

**PIMA COUNTY REAL PROPERTY SERVICES**  
**201 N. STONE AVE. 6<sup>TH</sup> FLOOR**  
**TUCSON, AZ 85701-1215**  
**(520) 724-6313**

**APPLICATION FOR ABANDONMENT OF PUBLIC RIGHT-OF-WAY**

**PLEASE COMPLETE ENTIRE APPLICATION**

Name of Street being abandoned: \_\_\_\_\_

Upon approval of the proposed abandonment, right of way will be conveyed to adjoining owners of record via "Quit Claim" deed. Please provide the following information pertaining to applicant's property adjoining the proposed abandonment area:

1. Owner's Name: \_\_\_\_\_

2. Property Address or Location: \_\_\_\_\_

3. Assessor's Tax Parcel # (s): \_\_\_\_\_

4. Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_

5. Subdivision or Development Name (if not applicable, write "None"): \_\_\_\_\_

\_\_\_\_\_

6. State **ALL APPLICATIONS** for re-zoning, subdivision, or development plans under review for adjoining land:

Recording / Reference Number:

Docket / Book: \_\_\_\_\_ Page: \_\_\_\_\_

Docket / Book: \_\_\_\_\_ Page: \_\_\_\_\_

Docket / Book: \_\_\_\_\_ Page: \_\_\_\_\_

7. Current use and past uses of the property: \_\_\_\_\_

8. Proposed use for applicant's property: \_\_\_\_\_

9. Proposed use for abandonment area: \_\_\_\_\_

10. Utility Services provided by:

Water: \_\_\_\_\_

Electric: \_\_\_\_\_

Gas: \_\_\_\_\_

TV Cable: \_\_\_\_\_

Telephone: \_\_\_\_\_

Sewer: \_\_\_\_\_

11. Representative / Agent:

Name: \_\_\_\_\_

Last

First

Middle Initial

Mailing Address: \_\_\_\_\_

Street

City / State

Zip Code

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Does the applicant own property that Pima County may be interested in exchanging for the proposed abandonment area? ( ) Yes ( ) No

\*If yes, provide Assessor's Tax Parcel number and map identifying the subject parcel and / or lot.

Was applicant the original grantor who / which conveyed the proposed abandonment area to Pima County? ( ) Yes ( ) No

Was the conveyance to the County a no cost dedication or did the grantor receive compensation? ( ) Dedication ( ) Compensation Received

\*If the conveyance was a dedication, attach a copy of any documentation confirming this. (Examples include: Copy of a deed, agreement, development plan, recorded plat, etc.)\*

**Submit the following information with the completed application:**

1. A statement of pertinent facts and circumstances, with reason(s) for this abandonment request.
2. Attach documentation evidencing conveyance to Pima County (see example listed above). If no documents are available, a litigation report from a Title company is required to be attached to this application.
3. A legal description and location map on 8 ½ x 11 sheet, identifying the proposed abandonment area. The legal description(s) shall be stamped or sealed by a Registered Land Surveyor.

(If joint / multiple applicants, include a legal description and map for each applicant's requested portion of the proposed abandonment areas. Unless the division of the abandonment area is by agreement, each description should be for the area within the extension of the adjoining parcel property lines intersecting the Right of Way lines to the centerline of the right of way.)

4. Verification of ownership of the property adjoining the proposed abandonment area (Title Report, recorded deed, etc.)
5. **Non-Refundable Processing Fee of \$5,000.00.**

#### **Application Conditions:**

- A.) Survey of the proposed abandonment area or other information may be required. The applicant is responsible for obtaining the survey or any other information, at the applicant's cost.
- B.) Under state law, Right of Way(s) which are abandoned must be sold to the adjoining owners or the highest bidder, unless the Right of Way(s) will be abandoned to a homeowner's association, or, if the adjoining owner meets the definition of an "Abutting" owner, whom has previously conveyed the Right of Way. An abandoned Right of Way will be conveyed to the "Abutting" owner for the consideration paid for the land by the County. The sale price is in addition to the **Non-Refundable Processing Fee of \$5,000.00**. Upon approval by the Board of Supervisors, escrow arrangements require an earnest money deposit of 10% of the sale price. The earnest money deposit will be refundable only if the abandonment and / or sale is cancelled by the County prior to close of escrow.
- C.) The applicant will be notified by letter if the abandonment is rejected by the Department of Transportation and if it was not submitted to the Board of Supervisors.
- D.) Escrow Services may be used to complete the abandonment(s) process. Abandonments by exchange require escrow services, and conveyance of exchange property to Pima

County free and clear of debt liens and encumbrances, with a standard form title insurance policy to Pima County in title to parcels conveyed to Pima County in exchange for abandoned Right of Way(s). the applicant shall be charged for escrow and title insurance fees.

E.) Pima County reserves the right to cancel the abandonment at any time prior to closing, or recording of the deed(s) to complete the abandonment.

I / We have completed the application, acknowledge, and agree to the above listed conditions:

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Applicant's Signature

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Date