

REQUEST FOR RECORDATION

Request of City Clerk for recordation of this instrument, and return to:
City Clerk, City Hall, 3900 Main Street
Riverside, CA 92522

133279

RECEIVED FOR RECORD
AT 11:00 O'CLOCK A.M.
At Request of
City Clerk
Book 1984 Page 133279

JUN 21 1984

Recorded in Official Records
of Riverside County, California

William E. Egan
Recorder
Fees \$

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ORDINANCE NO. 5192

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 12508; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR GAS, WATER, SEWER LINE AND ELECTRICAL DISTRIBUTION FACILITIES AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE RESERVATION OF SUCH EASEMENTS; MAKING ITS ORDER VACATING A PORTION OF THIRTEENTH STREET; AND REPEALING ORDINANCE NO. 4425.

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WHEREAS on January 7, 1975, the City Council of the City of Riverside adopted Resolution No. 12508 declaring its intention to order the vacation of a portion of Thirteenth Street and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Street Vacation Act of 1941 (now identified as the Public Streets, Highways, and Service Easements Vacation Law) being Section 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

WHEREAS said proposed vacation was submitted to and acted upon by the Planning Commission of the City of Riverside and notice of hearing said resolution was given as provided by said Street Vacation Act of 1941 (now identified as the Public Streets, Highways, and Service Easements Vacation Law); and

WHEREAS on the day fixed for the hearing the City Council heard and considered the evidence offered by persons interested and found and hereby finds from all of the evidence submitted that the portion of Thirteenth Street ordered vacated is unnecessary for present or prospective public use; and

WHEREAS on July 5, 1977, the City Council of the City of Riverside adopted Ordinance No. 4425 making its order vacating a portion of Thirteenth Street; and

WHEREAS the legal description of said portion of Thirteenth Street ordered vacated included reservations of the fee rather than easements for gas, water, sewer line, and

5-16-84
JW/h

CITY ATTORNEY
RIVERSIDE
CALIFORNIA

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1 electrical distribution facilities; and

2 WHEREAS the City desires to reserve easements and not
3 the fee, which can be accomplished by repealing Ordinance
4 No. 4425 and incorporating a new legal description in this
5 ordinance;

6 NOW, THEREFORE, IT IS RESOLVED AND ORDERED by the City
7 Council of the City of Riverside, California, that the portion of
8 Thirteenth Street in the City of Riverside, County of Riverside,
9 State of California, described as follows:

10 That portion of Thirteenth Street, as shown by
11 map of the Santa Fe Tract, on file in Book 6 of
12 Maps, at page 14 thereof, records of San Bernardino
13 County, California, lying Northwesterly of a line
14 which is parallel with and distant 27 feet Northwesterly,
as measured at right angle from the centerline of
Howard Avenue, and lying Southeasterly of a line which
is parallel with and distant 125 feet Northwesterly,
as measured at right angle from said centerline of
Howard Avenue.

15 RESERVING therefrom an easement upon, over, under
16 and across the Southwesterly 10 feet for gas line
facilities;

17 ALSO RESERVING therefrom an easement upon, over,
18 under and across the Southwesterly 1/2 (one-half) for
water line facilities;

19 ALSO RESERVING therefrom an easement upon, over,
20 under and across the Northeasterly 10 feet of the
Southwesterly 38 feet for sewer line facilities;

21 ALSO RESERVING therefrom an easement upon, over,
22 under and across the Northeasterly 1/2 (one-half) for
electrical distribution facilities;

23 be and the same is hereby vacated.

24 BE IT FURTHER ORDAINED 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 for gas
27 line, water line and sewer line purposes and electrical
28 distribution facilities; and reserving the right to construct,
29 maintain, operate, replace, remove, renew and enlarge lines of
30 pipe, conduits, cables, wires, poles, and other convenient
31 structures, equipment and fixtures for the operation of gas
32 pipe lines and sewer lines and for the transportation or
distribution of electric energy and water; including access and
the right to keep the property free from inflammable materials

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1 and wood growth that would interfere with the use of said
2 permanent easements and rights of way.

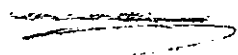

3 BE IT FURTHER ORDAINED that the City Council does
4 hereby declare that the legal descriptions contained in
5 Resolution No. 12508 and in the Notice of Intention to Vacate
6 a Portion of Thirteenth Street shall be deemed to have been
7 amended by this reference, and Ordinance No. 4425 of the
8 City of Riverside (which was recorded on July 12, 1977 as
9 Instrument No. 130560 and assigned City Deed No. 8994) is
10 hereby repealed upon the effective date of this ordinance.

11 IT IS FURTHER ORDAINED that the City Clerk of said City
12 of Riverside shall cause a certified copy of this order,
13 attested by the City Clerk under the seal of said City to be
14 recorded in the office of the County Recorder of Riverside
15 County, California.

16 IT IS FURTHER ORDAINED that the City Clerk shall certify
17 to the adoption of this ordinance and cause publication once
18 in a newspaper of general circulation in accordance with Section
19 414 of the Charter of the City of Riverside. This ordinance
20 shall become effective on the 30th day after the date of its
21 adoption.

22 ADOPTED by the City Council and signed by the Mayor and
23 attested by the City Clerk this 12th day of June, 1984.

24
25 
26 Mayor of the City of Riverside

27 Attest: 
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31 City Clerk of the City of Riverside
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I, Alice A. Hare, City Clerk of the City of Riverside, California, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the 5th day of June, 1984, and that thereafter the said ordinance was duly and regularly adopted at a meeting of the City Council on the 12th day of June, 1984, by the following vote, to wit:

Ayes: Councilmembers Loveridge, Mansfield, Bowers, Renck and Digati.

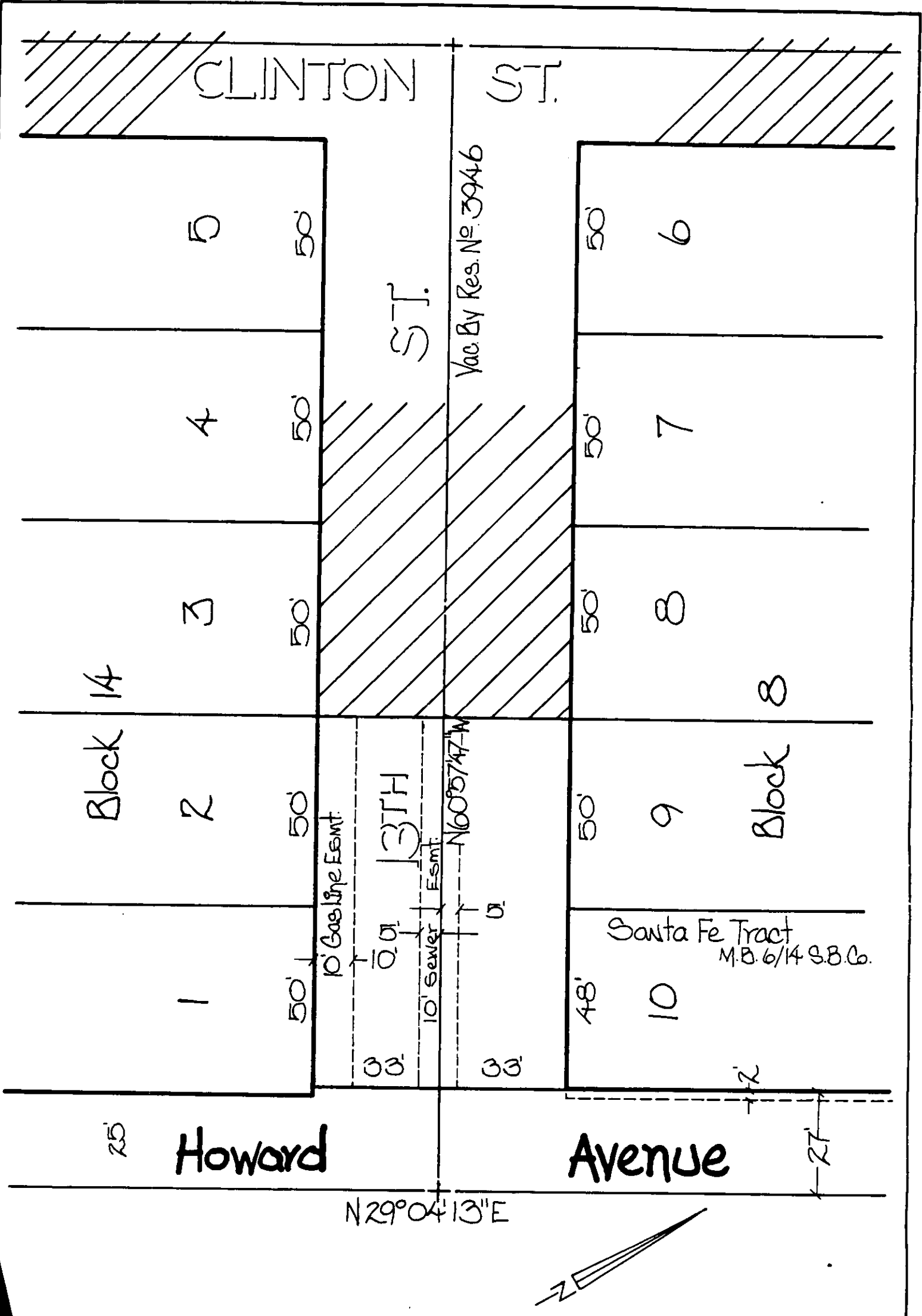
Noes: None.

Absent: Councilmembers Shepard and Peterson.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 12th day of June, 1984.

Alice A. Hare
City Clerk of the City of Riverside

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• CITY OF RIVERSIDE, CALIFORNIA •

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE RECORDED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

3/12

Scale: 1" = 30'

DRAWN BY J.V. DATE 12/11/74

SUBJECT Proposed Vacation 13th St.

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