

ORDINANCE NO. 2951 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ABANDONMENT OF A WATER LINE EASEMENT LOCATED AT 10550 NORTH 51<sup>ST</sup> AVENUE AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, on October 22, 1991, Ridgewood Properties, Inc. granted a water line easement over and across certain real property located at 10550 North 51<sup>st</sup> Avenue and described on Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, the Glendale City Council took action to accept the easement and to execute any legal instrument taking title to this easement on December 3, 1991 and this easement was assigned City Deed No. 2420; and

WHEREAS, the City has determined it is the public interest to abandon this interest in the real property because the easement is no longer needed for the health, welfare and safety of its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

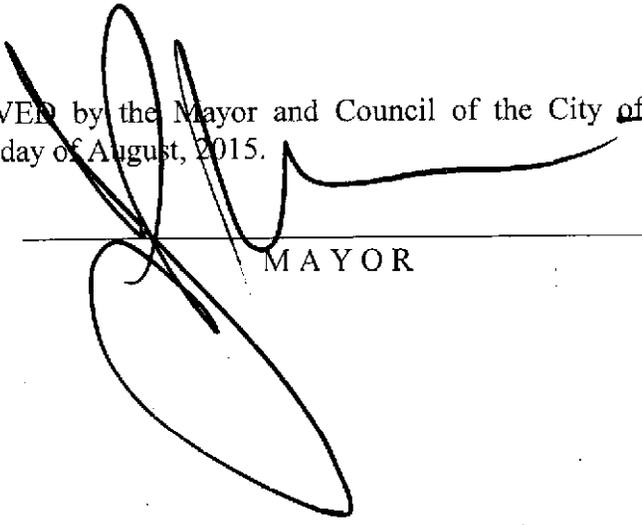
SECTION 1. The City hereby abandons any interest it may have and any interest as may appear in the records of the Maricopa County Recorder's Office, which was recorded on October 22, 1991 at Docket No. 1991-491737 and entitled the Conveyance of Easement to the underlying, dominant property owner Dollar Self Storage #15, LLC. Such abandonment and conveyance in any such interest shall take effect immediately upon the City Council's passage of this ordinance. Title to the released property shall vest in the underlying landowner as provided by law.

SECTION 2. Further, as provided in A.R.S. §9-402(E), the City is not receiving payment for such abandonment and re-conveyance of the City's interest in the water line easement to the underlying, dominant property owner, Dollar Self Storage #15, LLC. The City has determined that the property is of little or no commercial or economic value and that the City no longer needs an interest in this real property to protect the health, welfare and safety of its citizens.

SECTION 3. The Council hereby authorizes and instructs the City Manager to execute the Quit Claim deed which is attached to Exhibit B, granting and re-conveying the easement to Dollar Self Storage #15, I.I.C.

SECTION 4. The City Clerk is accordingly instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 25<sup>th</sup> day of August, 2015.



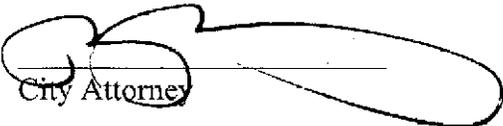
MAYOR

ATTEST:



City Clerk (SEAL)

APPROVED AS TO FORM:



City Attorney

REVIEWED BY:



Acting City Manager

Legal Description  
of a  
Water Line Easement to be Abandoned

That certain Public Water Easement recorded in Document 91-491737, lying within the North half of the Northeast quarter of the Northeast quarter of Section 29, Township 3 North, Range 2 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, which is more particularly described as follows:

COMMENCING at the Northeast corner of said Section 29;  
THENCE S 00° 00' 00" E, along the East line of the Northeast quarter of Section 29, a distance of 400.30 feet;  
THENCE S 89° 30' 29" W, parallel with the North line of said Northeast quarter of Section 29, a distance of 55.00 feet to the West line of the East 55.00 feet of said Northeast quarter and the TRUE POINT OF BEGINNING;  
THENCE continuing S 89° 30' 29" W, 18.00 feet;  
THENCE N 00° 00' 00" W, 20.00 feet;  
THENCE N 89° 30' 29" E, 18.00 feet to the West line of the East 55.00 feet of said Northeast quarter of Section 29;  
THENCE S 00° 00' 00" E, along said West line, 20.00 feet to the TRUE POINT OF BEGINNING.

Subject to: Existing rights-of-way and easements.

Prepared from recorded information by:

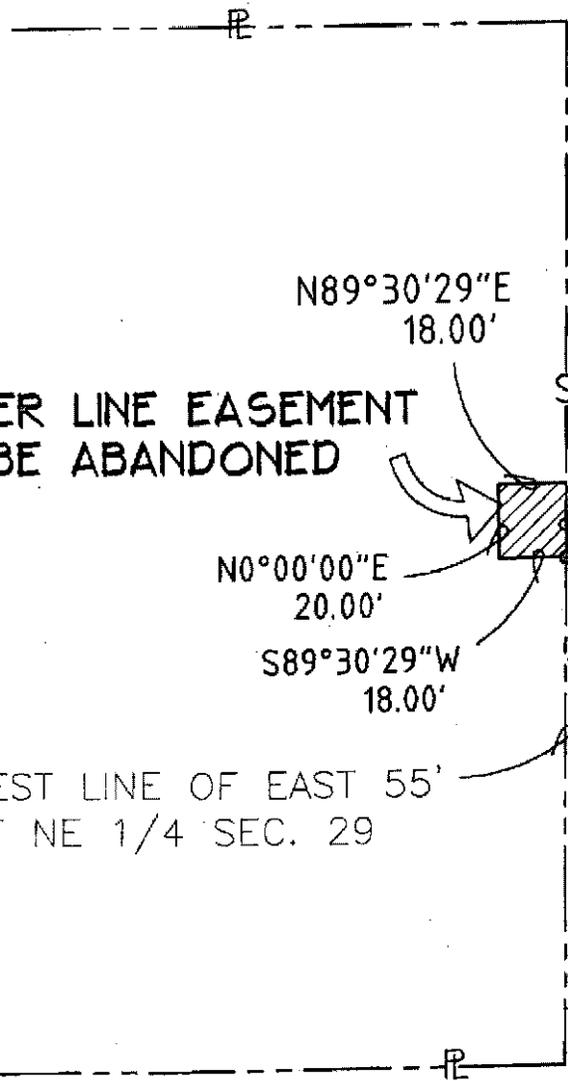
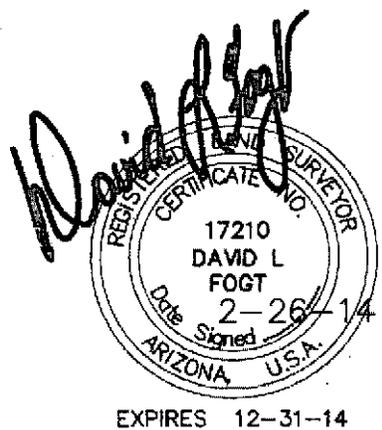
Focus Engineering, Inc.  
3339 West State Avenue  
Phoenix, Arizona 85051  
Phone: 602-973-0336



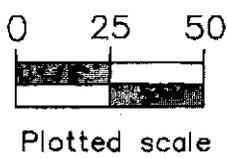
EXPIRES: 12-31-14

S89°30'29"W PEORIA AVENUE  
 NORTH LINE OF NE 1/4 SEC. 29

NE COR, SEC 29  
 T3N, R2E



WATER LINE EASEMENT  
 TO BE ABANDONED



WEST LINE OF EAST 55'  
 OF NE 1/4 SEC. 29

AVENUE

51ST

S00°00'00"E 400.30'  
 EAST LINE NE 1/4 SEC. 29, T3N, R2E  
 SOUTH 515.98'

Water Easement to be Abandoned Exhibit

**Focus Engineering, Inc.**  
*Civil Engineering & Land Surveying*  
 3339 West State Avenue  
 Phoenix, Arizona 85051  
 Phone: (602) 973-0336  
 Fax: (602) 532-7066

**DOLLAR SELF STORAGE**

10550 North 51st Ave.  
 Glendale, Arizona

Design:  
 Scale:  
 Sheet **E1** of **1**

Date: 2-26-14 Job: CRM-15

**EXHIBIT B**

When recorded, mail to  
Glendale City Clerk  
5850 West Glendale Avenue  
Glendale, Arizona 85301

## QUIT CLAIM DEED

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For the consideration of Ten Dollars, and other valuable considerations, the **City of Glendale, an Arizona municipal corporation**, (Grantor) does hereby quitclaim to Dollar Self Storage #15, LLC, an Arizona limited liability company, (Grantee) any and all right, title and interest to and in that certain parcel of Real Property situated in Maricopa County and described as follows:

**See Attached Description, "Exhibit A"**

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

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Richard A. Bowers  
Acting City Manager

**Exempt Pursuant to A.R.S. §11-1134 (A)(3)**

STATE OF ARIZONA        )  
                                      ) ss.  
County of Maricopa        )

This instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015 by Richard A. Bowers, Acting City Manager for the City of Glendale, who acknowledged that he executed this instrument for the purposes therein contained.

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Notary Public

My commission expires:

10550 N. 51<sup>st</sup> Avenue

**Exhibit 'A'**

**Legal Description**

**Water Line Easement to be Quit-Claimed to Dollar Self Storage #15, LLC**

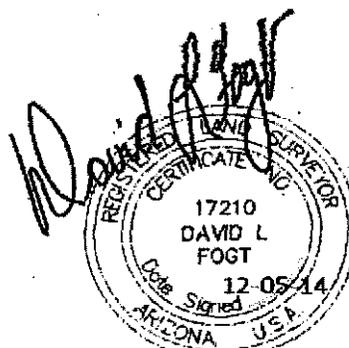
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*Prepared from recorded information by:*

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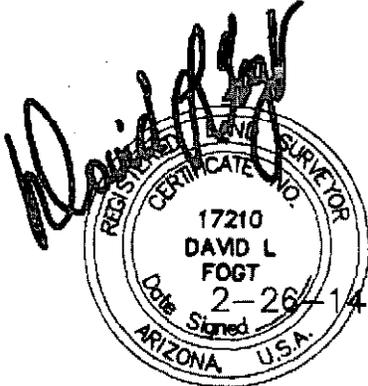
EXPIRES 12-31-2017

S89°30'29"W

PEORIA AVENUE

NORTH LINE OF NE 1/4 SECT. 29

NE COR, SEC 29  
T3N, R2E



EXPIRES 12-31-14

AVENUE

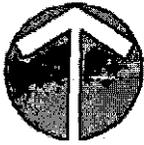
S00°00'00"E 400.30'

EAST LINE NE 1/4 SECT. 29, T3N, R2E  
SOUTH 515.98'

N89°30'29"E  
18.00'

WATER LINE EASEMENT

S0°00'00"W  
20.00'



Plotted scale

N0°00'00"E  
20.00'

55.00'

S89°30'29"W  
18.00'

S89°30'29"W

TRUE P.O.B.

WEST LINE OF EAST 55'  
OF NE 1/4 SEC. 29

51ST

55.0'  
R/W

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DOLLAR SELF STORAGE

10550 North 51st Ave.  
Glendale, Arizona

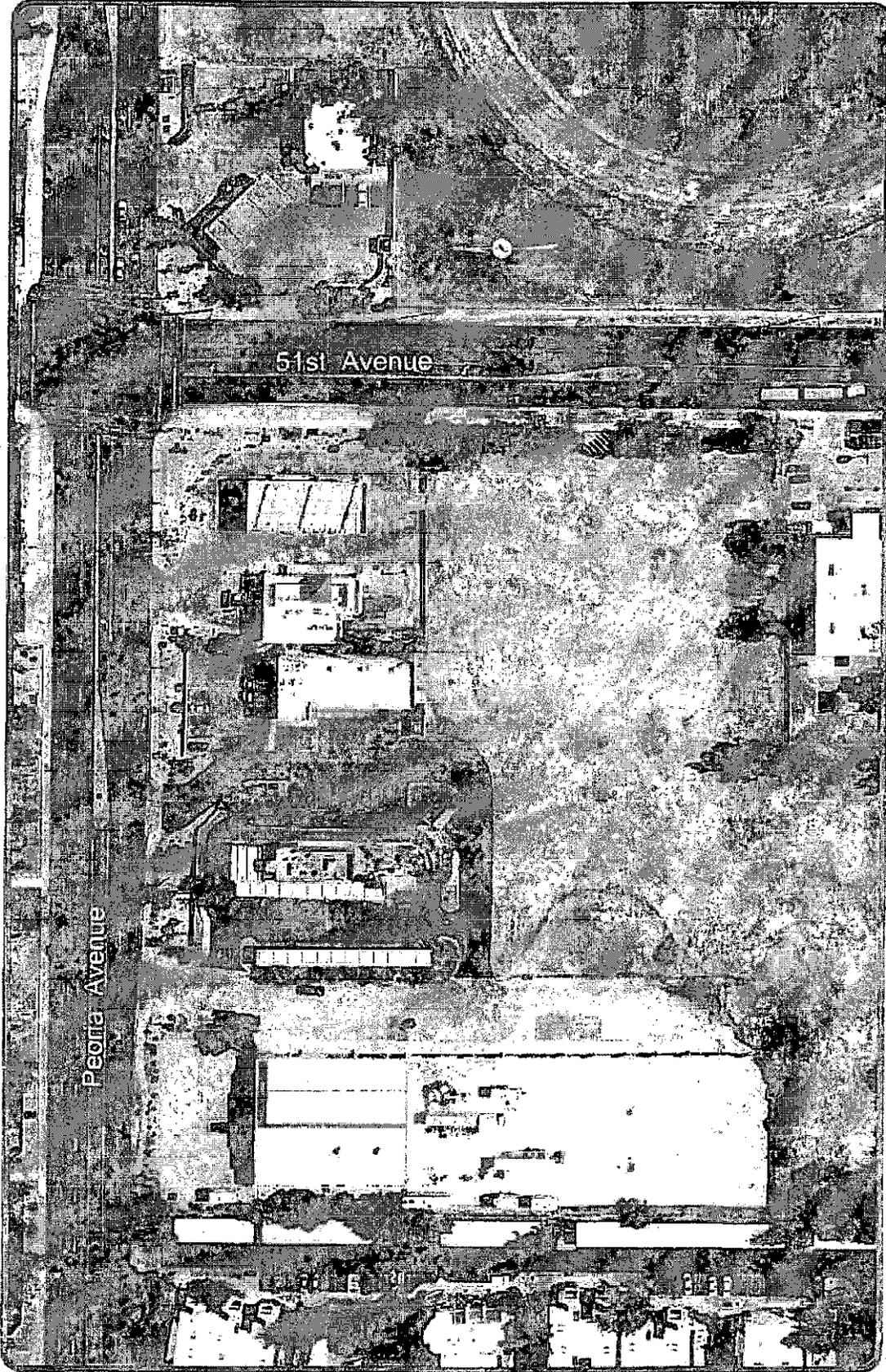
Design:

Scale:

Date: 2-26-14

Job: CRM-15

Sheet E1 of 1



GLENDAL

**WATER EASEMENT TO BE ABANDONED**