

VAC-12-889
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

RESOLUTION NO. 17156

FREE RECORDING

Exempt Pursuant to Government Code S6103

228002

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 17130; RESERVING A PERMANENT EASEMENT AND RIGHT OF WAY FOR AERIAL AND UNDERGROUND TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENT; AND MAKING ITS ORDER VACATING AN ALLEY SOUTHEASTERLY OF AND PERPENDICULAR TO MAGNOLIA AVENUE AND NORTHEASTERLY OF ADAMS STREET.

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WHEREAS on May 9, 1989, the City Council of the City of Riverside adopted Resolution No. 17130 declaring its intention to order the vacation of a 12-foot-wide by approximately 250-foot-long alley situated southeasterly of and perpendicular to Magnolia Avenue and northeasterly of Adams Street, and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law, being Sections 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 Public Streets, Highways, and Service Easements Vacation Law; and

WHEREAS on the day fixed for the hearing the City Council heard and found and hereby finds from all of the evidence submitted that the alley ordered vacated is unnecessary for present or prospective public use;

1 NOW, THEREFORE, BE IT RESOLVED by the City Council of
 2 the City of Riverside, California, that the alley in the City of
 3 Riverside, County of Riverside, State of California, described
 4 in the document attached hereto, marked Exhibit A, and by this
 5 reference made a part hereof, be and the same is hereby
 6 vacated.

7 BE IT FURTHER RESOLVED that the City Council does hereby
 8 determine that the public convenience and necessity require the
 9 reservation of a permanent easement and right of way to
 10 construct, place, operate, inspect, maintain, repair, replace
 11 and remove such aerial and underground telephone, telegraph and
 12 communication structures as the Pacific Telephone and Telegraph
 13 Company may from time to time require consisting of poles,
 14 anchors, wires, cables, conduits, manholes, markers and
 15 necessary fixtures and appurtenances; including access and the
 16 right to keep the property free from inflammable materials and
 17 wood growth that would interfere with the use of said permanent
 18 easement and right of way.

19 BE IT FURTHER RESOLVED that the vacation shall occur
 20 only after the applicable conditions contained in the Planning
 21 Department's report to the legislative body dated January 16,
 22 1989, and on file with the City Clerk have been satisfied; and
 23 the City Clerk is hereby directed not to record this resolution
 24 of vacation until the applicable conditions have been
 25 satisfied.

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LEGAL DESCRIPTION

228002

VAC-12-889 - Vacation of a northwest-southeast alley, 12 foot wide by approximately 263 feet long, lying southeasterly of Magnolia Avenue northeasterly of Adams Street.

That portion of Lot 4, Block 22 of the Lands of the Riverside Land and Irrigating Company, as shown by map on file in Book 1, Page 70 of Maps, records of San Bernardino County, California conveyed to the City of Riverside, a municipal corporation, by Grant Deed recorded October 28, 1966, as Instrument No. 106288 of Official Records of Riverside County, California, described as follows:

The westerly 12.00 feet of the easterly 144.83 feet of the southerly 262.74 feet of the northwesterly 304.74 feet of said Lot 4;

RESERVING therefrom a permanent easement and right-of-way for aerial and underground telephone, telegraph and communication facilities over the northeasterly 5.00 feet of the northwesterly 115.00 feet.

D/0568u/w
04/21/89

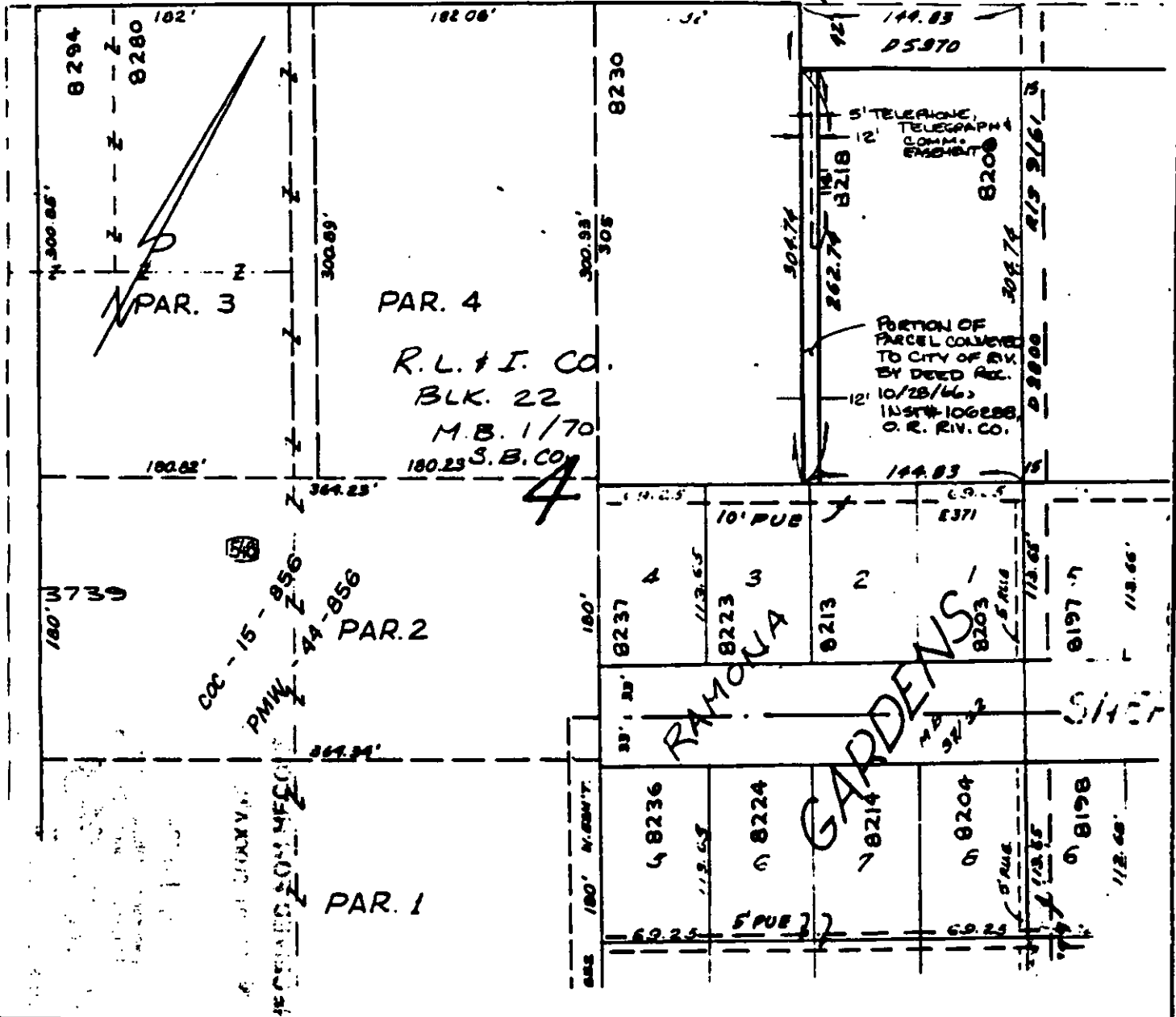
DESCRIPTION APPROVAL 4/26/89
George P. Hutchinson
SURVEYOR, CITY OF RIVERSIDE

EXHIBIT A

12475-4

MAGNOLIA AVENUE

ADAMS STREET



CITY OF RIVERSIDE, CALIFORNIA

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

SHEET 1 OF 1

5/28-1

SCALE: 1" = 100'

DRAWN BY DA DATE 4/19/60

SUBJECT VAC-12-889