

**RESOLUTION NO. 2887**

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING THE SLOPE AND DRAINAGE EASEMENT DESCRIBED IN THE DOCUMENT ATTACHED HERETO AS EXHIBIT "1".**

**WHEREAS**, A.R.S. § 9-241 provides that the Town of Payson may receive, hold, lease, and convey property, real or personal, necessary or proper to carry out the purposes of the municipal corporation, within or without its limits;

**WHEREAS**, the certain easement described on Exhibit "1" attached hereto and pertaining to the property described in Exhibit "A" and diagramed in Exhibit "B" to that Exhibit "1" has been offered to the Town of Payson for consideration set forth in Exhibit "1" by Seven Mile Max, LLC, who has legal authority to grant the easement and which Exhibits are incorporated herein as though set forth in full;

**WHEREAS**, said real property is located within the corporate limits of the Town of Payson; and

**WHEREAS**, said easement is required for the construction of the Manzanita Drive roadway improvements.

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

Section 1. That the Town of Payson does hereby approve the consideration paid and accepts the slope and drainage easement both described in Exhibit "1" attached hereto and incorporated herein as though set forth in full at this point.

Section 2. That the Town of Payson shall perform any and all other acts necessary or appropriate to accept said slope and drainage easement and to the use and control thereof, including, but not limited to, the maintenance thereof.

**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

\_\_\_\_\_  
Hector M. Figueroa, Town Attorney

NOV 19 2015 3:28\*



**EXHIBIT "A"**

**SLOPE & DRAINAGE EASEMENT  
APN 304-02-015T**

A Slope and Drainage Easement located on Parcel Two-B as shown on Map 3918, Gila County Records, located in the Northwest Quarter of Section 3, T10N, R10E, G &SRM, Gila County, Arizona. The said Slope and Drainage Easement is more particularly described as follows:

**Easement "A"**

Beginning at the southwest corner of the west right of way line for North Manzanita Drive as shown on Map 4386, Gila County Records;

Thence S 89° 50' 45" W along the south line of the said Parcel Two B, 3.49 feet;

Thence N 01° 55' 23" W, 152.68 feet;

Thence N 89° 37' 50" W, 6.21 feet;

Thence N 00° 40' 52" W, 16.87 feet;

Thence N 89° 46' 00" E, 6.51 feet;

Thence N 05° 54' 04" E, 47.76 feet;

Thence N 04° 30' 46" W, 106.38 feet;

Thence N 31° 55' 42" W, 21.82 feet;

Thence N 60° 11' 28" E, 14.33 feet;

Thence N 01° 28' 48" E, 66.07 feet;

Thence N 27° 19' 20" W, 19.74 feet;

Thence N 71° 10' 35" E, 10.32 feet;

Thence N 03° 48' 38" E, 172.62 feet to a point on the said west right of way line for North Manzanita Drive as shown on Map 4386, Gila County Records;

Thence S 00° 15' 52" W along said right of way line, 607.65 feet to the Point of Beginning;

**Easement "B"**

Commencing at the southwest corner of the west right of way line for North Manzanita Drive as shown on Map 4386, Gila County Records;

Thence N 00° 15' 52" E along said right of way line, 715.44 feet to the Point of Beginning;

Thence N 19° 30' 14" W, 42.16 feet;

Thence N 02° 43' 10" W, 117.52 feet;

Thence N 15° 54' 02" W, 56.92 feet;

Thence N 01° 08' 32" W, 86.15 feet to a point on the Slope and Drainage easement line as shown on Map 4386, Gila County Records;

Thence S 85° 04' 04" E along said easement, 8.00 feet;

Thence S 00° 43' 16" W, continuing along said easement line, 22.28 feet;

Thence S 17° 54' 31" E, continuing along said easement line, 42.45 feet;

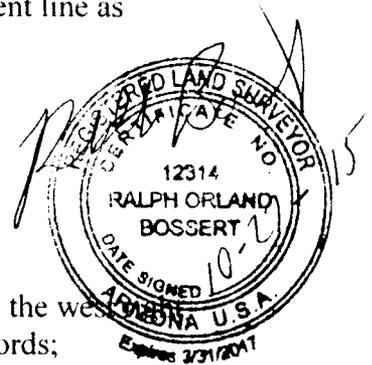
Thence S 39° 52' 20" W, continuing along said easement line, 29.68 feet;

Thence S 50° 29' 29" E, continuing along said easement line, 31.77 feet;

Thence S 07° 04' 50" W, continuing along said easement line, 15.59 feet;

Thence S 11° 19' 49" E, continuing along said easement, 67.02 feet to a point on the west right of way line for North Manzanita Drive as shown on Map 4386, Gila County Records;

Thence S 00° 15' 52" W along said right of way line, 110.49 feet to the Point of Beginning;

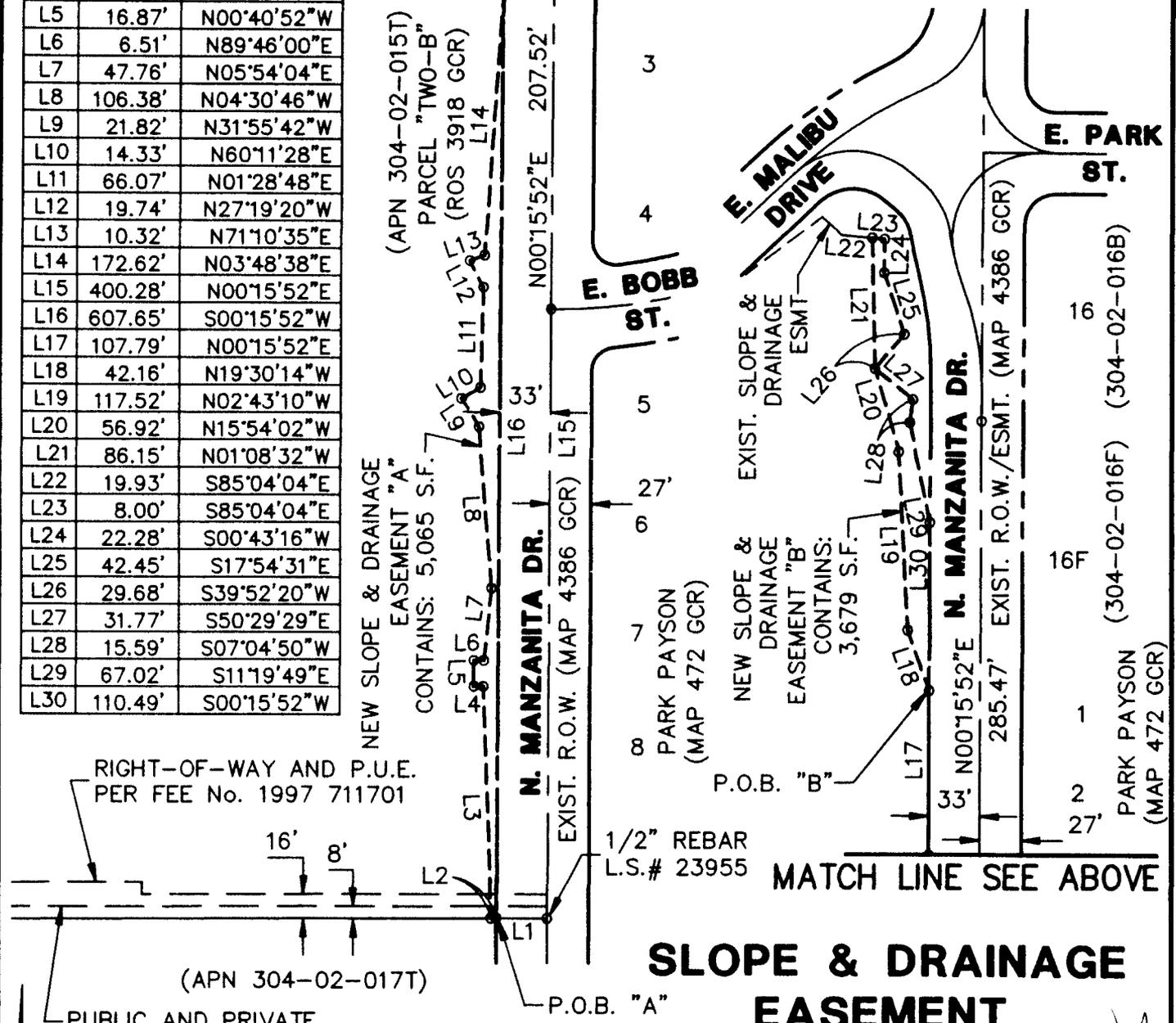


Said easements contain an area of 8,744 square feet, as shown on Exhibit "B".

LINE TABLE		
LINE	LENGTH	BEARING
L1	33.00'	S89°50'28"W
L2	3.49'	S89°50'45"W
L3	152.68'	N01°55'23"W
L4	6.21'	N89°37'50"W
L5	16.87'	N00°40'52"W
L6	6.51'	N89°46'00"E
L7	47.76'	N05°54'04"E
L8	106.38'	N04°30'46"W
L9	21.82'	N31°55'42"W
L10	14.33'	N60°11'28"E
L11	66.07'	N01°28'48"E
L12	19.74'	N27°19'20"W
L13	10.32'	N71°10'35"E
L14	172.62'	N03°48'38"E
L15	400.28'	N00°15'52"E
L16	607.65'	S00°15'52"W
L17	107.79'	N00°15'52"E
L18	42.16'	N19°30'14"W
L19	117.52'	N02°43'10"W
L20	56.92'	N15°54'02"W
L21	86.15'	N01°08'32"W
L22	19.93'	S85°04'04"E
L23	8.00'	S85°04'04"E
L24	22.28'	S00°43'16"W
L25	42.45'	S17°54'31"E
L26	29.68'	S39°52'20"W
L27	31.77'	S50°29'29"E
L28	15.59'	S07°04'50"W
L29	67.02'	S11°19'49"E
L30	110.49'	S00°15'52"W

NW 1/4 SEC. 3  
T10N, R10E,  
G&SRM,  
GILA, CO, AZ

MATCH LINE SEE BELOW

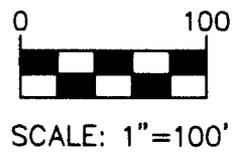


MATCH LINE SEE ABOVE

## SLOPE & DRAINAGE EASEMENT



1109 North McLane Road  
Payson, Arizona 85541  
Ralph Bossert P.E. R.L.S.  
(928) 978-4345  
Dan Fitzpatrick P.E.  
(928) 595-2816  
JOB No. 15-23



**EXHIBIT B**