RESOLUTION No. 79-12

RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF HOLBROOK CONVEYING THE ROADWAY EASEMENT TO THE PRESENT AND EXISTING GOLF COURSE ROAD TO NAVAJO COUNTY AND ESTABLISHING THE CONDITIONS THEREOF.

Be it resolved by the Mayor and Common Council of the City of Holbrook that a roadway easement to the present and existing Hidden Cove Golf Course road (Leroux Drive) is hereby conveyed to the County of Navajo, according to the conditions and form within the attached Easement Deed and Agreement which is attached hereto and made a part hereof by reference. This shall be followed by a correction Deed.

The said Mayor and Common Council hereby find it in the best interest of the City of Holbrook and its citizens to effect said Deed and Agreement.

APPROVED, ADOPTED, AND RESOLVED this 7th day of June 1979 by the Mayor and Common Council of the City of Holbrook.

Leo N. Hunt
Mayor

ATTEST:

J. K. Kennedy
City Clerk

APPROVED AS TO FORM:

City Attorney

EASEMENT DEED
AND AGREEMENT

The City of Holbrook, a municipal corporation (hereafter termed "Grantor") hereby dedicates, grants and conveys to the County of Navajo (hereafter termed "Grantee") the following roadways easements:

Parcel # 1.

A 60 foot easement for roadway purposes, which easement is 30 feet on both sides of the following line, all within the Northeast quarter of Section 3, Township 17 North, Range 20 East, G. & S.R.B. & M., Navajo County, Arizona:

Commencing at a point 30 feet South of the northeast corner of said Section 3, said point being on the East boundary of said Section 3, and being the true point of beginning; thence North 89° 25' 06" West 969.08 feet to a curve; thence along said curve on an arc concave to the left and having a radius of 273.51 feet a distance of 279.97 feet; thence South 31° 55' 54" West 613.90 feet to the northrn boundary of U.S. Interstate highway I-40, which is the end of said 60 foot easement.

Parcel # 2.

A 60 foot easement for roadway purposes, which is 30 feet on both sides of the following line:

Commencing at a point 30 feet South of the Northeast corner of Section 3, Township 17 North, Range 20 East; thence in an easterly direction following a curve concave to the left, which line follows the centerline of the present and existing roadway that proceeds in a North and Northeasterly direction to the Hidden Cove Golf Course. Said roadway proceeds north and northwesterly into the west half of Section 35, Township 18 North,, Range 20 East, G. & S.R.B. & M.

The intent of this deed and dedication is to convey to grantee a roadway easement from the point the golf course road leaves Interstate 40 up to the point the roadway arrives at the Hidden Cove Golf Course.

The Grantee by accepting this conveyance agrees to maintain said roadway as a duly accepted and maintained county road.

This instrument is effective as of April 10, 1979 and ratifies and verifies the agreement between Grantor and Grantee as of said date.

A more complete legal description of said roadway shall be secured and furnished by the City of Holbrook. The description shall follow the existing and present golf course road between the point the said golf course road leaves the north right-of-way of Interstate 40, and the point where the present road ends at the gate and entrance to the said Hidden Cove Golf Course.

Should said roadway ever cease to be used or maintained as a roadway for whatever reason, this easement shall become null and void and the Title to same shall revert back to the City of Holbrook.

Date June 7, 1979

City of Holbrook
BY: Leo G. Hunt
(Mayor)

Acceptance:

I certify that the person executing this acceptance for Navajo County is authorized to sign this document for the purpose herein contained.

County of Navajo

BY:
Chairman of the Board

State of Arizona)
)ss.
County of Navajo)

This instrument was acknowledged before me this 7th day of June, 1979, by Leo G. Hunt.
Mayor of the City of Holbrook.

Notary Public

My Commission Expires:

My Commission Expires June 8, 1981

State of Arziona)
) ss.
County of Navajo)

The foregoing instrument was acknowledged before me this ____day of June 1979 by _____, Chairman of the Board of Supervisors of Navajo County.

_____
Notary Public

My Commission Expires:

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