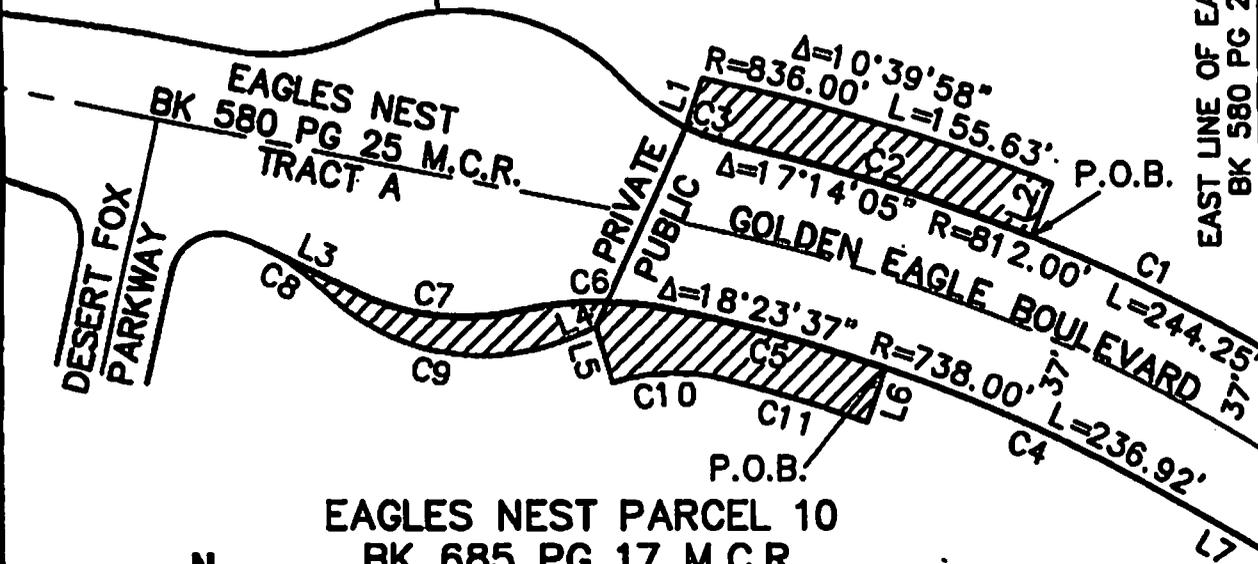
See following page.

EXHIBIT "A"

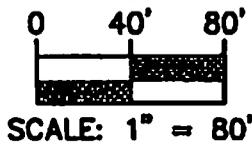
LOT 1
EAGLES NEST PARCEL 8
BK 683 PG 24 M.C.R. TRACT A

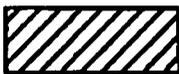
EAST LINE OF EAGLES NEST
BK 580 PG 25 M.C.R.

LOT 61
BK 159 PG 31 M.C.R.



EAGLES NEST PARCEL 10
BK 685 PG 17 M.C.R.
TRACT B



 EXISTING RIGHT OF WAY TO BE ABANDONED

LOT 1
BK 409 PG 26
M.C.R.

LINE TABLE		
LINE	BEARING	LENGTH
L1	N19°23'15"E	21.52'
L2	S21°48'46"W	24.00'
L3	N64°01'19"W	42.29'
L4	N66°49'15"E	11.27'
L5	S16°57'58"E	24.67'
L6	N18°57'06"E	24.00'
L7	N60°10'00"W	39.53'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	7°48'57"	812.00'	110.77'
C2	9°25'09"	812.00'	133.49'
C3	13°22'23"	90.00'	21.01'
C4	10°52'54"	738.00'	140.16'
C5	7°30'43"	738.00'	96.76'
C6	24°14'12"	150.00'	63.45'
C7	38°46'31"	107.00'	72.41'
C8	19°12'31"	90.00'	30.17'
C9	68°21'57"	96.00'	114.55'
C10	30°46'34"	90.00'	48.34'
C11	5°08'30"	714.00'	64.07'

FOR: **EAGLES NEST - GOLDEN EAGLE BLVD.**

SCALE 1" = 80'
SHEET 1 OF 3



DRAWN: ABANDONMENTS
PROJECT: 8340.006
DRAWN: spb
CHECKED: JGS

**GOLDEN EAGLE BOULEVARD
RIGHTS OF WAY
ABANDONMENT EXHIBIT**

**EXHIBIT B
TO
RESOLUTION NO. 2011-04**

[Legal Description of Property Abandonment]

See following page.

EXHIBIT "B"

**GOLDEN EAGLE BOULEVARD
NORTHERLY RIGHT OF WAY ABANDONMENT
LEGAL DESCRIPTION**

ALL THAT PORTION OF GOLDEN EAGLE BOULEVARD AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE ALSO BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD, THE CENTER OF WHICH BEARS SOUTH 29°37'43" WEST 812.00 FEET, THROUGH A CENTRAL ANGLE OF 7°48'57" AN ARC DISTANCE OF 110.77 FEET TO THE POINT OF BEGINNING;

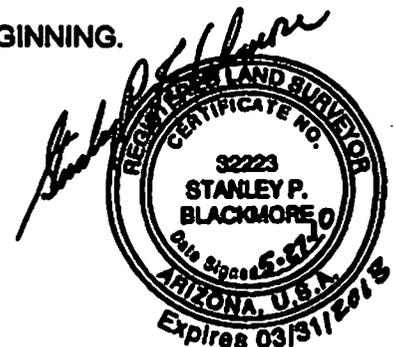
THENCE CONTINUING WESTERLY ALONG SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 9°25'09" AN ARC DISTANCE OF 133.49 FEET;

THENCE ALONG A REVERSE CURVE, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 90.00 FEET, THROUGH A CENTRAL ANGLE OF 13°22'23" AN ARC DISTANCE OF 21.01 FEET TO A POINT ON SAID NORTHERLY RIGHT OF WAY LINE;

THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING THREE COURSES:

- 1) NORTH 19°23'15" EAST, 21.52 FEET;**
- 2) SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 11°08'48" WEST 836.00 FEET, THROUGH A CENTRAL ANGLE OF 10°39'58" AN ARC DISTANCE OF 155.63 FEET;**
- 3) SOUTH 21°48'46" WEST, 24.00 FEET TO THE POINT OF BEGINNING.**

CONTAINING 3,704 SQUARE FEET, MORE OR LESS.



**EXHIBIT C
TO
RESOLUTION NO. 2011-04**

[Legal Description of Property Abandonment]

See following pages.

EXHIBIT "C"

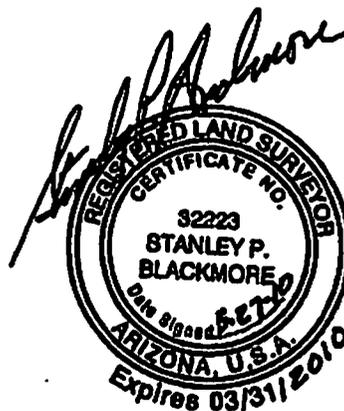
**GOLDEN EAGLE BOULEVARD
SOUTHERLY RIGHT OF WAY ABANDONMENT
LEGAL DESCRIPTION**

ALL THAT PORTION OF TRACT A AND OF THE PUBLIC STREET RIGHT-OF-WAY, ALSO REFERED TO AS GOLDEN EAGLE BOULEVARD, AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

**COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE SOUTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTH 60°10'00" WEST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 39.53 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE ALONG A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 738.00 FEET, THROUGH A CENTRAL ANGLE OF 10°52'54" AN ARC DISTANCE OF 140.16 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 7°30'43" AN ARC DISTANCE OF 98.76 FEET;
THENCE ALONG A COMPOUND CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 150.00 FEET, THROUGH A CENTRAL ANGLE OF 24°14'12" AN ARC DISTANCE OF 63.45 FEET;
THENCE ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 107.00 FEET, THROUGH A CENTRAL ANGLE OF 38°46'31" AN ARC DISTANCE OF 72.41 FEET;
THENCE NORTH 64°01'19" WEST, A DISTANCE OF 42.29 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE;
THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE THE FOLLOWING SEVEN COURSES:**

- 1) SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 25°58'41" WEST 90.00 FEET, THROUGH A CENTRAL ANGLE OF 19°12'31" AN ARC DISTANCE OF 30.17 FEET;
- 2) ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 96.00 FEET, THROUGH A CENTRAL ANGLE OF 68°21'57" AN ARC DISTANCE OF 114.55 FEET;
- 3) NORTH 68°49'15" EAST, 11.27 FEET;
- 4) SOUTH 16°57'58" EAST, 24.67 FEET;
- 5) EASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 16°57'58" EAST 90.00 FEET, THROUGH A CENTRAL ANGLE OF 30°46'34" AN ARC DISTANCE OF 48.34 FEET;
- 6) ALONG A COMPOUND CURVE CONCAVE TO THE TO THE SOUTH, HAVING A RADIUS OF 714.00 FEET, THROUGH A CENTRAL ANGLE OF 5°08'30" AN ARC DISTANCE OF 64.07 FEET;
- 7) THENCE NORTH 18°57'06" EAST, 24.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,837 SQUARE FEET, MORE OR LESS.

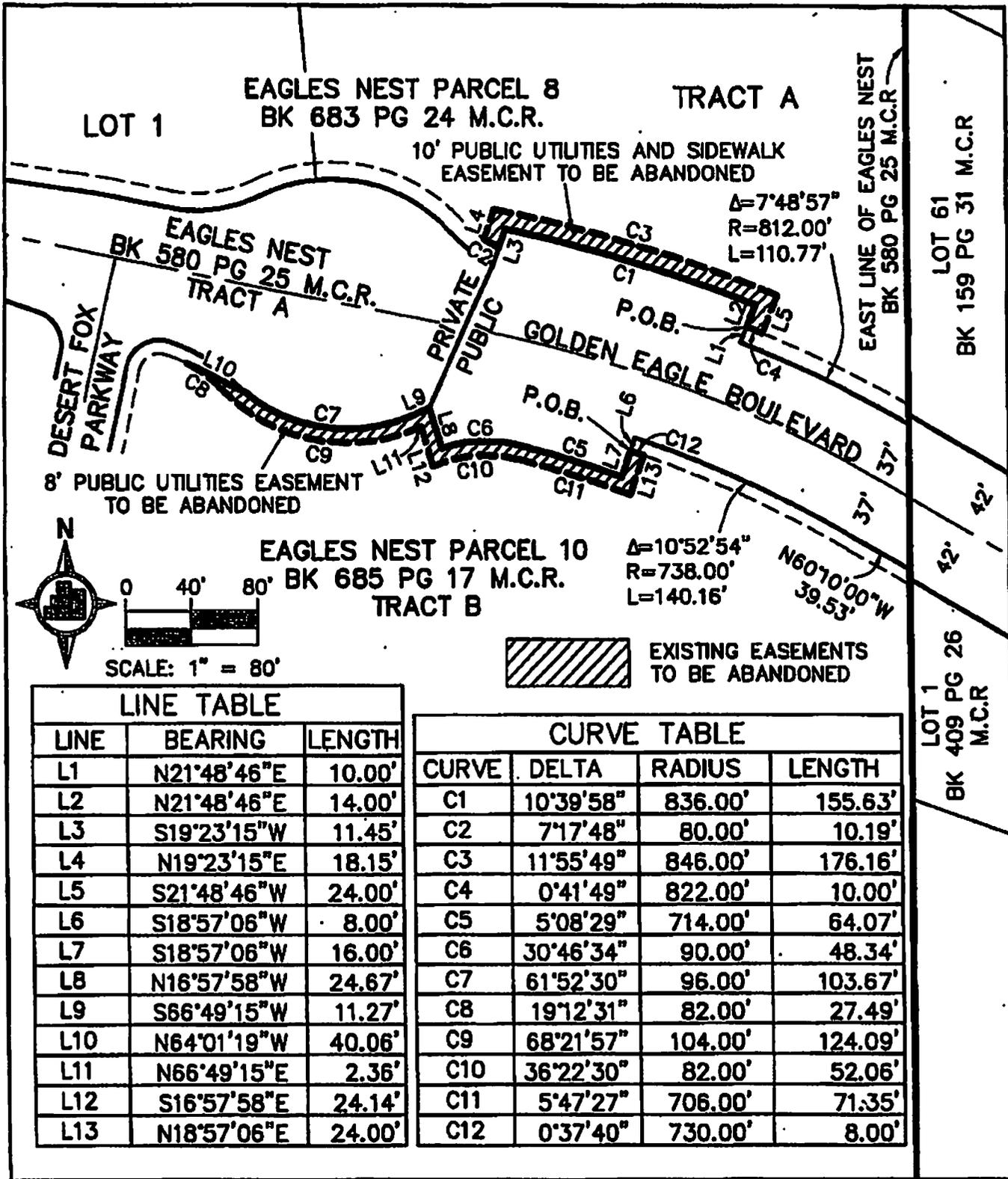


**EXHIBIT D
TO
RESOLUTION NO. 2011-04**

[Map of Public Utility and Sidewalk Easement and Public Utility Easement Abandonment]

See following page.

EXHIBIT "D"



LINE TABLE

LINE	BEARING	LENGTH
L1	N21°48'46"E	10.00'
L2	N21°48'46"E	14.00'
L3	S19°23'15"W	11.45'
L4	N19°23'15"E	18.15'
L5	S21°48'46"W	24.00'
L6	S18°57'06"W	8.00'
L7	S18°57'06"W	16.00'
L8	N16°57'58"W	24.67'
L9	S66°49'15"W	11.27'
L10	N64°01'19"W	40.06'
L11	N66°49'15"E	2.36'
L12	S16°57'58"E	24.14'
L13	N18°57'06"E	24.00'

CURVE TABLE

CURVE	DELTA	RADIUS	LENGTH
C1	10°39'58"	836.00'	155.63'
C2	7°17'48"	80.00'	10.19'
C3	11°55'49"	846.00'	176.16'
C4	0°41'49"	822.00'	10.00'
C5	5°08'29"	714.00'	64.07'
C6	30°46'34"	90.00'	48.34'
C7	61°52'30"	96.00'	103.67'
C8	19°12'31"	82.00'	27.49'
C9	68°21'57"	104.00'	124.09'
C10	36°22'30"	82.00'	52.06'
C11	5°47'27"	706.00'	71.35'
C12	0°37'40"	730.00'	8.00'

FOR: **EAGLES NEST - GOLDEN EAGLE BLVD**

SCALE: 1" = 80'
SHEET: 1 of 5



DRAWN: PUE ABAND
PROJECT: 8340.006
DRAWN: WJ
CHECKED: spb

**PUBLIC UTILITIES EASEMENT
AND SIDEWALK EASEMENT
ABANDONMENT EXHIBIT**

**EXHIBIT E
TO
RESOLUTION NO. 2011-04**

[Legal Description of Public Utility and Sidewalk Easement Abandonment]

See following pages.

EXHIBIT "E"
GOLDEN EAGLE BOULEVARD
PUBLIC UTILITIES AND SIDEWALK EASEMENT ABANDONMENT
LOCATED IN EAGLES NEST PARCEL 8
LEGAL DESCRIPTION

ALL THAT PORTION OF THE PUBLIC UTILITIES AND SIDEWALK EASEMENT ADJACENT TO THE NORTHERLY RIGHT OF WAY LINE OF GOLDEN EAGLE BOULEVARD LOCATED IN TRACT "A" OF EAGLES NEST PARCEL 8, RECORDED IN BOOK 683 OF MAPS AT PAGE 24, MARICOPA COUNTY RECORDS, AND DEDICATED ON THE FINAL PLAT OF EAGLES NEST, RECORDED IN BOOK 580 OF MAPS AT PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE ALSO BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD AND THE SOUTHERLY LINE OF SAID EASEMENT, THE CENTER OF WHICH BEARS SOUTH 29°37'43" WEST 812.00 FEET, THROUGH A CENTRAL ANGLE OF 7°48'57" AN ARC DISTANCE OF 110.77 FEET; THENCE NORTH 21°48'46" EAST, 10.00 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID SOUTHERLY EASEMENT LINE THE FOLLOWING THREE COURSES:

- 1) CONTINUING NORTH 21°48'46" EAST, 14.00 FEET;**
- 2) NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 21°48'46" WEST 836.00 FEET, THROUGH A CENTRAL ANGLE OF 10°39'58", AN ARC DISTANCE OF 155.63 FEET;**
- 3) SOUTH 19°23'15" WEST, 11.45 FEET;**

THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS NORTH 26°34'06" EAST 80.00 FEET, THROUGH A CENTRAL ANGLE OF 7°17'48"

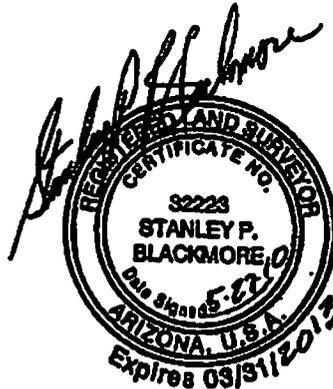
AN ARC DISTANCE OF 10.19 FEET TO AN ANGLE POINT IN THE NORTHERLY LINE OF SAID EASEMENT;

THENCE ALONG THE NORTHERLY LINE OF SAID EASEMENT THE FOLLOWING THREE COURSES:

- 1) NORTH 19°23'15" EAST, 18.15 FEET;
- 2) THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 10°33'36" WEST 848.00 FEET, THROUGH A CENTRAL ANGLE OF 11°55'49" AN ARC DISTANCE OF 176.16 FEET;
- 3) SOUTH 21°48'46" WEST, 24.00 FEET;

THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 22°30'35" WEST 822.00 FEET, THROUGH A CENTRAL ANGLE OF 0°41'49" AN ARC DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,998 SQUARE FEET, MORE OR LESS.



**EXHIBIT F
TO
RESOLUTION NO. 2011-04**

[Legal Description of Public Utility Easement Abandonment]

See following pages.

EXHIBIT "F"

**GOLDEN EAGLE BOULEVARD
PUBLIC UTILITIES EASEMENT ABANDONMENT
LOCATED IN EAGLES NEST PARCEL 10
LEGAL DESCRIPTION**

ALL THAT PORTION OF THE PUBLIC UTILITIES EASEMENT ADJACENT TO THE SOUTHERLY RIGHT OF WAY LINE OF GOLDEN EAGLE BOULEVARD LOCATED IN TRACT B OF EAGLES NEST PARCEL 10, RECORDED IN BOOK 685 OF MAPS AT PAGE 17, MARICOPA COUNTY RECORDS, AND DEDICATED ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS AT PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE SOUTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTH 60°10'00" WEST ALONG SAID SOUTHERLY RIGHT OF WAY LINE ALSO BEING THE NORTHERLY LINE OF SAID EASEMENT, A DISTANCE OF 39.53 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE AND NORTHERLY EASEMENT LINE ALONG A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 738.00 FEET, THROUGH A CENTRAL ANGLE OF 10°52'54" AN ARC DISTANCE OF 140.16 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE AND NORTHERLY EASEMENT LINE SOUTH 18°57'06" WEST, 8.00 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID NORTHERLY EASEMENT LINE THE FOLLOWING SIX COURSES:

- 1) CONTINUING SOUTH 18°57'06" WEST, 16.00 FEET;**
- 2) NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 18°57'06" WEST 714.00 FEET, THROUGH A CENTRAL ANGLE OF 5°08'29" AN ARC DISTANCE OF 64.07 FEET;**

3) ALONG A COMPOUND CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 90.00 FEET, THROUGH A CENTRAL ANGLE OF 30°46'34" AN ARC DISTANCE OF 48.34 FEET;

4) NORTH 16°57'58" WEST, 24.67 FEET;

5) SOUTH 66°49'15" WEST, 11.27 FEET;

6) ALONG A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 96.00 FEET, THROUGH A CENTRAL ANGLE OF 61°52'30" AN ARC DISTANCE OF 103.67 FEET;

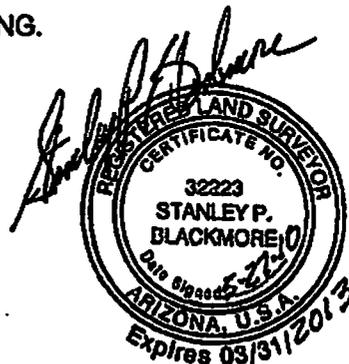
THENCE NORTH 64°01'19" WEST, 40.06 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID EASEMENT;

THENCE ALONG THE SOUTHERLY LINE OF SAID EASEMENT THE FOLLOWING SEVEN COURSES:

- 1) SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 25°58'41" WEST 82.00 FEET, THROUGH A CENTRAL ANGLE OF 19°12'31" AN ARC DISTANCE OF 27.49 FEET;
- 2) ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 104.00 FEET, THROUGH A CENTRAL ANGLE OF 68°21'57" AN ARC DISTANCE OF 124.09 FEET;
- 3) NORTH 66°49'15" EAST, 2.36 FEET;
- 4) SOUTH 16°57'58" EAST 24.14 FEET;
- 5) EASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 22°33'53" EAST 82.00 FEET, THROUGH A CENTRAL ANGLE OF 36°22'30" AN ARC DISTANCE OF 52.06 FEET;
- 6) ALONG A COMPOUND CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 706.00 FEET, THROUGH A CENTRAL ANGLE OF 5°47'27" AN ARC DISTANCE OF 71.35 FEET;
- 7) NORTH 18°57'06" EAST, 24.00 FEET;

THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 19°34'46" WEST 730.00 FEET, THROUGH A CENTRAL ANGLE OF 0°37'40" AN ARC DISTANCE OF 8.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,335 SQUARE FEET, MORE OR LESS.

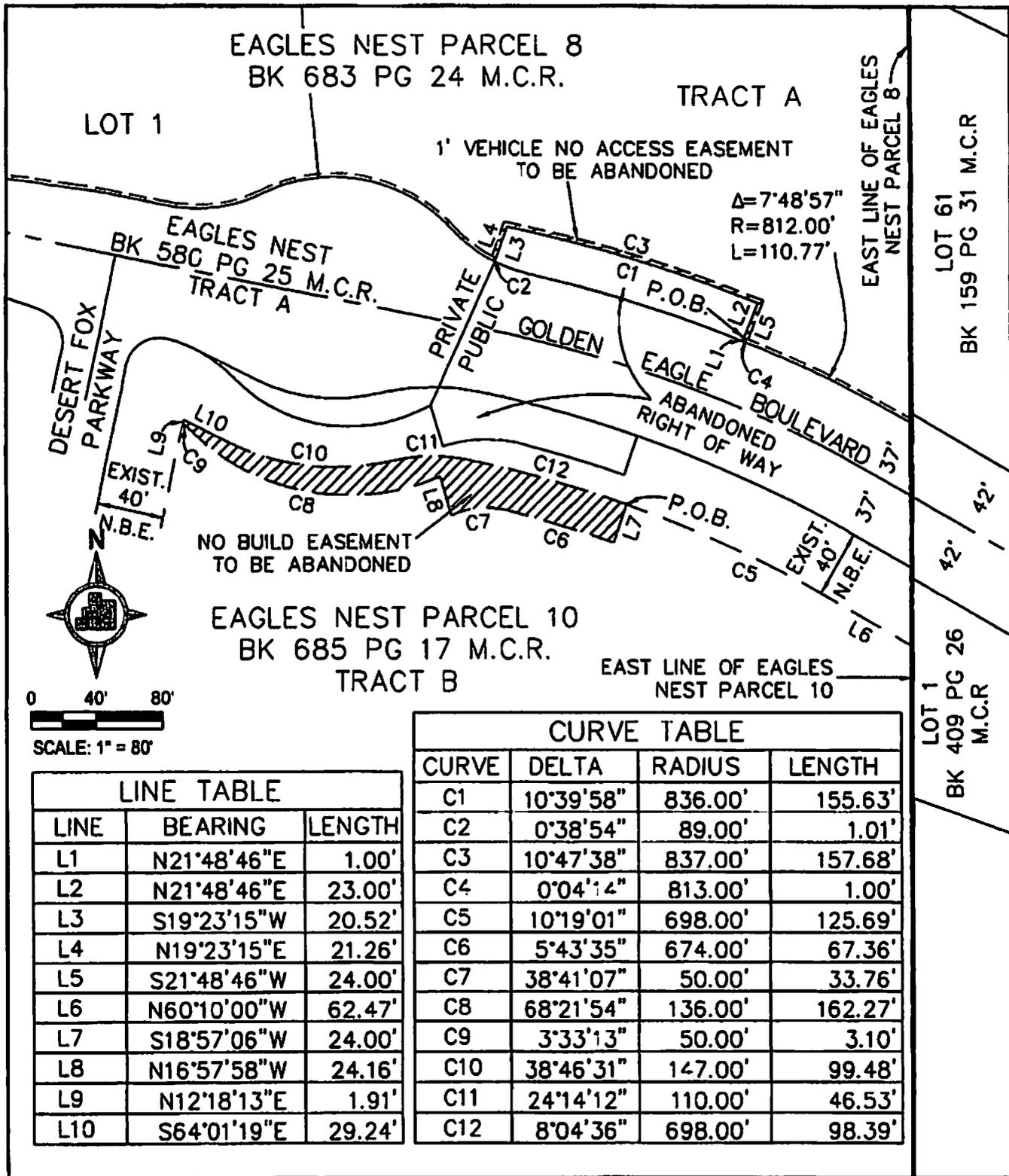


**EXHIBIT G
TO
RESOLUTION NO. 2011-04**

[Map of Vehicle No Access Easement and No Build Easement Abandonment]

See following page.

EXHIBIT "G"



CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	10°39'58"	836.00'	155.63'
C2	0°38'54"	89.00'	1.01'
C3	10°47'38"	837.00'	157.68'
C4	0°04'14"	813.00'	1.00'
C5	10°19'01"	698.00'	125.69'
C6	5°43'35"	674.00'	67.36'
C7	38°41'07"	50.00'	33.76'
C8	68°21'54"	136.00'	162.27'
C9	3°33'13"	50.00'	3.10'
C10	38°46'31"	147.00'	99.48'
C11	24°14'12"	110.00'	46.53'
C12	8°04'36"	698.00'	98.39'

LINE TABLE		
LINE	BEARING	LENGTH
L1	N21°48'46"E	1.00'
L2	N21°48'46"E	23.00'
L3	S19°23'15"W	20.52'
L4	N19°23'15"E	21.26'
L5	S21°48'46"W	24.00'
L6	N60°10'00"W	62.47'
L7	S18°57'06"W	24.00'
L8	N16°57'58"W	24.16'
L9	N12°18'13"E	1.91'
L10	S64°01'19"E	29.24'

FOR: *EAGLES NEST - GOLDEN EAGLE BLVD* SCALE: 1" = 80'
SHEET: 1 OF 1



DRAWING: ABAND VNAE
PROJECT: 8340.006
DRAWN: spb
CHECKED: spb

1' VEHICLE NO ACCESS EASEMENT AND 40' NO BUILD EASEMENT
ABANDONMENT EXHIBIT

**EXHIBIT H
TO
RESOLUTION NO. 2011-04**

[Legal Description of Vehicle No Access Easement Abandonment]

See following pages.

EXHIBIT "H"

**GOLDEN EAGLE BOULEVARD
VEHICLE NO ACCESS EASEMENT ABANDONMENT
LOCATED IN EAGLES NEST PARCEL 8
LEGAL DESCRIPTION**

**ALL THAT PORTION OF THE VEHICLE NO ACCESS EASEMENT ADJACENT TO THE
NORTHERLY RIGHT OF WAY LINE OF GOLDEN EAGLE BOULEVARD LOCATED IN TRACT
"A" AS SHOWN ON FINAL PLAT OF EAGLES NEST PARCEL 8, RECORDED IN BOOK 683
OF MAPS AT PAGE 24, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID EAGLES NEST
PARCEL 8 WITH THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE
BOULEVARD; THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE ALSO
BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD
AND THE SOUTHERLY LINE OF SAID EASEMENT, THE CENTER OF WHICH BEARS
SOUTH 29°37'43" WEST 812.00 FEET, THROUGH A CENTRAL ANGLE OF 7°48'57" AN ARC
DISTANCE OF 110.77 FEET; THENCE NORTH 21°48'46" EAST, 1.00 FEET TO THE POINT
OF BEGINNING;**

**THENCE CONTINUING ALONG SAID SOUTHERLY LINE THE FOLLOWING THREE
COURSES:**

- 1) CONTINUING NORTH 21°48'46" EAST, 23.00 FEET;**
- 2) NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH
BEARS SOUTH 21°48'46" WEST 836.00 FEET, THROUGH A CENTRAL ANGLE OF
10°39'58", AN ARC DISTANCE OF 155.83 FEET;**
- 3) SOUTH 19°23'15" WEST, 20.52 FEET;**

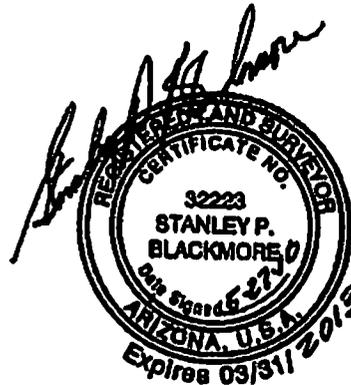
**THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH
BEARS NORTH 25°50'20" EAST 89.00 FEET, THROUGH A CENTRAL ANGLE OF 0°38'54"
AN ARC DISTANCE OF 1.01 FEET TO AN ANGLE POINT IN THE NORTHERLY LINE OF
SAID EASEMENT;**

THENCE ALONG THE NORTHERLY LINE OF SAID EASEMENT THE FOLLOWING THREE COURSES:

- 1) NORTH 19°23'15" EAST, 21.26 FEET;
- 2) THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 11°05'14" WEST 837.00 FEET, THROUGH A CENTRAL ANGLE OF 10°47'38" AN ARC DISTANCE OF 157.68 FEET;
- 3) SOUTH 21°48'48" WEST, 24.00 FEET;

THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 21°53'00" WEST 813.00 FEET, THROUGH A CENTRAL ANGLE OF 0°04'14" AN ARC DISTANCE OF 1.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 201 SQUARE FEET, MORE OR LESS.



**EXHIBIT I
TO
RESOLUTION NO. 2011-04**

[Legal Description of No Build Easement Abandonment]

See following pages.

EXHIBIT "I"
GOLDEN EAGLE BOULEVARD
NO BUILD EASEMENT ABANDONMENT
LOCATED IN EAGLES NEST PARCEL 10
LEGAL DESCRIPTION

ALL THAT PORTION OF THE NO BUILD EASEMENT ADJACENT TO THE SOUTHERLY RIGHT OF WAY LINE OF GOLDEN EAGLE BOULEVARD LOCATED IN TRACT B AS SHOWN ON FINAL PLAT OF EAGLES NEST PARCEL 10, RECORDED IN BOOK 685 OF MAPS AT PAGE 17, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

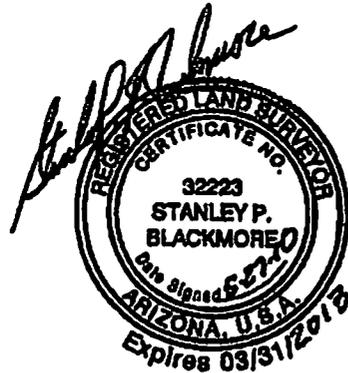
COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID EAGLES NEST PARCEL 10, WITH THE SOUTHERLY LINE OF SAID NO BUILD EASEMENT; THENCE NORTH 60°10'00" WEST ALONG SAID SOUTHERLY EASEMENT LINE, A DISTANCE OF 62.47 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY EASEMENT LINE ALONG A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 698.00 FEET, THROUGH A CENTRAL ANGLE OF 10°19'01" AN ARC DISTANCE OF 125.69 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID SOUTHERLY EASEMENT LINE THE FOLLOWING SIX COURSES:

- 1) SOUTH 18°57'06" WEST, 24.00 FEET;**
- 2) NORTHWESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 19°32'11" WEST 674.00 FEET, THROUGH A CENTRAL ANGLE OF 5°43'35" AN ARC DISTANCE OF 67.36 FEET;**
- 3) ALONG A COMPOUND CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 50.00 FEET, THROUGH A CENTRAL ANGLE OF 38°41'07" AN ARC DISTANCE OF 33.76 FEET;**
- 4) NORTH 16°57'58" WEST, 24.16 FEET;**
- 5) WESTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS NORTH 23°10'42" WEST 136.00 FEET, THROUGH A CENTRAL ANGLE OF 68°21'54" AN ARC DISTANCE OF 162.27 FEET;**

8) ALONG A REVERSE CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 50.00 FEET, THROUGH A CENTRAL ANGLE OF 3°33'13" AN ARC DISTANCE OF 3.10 FEET TO AN ANGLE POINT IN SAID SOUTHERLY EASEMENT LINE;
THENCE NORTH 12°18'13" EAST, 1.91 FEET;
THENCE SOUTH 64°01'19" EAST, 29.24 FEET;
THENCE ALONG A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 147.00 FEET, THROUGH A CENTRAL ANGLE OF 38°46'31" AN ARC DISTANCE OF 99.48 FEET;
THENCE ALONG A REVERSE CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 110.00 FEET, THROUGH A CENTRAL ANGLE OF 24°14'12" AN ARC DISTANCE OF 46.53 FEET;
THENCE ALONG A COMPOUND CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 698.00 FEET, THROUGH A CENTRAL ANGLE OF 8°04'36" AN ARC DISTANCE OF 98.39 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,900 SQUARE FEET, MORE OR LESS.

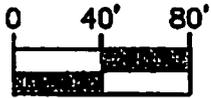
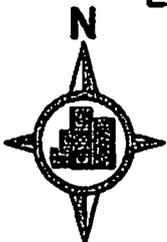
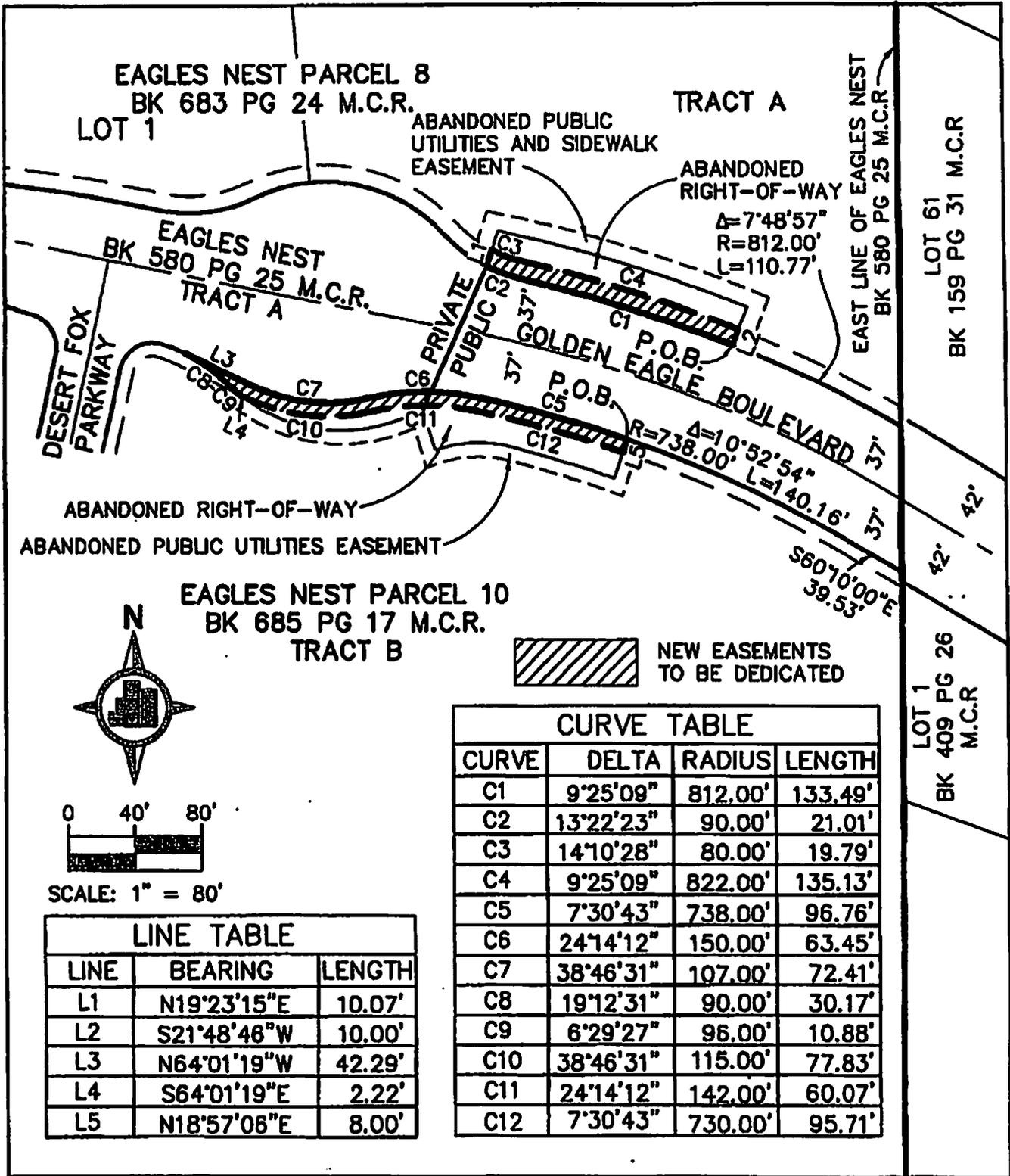


**EXHIBIT J
TO
RESOLUTION NO. 2011-04**

[Map of Public Utility and Sidewalk Easement and Public Utility Easement Dedication]

See following page.

EXHIBIT "J"



SCALE: 1" = 80'

LINE TABLE		
LINE	BEARING	LENGTH
L1	N19°23'15"E	10.07'
L2	S21°48'46"W	10.00'
L3	N64°01'19"W	42.29'
L4	S64°01'19"E	2.22'
L5	N18°57'06"E	8.00'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	9°25'09"	812.00'	133.49'
C2	13°22'23"	90.00'	21.01'
C3	14°10'28"	80.00'	19.79'
C4	9°25'09"	822.00'	135.13'
C5	7°30'43"	738.00'	96.76'
C6	24°14'12"	150.00'	63.45'
C7	38°46'31"	107.00'	72.41'
C8	19°12'31"	90.00'	30.17'
C9	6°29'27"	96.00'	10.88'
C10	38°46'31"	115.00'	77.83'
C11	24°14'12"	142.00'	60.07'
C12	7°30'43"	730.00'	95.71'

FOR: **EAGLES NEST - GOLDEN EAGLE BLVD**

SCALE: 1" = 80'
SHEET: 1 OF 4



DRAWING: PUE DEDICATION
PROJECT: 8340006
DRAWN: WJ
CHECKED: spb

**PUBLIC UTILITIES AND
SIDEWALK EASEMENT
DEDICATION EXHIBIT**

EXHIBIT K
TO
RESOLUTION NO. 2011-04

[Legal Description of Public Utility and Sidewalk Easement Dedication]

See following page.

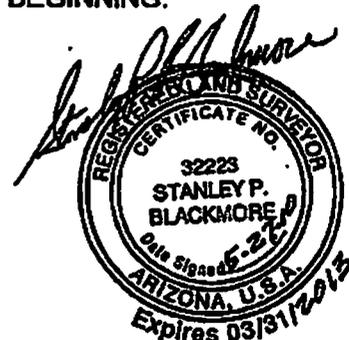
EXHIBIT "K"

**GOLDEN EAGLE BOULEVARD
PUBLIC UTILITIES AND SIDEWALK EASEMENT DEDICATION
LEGAL DESCRIPTION**

ALL THAT PORTION OF THE PUBLIC STREET RIGHT-OF-WAY, REFERRED TO AS GOLDEN EAGLE BOULEVARD, AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE ALSO BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD, THE CENTER OF WHICH BEARS SOUTH 29°37'43" WEST 812.00 FEET, THROUGH A CENTRAL ANGLE OF 7°48'57" AN ARC DISTANCE OF 110.77 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING WESTERLY ALONG SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 9°25'09" AN ARC DISTANCE OF 133.49 FEET; THENCE ALONG A REVERSE CURVE, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 90.00 FEET, THROUGH A CENTRAL ANGLE OF 13°22'23" AN ARC DISTANCE OF 21.01 FEET TO A POINT ON SAID NORTHERLY RIGHT OF WAY LINE; THENCE NORTH 19°23'15" EAST, 10.07 FEET; THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS NORTH 26°34'06" EAST 80.00 FEET, THROUGH A CENTRAL ANGLE OF 14°10'28" AN ARC DISTANCE OF 19.79 FEET; THENCE ALONG A REVERSE CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 822.00 FEET, THROUGH A CENTRAL ANGLE OF 9°25'09" AN ARC DISTANCE OF 135.13 FEET; THENCE SOUTH 21°48'46" WEST, 10.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,547 SQUARE FEET, MORE OR LESS.



**EXHIBIT L
TO
RESOLUTION NO. 2011-04**

[Legal Description of Public Utility Easement Dedication]

See following pages.

EXHIBIT "L"

**GOLDEN EAGLE BOULEVARD
PUBLIC UTILITIES EASEMENT DEDICATION
LEGAL DESCRIPTION**

ALL THAT PORTION OF THE PUBLIC STREET RIGHT-OF-WAY AND OF TRACT A, ALSO REFERED TO AS GOLDEN EAGLE BOULEVARD, AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

**COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE SOUTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTH 60°10'00" WEST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 39.53 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE ALONG A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 738.00 FEET, THROUGH A CENTRAL ANGLE OF 10°52'54" AN ARC DISTANCE OF 140.16 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 7°30'43" AN ARC DISTANCE OF 96.76 FEET;
THENCE ALONG A COMPOUND CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 150.00 FEET, THROUGH A CENTRAL ANGLE OF 24°14'12" AN ARC DISTANCE OF 63.45 FEET;
THENCE ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 107.00 FEET, THROUGH A CENTRAL ANGLE OF 38°46'31" AN ARC DISTANCE OF 72.41 FEET;
THENCE NORTH 64°01'19" WEST, A DISTANCE OF 42.29 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE;
THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE THE FOLLOWING TWO COURSES:**

1) SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 25°58'41" WEST 90.00 FEET, THROUGH A CENTRAL ANGLE OF 19°12'31" AN ARC DISTANCE OF 30.17 FEET;

2) ALONG A REVERSE CURVE CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 96.00 FEET, THROUGH A CENTRAL ANGLE OF 6°29'27" AN ARC DISTANCE OF 10.88 FEET;

THENCE SOUTH 64°01'19" EAST, 2.22 FEET;

THENCE ALONG A CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 115.00 FEET, THROUGH A CENTRAL ANGLE OF 38°46'31" AN ARC DISTANCE OF 77.83 FEET;

THENCE ALONG A REVERSE CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 142.00 FEET, THROUGH A CENTRAL ANGLE OF 24°14'12" AN ARC DISTANCE OF 60.07 FEET;

THENCE ALONG A COMPOUND CURVE CONCAVE TO THE TO THE SOUTHWEST, HAVING A RADIUS OF 730.00 FEET, THROUGH A CENTRAL ANGLE OF 7°30'43" AN ARC DISTANCE OF 95.71 FEET;

THENCE NORTH 18°57'06" EAST, 8.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,001 SQUARE FEET, MORE OR LESS.

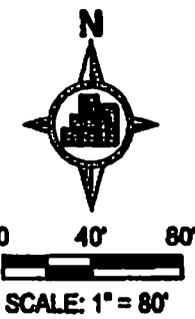
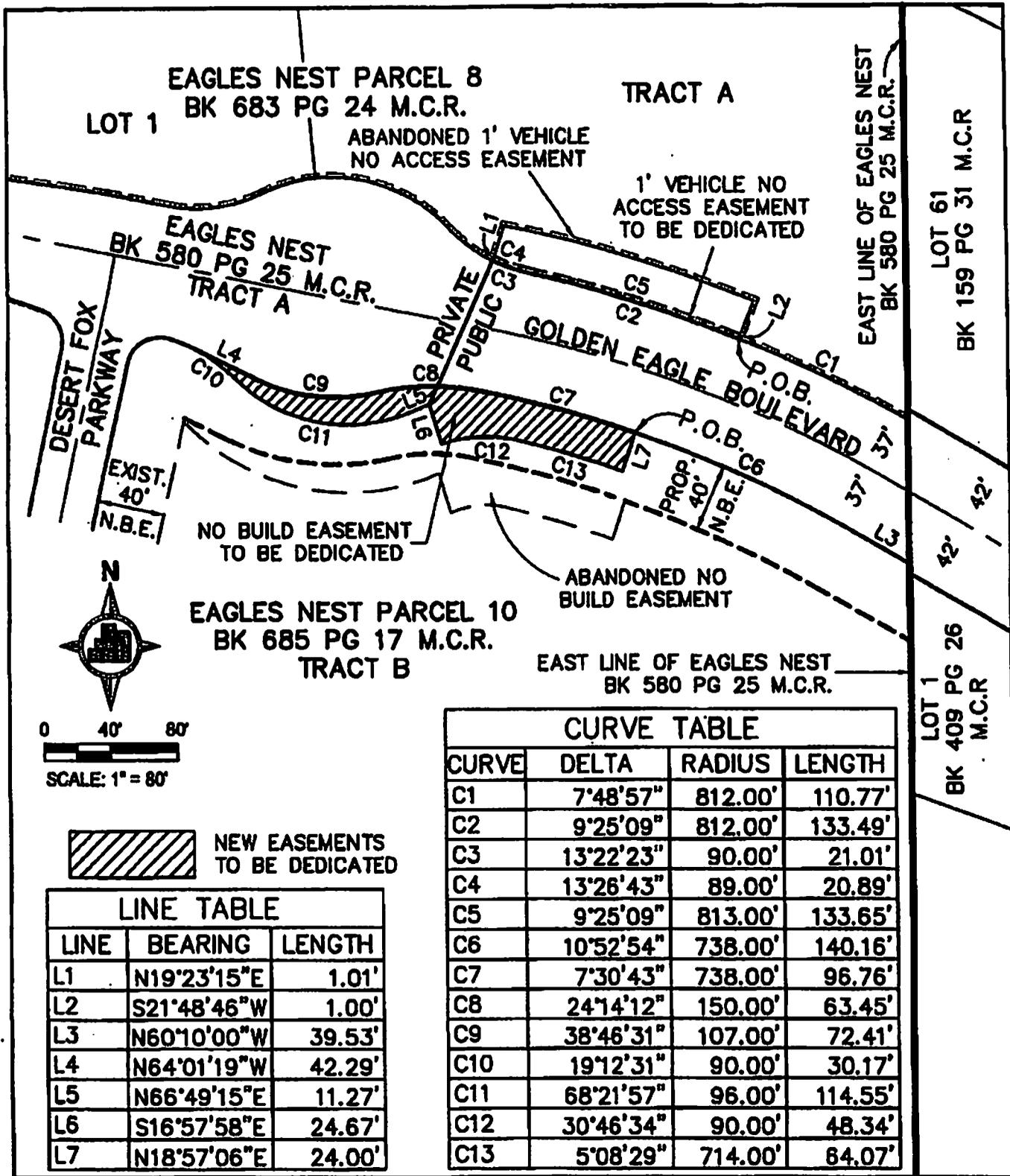


**EXHIBIT M
TO
RESOLUTION NO. 2011-04**

[Map of Vehicle No Access Easement and No Build Easement Dedication]

See following page.

EXHIBIT "M"



 NEW EASEMENTS TO BE DEDICATED

LINE TABLE		
LINE	BEARING	LENGTH
L1	N19°23'15"E	1.01'
L2	S21°48'46"W	1.00'
L3	N60°10'00"W	39.53'
L4	N64°01'19"W	42.29'
L5	N66°49'15"E	11.27'
L6	S16°57'58"E	24.67'
L7	N18°57'06"E	24.00'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	7°48'57"	812.00'	110.77'
C2	9°25'09"	812.00'	133.49'
C3	13°22'23"	90.00'	21.01'
C4	13°26'43"	89.00'	20.89'
C5	9°25'09"	813.00'	133.65'
C6	10°52'54"	738.00'	140.16'
C7	7°30'43"	738.00'	96.76'
C8	24°14'12"	150.00'	63.45'
C9	38°46'31"	107.00'	72.41'
C10	19°12'31"	90.00'	30.17'
C11	68°21'57"	96.00'	114.55'
C12	30°46'34"	90.00'	48.34'
C13	5°08'29"	714.00'	64.07'

FOR: **EAGLES NEST - GOLDEN EAGLE BLVD.** SCALE: 1" = 80'
SHEET: 1 OF 4

 **MORRISON MAIERLE, INC.**
an Arizona Corporation

DRAWING: ABANDONMENTS
PROJECT: 8340.006
DRAWN: spb
CHECKED: JGS

1' VEHICLE NO ACCESS EASEMENT AND 40' NO BUILD EASEMENT DEDICATION EXHIBIT

**EXHIBIT N
TO
RESOLUTION NO. 2011-04**

[Legal Description of Vehicle No Access Easement Dedication]

See following page.

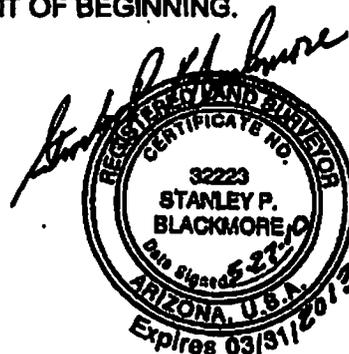
EXHIBIT "N"

**GOLDEN EAGLE BOULEVARD
VEHICLE NO ACCESS EASEMENT DEDICATION
LEGAL DESCRIPTION**

ALL THAT PORTION OF THE PUBLIC STREET RIGHT-OF-WAY, REFERRED TO AS GOLDEN EAGLE BOULEVARD, AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

**COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD;
THENCE NORTHWESTERLY ALONG A NON-TANGENT CURVE ALSO BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD, THE CENTER OF WHICH BEARS SOUTH 29°37'43" WEST 812.00 FEET, THROUGH A CENTRAL ANGLE OF 7°48'57" AN ARC DISTANCE OF 110.77 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING WESTERLY ALONG SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 9°25'09" AN ARC DISTANCE OF 133.49 FEET;
THENCE ALONG A REVERSE CURVE, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 90.00 FEET, THROUGH A CENTRAL ANGLE OF 13°22'23" AN ARC DISTANCE OF 21.01 FEET TO A POINT ON SAID NORTHERLY RIGHT OF WAY LINE;
THENCE NORTH 19°23'15" EAST, 1.01 FEET;
THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS NORTH 25°50'20" EAST 89.00 FEET, THROUGH A CENTRAL ANGLE OF 13°26'43" AN ARC DISTANCE OF 20.89 FEET;
THENCE ALONG A REVERSE CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 813.00 FEET, THROUGH A CENTRAL ANGLE OF 9°25'09" AN ARC DISTANCE OF 133.65 FEET;
THENCE SOUTH 21°48'48" WEST, 1.00 FOOT TO THE POINT OF BEGINNING.**

CONTAINING 155 SQUARE FEET, MORE OR LESS.



**EXHIBIT O
TO
RESOLUTION NO. 2011-04**

[Legal Description of No Build Easement Dedication]

See following pages.

EXHIBIT "O"

**GOLDEN EAGLE BOULEVARD
NO BUILD EASEMENT DEDICATION
LEGAL DESCRIPTION**

ALL THAT PORTION OF THE PUBLIC STREET RIGHT-OF-WAY AND OF TRACT A, ALSO REFERED TO AS GOLDEN EAGLE BOULEVARD, AS SHOWN ON FINAL PLAT OF EAGLES NEST RECORDED IN BOOK 580 OF MAPS, PAGE 25, MARICOPA COUNTY RECORDS, DESCRIBED AS FOLLOWS:

**COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID FINAL PLAT OF EAGLES NEST WITH THE SOUTHERLY RIGHT OF WAY LINE OF SAID GOLDEN EAGLE BOULEVARD; THENCE NORTH 60°10'00" WEST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 39.53 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE ALONG A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 738.00 FEET, THROUGH A CENTRAL ANGLE OF 10°52'54" AN ARC DISTANCE OF 140.16 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 7°30'43" AN ARC DISTANCE OF 96.76 FEET;
THENCE ALONG A COMPOUND CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 150.00 FEET, THROUGH A CENTRAL ANGLE OF 24°14'12" AN ARC DISTANCE OF 63.45 FEET;
THENCE ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 107.00 FEET, THROUGH A CENTRAL ANGLE OF 38°46'31" AN ARC DISTANCE OF 72.41 FEET;
THENCE NORTH 64°01'19" WEST, A DISTANCE OF 42.29 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE;
THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE THE FOLLOWING SEVEN COURSES:**

- 1) SOUTHEASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 25°58'41" WEST 90.00 FEET, THROUGH A CENTRAL ANGLE OF 19°12'31" AN ARC DISTANCE OF 30.17 FEET;
- 2) ALONG A REVERSE CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 96.00 FEET, THROUGH A CENTRAL ANGLE OF 68°21'57" AN ARC DISTANCE OF 114.55 FEET;
- 3) NORTH 66°49'15" EAST, 11.27 FEET;
- 4) SOUTH 16°57'58" EAST, 24.67 FEET;
- 5) EASTERLY ALONG A NON-TANGENT CURVE, THE CENTER OF WHICH BEARS SOUTH 16°57'58" EAST 90.00 FEET, THROUGH A CENTRAL ANGLE OF 30°48'34" AN ARC DISTANCE OF 48.34 FEET;
- 6) ALONG A COMPOUND CURVE CONCAVE TO THE TO THE SOUTH, HAVING A RADIUS OF 714.00 FEET, THROUGH A CENTRAL ANGLE OF 5°08'29" AN ARC DISTANCE OF 64.07 FEET;
- 7) THENCE NORTH 18°57'06" EAST, 24.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,837 SQUARE FEET, MORE OR LESS.

