

ORDINANCE NO. 3006 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A WARRANTY DEED FOR RIGHT OF WAY LOCATED AT AZ GENERAL HOSPITAL ER, AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, the City Council took action to accept and take title to the current 83rd Avenue and Camelback Road right-of-way intersection area per Ordinance No. 1259, New Series, passed, adopted and approved by City Council on December 27, 1983; and

WHEREAS, MPT of Glendale Camelback FCER, LLC, a Delaware limited liability company, the owner of AZ General Hospital ER, located at 8310 West Camelback Road constructed street improvements outside of the current 83rd Avenue and Camelback Road rights-of-way; and

WHEREAS, MPT of Glendale Camelback FCER, LLC, has agreed to dedicate additional right-of-way so the new street improvements will be inside City right-of-way and allow the City to maintain said street improvements.

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

SECTION 1. MPT of Glendale Camelback FCER, LLC, has agreed to dedicate additional right-of-way to allow the City to maintain improvements consistent with the City Code.

SECTION 2. The Council authorizes and instructs the City Manager to execute the Warranty Deed, attached as Exhibit A, granting the right-of-way described herein to the City.

SECTION 3. The City Clerk is instructed and authorized to forward a certified copy of this ordinance for recording to the Maricopa County Recorder's Office.

[Signatures on the following page.]

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 27th day of September, 2016.

M A Y O R

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

EXHIBIT A

When recorded, mail to:
City Clerk, City of Glendale
5850 West Glendale Avenue
Glendale, Arizona 85301

WARRANTY DEED

For Ten Dollars and other valuable consideration, I or We, MPT of Glendale Camelback FCER, LLC a Delaware limited liability company, do hereby convey to the City of Glendale, an Arizona Municipal Corporation, all right, title and interest to and in that certain parcel of Real Property situated in Maricopa County and described as follows:

See Attached Description, "Exhibit A"

It is the intention of the parties to cause the real property on said Exhibit "A" to be dedicated as **public right of way for roadway purposes**, and to vest title in fee simple in the City of Glendale in Trust, for all the uses contemplated in public street dedication.

And I or We do warrant the title against all persons whomsoever, subject only to those encumbrances or liens of record, or as above set forth, if any.

Dated this _____ day of _____, _____.

By: Robert M. Moss
Its: Legal Director, Senior Counsel &
Assistant Secretary

Exempt Pursuant to A.R.S. §11-1134 (A)(3)

STATE OF ARIZONA }
County of Maricopa } ss.

The foregoing instrument was acknowledged before me this (date) by (name of person acknowledged and, if applicable, title or capacity to sign on behalf of Grantor)

My commission expires:

Notary Public

8310 West Camelback Rd.

**LEGAL DESCRIPTION
RIGHT OF WAY DEDICATION
NWC 83RD AVE. & CAMELBACK RD.
GLENDALE, ARIZONA**



EXHIBIT A
May 10, 2016
Job No.20105-172
Page 1 of 1

A PARCEL OF LAND SITUATED ON THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 15, FROM WHICH THE SOUTH QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, A DISTANCE OF 2645.39 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, ALONG THE EAST LINE OF SAID SECTION 15, A DISTANCE OF 363.11 FEET;

THENCE NORTH 89 DEGREES 36 MINUTES 54 SECONDS WEST, LEAVING SAID EAST SECTION LINE, A DISTANCE OF 33.00 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF 83RD AVENUE AND THE **POINT OF BEGINNING** OF THE PARCEL HEREIN DESCRIBED;

THENCE SOUTH 00 DEGREES 23 MINUTES 06 SECONDS WEST, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 323.22 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF CAMELBACK ROAD;

THENCE NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, LEAVING SAID WEST RIGHT OF WAY LINE OF 83RD AVENUE, ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 253.61 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, LEAVING SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 25.00 FEET;

THENCE SOUTH 89 DEGREES 48 MINUTES 39 SECONDS EAST, A DISTANCE OF 33.82 FEET;

THENCE NORTH 00 DEGREES 11 MINUTES 21 SECONDS EAST, A DISTANCE OF 10.00 FEET;

THENCE SOUTH 89 DEGREES 48 MINUTES 39 SECONDS EAST, A DISTANCE OF 50.00 FEET;

THENCE SOUTH 00 DEGREES 11 MINUTES 21 SECONDS WEST, A DISTANCE OF 10.00 FEET;

THENCE SOUTH 89 DEGREES 48 MINUTES 39 SECONDS EAST, A DISTANCE OF 122.79 FEET;

THENCE NORTH 45 DEGREES 17 MINUTES 13 SECONDS EAST, A DISTANCE OF 21.25 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, A DISTANCE OF 283.33 FEET;

THENCE SOUTH 89 DEGREES 36 MINUTES 54 SECONDS EAST, A DISTANCE OF 32.00 FEET TO THE **POINT OF BEGINNING** OF THE PARCEL HEREIN DESCRIBED.

SAID PARCEL CONTAINS 16,498 SQUARE FEET OR 0.379 ACRES, MORE OR LESS.



FOUND BRASS CAP FLUSH
EAST 1/4 CORNER
SEC.15, T2N, R1E

N.T.S.

102-11-001V

POINT OF BEGINNING

S89°36'54"E 253.61'

**PORTION OF
102-11-001X**

N00°23'06"E 324.09'

**PORTION OF
102-11-001X**

32' R/W
DEDICATED
HEREON

L11

S00°23'06"W 323.22'

363.11'
N00°23'06"E 2640.68'
83RD AVENUE

35' R/W
DEDICATED
HEREON

25' R/W
DEDICATED
HEREON

EX.
33'
R/W

L4

L5

L6

L7

L8

L9

L10

N89°48'39"W 253.61'

EX.
40' R/W

N89°48'39"W 2645.39'

FOUND BRASS CAP IN HANDHOLE
SOUTH 1/4 CORNER
SEC.15, T2N, R1E

CAMELBACK ROAD

SOUTHEAST CORNER
SEC.15, T2N, R1E
POINT OF COMMENCEMENT

SIG

**SURVEY INNOVATION
GROUP, INC**

**RIGHT OF WAY DEDICATION
NWC 83RD AVE. & CAMELBACK RD.
GLENDALE, ARIZONA**

Ph (480) 922 0780 **Land Surveying Services** Fx (480) 922 0781
7301 EAST EVANS ROAD, SCOTTSDALE, AZ 85260

JOB#2015-172	DWG: ROW LEGAL EXHIBIT	DATE 5/10/16
SCALE: N.T.S.	DRAWN: JAS	CHK: RMH
		SHEET 1 OF 2



Line Table		
LINE	DIRECTION	LENGTH
L1	N89°36'54"W	33.00
L4	N0°23'06"E	25.00
L5	S89°48'39"E	33.82
L6	N0°11'21"E	10.00
L7	S89°48'39"E	50.00
L8	S0°11'21"W	10.00
L9	S89°48'39"E	122.79
L10	N45°17'13"E	21.25
L11	N0°23'06"E	283.33
L12	S89°36'54"E	32.00

SIG
 SURVEY INNOVATION
 GROUP, INC

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 GLENDALE, ARIZONA**

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 7301 EAST EVANS ROAD, SCOTTSDALE, AZ 85260

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SCALE: N.T.S.	DRAWN: JAS	CHK: RMH
		SHEET 2 OF 2