

ORDINANCE NO. 017-17

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ACCEPTANCE OF RIGHT OF WAY PROPERTIES LOCATED AT THE INTERSECTION OF 59<sup>TH</sup> AVENUE AND OLIVE AVENUE NECESSARY FOR RIGHT OF WAY IMPROVEMENTS IN GLENDALE, ARIZONA; AND DIRECTING THE EXECUTION OF ANY DOCUMENTS NECESSARY TO EFFECTUATE SAID TRANSFER.

WHEREAS, the City entered into an IGA with ADOT on April 12, 2016, to receive federal funding for the right of way acquisition and construction of safety improvements at 59<sup>th</sup> and Olive Avenues; and

WHEREAS, ADOT is acting as a right of way agent on behalf of the City and has negotiated the transfer of title for right of way properties to the City.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That it is deemed in the best interest of the City of Glendale and the citizens thereof to accept title to the following properties in order to construct safety improvements:

Right of Way Portion of APN 148-18-183: Said right of way consisting of approximately 834 square feet or 0.0192 acres of property, more particularly described in Exhibit A.

Right of Way Portion of APN 143-12-004A: Said right of way consisting of approximately 198 square feet or 0.0045 acres of property, more particularly described in Exhibit B.

Right of Way Portion of APN 143-12-006E: Said right of way consisting of approximately 400 square feet or 0.0092 acres of property, more particularly described in Exhibit C.

SECTION 2. That the City Manager and the City Clerk be authorized and directed to execute and deliver any and all documents necessary to accept title to said real properties on behalf of the City of Glendale.

[Signatures on following page]

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 11th day of April, 2017.

\_\_\_\_\_  
Mayor Jerry P. Weiers

ATTEST:

\_\_\_\_\_  
Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael D. Bailey, City Attorney

REVIEWED BY:

\_\_\_\_\_  
Kevin R. Phelps, City Manager

WHEN RECORDED RETURN

City of Glendale  
6210 W. Myrtle Ave.  
Glendale, Arizona 85301

Escrow No.  
Exempt From Affidavit  
By A.R.S. 11-1134-A-3  
Portion of APN 148-18-183

CITY OF GLENDALE  
**WARRANTY DEED**

For consideration of Ten and 00/100 Dollars, and other valuable consideration, Randolph Ranch Community Association, an Arizona non-profit corporation, ("Grantor"), does hereby convey to the CITY OF GLENDALE, an Arizona Municipal Corporation ("Grantee"), the following described real property situated in Maricopa County, Arizona (the "Property"):

**SEE EXHIBIT "A" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF**

**SUBJECT TO** current taxes and assessments, reservations and all easements, rights of way, covenants, conditions, restrictions, liens and encumbrances of record.

IN WITNESS WHEREOF, this instrument is executed this 28 day of March, 2017

Clifford H. Adams

(Signature of Grantor)

(Signature of Grantor)

**NOTARY CERTIFICATION**  
Capacity claimed by signer(s)

- Individual
- Corporate
- Trustee(s)
- Other

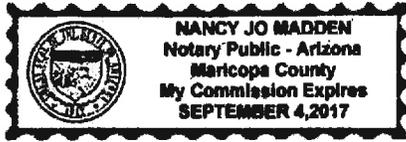
Randolph Ranch Community Association

Entity(ies) Represented

President

Title of Signer

State Of Arizona )  
 )SS  
 County Of Maricopa )



Before me, Nancy Jo Madden, the undersigned officer/notary  
(Name of Notary)

On March 28, 2017 personally appeared Clifford H. Adams

IN WITNESS, my hand and official seal

Personally known -OR- proved to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity on behalf of which the person(s) acted, executed the instrument.

Nancy Jo Madden  
(Signature of Notary)

My Commission Expires:

Sept. 4, 2017

Approved by the City of Glendale, by and through its Transportation Department

Accepted: City of Glendale \_\_\_\_\_, 20\_\_\_\_

By \_\_\_\_\_

**EXHIBIT "A"**

**LEGAL DESCRIPTION FOR  
NEW RIGHT OF WAY  
(Maricopa County Assessor Parcel No. 148-18-183)**

Parcel No. 1

That part of Tract C, of RANDOLPH RANCH, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded in Book 453 of Maps, Page 32, being more particularly described as follows:

COMMENCING at the Northwest corner of Section 32, Township 3 North, Range 2 East, Gila and Salt River Meridian, Maricopa County, Arizona, (brass cap in handhole) from which the North quarter corner of said Section 32 (brass cap in handhole) bears South 89°43'11" East, 2636.87 feet;

thence South 89°43'11" East, 105.47 feet along the North line of said Section 32;

thence departing said North line of Section 32, South 00°16'49" West, 55.00 feet to a northerly corner of said Tract C and the POINT OF BEGINNING;

thence South 89°43'11" East, 17.62 feet to a northerly corner of said Tract C;

thence South 00°16'49" West, 2.50 feet to a northerly corner of said Tract C;

thence North 89°43'11" West, 20.10 feet to a westerly line of said Tract C;

thence North 45°01'51" East, 3.52 feet along said westerly line of Tract C to the POINT OF BEGINNING.

Said Parcel No. 1 contains 47 square feet or 0.0011 acres more or less.

Parcel No. 2

That part of Tract C, of RANDOLPH RANCH, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded in Book 453 of Maps, Page 32, being more particularly described as follows:

COMMENCING at the Northwest corner of Section 32, Township 3 North, Range 2 East, Gila and Salt River Meridian, Maricopa County, Arizona, (brass cap in handhole) from which the North quarter corner of said Section 32 (brass cap in handhole) bears South 89°43'11" East, 2636.87 feet;

thence South 89°43'11" East, 148.09 feet along the North line of said Section 32;

## EXHIBIT "A"

thence departing said North line of Section 32, South 00°16'49" West, 55.00 feet to a northerly corner of said Tract C and the POINT OF BEGINNING;

thence South 89°43'11" East, 105.78 feet along a northerly line of said Tract C;

thence departing said northerly line of Tract C, South 00°16'49" West, 12.00 feet;

thence North 89°43'11" West, 55.00 feet;

thence North 00°16'49" East, 9.50 feet;

thence North 89°43'11" West, 50.78 feet to a northerly corner of said Tract C;

thence North 00°16'49" East, 2.50 feet to the POINT OF BEGINNING.

Said Parcel No. 2 contains 787 square feet or 0.0181 acres more or less.

Said Parcel Nos. 1 and 2 contain a total of 834 square feet or 0.0192 acres more or less.

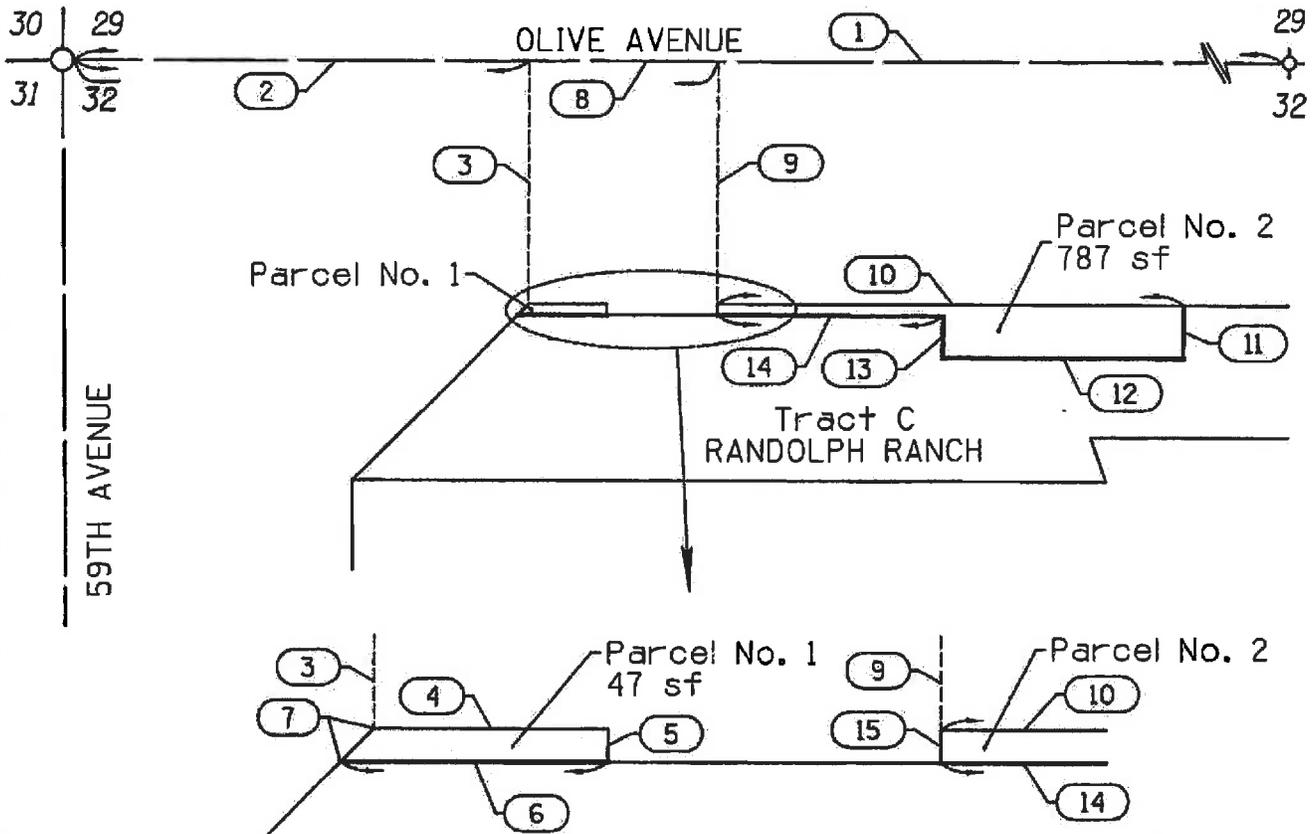


EXP: 06/30/2018

# EXHIBIT MAP

# EXHIBIT "A"

LEGAL DESCRIPTION FOR  
NEW RIGHT OF WAY  
(Maricopa County Assessor Parcel No. 148-18-183)



DATA TABLE

|   |                |          |    |                |         |
|---|----------------|----------|----|----------------|---------|
| 1 | S89° 43' 11" E | 2636.87' | 9  | S00° 16' 49" W | 55.00'  |
| 2 | S89° 43' 11" E | 105.47'  | 10 | S89° 43' 11" E | 105.78' |
| 3 | S00° 16' 49" W | 55.00'   | 11 | S00° 16' 49" W | 12.00'  |
| 4 | S89° 43' 11" E | 17.62'   | 12 | N89° 43' 11" W | 55.00'  |
| 5 | S00° 16' 49" W | 2.50'    | 13 | N00° 16' 49" E | 9.50'   |
| 6 | N89° 43' 11" W | 20.10'   | 14 | N89° 43' 11" W | 50.78'  |
| 7 | N45° 01' 51" E | 3.52'    | 15 | N00° 16' 49" E | 2.50'   |
| 8 | S89° 43' 11" E | 148.09'  |    |                |         |



**AECOM**  
SURVEY / RIGHT OF WAY

AECOM TECHNICAL SERVICES, Inc.  
7720 N 18th St, Suite 100  
Phoenix, Arizona 85020  
802.371.1100 www.aecom.com

59th Ave & Olive Ave  
MCR APN 148-18-183

Sheet 1 of 1

WHEN RECORDED RETURN

City of Glendale  
6210 W. Myrtle Ave.  
Glendale, Arizona 85301

Escrow No.  
Exempt From Affidavit  
By A.R.S. 11-1134-A-3  
Portion of APN 143-12-004A

CITY OF GLENDALE  
**WARRANTY DEED**

For consideration of Ten and 00/100 Dollars, and other valuable consideration, Maricopa County Community College District Foundation, an Arizona non-profit corporation, who acquired title as Maricopa County Community College District ("Grantor"), does hereby convey to the CITY OF GLENDALE, an Arizona Municipal Corporation ("Grantee"), the following described real property situated in Maricopa County, Arizona (the "Property"):

**SEE EXHIBIT "A" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF**

**SUBJECT TO** current taxes and assessments, reservations and all easements, rights of way, covenants, conditions, restrictions, liens and encumbrances of record.

IN WITNESS WHEREOF, this instrument is executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Margaret McLaughlin \_\_\_\_\_  
(Signature of Grantor) (Signature of Grantor)

**ASSISTANT GENERAL COUNSEL**

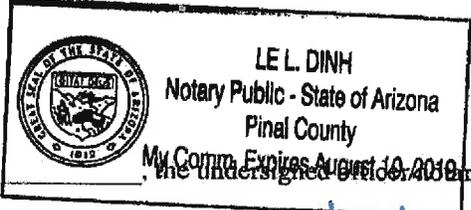
**NOTARY CERTIFICATION**

Capacity claimed by signer(s)

- Individual
- Corporate
- Trustee(s)
- Other

Entity(ies) Represented

State Of Arizona )  
 County Of Maricopa )SS  
 Before me, Le L Dinh )  
 (Name of Notary)  
 On March 28, 2017 personally appeared Margaret McLaughlin



IN WITNESS, my hand and official seal

Personally known –OR– proved to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity on behalf of which the person(s) acted, executed the instrument.

\_\_\_\_\_  
(Signature of Notary)

My Commission Expires: \_\_\_\_\_

Approved by the City of Glendale, by and through its Transportation Department

Accepted: City of Glendale \_\_\_\_\_, 20\_\_\_\_

By \_\_\_\_\_

# EXHIBIT "A"

## LEGAL DESCRIPTION FOR NEW RIGHT OF WAY (Maricopa County Assessor Parcel No. 143-12-004A)

That part of the Southeast quarter of the Southeast quarter of Section 30, Township 3 North, Range 2 East, Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 30 (brass cap in handhole) from which the South quarter corner of said Section 30 (brass cap in handhole) bears South 88°43'51" West, 2637.96 feet;

thence South 88°43'51" West, 71.18 feet along the South line of said Section 30;

thence departing said South line of Section 30, North 01°16'09" West, 55.00 feet to the North line of the South 55.00 feet of said Section 30 and the POINT OF BEGINNING;

thence departing said North line of the South 55.00 feet of Section 30, North 39°10'12" East, 28.89 feet to the West line of the East 55.00 feet of said Section 30;

thence South 00°39'19" West, 22.00 feet along said West line of the East 55.00 feet of Section 30 to said North line of the South 55.00 feet of Section 30;

thence departing said West line of the East 55.00 feet of Section 30, South 88°43'51" West, 18.00 feet along said North line of the South 55.00 feet of Section 30 to the POINT OF BEGINNING.

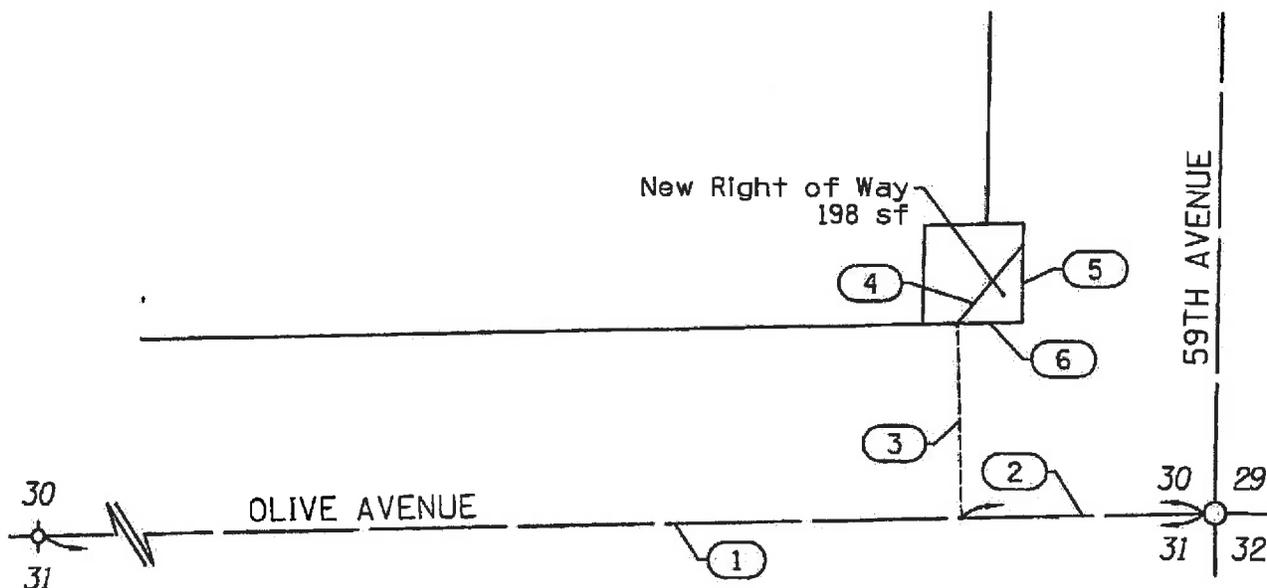
Said new right of way contains 198 square feet or 0.0045 acres more or less.



# EXHIBIT MAP

# EXHIBIT "A"

LEGAL DESCRIPTION FOR  
NEW RIGHT OF WAY  
(Maricopa County Assessor Parcel No. 143-12-004A)



DATA TABLE

|   |                |          |
|---|----------------|----------|
| 1 | S88° 43' 51" W | 2637.96' |
| 2 | S88° 43' 51" W | 71.18'   |
| 3 | N01° 16' 09" W | 55.00'   |
| 4 | N39° 10' 12" E | 28.89'   |
| 5 | S00° 39' 19" W | 22.00'   |
| 6 | S88° 43' 51" W | 18.00'   |



EXP: 06/30/2018



**AECOM**  
SURVEY / RIGHT OF WAY

AECOM TECHNICAL SERVICES, Inc.  
7720 N 16th St, Suite 100  
Phoenix, Arizona 85020  
602.371.1100 www.aecom.com

59th Ave & Olive Ave  
MCR APN 143-12-004A

Sheet 1 of 1

WHEN RECORDED RETURN

City of Glendale  
6210 W. Myrtle Ave.  
Glendale, Arizona 85301

Escrow No.  
Exempt From Affidavit  
By A.R.S. 11-1134-A-3  
Portion of APN 143-12-006E

CITY OF GLENDALE  
**WARRANTY DEED**

For consideration of Ten and 00/100 Dollars, and other valuable consideration, Maricopa County Community College District, ("Grantor"), does hereby convey to the CITY OF GLENDALE, an Arizona Municipal Corporation ("Grantee"), the following described real property situated in Maricopa County, Arizona (the "Property"):

**SEE EXHIBIT "A" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF**

**SUBJECT TO** current taxes and assessments, reservations and all easements, rights of way, covenants, conditions, restrictions, liens and encumbrances of record.

IN WITNESS WHEREOF, this instrument is executed this 8 day of March, 20 17

Margaret McConnell  
(Signature of Grantor)

\_\_\_\_\_  
(Signature of Grantor)

**NOTARY CERTIFICATION**  
Capacity claimed by signer(s)

- Individual
- Corporate
- Trustee(s)
- Other

\_\_\_\_\_  
Entity(ies) Represented

\_\_\_\_\_  
Title of Signer

State Of Arizona )  
 )SS  
 County Of Maricopa )

Before me, Margaret McConnell, the undersigned officer/notary  
(Name of Notary)

On March 8, 20 17 personally appeared Le Dinh

IN WITNESS, my hand and official seal

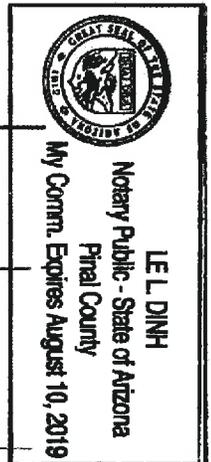
Personally known -OR- proved to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity on behalf of which the person(s) acted, executed the instrument.

Le Dinh

(Signature of Notary)

My Commission Expires:

8/10/2019



Approved by the City of Glendale, by and through its Transportation Department

Accepted: City of Glendale \_\_\_\_\_, 20 \_\_\_\_\_

By \_\_\_\_\_

**EXHIBIT "A"**

**LEGAL DESCRIPTION FOR  
NEW RIGHT OF WAY  
(Maricopa County Assessor Parcel No. 143-12-006E)**

That part of the Southeast quarter of the Southeast quarter of Section 30, Township 3 North, Range 2 East, Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 30 (brass cap in handhole) from which the South quarter corner of said Section 30 (brass cap in handhole) bears South 88°43'51" West, 2637.96 feet;

thence South 88°43'51" West, 196.13 feet along the South line of said Section 30;

thence departing said South line of Section 30, North 01°16'09" West, 55.00 feet to the North line of the South 55.00 feet of said Section 30 and the POINT OF BEGINNING;

thence South 88°43'51" West, 32.00 feet along said North line of the South 55.00 feet of Section 30;

thence departing said North line of the South 55.00 feet of Section 30, North 01°16'09" West, 12.50 feet to the North line of the South 67.50 feet of said Section 30;

thence North 88°43'51" East, 32.00 feet along said North line of the South 67.50 feet of Section 30;

thence departing said North line of the South 67.50 feet of Section 30, South 01°16'09" East, 12.50 feet to the POINT OF BEGINNING.

Said new right of way contains 400 square feet or 0.0092 acres more or less.

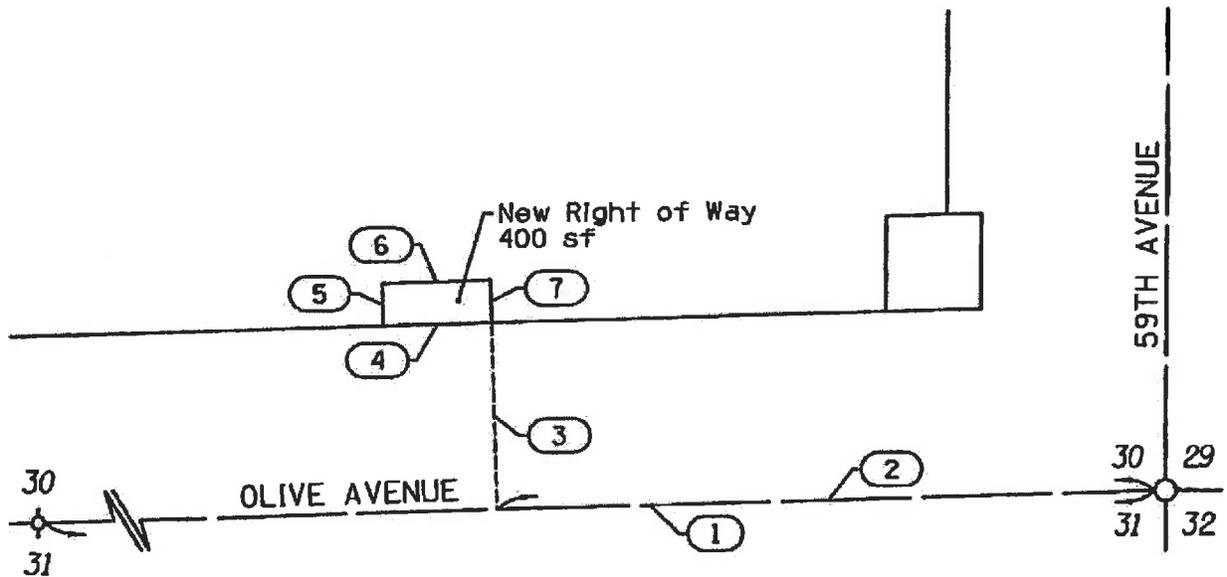


EXP: 06/30/2018

EXHIBIT "A"

EXHIBIT MAP

LEGAL DESCRIPTION FOR  
NEW RIGHT OF WAY  
(Maricopa County Assessor Parcel No. 143-12-006E)



DATA TABLE

|   |                |          |
|---|----------------|----------|
| 1 | S88° 43' 51" W | 2637.96' |
| 2 | S88° 43' 51" W | 196.13'  |
| 3 | N01° 16' 09" W | 55.00'   |
| 4 | S88° 43' 51" W | 32.00'   |
| 5 | N01° 16' 09" W | 12.50'   |
| 6 | N88° 43' 51" E | 32.00'   |
| 7 | S01° 16' 09" E | 12.50'   |



EXP: 06/30/2018



**AECOM**  
SURVEY / RIGHT OF WAY

AECOM TECHNICAL SERVICES, Inc.  
7720 N 16th St, Suite 100  
Phoenix, Arizona 85020  
602.371.1100 www.aecom.com

59th Ave & Olive Ave  
MCR APN 143-12-006E

Sheet 1 of 1