**COUNTY RECORDER** 

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## **ZONING:**

**EXISTING ZONING - SUP - RESORT** 

### **UTILITY PROVIDERS**

WATER - EPCOR WATER **SEWER - CITY OF PHOENIX** ELECTRIC - ARIZONA PUBLIC SERVICE TELEPHONE - CENTURYLINK GAS - SOUTHWEST GAS CABLE TELEVISION - COX COMMUNICATIONS

### **ENGINEER**

**COE & VAN LOO CONSULTANTS** 4550 NORTH 12TH STREET PHOENIX, ARIZONA 85014 PHONE: (602) 264-6831 FAX: (602) 264-6831 CONTACT: FRED E. FLEET, P.E.

A LOT LINE ADJUSTMENT OF LOT 128 OF "MOUNTAIN SHADOW RESORT UNIT 2 AMENDED" AS RECORDED IN BOOK 95 OF MAPS, PAGE 3 M.C.R. & LOT 128-A, LOT 129, LOT 131, LOT 132, LOT 133, LOT 134, LOT 135 AND TRACT "A" OF "MOUNTAIN SHADOW RESORT UNIT 2 - AMENDED VI" AS RECORDED IN BOOK 1210 OF MAPS, PAGE 31 M.C.R. AND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 8. TOWNSHIP 2 NORTH, RANGE 4 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

### **BASIS OF BEARING**

THE NORTH LINE OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 8, T. 2 N., R. 4 E.

USING A BEARING OF NORTH 90°00'00" EAST.

INDIAN BEND ROAD (ALIGNMENT)

## **VICINITY MAP**

### SHEET INDEX

DETAILS, AREA TABLE, AND LEGEND FINAL MAP

### **EASEMENT SCHEDULE**

EASEMENT SCHEDULE AS NO. 4.

EASEMENT AND RIGHTS INCIDENT THERETO FOR WATER LINE PURPOSES AS SET FORTH IN INSTRUMENT RECORDED IN BOOK 304, OF DEEDS, PAGE 308 AND BOOK 338 OF

NOTE

1. THE EASEMENT AND RIGHTS INCIDENT THERETO FOR

UNDERGROUND ELECTRIC LINES AS SET FORTH IN THE

INSTRUMENT RECORDED IN DOCKET 3814, PAGE 87, WHICH

WAS SHOWN ON THE DOCUMENTS RECORDED AS BOOK 940, PAGE 7; BOOK 1110, PAGE 37; BOOK 1170, PAGE 30;

BOOK 1206, PAGE 6: AND BOOK 1210, PAGE 31, HAS BEEN

EASEMENT WAS CORRECTED BY THE INSTRUMENT

DELETED FROM THIS MAP BECAUSE THE LOCATION OF SAID

RECORDED AS DOCKET 3923, PAGE 106 AND LISTED IN THE

EASEMENT AND RIGHTS INCIDENT THERETO FOR ROADWAY PURPOSES AS SET FORTH IN INSTRUMENT RECORDED IN DOCKET 2251, PAGE 422.

A RESOLUTION OF THE TOWN OF PARADISE VALLEY RELATING TO PERSONAL WIRELESS SERVICE FACILITIES IDENTIFYING POSSIBLE SITE LOCATIONS. RECORDED IN RECORDING NO. 98-0213661. 2.001~ 100 4933

EASEMENT AND RIGHTS INCIDENT THERETO FOR UNDERGROUND ELECTRIC LINES AND APPURTENANT FACILITIES AS SET FORTH IN INSTRUMENT RECORDED IN DOCKET 3923, PAGE 106.

EASEMENT AND RIGHTS INCIDENT THERETO FOR GAS MAIN PURPOSES SET FORTH IN INSTRUMENT RECORDED IN DOCKET 4930, PAGE 82.

EASEMENTS SET FORTH IN BOOK 95 OF MAPS, PAGE 3.

EASEMENT AND RIGHTS INCIDENT THERETO FOR GUARD HOUSE PURPOSES SET FORTH IN INSTRUMENT RECORDED IN RECORDING NO. 2013-1074866.

6-FOOT EASEMENT SET FORTH IN BOOK 95 OF MAPS, PAGE 3 ABANDONED HEREON AND EASEMENT AND RIGHTS INCIDENT THERETO FOR SEWER LINES SET FORTH IN INSTRUMENT RECORDED IN RECORDING NO. 2013-1074865 TO BE ABANDONED IN THE FUTURE UPON COMPLIANCE WITH SECTION 1.2 OF SAID INSTRUMENT.

A UTILITY CORRIDOR EASEMENT PER THE MOUNTAIN SHADOWS WEST DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS PER RECORDING NO. 2015-109960, AND EASEMENT AND RIGHTS INCIDENT THERETO FOR RELOCATED SEWER LINES SET FORTH IN INSTRUMENT RECORDED IN RECORDING NO. 2013-1074865. AND AND AND BHO-ED IN REGISTRO

EASEMENT AND RIGHTS INCIDENT THERETO FOR RELOCATED SEWER LINES SET FORTH IN INSTRUMENT RECORDED IN RECORDING NO. 2013-1074865.

A DRIVEWAY EASEMENT PER THE MOUNTAIN SHADOWS WEST DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS PER RECORDING NO. 2015-109960, AND AMENDED IN RI

## (NOT-TO-SCALE)

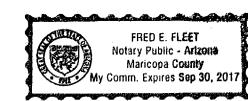
**ACKNOWLEDGEMENT** 

STATE OF ARIZONA COUNTY OF MARICOPA

ON THIS 8 DAY OF \_\_\_\_\_\_, 2015, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED KRISTOPHER L. HARMAN, PERSONALLY KNOWN TO ME (OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE EXECUTED THE SAME IN HIS/HER AUTHORIZED CAPACITY, AND THAT BY HIS/HER SIGNATURE ON THE INSTRUMENT THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT

McDONALD

WITNESS MY HAND AND OFFICIAL SEAL



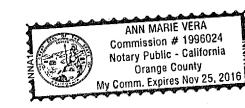
### **ACKNOWLEDGEMENT**

STATE OF CALIFORNIA COUNTY OF ORANGE

ON MOW 12 2015, BEFORE ME, ANN M. VERA, A NOTARY PUBLIC, PERSONALLY APPEARED ROBERT A. FLAXMAN, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT

WITNESS MY HAND AND OFFICIAL SEAL



### **APPROVALS**

APPROVED BY THE TOWN ENGINEER AND THE PLANNING DIRECTOR OF THE TOWN, OF PARADISE VALLEY, THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_\_ OF 2015

OWN ENGINEER Bark wa culso PLANNING DIRECTOR

### DECLARATION

STATE OF ARIZONA COUNTY OF MARICOPA

THAT MTS LAND. LLC. A DELAWARE LIMITED LIABILITY COMPANY, MS RESORT OWNER, LLC A DELAWARE LIMITED LIABILITY COMPANY, MS CONDO-HOTEL OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AND MOUNTAIN SHADOWS MASTER ASSOCIATION, INC., AN ARIZONA NONPROFIT CORPORATION (COLLECTIVELY, "OWNERS,") HAVE RESUBDIVIDED UNDER THE NAME OF "MOUNTAIN SHADOW RESORT - UNIT 2 AMENDED VII" A LOT LINE ADJUSTMENT OF LOT 128 OF "MOUNTAIN SHADOW RESORT UNIT TWO - AMENDED" AS RECORDED IN BOOK 95 OF MAPS, PAGE 3 M.C.R. AND LOT 128-A, LOT 129, LOT 131, LOT 132, LOT 133, LOT 134, LOT 135 AND TRACT "A" OF "MOUNTAIN SHADOW RESORT UNIT 2 -AMENDED VI" AS RECORDED IN BOOK 1210 OF MAPS, PAGE 31 M.C.R. AND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 2 NORTH, RANGE 4 EAST OF THE GILA 8 SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, AS SHOWN AND MAPPED SHADOW RESORT UNIT 2 - AMENDED VII" AND THAT THIS MAP SETS FORTH THE LOCATION AND GIVES THE DIMENSIONS OF THE LOTS AND TRACT CONSTITUTING SAME AND THAT EACH LOT AND TRACT SHALL BE KNOWN BY THE NUMBER OR LETTER GIVEN EACH

OWNERS HEREBY DEDICATE TO WATER, SEWER, GAS, ELECTRIC, TELEPHONE, AND CABLE TELEVISION UTILITY PROVIDERS AND RESERVE FOR THE "MOUNTAIN SHADOWS MASTER ASSOCIATION, INC." HOMEOWNERS ASSOCIATION OR ANY SUBASSOCIATION DESIGNATED BY SUCH MASTER HOMEOWNERS ASSOCIATION (COLLECTIVELY, THE "ASSOCIATION") AN TELEVISION UTILITIES STRICTLY AS NECESSARY TO PROVIDE SUCH UTILITY SERVICES AND INCLUDES AN EASEMENT FOR ANY ABOVE-GROUND FACILITIES REQUIRED BY UTILITY AREAS SUBJECT TO UTILITY EASEMENTS SHALL BE THE RESPONSIBILITY OF THE LOT OWNER, TRACT OWNER, OR ASSOCIATION, AS DETERMINED BY THE ASSOCIATION, PROVIDED THAT AFTER ANY INSTALLATION, MAINTENANCE, REPAIR, OR REMOVAL, ANY UTILITY PROVIDER THAT DISTURBS THE SURFACE OR SUBSURFACE OF THE GROUND SHALL BE RESPONSIBLE FOR RESTORING SUCH AREA TO SUBSTANTIALLY THE CONDITION THAT EXISTED PRIOR TO SUCH DISTURBANCE. THE PUBLIC UTILITY EASEMENTS PREVIOUSLY DEDICATED ON THE FINAL MAPS OF "MOUNTAIN SHADOWS RESORT UNIT 2 -AMENDED IV" AS RECORDED IN BOOK 1170 OF MAPS, PAGE 30 M.C.R., "MOUNTAIN SHADOWS RESORT UNIT 2 - AMENDED V" AS RECORDED IN BOOK 1206 OF MAPS, PAGE 6 M.C.R., AND "MOUNTAIN SHADOW RESORT UNIT 2 - AMENDED VI" AS RECORDED IN BOOK 1210 OF MAPS, PAGE 31 M.C.R. AS SHOWN ON SUCH PRIOR MAPS ARE HEREBY EXTINGUISHED AND SUPERSEDED BY THE UTILITY EASEMENTS DEDICATED IN THIS

TRACT "A" IS DEDICATED AS A PRIVATE DRIVE TO PROVIDE PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS TO AND FROM LOTS 128, 128-A, 129, 131, 132, 133, 134, 135, AND TRACT "A." A NONEXCLUSIVE EASEMENT FOR PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS TO COMPLY WITH SECTION 8.1 OF THE SETTLEMENT AGREEMENT (EVIDENCED BY THE SECOND AMENDMENT TO MEMORANDUM REGARDING SETTLEMENT AGREEMENT AFFECTING REAL PROPERTY RECORDED AS DOCUMENT NO. 2015-0109494, M.C.R.) IS HEREBY CREATED OVER TRACT "A" SHOWN HEREON, AS SUCH TRACT "A" MAY BE MODIFIED FROM TIME TO TIME PURSUANT TO SUCH SECTION 8.1 BY THE OWNERS OF THE EXISTING TRACT "A" AND THE PROPOSED TRACT "A" IN THEIR SOLE DISCRETION, FOR THE BENEFIT OF THE 59 RESIDENTIAL LOTS OF MOUNTAIN SHADOW RESORT UNIT TWO - AMENDED RECORDED ON JUNE 6, 1961, IN BOOK 95 OF MAPS, PAGE 3, M.C.R. AND THE MOUNTAIN SHADOWS WEST HOMEOWNERS ASSOCIATION, INC.

AN UNDERGROUND EASEMENT IS HEREBY DEDICATED TO WATER, SEWER, GAS, ELECTRIC TELEPHONE, AND CABLE TELEVISION UTILITY PROVIDERS AND RESERVED FOR THE ASSOCIATION UNDER AND ACROSS TRACT "A" FOR THE INSTALLATION, MAINTENANCE REPAIR, AND REMOVAL OF UNDERGROUND PUBLIC AND PRIVATE WATER LINES, PRIVATE SEWER LINES, GAS, ELECTRIC, TELEPHONE, AND CABLE TELEVISION UTILITIES STRICTLY AS NECESSARY TO PROVIDE SUCH UTILITY SERVICES AND SOLELY FOR THE PURPOSE OF PROVIDING SUCH UTILITY SERVICES TO OR FROM LOTS 128, 128-A, 129, 131, 132, 133, 134, 135. AND TRACT "A" AND FOR THE PURPOSE OF PROVIDING PUBLIC AND PRIVATE WATER LINES AND PRIVATE SEWER LINES TO OR FROM THE 59 RESIDENTIAL LOTS OF MOUNTAIN SHADOW RESORT UNIT TWO - AMENDED, RECORDED ON JUNE 6, 1961, IN BOOK 95 OF MAPS, PAGE 3, M.C.R. THIS UNDERGROUND EASEMENT ALSO INCLUDES AN EASEMENT FOR ANY ABOVE-GROUND FACILITIES REQUIRED BY UTILITY PROVIDERS IN CONNECTION WITH THE UNDERGROUND UTILITIES. AN EASEMENT FOR REFUSE COLLECTION AND EMERGENCY AND SIMILAR SERVICE TYPE VEHICLE ACCESS IS HEREBY DEDICATED OVER TRACT "A" TO THE TOWN OF PARADISE VALLEY AND OTHER EMERGENCY SERVICE PROVIDERS AND REFUSE COLLECTION PROVIDERS AND TO THE ASSOCIATION, WHICH ASSOCIATION ALSO BENEFITS.

TRACT "A" IS NOT DEDICATED FOR THE USE OF THE GENERAL PUBLIC. TRACT "A" SHALL BE OWNED AND MAINTAINED BY THE ASSOCIATION, PROVIDED THAT AFTER ANY INSTALLATION, MAINTENANCE, REPAIR, OR REMOVAL, ANY UTILITY PROVIDER THAT DISTURBS THE SURFACE OR SUBSURFACE OF THE GROUND SHALL BE RESPONSIBLE FOR RESTORING SUCH AREA TO SUBSTANTIALLY THE CONDITION THAT EXISTED PRIOR TO SUCH DISTURBANCE. NO DWELLING UNITS SHALL BE CONSTRUCTED ON TRACT "A." ONE OR MORE GUARDHOUSES AND ASSOCIATED IMPROVEMENTS MAY BE CONSTRUCTED ON TRACT "A."

### **DECLARATION - CONTINUED**

AN EASEMENT FOR RELOCATED UNDERGROUND SEWER LINES (LISTED IN NO. 9 AND NO. 10 IN THE EASEMENT SCHEDULE) IS HEREBY DEDICATED TO SEWER UTILITY PROVIDERS UNDER AND ACROSS LOT 128-A, LOT 129, AND 131 AS DEPICTED HEREON FOR THE INSTALLATION, MAINTENANCE, REPAIR AND REMOVAL OF UNDERGROUND PRIVATE SEWER LINES PURSUANT TO THAT CERTAIN SEWER EASEMENT RELOCATION INCLUDES AN EASEMENT FOR ANY ABOVE-GROUND FACILITIES REQUIRED BY SEWER CORRIDOR EASEMENT GRANTED IN THE MOUNTAIN SHADOWS WEST DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS RECORDED IN RECORDING (THE "WEST DECLARATION"), WHICH IS ALSO LISTED IN NO. 9 IN THE EASEMENT SCHEDULE. UPON THE RELOCATION OF SEWER LINES FROM THE EASEMENT LISTED AS UTILITY EASEMENT DEPICTED AS NO. 8 HEREON SHALL BE AUTOMATICALLY TERMINATED AND OF NO FURTHER FORCE AND EFFECT. AS SET FORTH IN AND SUBJECT TO THE SEWER EASEMENT AGREEMENT

MTS LAND LLC, A DELAWARE LIMITED LIABILITY COMPANY

MS RESORT OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY

MS CONDO-HOTEL OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY

MOUNTAIN SHADOWS MASTER ASSOCIATION, INC., AN ARIZONA NONPROFIT CORPORATION

### IN WITNESS WHEREOF:

MTS LAND LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, HAS CAUSED ITS NAME TO BE AFFIXED AND THE SAME TO BE ATTESTED BY THE SIGNATURE OF ROBERT A. FLAXMAN, ITS-AUTHORIZED AGENT.

DULY AUTHORIZED THIS 12. DAY OF Way, 2015.

### IN WITNESS WHEREOF:

MS RESORT OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, HAS CAUSED ITS NAME TO BE AFFIXED AND THE SAME TO BE ATTESTED BY THE SIGNATURE OF KRISTOPHER L. HARMAN, ITS VICE PRESIDENT ON BEHALF OF THE COMPANY DULY AUTHORIZED THIS 8 DAY OF MAY, 2015.

KRISTOPHER L. HARMAN VICE PRESIDENT

### IN WITNESS WHEREOF:

MS CONDO-HOTEL OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, HAS CAUSED ITS NAME TO BE AFFIXED AND THE SAME TO BE ATTESTED BY THE SIGNATURE OF KRISTOPHER L. HARMAN, ITS VICE PRESIDENT ON BEHALF OF THE COMPANY DULY AUTHORIZED THIS DAY OF MAY, 2015.

BY: KRISTOPHER L. HARMAN

VICE PRESIDENT

### IN WITNESS WHEREOF:

MOUNTAIN SHADOWS MASTER ASSOCIATION, INC., AN ARIZONA NONPROFIT CORPORATION, AS OWNER, HAS CAUSED ITS NAME TO BE AFFIXED AND THE SAME TO BE ATTESTED BY THE SIGNATURE OF ROBERT A. FLAXMAN, ITS AUTHORIZED AGENT. DULY AUTHORIZED THIS 12 DAY OF Way, 2015.

### SURVEYOR'S CERTIFICATION

THIS IS TO CERTIFY THAT THE SURVEY AND RELOCATION OF THE LOT LINES DESCRIBED AND MAPPED HEREON WERE MADE UNDER MY DIRECTION DURING THE MONTH OF SEPTEMBER 2014, THAT THIS SURVEY IS COMPLETE AS SHOWN, THAT THE MONUMENTS AND LOT CORNERS SHOWN ACTUALLY EXIST OR WILL BE SET AS SHOWN, THAT THEIR POSITIONS ARE CORRECTLY SHOWN, AND THAT SAID MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

22782 LARRY E. 🚄 SULLIVAN.

SHEET OF CVL Contact: R. WEED CVL Project #: 01-0245811

GROSS AREA = 55.394 ACRES

CVL File #: 426P15

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
HELEN PURCELL
2015-0425776 06/15/15 03:26 PM
BOOK 1232 PAGE 27
PAPER RECORDING

0465185-3-1-1 henrya

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SHADOW RESORT 2 AMENDED VII

MOUNTAIN

FINAL

### LEGEND

FOUND OR SET MONUMENT AT SECTION OR 1/4 CORNER

CORNER OF SUBDIVISION (CALCULATED POINT)

CORNER OF SUBDIVISION FD. MONUMENT (1" PIPE)

BRASS CAP

T.O.P.V. TOWN OF PARADISE VALLEY

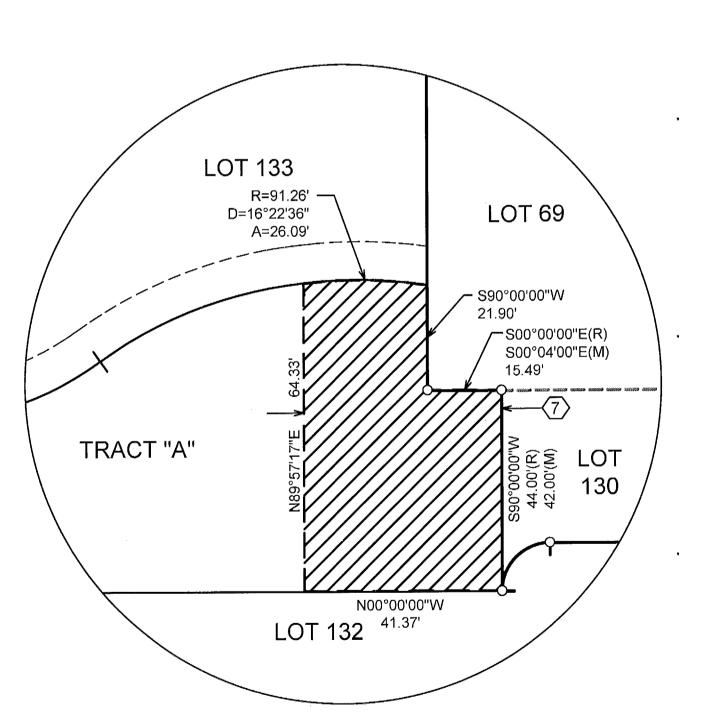
MARICOPA COUNTY HIGHWAY DEPT. M.C.H.D.

GAS LINE EASEMENT G.E.

M.C.R.

•	LOT TABLE	
LOT NO.	AREA (SQUARE FEET)	AREA (ACRES)
128	409,590	9.403
128-A	1,080,938	24.815
129	297,302	6.825
131	58,254	1.337
132	137,505	3.157
133	201,606	4.628
· 134	109,309	2.509
135	68,106	1.564
TRACT "A"	50,357	1.156
TOTAL	2,412,967	55.394

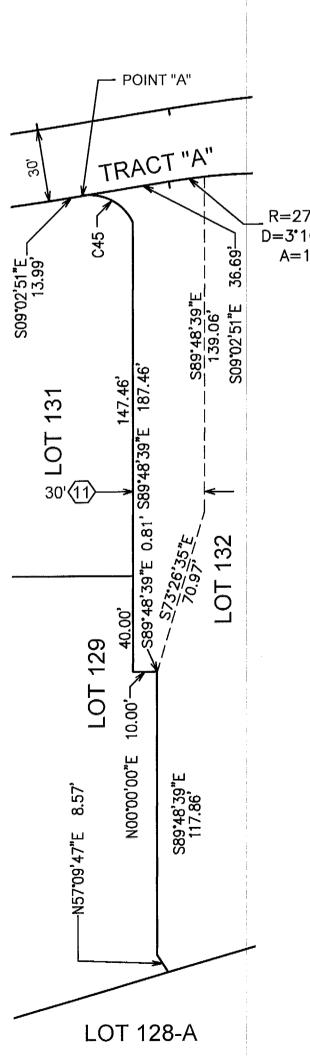




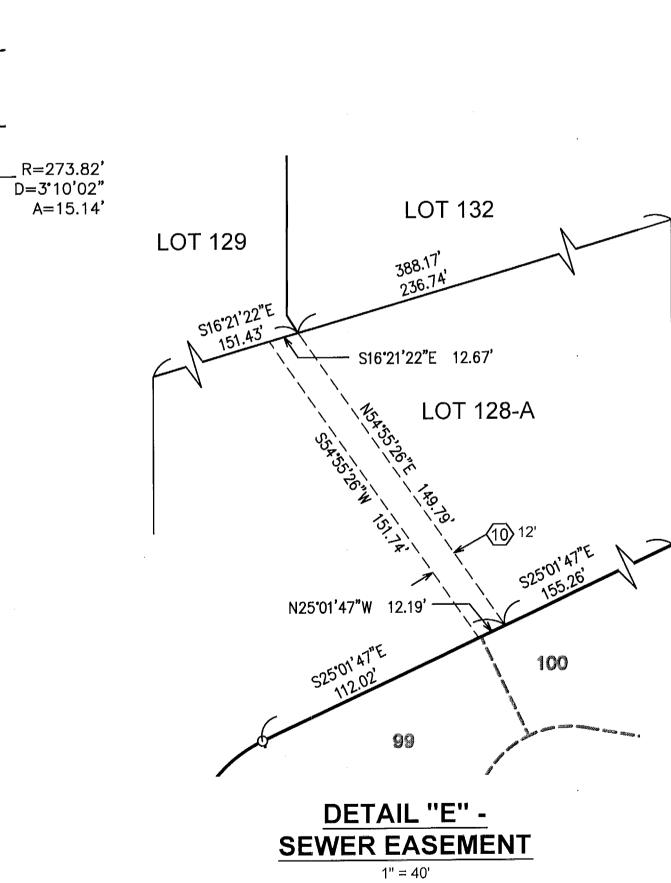
**DETAIL "B" - GUARD HOUSE EASEMENT** 1" = 20'

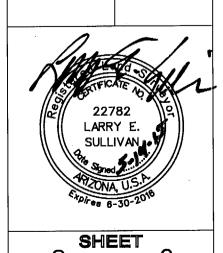
D=3'10'02" A=15.14' S89°48'39"E · 160.97' N00'00'00"E 11.00' N16'21'22"W 10.45'
- N16'21'22"W 33.04' LOT 128-A

**DETAIL "C" - UTILITY CORRIDOR EASEMENT** 1" = 40'



DETAIL "D" -DRIVEWAY EASEMENT 1" = 40'





2 OF 3

CVL Contact: R. WEED

CVL Project #: 01-0245811 CVL File #:

FD. FOUND

H.H. HAND HOLE

MARICOPA COUNTY

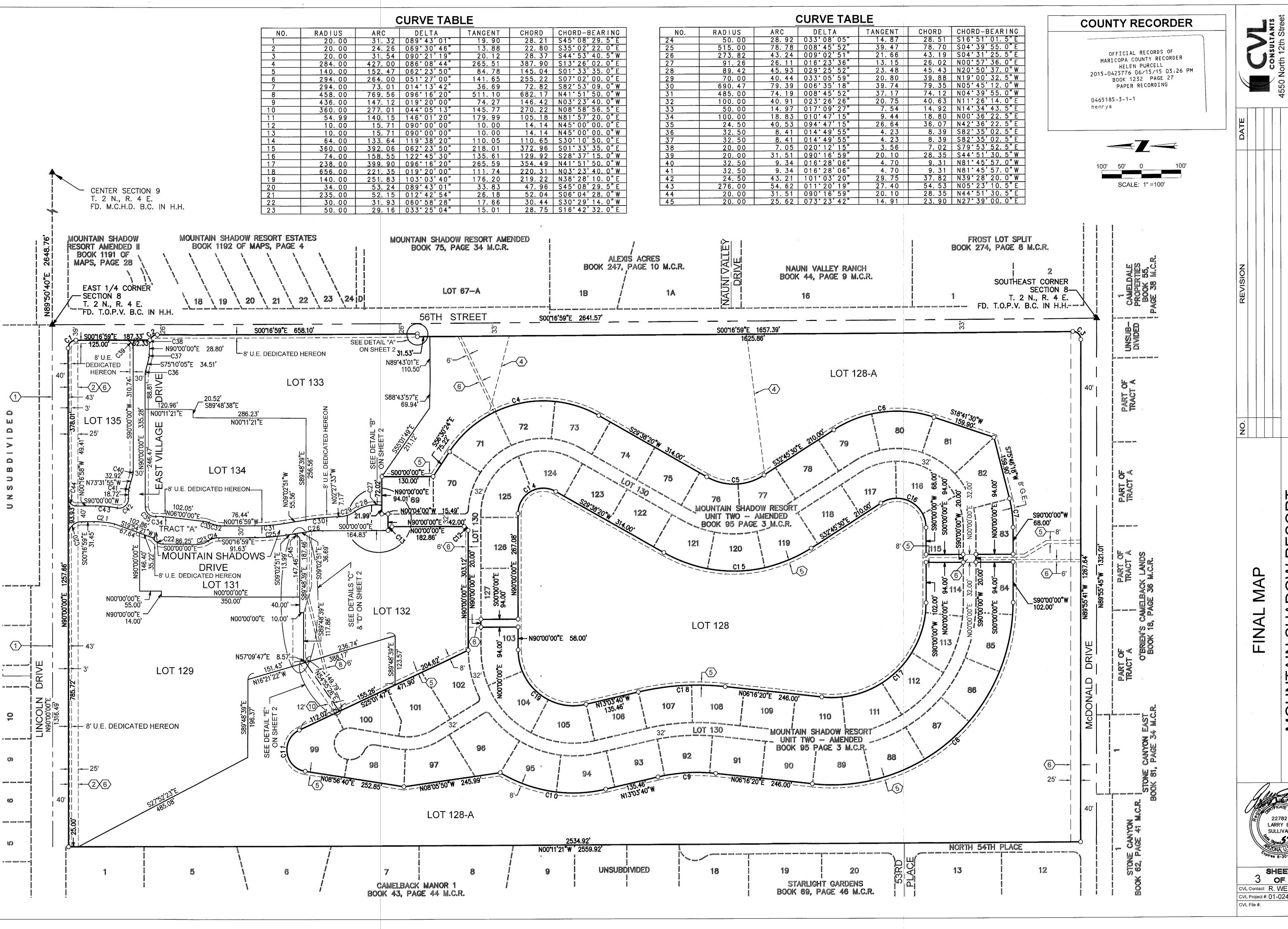
U.E. UTILITY EASEMENT

MARICOPA COUNTY RECORDS

~S89'43'03"W 7.00' L<sub>8' U.E.</sub> DEDICATED-HEREON

DETAIL "A"

1" = 20'



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AMENDED

SHEET OF CVL Contact: R. WEED CVL Project #: 01-0245811

# THE VILLAS AT MOUNTAIN SHADOWS II

A RE-SUBDIVISION OF LOTS 133 AND 134 OF "MOUNTAIN SHADOW RESORT UNIT 2 - AMENDED VII" AS RECORDED IN BOOK 1232 OF MAPS, PAGE 27 IN THE OFFICE OF THE MARICOPA COUNTY RECORDER AND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 2 NORTH, RANGE 4 EAST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

# INDIAN BEND LINCOLN MCDONALD **VICINITY MAP**

(NOT-TO-SCALE)

### **OWNER**

MTS LAND LLC, A DELAWARE LIMITED LIABILITY COMPANY 18201 VON KARMAN AVENUE, SUITE 950 **IRVINE, CALIFORNIA 92612** PHONE: (949) 476-2200 CONTACT: ROBERT A. FLAXMAN, CEO

### **ENGINEER**

COE & VAN LOO II, INC. 4550 NORTH 12TH STREET PHOENIX, ARIZONA 85014 PHONE: (602) 264-6831 FAX: (602) 264-0928 CONTACT: JOSEF PAPPAS, P.E.

### DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS AS RECORDED IN DOCUMENT NO. 2015-0109960 M.C.R. AS AMENDED IN DOCUMENT NO.

CONFORMANCE WITH APPROVED SPECIAL USE PERMIT (SUP). 9. THOSE PORTIONS OF TRACT B AND TRACT D WHICH WILL BE DRIVABLE SURFACES TO BE UTILIZED ONLY BY EMERGENCY VEHICLES SHALL BE CONSTRUCTED WITH

1. ALL ELECTRIC, NATURAL GAS, TELEPHONE AND CABLE TV SERVICE LINES WILL BE

2. CONSTRUCTION WITHIN UTILITY EASEMENTS, EXCEPT BY PUBLIC AGENCIES AND

UTILITY COMPANIES SHALL BE LIMITED TO WOOD AND WIRE OR REMOVABLE

RESTRICTIONS, TOWN CODES, AND MAG SPECS AND STANDARD DETAILS.

3. THE ELEVATION OF ANY PAD FOR A BUILDING OR STRUCTURE WITHIN THE BASE FLOOD LIMITS OF AN AREA OF SPECIAL HAZARD MUST BE IN ACCORDANCE WITH

ARTICLE 5-11 OF THE TOWN OF PARADISE VALLEY TOWN CODE, FLOODPLAIN

4. TRACT B IS A PRIVATE DRIVE, TRACTS B. C AND D CONTAIN EASEMENTS FOR

TELEPHONE, CABLE TELEVISION, DRAINAGE, REFUSE COLLECTION, AND

5. THE DEVELOPMENT OF THE LOTS IN "THE VILLAS AT MOUNTAIN SHADOWS II" IS

6. BUILDING HEIGHTS ARE PURSUANT TO THE SPECIAL USE PERMIT (SUP) FOR

PURSUANT TO THE DEVELOPMENT AGREEMENT AND SPECIAL USE PERMIT FOR

MOUNTAIN SHADOWS AS RECORDED IN DOCUMENT NO. 2013-0359723 M.C.R. AND

7. CC&R'S FOR THIS DEVELOPMENT ARE AS PER THE MOUNTAIN SHADOWS AMENDED AND RESTATED MASTER DECLARATION OF COVENANTS, RESTRICTIONS AND

IN DOCUMENT NO. 2015-0426439 M.C.R. AND THE MOUNTAIN SHADOWS WEST

8. INDIVIDUAL TRACTS OR LOTS CAN INCLUDE POOLS OR OTHER AMENITIES IN

EASEMENTS AS RECORDED IN DOCUMENT NO. 2015-0109812 M.C.R., AND AMENDED

EMERGENCY AND SIMILAR SERVICE TYPE VEHICLES.

DOCUMENT NO. 2013-0358792 M.C.R. RESPECTIVELY.

SECTION TYPE FENCING AND MUST BE IN CONFORMANCE WITH APPLICABLE DEED

PRIVATE SEWER LINES, PUBLIC & PRIVATE WATER LINES, NATURAL GAS, ELECTRIC,

INSTALLED UNDERGROUND EXCEPT AS REQUIRED BY THE UTILITY PROVIDERS.

### DRAINAGE EASEMENT RESTRICTIONS

MATERIALS TO BE APPROVED BY THE FIRE MARSHAL.

PURSUANT TO A.R.S. 9-463.01 (C), AND SECTION 6-4 (E)(J), 8-7-1 ET, SEQ. AND 6-3-8 OF THE CODE OF ORDINANCES OF THE TOWN OF PARADISE VALLEY, DRAINAGE EASEMENTS ARE FOR THE PURPOSE OF ALLOWING STORM, FLOOD AND OTHER WATERS TO PASS OVER, UNDER, OR THROUGH THE LAND SET ASIDE FOR SUCH EASEMENTS, AND NOTHING WHICH MAY, TO ANY DEGREE, IMPEDE OR OBSTRUCT THE FLOW OF SUCH WATER, SHALL BE CONSTRUCTED, PLACED, PLANTED OR ALLOWED TO GROW ON OR IN SUCH EASEMENTS. THE MAINTENANCE AND CLEARING OF THESE DRAINAGE EASEMENTS SHALL BE THE SOLE RESPONSIBILITY AND DUTY OF THE OWNER OF THE PROPERTY ON WHICH SAID EASEMENTS ARE PLATTED. HOWEVER, IF THE TOWN DEEMS IT TO BE IN THE BEST INTERESTS OF THE HEALTH, SAFETY, OR WELFARE OF THE TOWN OF PARADISE VALLEY, THE TOWN OF PARADISE VALLEY MAY CONSTRUCT AND/OR MAINTAIN DRAINAGE FACILITIES ON OR UNDER SUCH EASEMENTS. AGENTS AND EMPLOYEES OF THE TOWN OF PARADISE VALLEY SHALL HAVE FREE ACCESS TO AND FROM ALL PORTIONS OF SUCH EASEMENTS AT ALL TIMES.

### 100 YEAR ASSURED WATER SUPPLY

THE AREA PLATTED HEREON LIES WITHIN THE DOMESTIC WATER SERVICE AREA OF EPCOR WATER ARIZONA INC. - PARADISE VALLEY WHICH IS DESIGNATED AS HAVING AN ASSURED WATER SUPPLY PURSUANT TO SECTION 45-576 ARIZONA REVISED STATUTES AS PER ARIZONA DEPARTMENT OF WATER RESOURCES CERTIFICATE NUMBER

\_ DATED \_\_\_\_\_\_, 2015.

### **BASIS OF BEARING**

THE BASIS OF BEARING FOR THIS SURVEY IS NORTH 00°16'59" WEST ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 4 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.

### **UTILITY PROVIDERS**

SEWER

CITY OF PHOENIX

WATER **TELEPHONE** 

NOTES

ADMINISTRATION.

2015-0426438 M.C.R.

**EPCOR WATER** 

CENTURYLINK

CABLE

COX COMMUNICATIONS SOUTHWEST GAS

GAS

**ELECTRIC** ARIZONA PUBLIC SERVICE

### LAND USE TABLE

PARCEL	AREA
EXISTING ZONING	SUP-RESORT
VICI D	8 LOTS
YIELD	4 TRACTS
GROSS / NET AREA	7.138 AC.

### TRACT TABLE

TRACT	AREA (ACRES)	DESCRIPTION
TRACT 'B'	0.335	PRIVATE DRIVE, DRAINAGE EASEMENT, UTILITY EASEMENTS, OPEN SPACE, LANDSCAPE
TRACT 'C'	0.050	UTILITY EASEMENTS, OPEN SPACE, LANDSCAPE, DRAINAGE EASEMENT, GOLF CART PATH
TRACT 'D'	0.073	UTILITY EASEMENTS, OPEN SPACE, LANDSCAPE & EMERGENCY ACCESS
TRACT 'E'	5.166	FUTURE DEVELOPMENT
TOTAL	5.624	

### **EASEMENT SCHEDULE**

(1) EASEMENTS SET FORTH IN BOOK 1232 OF MAPS, PAGE 27

(2) EASEMENT SET FORTH IN DOCKET 4930, PAGE 82

### 22' PAVEMENT (MIN.) 13' B.O.C. B.O.C. 6" CURB PER M.A.G. STD.-4" ROLL CURB PER M.A.G. STD DET. 220 TYPE "A" DET. 220 TYPE "C". TO BE USED AT OWNERS DISCRETION TO BE USED AT OWNERS DISCRETION **SECTION A-A** PRIVATE DRIVE

30' (TYP.) PRIVATE RIGHT-OF-WAY

& UTILITY EASEMENT

26' B/C TO B/C (MIN.)

**ACKNOWLEDGEMENT** 

STATE OF CALIFORNIA COUNTY OF ORANGE

BEFORE ME, ANN M. VERA, A NOTARY PUBLIC,

PERSONALLY APPEARED ROBERT A. FLAXMAN, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA

THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT WITNESS MY HAND AND OFFICIAL SEAL.

### **APPROVAL**

APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE VALLEY, ARIZONA THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_\_, 2015.

**TOWN CLERK** 

TOWN ENGINEER

PLANNING DIRECTOR

**DEDICATION** 

STATE OF ARIZONA

) SS COUNTY OF MARICOPA

KNOW ALL MEN BY THESE PRESENTS

THAT MTS LAND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, HAS SUBDIVIDED UNDER THE NAME OF "THE VILLAS AT MOUNTAIN SHADOWS II" A RE-SUBDIVISION OF LOTS 133 AND 134 OF "MOUNTAIN SHADOW RESORT UNIT 2 -AMENDED VII" AS RECORDED IN BOOK 1232 OF MAPS, PAGE 27 IN THE OFFICE OF THE MARICOPA COUNTY RECORDER AND IS SITUATED IN THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 2 NORTH, RANGE 4 EAST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, AS SHOWN PLATTED HEREON AND HEREBY PUBLISHES THIS PLAT AND DECLARES THAT THIS PLAT SETS FORTH THE LOCATION AND GIVES THE DIMENSIONS OF THE LOTS AND TRACTS CONSTITUTING SAME AND THAT EACH LOT AND TRACT SHALL BE KNOWN BY THE NUMBER OR LETTER GIVEN EACH RESPECTIVELY ON SAID PLAT.

**COUNTY RECORDER** 

MTS LAND, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, HEREBY DEDICATES TO THE WATER, SEWER, NATURAL GAS, ELECTRIC, TELEPHONE, AND CABLE TELEVISION UTILITY PROVIDERS AND RESERVES FOR THE "VILLAS AT MOUNTAIN SHADOWS" HOMEOWNERS ASSOCIATION OR ANY SUBASSOCIATION DESIGNATED BY SUCH ASSOCIATION (COLLECTIVELY, THE "ASSOCIATION") AN UNDERGROUND PUBLIC UTILITY EASEMENT UNDER AND ACROSS TRACT B. TRACT C. TRACT D. AND THOSE AREAS SHOWN ON THIS PLAT AS EASEMENTS DEDICATED HEREON FOR THE INSTALLATION, MAINTENANCE, REPAIR, AND REMOVAL OF UNDERGROUND PUBLIC AND PRIVATE WATER LINES, PRIVATE SEWER LINES, NATURAL GAS, ELECTRIC, TELEPHONE, AND CABLE TELEVISION UTILITIES STRICTLY AS NECESSARY TO PROVIDE SUCH UTILITY SERVICES AND SOLELY FOR THE PURPOSE OF PROVIDING SUCH UTILITY SERVICES TO OR FROM LOTS 128, 128-A, 129, 131, 132, 133, 134, 135, AND TRACT "A" OF AMENDED VII. THIS UNDERGROUND EASEMENT ALSO INCLUDES AN EASEMENT FOR ANY ABOVE GROUND FACILITIES REQUIRED BY UTILITY PROVIDERS IN CONNECTION WITH THE UTILITIES. MAINTENANCE OF THE AREAS SUBJECT TO UTILITY EASEMENTS SHALL BE THE RESPONSIBILITY OF THE LOT OWNER, TRACT OWNER, OR ASSOCIATION, AS DETERMINED BY THE ASSOCIATION.

TRACT B IS DEDICATED AS A PRIVATE DRIVE.

AN EASEMENT FOR DRAINAGE IS HEREBY DEDICATED OVER AND ACROSS TRACT B AND TRACT C TO THE TOWN OF PARADISE VALLEY AND TO THE ASSOCIATION, WHICH ASSOCIATION ALSO BENEFITS.

AN EASEMENT FOR REFUSE COLLECTION AND EMERGENCY AND SIMILAR SERVICE TYPE VEHICLE ACCESS IS HEREBY DEDICATED OVER AND ACROSS TRACT B TO THE TOWN OF PARADISE VALLEY AND OTHER EMERGENCY SERVICE PROVIDERS AND REFUSE COLLECTION PROVIDERS AND TO THE ASSOCIATION, WHICH ASSOCIATION ALSO

TRACT C AND TRACT D ARE HEREBY DEDICATED FOR THE ADDITIONAL PURPOSES SHOWN IN THE TRACT TABLE.

TRACT B AND TRACT C ARE NOT DEDICATED FOR THE USE OF THE GENERAL PUBLIC. TRACT B. TRACT C. AND TRACT D SHALL BE OWNED AND MAINTAINED BY THE ASSOCIATION.

IN WITNESS WHEREOF:

MTS LAND LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER OF THE LAND DESCRIBED HEREIN, HAS CAUSED ITS NAME TO BE AFFIXED AND THE SAME TO BE ATTESTED BY THE SIGNATURE OF THE UNDERSIGNED DULY AUTHORIZED OFFICER.

MTS LAND LLC. A DELAWARE LIMITED LIABILITY COMPANY

ROBERT A. FLAXMAN ITS: AUTHORIZED SIGNATORY

### CERTIFICATION

I. LARRY E. SULLIVAN, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF ARIZONA, THAT THIS MAP. CONSISTING OF TWO (2) SHEETS. CORRECTLY REPRESENTS A BOUNDARY SURVEY MADE UNDER MY SUPERVISION DURING THE MONTH OF JUNE, 2015, THAT THE SURVEY IS TRUE AND COMPLETE AS SHOWN, THAT ALL MONUMENTS SHOWN ACTUALLY EXIST OR WILL BE SET AS SHOWN, THAT THEIR POSITIONS ARE CORRECTLY SHOWN AND THAT SAID MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

GROSS AREA = 7.138 ACRES

**REGISTRATION NUMBER 22782** 4550 N. 12TH STREET PHOENIX, ARIZONA 85014 (602)-264-6831

CVLSURVEY@CVLCI.COM

SEE SHEET 2 FOR CURVE, LINE & LOT AREA TABLES **MILL** 

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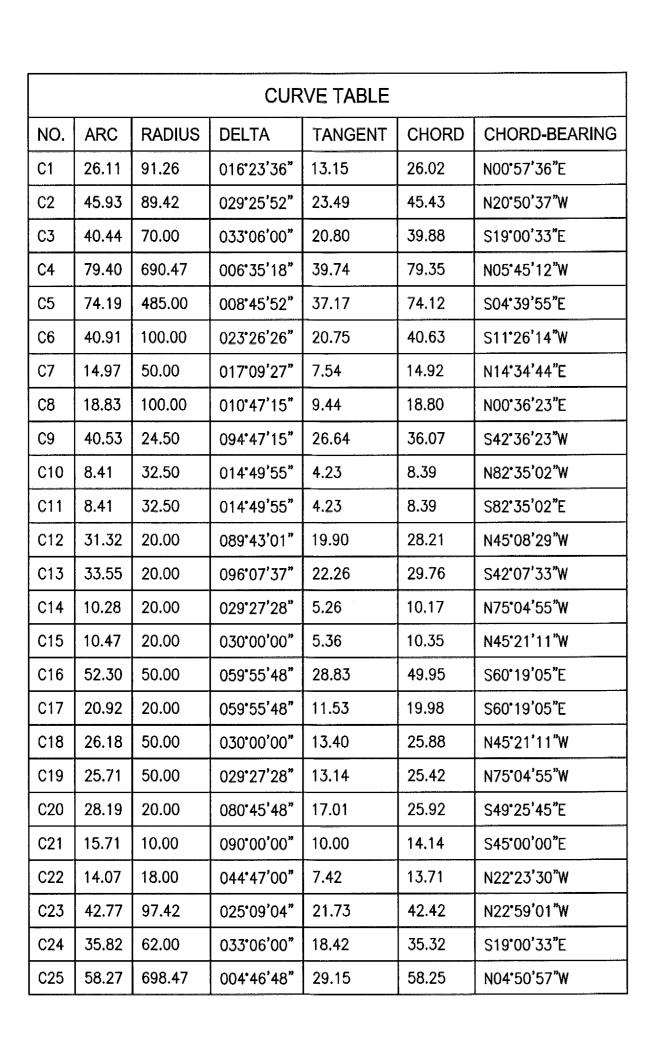
MOUNT E VALLEY

ATA

22782 LARRY E SULLIVAN 25

SHEET OF CVL Contact: J. PAPPAS

CVL Project #: 01-0245801 CVL File #:



LINE TABLE			
NO.	LENGTH	BEARING	
L1	17.10	S55'01'49"E	
L2	6.00	N00*16'59"W	
L3	3.39	S00'00'00"W	
L4	7.17	N02*27'33"W	
L5	7.00	S89*43'03"W	
L6	26.00	N89'43'01"E	
L7	26.00	N89°43'01"E	

LOT AREA TABLE		
LOT	AREA (SQUARE FEET)	AREA (ACRES)
21	7,691	0.177
22	7,779	0.179
23	8,128	0.187
24	8,471	0.194
25	8,584	0.197
26	7,517	0.173
27	7,452	0.171
28	10,299	0.236
TOTAL	65,921	1.514

### **LEGEND**

INDICATES SECTION CORNER - FOUND BRASS CAP
(UNLESS OTHERWISE NOTED)

INDICATES FOUND 1/2" REBAR WITH CAP RLS #22782
(UNLESS OTHERWISE NOTED)

U.E. INDICATES UTILITY EASEMENT

L1 INDICATES LINE NUMBER

C1 INDICATES CURVE NUMBER

M.C.R. INDICATES MARICOPA COUNTY RECORDER

APN INDICATES ASSESSOR PARCEL NUMBER

MAG INDICATES MARICOPA ASSOCIATION OF GOVERNMENTS

1 INDICATES EASEMENT SCHEDULE NO.

