



YAVAPAI COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 1998

EXTINGUISHMENT OF A PORTION OF A UTILITY EASEMENT IN THE GRANITE PARK SUBDIVISION

WHEREAS the above matter came before the Yavapai County Board of Supervisors at its meeting on January 2, 2019, at the request of Todd Perry and Ronael Perry to extinguish a portion of the Utility Easement described and recorded in Book 1771, Page 611, Official Records of Yavapai County (the "Original Easement"); and,

WHEREAS, on December 19, 2018, Todd Perry and Ronael Perry granted Yavapai County a Utility Easement described in the attached Exhibit A (the "New Easement"), which is contiguous with, overlaps, and slightly deviates from the Original Easement; and,

WHEREAS the Yavapai County Board of Supervisors has accepted the New Easement; and,

WHEREAS the existing utilities are completely located within the overlap of the Original Easement and the New Easement; and,

WHEREAS the extinguishment of all that portion of the Original Easement that does not overlap with the New Easement will not adversely impact the existing utilities; and,

WHEREAS the owners of the existing utilities approve of the extinguishment of all that portion of the Original Easement that does not overlap with the New Easement;

NOW, THEREFORE, BE IT RESOLVED the request for extinguishment of all that portion of the Utility Easement described and recorded in Book 1771, Page 611, Official Records of Yavapai County that does not overlap with the Utility Easement described in the attached Exhibit A is granted and that this Resolution shall take effect when it and the Utility Easement Granted by Todd Perry and Ronael Perry on December 19, 2018, are recorded in the office of the Yavapai County Recorder

Approved and Adopted by the Yavapai County Board of Supervisors this 2nd day of January 2019.

/s/ Randall W. Garrison
Randall W. Garrison, Chairman

ATTEST:

/s/ Kim Kapin

Kim Kapin, Clerk of the Board

APPROVED AS TO FORM AND DETERMINED TO BE WITHIN THE SCOPE OF
PERFORMANCE OF DUTY OF THE YAVAPAI COUNTY BOARD OF SUPERVISORS:

/s/ Martin Brennan

Martin Brennan

Deputy County Attorney

EXHIBIT A

**Legal Description
Utility Easement Realignment
APN 106-10-158A**

An easement twenty-five (25) feet in total width for the purpose of constructing and maintaining public utilities over, under and across a portion of the parcel described in the Warranty Deed recorded with Reception Number 2018-0033266, Official Records of Yavapai County, located in a portion of Section 12, Township 14 North, Range 2 West, Gila and Salt River Meridian, Yavapai County, Arizona, said Easement being 12.5 feet on each side of the following described Easement center lines:

Commencing at the Northwest corner of Granite Park P.A.D. Phase 3, as recorded in Book 61 of Maps and Plats, Pages 48 through 50, Official Records of Yavapai County;

Thence South 01 degrees, 08 minutes, 58 seconds West, 46.73 feet to a point on the centerline of the existing easement;

Thence South 72 degrees, 57 minutes, 46 seconds East, 4.19 feet to the TRUE POINT OF BEGINNING;

Thence South 67 degrees, 09 minutes, 52 seconds East, 40.32 feet;

Thence South 72 degrees, 57 minutes, 46 seconds East, 15.58 feet;

Thence North 86 degrees, 33 minutes, 30 seconds East, 93.98 feet;

Thence South 85 degrees, 21 minutes, 28 seconds East, 17.63 feet to a point of intersection with the centerline of an existing twenty-five (25) feet in total width easement as shown in Book 1771, Page 611, Official Records of Yavapai County, and on the face of the final plat for Granite Park P.A.D. Phase 3, Official Records of Yavapai County, said point of intersection being the POINT OF ENDING of this Easement description.

The sidelines of the above described easement are to be either lengthened or shortened as required in order to terminate on the sidelines of the existing easement as recorded in Book 1771, Page 611, Official Records of Yavapai County.