

**RESOLUTION 20-\_\_\_**

**AUTHORIZING THE ABANDONMENT OF A PUBLIC RIGHT-OF-WAY  
NEAR WILLCOX**

**WHEREAS**, there has been presented to the Board of Supervisors of Cochise County Arizona, a formal request praying for the abandonment of that certain public right-of-way, more particularly described as follows:

See attached **EXHIBIT "A"**

**WHEREAS**, the Board of Supervisors having considered all comments regarding this request at their meeting held November 17, 2020, and having determined that the public right-of-way described hereinabove is not necessary for public use as a roadway pursuant to A.R.S. § 28-7202; and

**WHEREAS**, a Quit Claim Deed for the vacated rights-of-way will be issued to the adjacent property owner upon receipt of monies, in accordance with A.R.S. § 28-7208; and

**WHEREAS**, unknown public utilities may exist within said right-of-way.

**NOW THEREFORE, IT IS HEREBY RESOLVED**, that the petition for the abandonment as described and requested herein is hereby granted, and the public right-of-way is hereby vacated, in accordance with A.R.S. § 28-7201, et seq.

**IT IS FURTHER RESOLVED** that the interest of Cochise County in lands described above is hereby vacated and the issuance of Quit Claim Deeds vesting title in the adjacent property owners is hereby authorized pursuant to A.R.S. § 28-7205.4. The Chairman of the Board is hereby authorized to execute the Quit Claim Deed(s) and all other documents necessary to completion of this transaction.

**IT IS FINALLY RESOLVED** that any and all rights-of-way or easements for existing sewer, gas, water or similar pipelines and appurtenances and for canals, laterals or ditches and appurtenances and for electric, telephone, and similar lines and appurtenances shall

continue as they existed prior to the disposals or abandonment thereof, pursuant to A.R.S. § 28-7210.

**PASSED AND ADOPTED** by the Board of Supervisors of Cochise County, Arizona, this \_\_\_\_ day of \_\_\_\_\_, 2020.

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Thomas E. Borer, Chairman  
Cochise County Board of Supervisors

**ATTEST:**

**APPROVED AS TO FORM:**

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Kim A. Lemons, CPCC  
Clerk of the Board

*Britt Hanson*  
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Britt Hanson, Of Counsel  
Cochise County Attorney

## **EXHIBIT "A"**

### **PARCEL I**

That portion of a certain 60 foot wide public right-of-way, known as Double R Road, as it adjoins the Southern boundary of Lots 27 and 29, and the Northern boundary of Lots 19 and 43 of Branding Iron Estates, according to Book 11 of Maps and Plats at page 25, Office of the County Recorder, Cochise County, Arizona.

### **PARCEL II**

That portion of a certain 50 foot wide public right-of-way, known as Circle C Road, as it adjoins the Western boundary of Lots 32 and 45, and the Eastern boundary of Lots 35 and 39 of Branding Iron Estates, according to Book 11 of Maps and Plats at page 25, Office of the County Recorder, Cochise County, Arizona.