



BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: July 1, 2014

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

RESOLUTION AND ORDER NO. 2014-_____

Providing for the vacation and abandonment of the public streets and drainageways located in Tucson Saguaro Estates, Lots 1 thru 67, a subdivision of record in Book 24 at Page 42, of Maps and Plats, and San Joaquin Estates, Lots 1 thru 63, a subdivision of record in Book 27 at Page 93, of Maps and Plats, and San Joaquin Estates, Lots 64 thru 290, a subdivision of record in Book 28 at Page 5, of Maps and Plats, lying within Section 24, Township 14 South, Range 11 East, G&SRM, Pima County, Arizona.

QUIT CLAIM DEED TO THE UNITED STATES OF AMERICA

The abandonment applicant obtained the property for the Central Arizona Project in a Declaration of Taking recorded July 10, 1987 in Docket 8074 at Page 168, but the subject public streets and drainageways were inadvertently excluded from the property acquisition and left in the ownership of Pima County.

This abandonment request has been reviewed and approved by appropriate County staff and no properties will be left without public or private legal access.

Revenue: \$-0-

CONTRACT NUMBER (if applicable): N/A

STAFF RECOMMENDATION(S):

Staff recommends that the Pima County Board of Supervisors approve and the Chair execute the Resolution and Order No. 2014-_____ and Quit Claim Deed to the United States of America.

CORPORATE HEADQUARTERS: _____

CLERK OF BOARD USE ONLY: BOS MTG. _____

ITEM NO. _____

PIMA COUNTY COST: -0- and/or REVENUE TO PIMA COUNTY: \$-0-

FUNDING SOURCE(S): NA

(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

		YES	X	NO
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Board of Supervisors District:

1		2		3	X	4		5		All	
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IMPACT:

IF APPROVED:

The applicant will own the streets and drainageways that they are currently already using for the Central Arizona Project.

IF DENIED:

The applicant will not obtain ownership of the streets and drainageways. They will continue to use these areas for the Central Arizona Project, but the areas will remain in Pima County ownership.

DEPARTMENT NAME: Public Works Real Property Services



CONTACT PERSON: Dana Hausman

TELEPHONE NO.: 724-6713

RESOLUTION NO. 2014 - _____

PIMA COUNTY RESOLUTION FOR THE VACATION OF THOSE PORTIONS OF PUBLIC STREETS AND DRAINAGEWAYS LOCATED IN TUCSON SAGUARO ESTATES AND SAN JOAQUIN ESTATES, AS PIMA COUNTY ROAD ABANDONMENT NO. A-14-04, LYING WITHIN SECTION 24, TOWNSHIP 14 SOUTH, RANGE 11 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 vacation and conveyance of portions of public streets and drainageways located in Tucson Saguaro Estates, Lots 1 thru 67, a subdivision of record in Book 24 at Page 42, of Maps and Plats, and San Joaquin Estates, Lots 1 thru 63, a subdivision of record in Book 27 at Page 93, of Maps and Plats, and San Joaquin Estates, Lots 64 thru 290, a subdivision of record in Book 28 at Page 5, of Maps and Plats, more particularly described in the attached Exhibit "A".
2. The property described in Exhibit "A" was taken by the United States of America in that certain Declaration of Taking recorded July 10, 1987 in Docket 8074 at Page 168 and the subject public streets and drainageways were inadvertently excepted out.
3. The subject public streets and drainageways no longer exist and have become part of the Central Arizona Project.
4. The County has determined that the subject public streets and drainageways are not needed for public use pursuant to A.R.S. §28-7202.
5. No land adjoining said public streets and drainageways would be left without public or private legal access pursuant to A.R.S. §28-7215(A).

NOW, THEREFORE, BE IT RESOLVED,

Pursuant to A.R.S. §28-7202 and A.R.S. §28-7215(B), Pima County shall dispose of the public streets and drainageways described in Exhibit "A".

The Chair of the Board of Supervisors is hereby authorized to execute the quit claim deed to the United States of America ("Grantee"), who is the owner of the underlying property described in Exhibit "A".

BOS Approval: 7/1/14	S24/T14/R11	File A-14-04	Agent: DH
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That the quit claim deed shall be recorded, and that upon recordation, the public streets and drainageways shall be deemed to be vacated and title shall be vested in the Grantee.

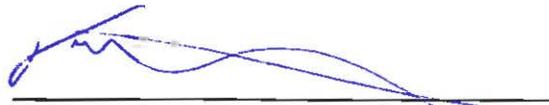
Passed and adopted, this _____ day of _____, 2014.

Sharon Bronson, Chair, Pima County Board
of Supervisors

ATTEST:

APPROVED AS TO FORM

Robin Brigode, Clerk of the Board



Tobin Rosen, Deputy County Attorney

EXHIBIT "A"

All that portion of those certain Covenants, Easements and Rights of Way including all Streets and Drainageways, dedicated to Pima County or the use of the Public, by the Subdivision Plats of Tucson Saguaro Estates, Lots 1 thru 67, according to Book 24 of maps and Plats, at Page 42, San Joaquin Estates, Lots 1 thru 63, according to Book 27 of maps and Plats, at Page 93 and San Joaquin Estates, Lots 64 thru 290, according to Book 28 of maps and Plats, at Page 5, records of Pima County, Arizona, lying within the following described Property:

Commencing at the Northwest Corner of Section 24, Township 14 South Range 11 East, GSRM, said point being the **POINT OF BEGINNING**;

Thence along the north boundary of the Northwest Quarter of said Section 24, North $89^{\circ}40' 48''$ East, a distance of 610.83 feet to a point that bears South $89^{\circ} 40' 48''$ West, a distance of 2026.73 feet from the North Quarter Corner of said Section 24;

Thence leaving said north boundary South $15^{\circ} 57' 02''$ East, a distance of 1302.94 feet;

Thence South $26^{\circ} 26' 33''$ East, a distance of 1614.98 feet;

Thence North $63^{\circ} 33' 27''$ East, a distance of 149.97 feet;

Thence South $26^{\circ} 26' 33''$ East, a distance of 2416.15 feet;

Thence South $18^{\circ} 41' 28''$ East, a distance of 504.11 feet to a point in the south boundary of the Southeast Quarter of said Section 24 that bears South $89^{\circ} 36' 38''$ West a distance of 2267.02 feet from the Southeast Corner of said Section 24;

Thence along said south boundary South $89^{\circ} 36' 38''$ West, a distance of 372.43 feet to the South Quarter Corner of said Section 24;

Thence from said South Quarter Corner and along the south boundary of the Southwest Quarter of said Section 24 South $89^{\circ} 32' 03''$ West, a distance of 662.37 feet to a point that bears North $89^{\circ} 32' 03''$ East, a distance of 1984.24 feet from the Southwest Corner of said Section 24;

Thence leaving said south boundary of the Southwest Quarter North $22^{\circ} 34' 00''$ West, a distance of 121.22 feet;

Thence North $26^{\circ} 26' 33''$ West, a distance of 1841.09 feet;

Thence South $63^{\circ} 33' 27''$ West, a distance of 109.88 feet;

Thence North $26^{\circ} 26' 33''$ West, a distance of 1916.15 feet;

Thence North 63° 33' 26" East, a distance of 109.98 feet;

Thence North 26° 26' 33" West, a distance of 275.91 feet;

Thence North 15° 57' 02" West, a distance of 638.86 feet to a point in the west boundary of said Northwest Quarter of Section 24 that bears North 00° 25' 24" West, a distance of 1707.22 feet from the West Quarter Corner of said Section 24;

Thence along said west boundary North 00° 25' 24" West, a distance of 940.03 to the **POINT OF BEGINNING**.

EXCEPTING THEREFROM all that portion of San Joaquin Road, as dedicated by the Subdivision Plat of Tucson Saguaro Estates, Lots 1 thru 67, according to Book 24 of maps and Plats, at Page 42, records of Pima County, Arizona, lying within the above described property;

FURTHER EXCEPTING all that portion of Lot 63 of San Joaquin Estates, Lots 1 thru 63, according to Book 27 of maps and Plats, at Page 93, records of Pima County, Arizona, lying within the above described property.

FURTHER EXCEPTING all that portion of Milky Way Drive as described in that certain Grant of Road and Utility Easement recorded October 24, 1990 in Docket 8900 at page 1294, records of Pima County.

QUIT CLAIM DEED

For valuable consideration, Pima County, a political subdivision of the State of Arizona, (“Grantor”), hereby quit claims to the United States of America (“Grantee”), all right, title and interest of Grantor in the property described in the attached Exhibit “A”, together with all rights and privileges appurtenant thereto.

Dated this ____ day of _____, 2014.

ATTEST

Grantor: PIMA COUNTY

Robin Brigode, Clerk of the Board of Supervisors

Sharon Bronson, Chair, Pima County Board of Supervisors

State of Arizona)
) ss
County of Pima)

This instrument was acknowledged before me this ____ day of _____, 2014, by the Chair of the Pima County Board of Supervisors.

Notary Public

My Commission Expires:

EXEMPTION: A.R.S. §11-1134.A.3.	BOS Approval: 7/1/14	File #: A-14-04	Agent: DH
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Thence leaving said north boundary South 15° 57' 02" East, a distance of 1302.94 feet;

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Thence along said south boundary South 89° 36' 38" West, a distance of 372.43 feet to the South Quarter Corner of said Section 24;

Thence from said South Quarter Corner and along the south boundary of the Southwest Quarter of said Section 24 South 89° 32' 03" West, a distance of 662.37 feet to a point that bears North 89° 32' 03" East, a distance of 1984.24 feet from the Southwest Corner of said Section 24;

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