

**RESOLUTION NUMBER 2020-32**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF  
THE TOWN OF PARADISE VALLEY, ARIZONA,  
RECOGNIZING THE PRIOR DEEDED DEDICATION OF  
TWENTY-FIVE FEET OF RIGHT OF WAY ON THE  
WEST HALF OF QUAIL RUN ROAD SOUTH OF  
LINCOLN DRIVE**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF  
PARADISE VALLEY, ARIZONA THAT:

WHEREAS, it has come to the attention of the Town of Paradise Valley (“Town”) that the west twenty feet of Quail Run Road running approximately 300’ south of centerline of Lincoln Drive (the “ROW”) was quit claim deeded (the “Deed”) to the Town by the Ted Bass Jones Construction Company (“Conveyer) on September 14, 1970, said quit claim deed attached hereto as Exhibit A; and

WHEREAS, the Deed from the Conveyor does not reflect whether the Town accepted the conveyance of the ROW in 1970; and

WHEREAS, the Town has paved and maintained the ROW area since 1970, thus evidencing an acceptance by implication; and

WHEREAS, in order to clarify to all parties the Town’s undisputed ownership of the ROW pursuant to the Deed, the Town should recognize that the ROW area was deeded to the Town in September of 1970 and that the Town indeed owns the ROW area.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town recognizes that the ROW was deeded to the Town on September 14, 1970 and that the ROW is part of the Town’s public road system.

2. The Town's Public Works and Engineering Departments are hereby authorized and empowered to maintain and improve the ROW in the same manner as any other public road in the Town.
3. The Town Attorney and Town Manager are hereby authorized to take any actions necessary and proper to defend the ownership of the ROW by the Town against any adverse claimants.

PASSED AND ADOPTED by the Mayor and Council of the TOWN OF PARADISE VALLEY, Arizona, this 22nd day of October, 2020.

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Jerry Bien-Willner, Mayor

ATTEST:

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Duncan Miller, Town Clerk

APPROVED AS TO FORM:

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Andrew M. Miller, Town Attorney