

City Engineer
Posted 4-29-54

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Deed # 2554

RESOLUTION NO. 6149

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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF ORDINANCE OF INTENTION NO. 2048; RESERVING TO THE CITY EASEMENTS AND RIGHTS OF WAY PROVIDED IN SECTION 8330 OF THE STREETS AND HIGHWAYS CODE, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE RESERVATION OF EASEMENTS AND RIGHTS OF WAY AS PROVIDED IN SECTION 8331 OF SAID CODE; AND ORDER OF VACATION IN THE MATTER OF VACATING A PORTION OF CRESTMORE AVENUE.

WHEREAS, the City Council of the City of Riverside, California, adopted an ordinance of intention, No. 2048, pursuant to the provisions of the Street Vacation Act of 1941, being Part 3, Division 9 of the Streets and Highways Code of the State of California, declaring its intention to vacate a portion of Crestmore Avenue, therein and hereinafter described; and,

WHEREAS, the matter came on regularly for hearing before said City Council at the time and place fixed for hearing by said ordinance of intention, and said City Council heard and considered all of the evidence submitted.

NOW, THEREFORE, BE IT RESOLVED by said City Council that it be and is hereby found and determined by said City Council that said ordinance of intention was duly passed, adopted and published in the manner prescribed by law for the adopting and publishing of ordinances of said City, and the notice of said vacation proceedings and of the time and place of hearing was given by posting, as provided by the Street Vacation Act of 1941, and that the said portion of the public street therein described is unnecessary for present or prospective public purposes and should be vacated.

NOW, THEREFORE, pursuant to the provisions of the said Street Vacation Act of 1941, IT IS HEREBY ORDERED by the City Council of the City of Riverside, California, that the portion of Crestmore Avenue in the City of Riverside, County of Riverside, State of California, described as follows, to wit:

1 A portion of Crestmore Avenue, a public street
2 in the City of Riverside, as shown on the map of
3 the Rivera Tract, filed in Book 10, page 4, Records
4 of Riverside County, and further described as follows:

5 Beginning at the most northerly corner of Lot B of
6 said Rivera Tract which is also an angle point on the
7 southwesterly line of said Crestmore Avenue, thence
8 southeasterly along said southwesterly line a distance
9 of four hundred seventy-six and two tenths feet (476.20')
10 to a point, thence northwesterly along a curve, concave
11 to the northeast and tangent to said southwesterly line
12 at said point, having a radius of two thousand twenty-
13 five feet (2025.00'), through a central angle of twelve
14 degrees, forty-five minutes, forty seconds (12° 45' 40")
15 a distance of four hundred fifty and ninety-eight hundredths
16 feet (450.98'), to a point in the northeasterly line of
17 said Crestmore Avenue, thence northwesterly along the
18 northeasterly line of said Crestmore Avenue, a distance
19 of seventeen and fifteen hundredths feet (17.15'), more
20 or less, to an angle point in said northeasterly line of
21 Crestmore Avenue, thence southwesterly in a direct line
22 to the point of beginning;

23 be, and the same is hereby, vacated.

24 BE IT FURTHER RESOLVED that the City Council does hereby
25 determine that the public convenience and necessity require the
26 reservation of permanent easements and rights of way at any time
27 and from time to time to construct, maintain, operate, replace,
28 remove and renew sanitary sewers, and storm drains and appurtenant
29 structures in, upon, over and across the portion of the street
30 proposed to be vacated, and pursuant to any existing franchises or
31 renewals thereof, or otherwise, to construct, maintain, operate,
32 replace, remove, renew and enlarge lines of pipe, conduits, cables,
wires, poles and other convenient structures, equipment and fixtures
for the operation of gas pipe lines, telegraphic and telephone lines,
railroad lines, and for the transportation or distribution of
electric energy, petroleum and its products, ammonia, water, and
incidental purposes, including access and the right to keep the
property free from inflammable materials, and wood growth, and
otherwise protect the same from all hazards in, upon and over the
street or part thereof proposed to be vacated; and to take proceed-
ings for the abandonment of the portion of said street as herein-
above set forth, subject to such reservations and exceptions. It

1 is hereby declared the intention of the City of Riverside that
2 it intends to and does take advantage of all of the benefits
3 conferred pursuant to Sections 8330 and 8331 of the Streets and
4 Highways Code of the State of California.

5 IT IS FURTHER ORDERED THAT THE City Clerk of said City of
6 Riverside shall cause a certified copy of this order, attested
7 by the Clerk under the seal of said City, to be recorded in the
8 office of the County Recorder of Riverside County, California.

9
10 ADOPTED by the City Council, signed by the Mayor and attested
11 by the City Clerk this 20th day of April, 1954.

12
13 E. V. Dales
14 Mayor of the City of Riverside

15 ATTEST:

16 W. G. Waite (S E A L)
17 City Clerk of the City of Riverside

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19 I, W. G. Waite, City Clerk of the City of Riverside, California,
20 hereby certify that the foregoing resolution was duly and regularly
21 introduced and adopted by the City Council of said City at its meet-
22 ing held on the 20th day of April, 1954, by the following vote:

23 Ayes: Councilmen Backstrand, Bonnett, Chamberlain, Goodspeed, O'Neill,
24 Smutz and Voris.

25 Nones: None.

26 Absent: None.

27 IN WITNESS WHEREOF, I have hereunto set my hand and affixed
28 the official seal of the City of Riverside, California, this 20th
29 day of April, 1954.

30
31 (S E A L) W. G. Waite
32 City Clerk of the City of Riverside

APPROVED AS TO DESCRIPTION

M. H. Irvine
City Engineer