

RESOLUTION NO. 2010-34

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, APPROVING A CERTIFICATE OF CORRECTION FOR THE FINAL PLAT OF EAGLES NEST PARCEL 10, NOTE 5.

WHEREAS, on September 18, 2003, the Mayor and Council of the Town of Fountain Hills (the "Town Council") approved the Final Plat for Eagles Nest Parcel 10, recorded at Maricopa County Recorder No. 2004-0525304 (the "Final Plat"); and

WHEREAS, Note 5 on Sheet 1 of the Final Plat incorrectly designated a street name of "Four Peaks Court" over the street platted and accepted as "Vista Del Monte"; and

WHEREAS, the Town Council desires to authorize the correction of the Final Plat.

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

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

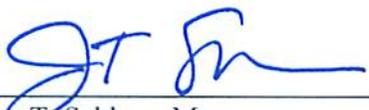
SECTION 2. The Certificate of Correction regarding the correction of Note 5 on Sheet 1 of the Final Plat is hereby approved in the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 3. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to cause the execution of the Certificate of Correction and 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, September 16, 2010.

FOR THE TOWN OF FOUNTAIN HILLS:

ATTESTED TO:



Jay T. Schlum, Mayor



Bevelyn J. Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:



Richard L. Davis, Town Manager



Andrew J. McGuire, Town Attorney

EXHIBIT A
TO
RESOLUTION NO. 2010-34

[Certificate of Correction]

See following pages.

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When recorded return to:
MCO Properties
13620 N. Saguaro Blvd., Suite 200
Fountain Hills, AZ 85268

CERTIFICATE OF CORRECTION

This is to certify that a minor correction is required for FINAL PLAT OF "EAGLES NEST PARCEL 10" a subdivision recorded in Book 685 of Maps at Page 17, Maricopa County Records, Maricopa County, Arizona.

Note 5 on Sheet 1 of 5 states: LOT 27 OF FOUNTAIN HILLS FINAL PLAT 515 AMENDED HAS THE RIGHT TO ACCESS AND CONNECT TO THE UTILITIES IN TRACT A, AT THE EAST END OF FOUR PEAKS COURT (OTHERWISE THAT LOT WOULD BE "LANDLOCKED").

The name of the Court, Four Peaks Court, was changed to Vista Del Monte after the note was added to the Plat but before the Plat was recorded.

Note 5, shown on said FINAL PLAT OF "EAGLES NEST PARCEL 10" is hereby corrected to state: LOT 27 OF FOUNTAIN HILLS FINAL PLAT 515 AMENDED HAS THE RIGHT TO ACCESS AND CONNECT TO THE UTILITIES IN TRACT A, AT THE EAST END OF VISTA DEL MONTE (OTHERWISE THAT LOT WOULD BE "LANDLOCKED").

This Certificate of Correction is being made to correct this drafting error.

Dated this 9th day of August, 2010


Stanley P. Blackmore, RLS 32223



APPROVAL:

This Certificate of Correction is approved by the Town of Fountain Hills Engineer.

Dated this 16 day of September, 2010


Randy Harrel, Town Engineer