



Legislation Details (With Text)

File #: 20-405 **Version:** 1 **Name:**

Type: Resolution **Status:** Agenda Ready

File created: 10/14/2020 **In control:** Town Council

On agenda: 10/22/2020 **Final action:**

Title: Adoption of Resolution No. 2020-32; Recognition of Deed for the Western 25 feet of Right of Way on Quail Run Road South of Lincoln Drive

Sponsors:

Indexes:

Code sections:

Attachments: 1. A. Resolution 2020-32 RE Acceptance of ROW on Quail Run Rd, 2. B. Deed for West 25' of Quail Run Road S of Lincoln Drive, 3. C. Graphic (Highlighted) of the West 25' of Quail Run Road South of Lincoln Drive

| Date | Ver. | Action By | Action | Result |
|------------|------|--------------|---------|--------|
| 10/22/2020 | 1 | Town Council | Adopted | Pass |

TO: Mayor Bien-Willner and Town Council

FROM: Andrew Miller, Town Attorney

DATE: October 22, 2020

CONTACT:

AGENDA TITLE:

Adoption of Resolution No. 2020-32; Recognition of Deed for the Western 25 feet of Right of Way on Quail Run Road South of Lincoln Drive

RECOMMENDATION:

Adopt Resolution No. 2020-32; recognizing and clarifying the Town ownership of the western 25 feet of Right of Way on Quail Run Road just south of Lincoln Drive.

BACKGROUND:

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.

The Deed from the Conveyer does not reflect whether the Town accepted the conveyance of the ROW in 1970. The Town has paved and maintained the ROW area since 1970, thus evidencing an acceptance by implication. 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.

ATTACHMENTS:

Draft Resolution No. 2020-32

Deed from the Ted Bass Jones Construction Company

Graphic of the ROW area