

RESOLUTION NO. 01-2004

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, ARIZONA, DECLARING A PORTION OF THE PROPERLY APPROVED AND DEDICATED ARI-TEX CENTER SUBDIVISION PLAT RECORDED IN THE STATE OF ARIZONA, COUNTY OF COCHISE, ON THE 21ST DAY OF SEPTEMBER, 1987, AT 4:00 P.M., IN BOOK 12 OF MAPS AND PLATS AT PAGE 58 THEREOF, FEE NO. 870924122, TO BE UNNECESSARY AND NOT IN THE PUBLIC INTEREST, AND THEREFORE ABANDONING THE SAME.

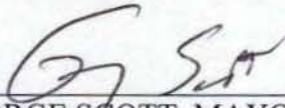
WHEREAS, the Mayor and City Council have received a request from the successor of the original subdivider of ARI-TEX CENTER, for abandonment of a portion of the original ARI-TEX CENTER subdivision plat;

WHEREAS, the Mayor and City Council have determined that the requested portion to be abandoned of properly approved and dedicated ARI-TEX CENTER subdivision plat which was recorded in the State of Arizona, County of Cochise, on the 21st day of September, 1987, at 4:00 p.m., in Book 12 of Maps and Plats at Page 58, Fee No. 870924122, is unnecessary and not in the public interest as it is detrimental to the best use of the property; and,

WHEREAS, the Mayor and the City Council on the 1st day of September, 1987, approved Ordinance No. 300 which was recorded in the State of Arizona, County of Cochise, on the 9th day of September, 1987, at Fee No. 870923126, which increased the limits of the City of Benson to include the real property and therefore granting authority to abandon said subdivision which is the subject of this Resolution.

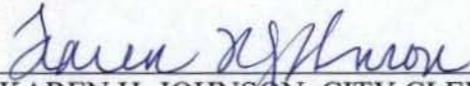
BE IT NOW HEREBY RESOLVED that the following portion of the properly approved and dedicated ARI-TEX CENTER subdivision plat described on **Exhibit "A"**, attached hereto and by reference made a part hereof, is hereby abandoned.

PASSED AS ADOPTED BY THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA, this 1st day of March, 2004.



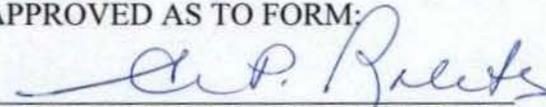
GEORGE SCOTT, MAYOR

ATTEST:



KAREN H. JOHNSON, CITY CLERK

APPROVED AS TO FORM:



ANN P. ROBERTS, CITY ATTORNEY

EXHIBIT "A"

Lots 1 through 10, ARITEX CENTER, according to Book 12 of Maps, page 58, records of Cochise County, Arizona;

EXCEPT the following described property:

BEGINNING at the Northeast corner of said Lot 5;
thence along the East line of said Lots 5, 6 and 7, South $00^{\circ}08'08''$ East, 366.60 feet;
thence leaving said East line, South $89^{\circ}51'52''$ West, 300.71 feet;
thence North $44^{\circ}24'50''$ West, 86.70 feet;
thence North $00^{\circ}16'36''$ East, 307.11 feet to a point on the North line of said Lot 5;
thence along said line, South $89^{\circ}43'24''$ East, 359.06 feet to the POINT OF
BEGINNING.



FEE # 040929713
OFFICIAL RECORDS
COCHISE COUNTY
DATE HOUR
09/14/04 1

REQUEST OF
BENSON
CHRISTINE RHODES-RECORDER
FEE : 8.00 PAGES : 3

CERTIFICATION

I hereby certify the attached to be a true and correct copy of Resolution #01-2004 approved after a proper motion and second, at the March 1, 2004 City Council Meeting at 7:00 P.M. in Benson, Arizona and said meeting was attended by a quorum of Councilmembers and the Resolution #01-2004 has not been amended, changed or otherwise modified as of this date.

Dated this 10th day of August 2004.

A handwritten signature in blue ink, appearing to read "Karen H. Johnson".

Karen H. Johnson, CMC
City Clerk/Treasurer

A faint, circular seal of the City of Benson, Arizona, with the text "CITY OF BENSON ARIZONA" and "CORPORATE" visible.

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