

When recorded Mail to:
190 N. Litchfield Road
P.O. Box 5100
Goodyear, Arizona 85338

EXEMPT UNDER A.R.S. § 11-1134(A)(2)

PARTIAL TERMINATION AND RELEASE OF EASEMENT

THIS PARTIAL TERMINATION AND RELEASE OF EASEMENT (the “Release”) is executed this ____ day of _____, 2022 by the CITY OF GOODYEAR, an Arizona municipal corporation (the “City”).

RECITALS

- A. WHEREAS, on or about September 12, 2002 the City accepted a Sewer Line Easement from SUNCHASE ESTRELLA LIMITED PARTNERSHIP, a Delaware limited partnership (“Sunchase”) which was recorded in the official records of Maricopa County on September 18, 2002 as Instrument Number 2002-0957279 (“Sewer Easement”); and,
- B. WHEREAS, ESTRELLA NORTH LLC, a Delaware limited liability company is the in process of preparing a Final Plat for Estrella – Parcel 12.23 Phase 2 (“Final Plat”), which includes the property where the Sewer Easement is located; and,
- C. WHEREAS, the Sewer Easement extends approximately seven (7) feet into a proposed residential lot (“Lot 38”) within the Final Plat; and,
- D. WHEREAS, the sewer line constructed within the Sewer Easement is not located within the proposed Lot 38, and the City has been asked to terminate the portion of the Sewer Easement located within the proposed Lot 38; and
- E. WHEAREAS, Pursuant to A.R.S. § 9-402, the City Council of the City of Goodyear is vested with the power to dispose of easements owned by the City that are no longer needed; and
- F. WHEREAS, the City has determined that the portion of the Sewer Easement described in Exhibit “A” attached hereto and by reference made a part hereof, is no longer needed (“Release Area”).

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City hereby terminates and releases its interest solely in the portion of the Sewer Easement located within the Release Area as described in Exhibit “A”. The Sewer Easement conveyed to the City by Sunchase in the instrument recorded in the official records of Maricopa County on September 18, 2002 as Instrument Number 2002-

0957279 remains in full force and effect and the City retains all rights, title and interests in the Sewer Easement except as to the Release Area.

This Release is not intended to, nor does it, release any interest that the City may have in the Release Area arising by virtue of any dedication or conveyance instrument recorded in the Official Records of the Maricopa County Recorder, other than the Sewer Easement.

Dated this ____ day of _____ 2022.

CITY OF GOODYEAR, ARIZONA

By: _____

Its: _____

Name: _____

State of Arizona)
)ss.
County of Maricopa)

On this day, personally appeared before me _____, as
_____ of the CITY OF GOODYEAR, ARIZONA, an Arizona municipal
corporation, on behalf of said corporation.

Notary Public

Attest:

Darcie McCracken, City Clerk

Approved as to Form:

Roric Massey, City Attorney

Exhibits on Following Pages

EXHIBIT "A"



Hoskin • Ryan Consultants, Inc.
creative engineering solutions

LEGAL DESCRIPTION
PARTIAL ABANDONMENT OF
CORGETT WASH SEWER LINE EASEMENT
JUNE 3, 2020

A PARTIAL ABANDONMENT OF THE CORGETT WASH SEWER LINE EASMENT RECORDED UNDER DOCUMENT 2002-0957279, MARICOPA COUNTY RECORDS (MCR), LOCATED IN A PART OF SECTION 14, TOWNSHIP 1 SOUTH, RANGE 2 WEST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT A GLO BRASS CAP, FOUND AT THE SOUTHEAST CORNER OF SAID SECTION, FROM WHENCE A GLO BRASS CAP, FOUND AT THE EAST QUARTER CORNER OF SAID SECTION 14, BEARS NORTH 0°14'25" EAST (BASIS OF BEARING), A DISTANCE OF 2,633.85 FEET;

THENCE NORTH 0°14'25" EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 14, A DISTANCE OF 169.72 FEET;

THENCE DEPARTING SAID EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 14, NORTH 89°45'35" WEST, A DISTANCE OF 1,870.33 FEET, TO THE SOUTHWESTERN MOST POINT OF SAID CORGETT WASH SEWER LINE EASMENT, ALSO BEING THE **TRUE POINT OF BEGINNING**;

THENCE NORTH 79°19'18" WEST, ALONG THE SOUTH LINE OF SAID CORGETT WASH SEWER LINE EASMENT, A DISTANCE OF 6.84 FEET;

THENCE DEPARTING SAID SOUTH LINE, NORTH 8°45'14" EAST, A DISTANCE OF 20.01 FEET, TO A POINT ON THE NORTH LINE OF SAID CORGETT WASH SEWER LINE EASMENT;

Land Planning | Hydrology | Land Development | Civil Infrastructure | Land Surveying | Construction Services

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www.hoskinryan.com

Consulting, LLC.

Hoskin Ryan dba Hoskin Ryan

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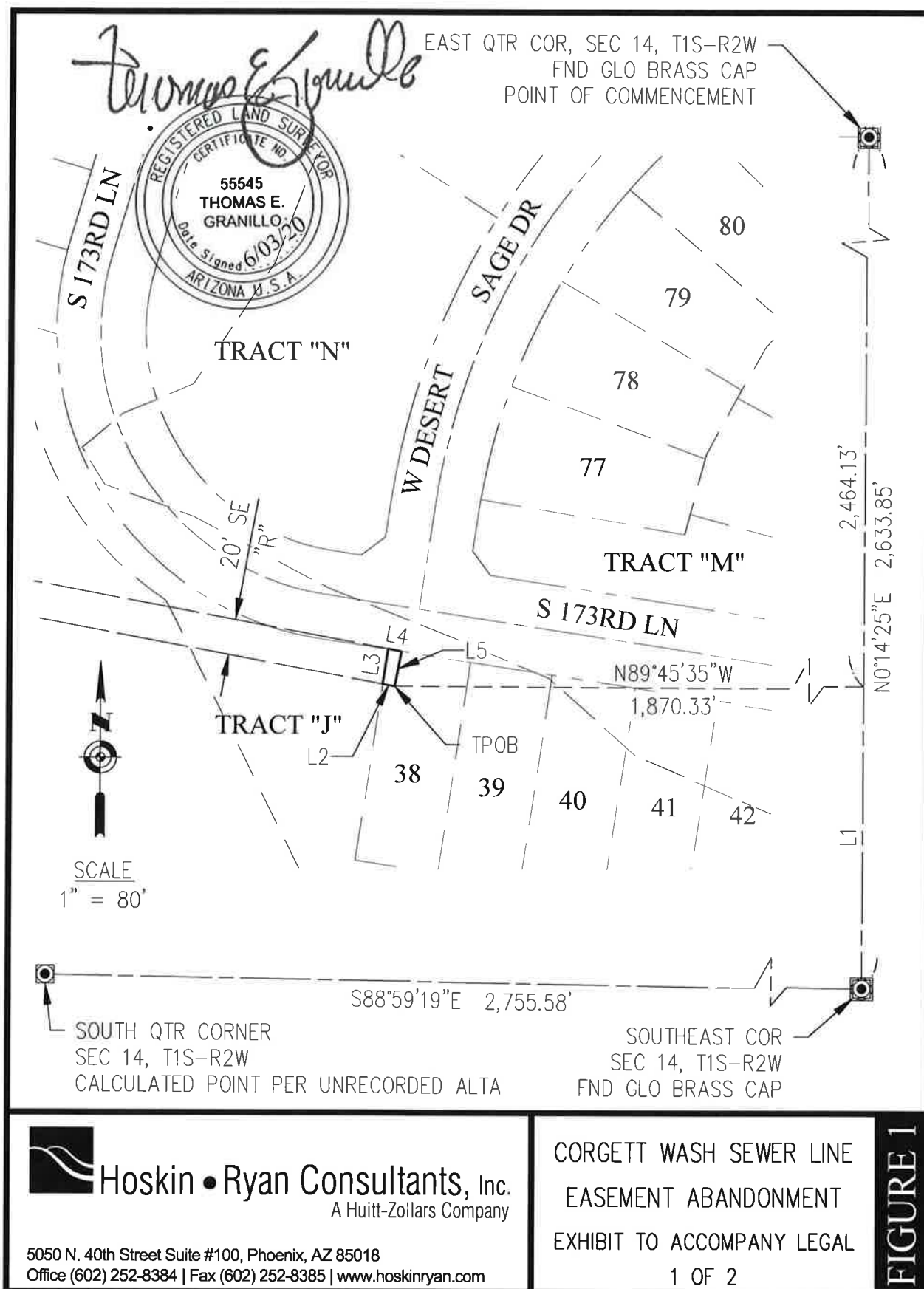


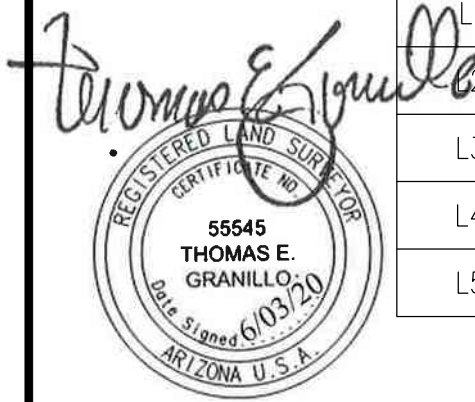
THENCE SOUTH 79°19'18" EAST, ALONG THE NORTH LINE OF SAID CORGETT WASH SEWER LINE EASEMENT, A DISTANCE OF 7.51 FEET, TO THE NORTHEASTERN MOST POINT OF SAID CORGETT WASH SEWER LINE EASEMENT;

THENCE DEPARTING SAID NORTH LINE, SOUTH 10°40'42" WEST, ALONG THE EASTERN LINE OF SAID CORGETT WASH SEWER LINE EASEMENT, A DISTANCE OF 20.00 FEET, TO THE **TRUE POINT OF BEGINNING**;

CONTAINING 144 SQUARE FEET OR 0.003 ACRES MORE OR LESS.







LINE TABLE		
LINE NO.	LENGTH	DIRECTION
L1	169.72	N0°14'25"E
L2	6.84	N79°19'18"W
L3	20.01	N8°45'14"E
L4	7.51	S79°19'18"E
L5	20.00	S10°40'42"W

LEGEND

	MONUMENT FOUND, AS NOTED	"R"	20' EXISTING SEWER EASEMENT PER INSTRUMENT# 2002-0957279, MCR TO BE PARTIALLY ABANDONED BY THIS DOCUMENT
ESMT	EASEMENT		
FND	FOUND	POC	POINT OF COMMENCEMENT
SEC	SECTION	TPOB	TRUE POINT OF BEGINNING
QTR	QUARTER	MCR	MARICOPA COUNTY RECORDS
COR	CORNER	GLO	GOVERNMENT LAND OFFICE
			SEWER EASEMENT ABANDONMENT
			EASEMENT LINE
			RIGHT-OF-WAY
			CENTERLINE / SECTION LINE



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CORGETT WASH SEWER LINE
EASEMENT ABANDONMENT
EXHIBIT TO ACCOMPANY LEGAL
2 OF 2

FIGURE 1