

**RESOLUTION NO. 2840**

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF A ROADWAY EASEMENT ALONG THE EASTERLY SIDE OF 1101, 1105, 1111, 1205, 1209, AND 1215 N. HEATHER CIRCLE**

**WHEREAS**, A.R.S. § 9-402(E) provides that the Town may abandon an easement;

**WHEREAS**, the owners of 1101, 1105, 1111, 1205, 1209, and 1215 N. Heather Circle have requested that the Town abandon the roadway easement over the easterly side of such parcels;

**WHEREAS**, on March 2, 2015 the Planning and Zoning Commission held a public hearing on the abandonment request and unanimously recommended approval of such request;

**WHEREAS**, the Town desires to abandon the roadway easement over the east 27 feet of the north 1293 feet of the west one-half of the southeast one-quarter of the southwest one-quarter of Section 26, T 11 N, R 10 E, G&SRM.

**NOW, THEREFORE , THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:**

Section 1. The Town of Payson abandons its interest in the roadway easement described on Exhibit A and depicted on Exhibit B attached hereto and incorporated herein as though set forth in full at this point.

Section 2. The abandonment described in Section 1 above shall become effective upon the recordation of this Resolution and its exhibits.

Section 3. The Town is authorized to take all other actions necessary to carry out the purposes of this resolution.

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON** this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by the following vote:

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSTENTIONS \_\_\_\_\_ ABSENT

\_\_\_\_\_  
Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Silvia Smith, Town Clerk

\_\_\_\_\_  
Patricia E. Ronan, Town Attorney

**MAR 19 2015** 2.3

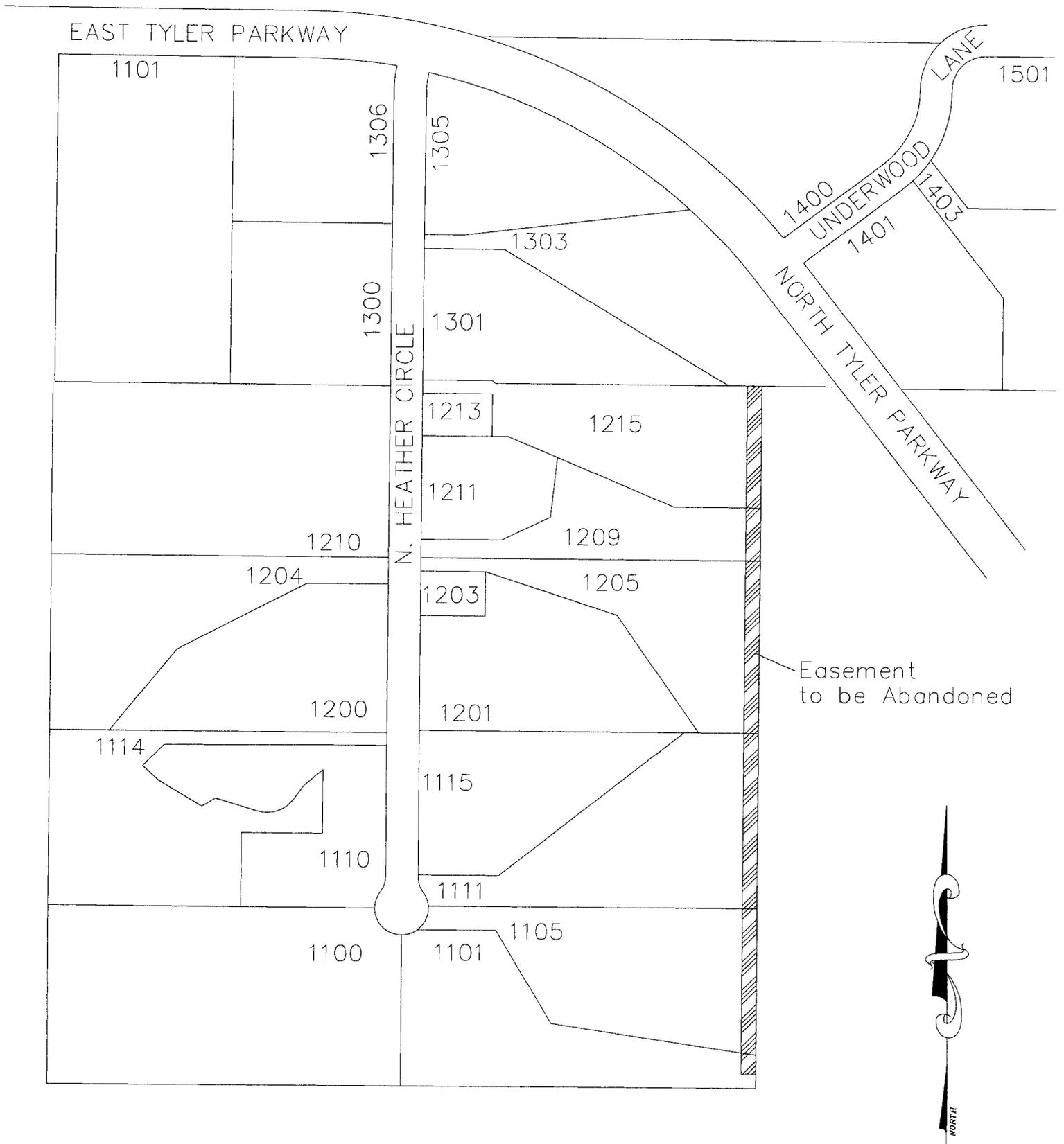
**EXHIBIT A**

LEGAL DESCRIPTION  
OF  
ROADWAY EASEMENT TO BE ABANDONED

An easement for roadway purposes over the following described property:

The east 27 feet of the North 1293 feet of West one-half of the Southeast one-quarter of the Southwest one-quarter of Section 26, T 11 N, R 10 E, G&SRM.

# EXHIBIT B



## EASEMENT ABANDONMENT HEATHER CIRCLE