



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: 9/5/2023

*= Mandatory, information must be provided

Click or tap the boxes to enter text. If not applicable, indicate "N/A".

***Title:**

Resolution No. 2023-_____ providing for the abandonment by sale of a portion of El Adobe Ranch Road.

***Introduction/Background:**

An application has been received for the abandonment by sale of a portion of El Adobe Ranch Road. The roadway is a public road lying within Section 22, Township 13S, Range 12E G&SRM, Pima County, Arizona, as shown on attached Location Map. File #A-0068.

***Discussion:**

The subject roadway was acquired by Pima County for public roadway by Deed recorded in Docket 2325 Page 45. The applicant is requesting the abandonment to allow for assemblage with their abutting property.

***Conclusion:**

This abandonment request has been reviewed and approved by appropriate County staff and applicable utility companies and no property will be left without public or private legal access. Public notice was completed per Statute ARS '28-7204 and a majority of the abutting property owners support the abandonment. No objection was received. County has determined that the subject roadway is not needed for public use and shall be abandoned by sale upon conveyance to the applicant. The appraised value of the right-of-way to be abandoned is \$11,000.

***Recommendation:**

Staff recommends that the Pima County Board of Supervisors approve Resolution No. 2023-_____.

***Fiscal Impact:**

Pima County receive \$11,000 in revenue and will be removed from liability and have no maintenance responsibilities toward the subject roadway.

Attachment: Location Map

***Board of Supervisor District:**

☐ 1 ☐ 2 ☒ 3 ☐ 4 ☐ 5 ☐ All

Department: Real Property Services

Telephone: 724-6313

Contact: Dante Olono

Telephone: 724-6624

Department Director Signature: _____

Date: _____

Deputy County Administrator Signature: _____

Date: _____

County Administrator Signature: _____

Date: _____

RESOLUTION NO. 2023 - _____

**RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS
FOR THE VACATION OF A PORTION OF EL ADOBE RANCH ROAD,
A PUBLIC ROADWAY AS PIMA COUNTY ROAD ABANDONMENT
NO. A-0068, WITHIN SECTION 22, TOWNSHIP 13 SOUTH, RANGE 12
EAST, G&SRM, PIMA COUNTY, ARIZONA**

The Board of Supervisors of Pima County, Arizona finds:

1. An application has been received by Pima County for the abandonment by sale of a portion of El Adobe Ranch Road, a public roadway, dedicated by Deed per record in Docket 2325 Page 45; said roadway being more particularly described and depicted in attached **Exhibit "A"** (the "Roadway").
2. The County has determined that the portion of the Roadway is not needed for public use pursuant to A.R.S. § 28-7202.
3. Notice was provided under A.R.S. § 28-7204, and no offer to purchase was submitted by a party other than the applicants, David and Cherie Kistner ("Grantee").
4. No land adjoining the portion of the Roadway will be left without access to a public highway.
5. The purchase price of \$11,000.00 is an advisable amount of consideration under A.R.S. § 28-7204(E)

NOW, THEREFORE, BE IT RESOLVED,

The Roadway described and depicted in **Exhibit "A"** will be disposed of by vacation by Quit Claim Deed to Grantee, in accordance with A.R.S. § 28-7202 and A.R.S. § 28-7204, reserving any and all rights-of-way or easements for drainage and utilities, which shall continue as they existed prior to and after this conveyance.

Upon recordation of the Quit Claim Deed, the Roadway shall be deemed to be vacated and title shall vest in the Grantee.

Passed and adopted, this _____ day of _____, 2023.

Chair, Pima County Board of Supervisors

ATTEST:

APPROVED AS TO FORM

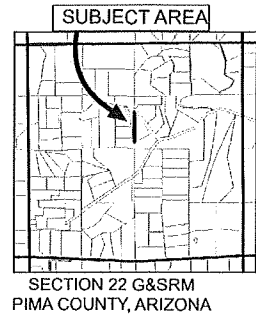
Clerk of the Board

 08/09/2023
Rachelle Barr, Deputy County Attorney

BOS Approval: 09/05/2023	S22/T13S/R12E	File A-0068	Agent: DO
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Location Map

SECTION 22
TOWNSHIP 13 SOUTH
RANGE 12 EAST



23070

**PIMA COUNTY DEPARTMENT OF TRANSPORTATION
ENGINEERING INFORMATION MANAGEMENT**

DRAWING NOT TO SCALE DRAWN BY: C BARNETT DATE: JUN 2023

LEGEND


 Abandonment



EXHIBIT "A"

LEGAL DESCRIPTION

THAT PORTION OF PROPERTY CONVEYED TO PIMA COUNTY IN DEED RECORDED IN BOOK 2325 AT PAGE 45 LYING WITHIN THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 13 SOUTH, RANGE 12 EAST, GILA & SALT RIVER MERIDIAN, PIMA COUNTY, ARIZONA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER OF SAID SECTION 22, BEING THE EAST LINE OF SAID PARCEL;

THENCE NORTH 00°15'21" EAST, UPON THE EAST LINE OF SAID NORTHWEST QUARTER, 201.49 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUE NORTH 00°15'21" EAST, UPON SAID EAST LINE, 732.53 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF EL CAMINO DEL CERRO EXTENSION, ROAD ESTABLISHMENT #259;

THENCE NORTH 45°23'55" WEST, UPON THE PROJECTION OF SAID SOUTHERLY RIGHT OF WAY LINE; 41.95 FEET TO A LINE BEING 30.00 FEET WEST OF AND PARALLEL WITH SAID EAST LINE;

THENCE SOUTH 00°15'21" WEST, UPON SAID PARALLEL LINE, 761.86 FEET;

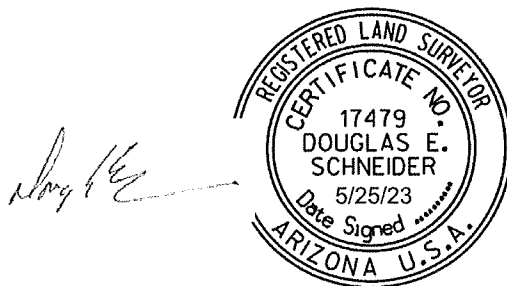
THENCE SOUTH 89°44'39" EAST 30.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 0.515 ACRES, MORE OR LESS.

THIS LEGAL DESCRIPTION IS BASED ON DESCRIPTIONS CONTAINED IN DEEDS OF RECORD AND NOT BASED ON A FIELD SURVEY.

\\cp.rickeng.com\projects\T05000\5220_Misc_Surveys\5220H_6539_W_El_Cmo_d_Cerro\Survey\Legals\5220HLG02_30ft_Abandon.docx

REVISED 5/25/23





SCALE:
1" = 120'

EXHIBIT TO ACCOMPANY LEGAL
DESCRIPTION WITHIN PORTION OF
THE NORTHWEST QUARTER
SECTION 22, TOWNSHIP 13 SOUTH,
RANGE 12 EAST, G&SRM,
PIMA COUNTY, ARIZONA

DAVID &
JENNIFER RIFKIND
APN: 214-39-0180

MELANIE BISHOP
APN: 214-39-0170

30' ← SUBJECT
AREA

DAVID & CHERIE KISTNER
APN: 214-39-0430

EL CAMINO DEL CERRO EXTENSION
(PUBLIC) *259

PHILIP & TERESA RICE
APN: 214-39-017B

POINT OF
BEGINNING

KAMPA FAMILY TR
APN: 214-39-0440

POINT OF COMMENCEMENT
CENTER QUARTER SEC. 22

BROKEN SPRINGS
TRAIL



3945 EAST FORT LOWELL ROAD - SUITE 111
TUCSON, AZ 85712
520-795-1000

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