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Resolution No. 2076

Extinguishment of a Portion of the Public Roadway Easements
That traverse APN 201-25-002D and 201-25-019J
Federal Land Patent Numbers 1159486 and 1191262



YAVAPAI COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 2076

EXTINGUISHMENT OF A PORTION OF THE PUBLIC ROADWAY EASEMENTS THAT TRAVERSE APN 201-25-002D AND APN 201-25-019J, YAVAPAI COUNTY, ARIZONA, WHICH WERE RESERVED IN THE FEDERAL LAND PATENT NUMBERS 1159486 AND 1191262

WHEREAS the above matter came before the Yavapai County Board of Supervisors at its meeting on November 3, 2021, at the request of Vincent Rodriguez, Robin Rodriguez, and Rita Rodriguez to extinguish a portion of the public roadway easements traversing their property in Yavapai County, Arizona; and,

WHEREAS the County Engineer has submitted a report recommending the right-of-way be extinguished; and,

WHEREAS adequate notice to the public of the proposed extinguishment was given by posting, publication, and certified mail; and,

WHEREAS the extinguishment of the right-of-way will not leave any property without access to the public roads and streets of Yavapai County and the right-of-way is no longer necessary for public use;

NOW, THEREFORE, BE IT RESOLVED:

- (1) that the request for extinguishment of a portion of the public roadway easements that traverse APN 201-25-002D and APN 201-25-019J, Yavapai County, Arizona, which were reserved in the federal land Patent Numbers 1159486 and 1191262, as shown on Exhibit A, is granted;
- (2) that the 50-foot Public Roadway Easements granted to Yavapai County by H.O. Gearheart, Albert L. McMillin, and James G. Oliver in 1964 for S. Ghost Town Road, as reflected on the right-of-way map recorded at Book 11 of Maps & Plats, Page 58, shall continue as they existed prior to this extinguishment of the aforementioned federal patent easements;
- (3) that rights-of-way or easements for 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 this extinguishment of the aforementioned federal patent easements;
- (4) that no consideration is required pursuant to A.R.S. §28-7208 and A.R.S. §28-7214 because only an easement is being extinguished and no title is being transferred; and,

(5) that this Resolution shall take effect when it and an extinguishment plat provided by the Petitioners, are recorded in the office of the Yavapai County Recorder.

**Approved and Adopted by the Yavapai County Board of Supervisors this
3rd day of November, 2021.**


Craig L. Brown, Chairman

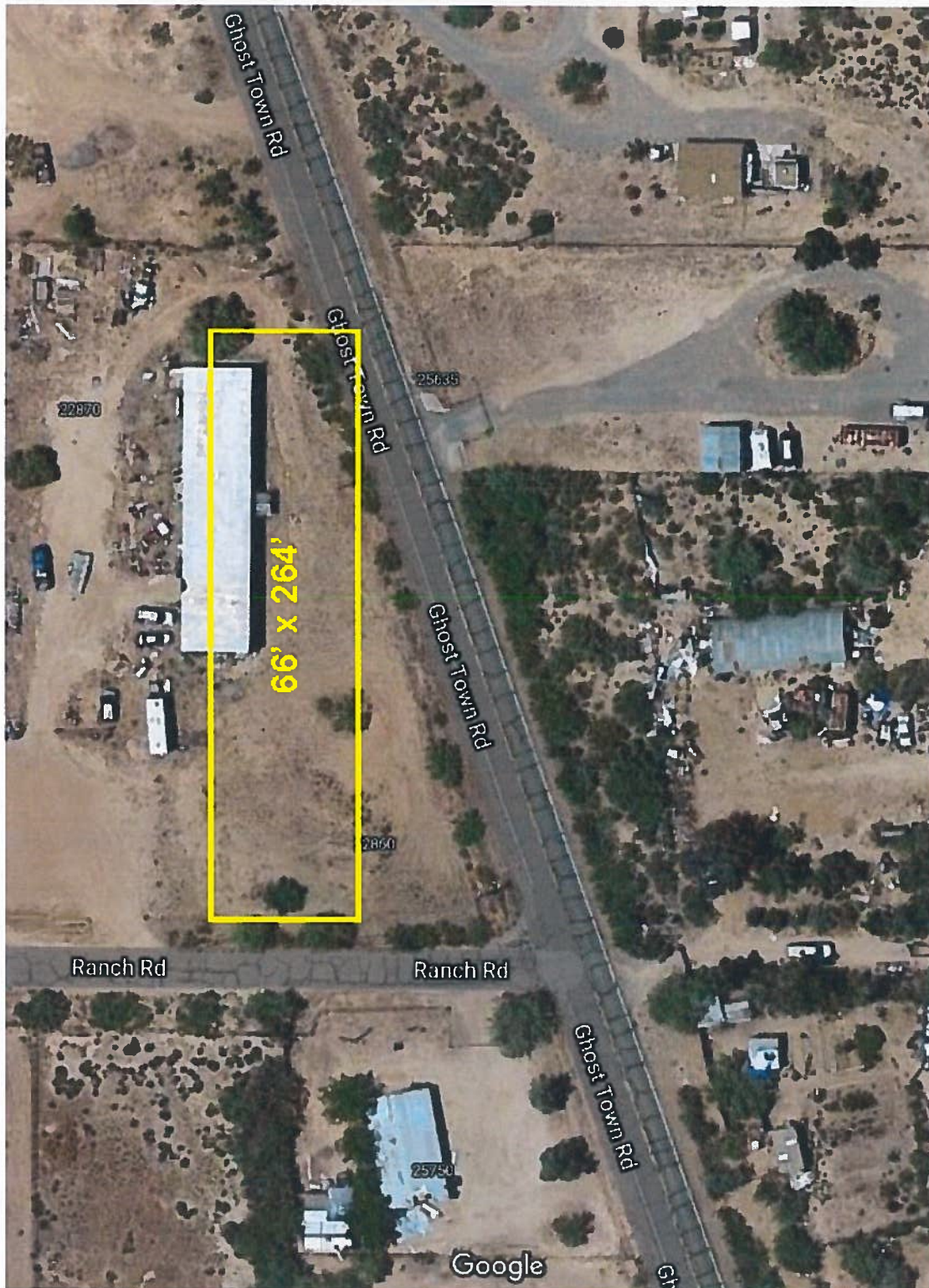
ATTEST: **SEAL**

Kim Kapin, Clerk of the Board

APPROVED AS TO FORM:


Martin Brennan
Deputy County Attorney

Exhibit A



S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of S26-T10N-R6W