

57407

12903

VAC-2-901

RESOLUTION NO. 17652

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 OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 17635; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR WATER LINE, ELECTRIC ENERGY DISTRIBUTION FACILITIES AND FOR AERIAL AND UNDERGROUND TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING A PORTION OF OLD MUIRFIELD ROAD, A 1911 ACT EASEMENT, EXTENDING EASTERLY FROM TALCEY TERRACE, BISECTING OVERLOOK PARKWAY (EXTENDED).

FREE RECORDING-
Exempt Pursuant to Government Code Section 54103

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WHEREAS on December 4, 1990, the City Council of the City of Riverside adopted Resolution No. 17635 declaring its intention to order the vacation of a portion of an approximately 30-foot-wide unimproved portion of Old Muirfield Road, a 1911 Act easement, situated at the easterly end of Talcey Terrace extending approximately 1,160 feet to the east, bisecting Overlook Parkway (extended), 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

1 evidence submitted that the portion of Old Muirfield Road
2 ordered vacated is unnecessary for present or prospective public
3 use;

4 NOW, THEREFORE, BE IT RESOLVED by the City Council of
5 the City of Riverside, California, that the portion of Old
6 Muirfield Road in the City of Riverside, County of Riverside,
7 State of California, described in the document attached hereto,
8 marked Exhibit A, and by this reference made a part hereof, be
9 and the same is hereby vacated.

10 BE IT FURTHER RESOLVED that the City Council does hereby
11 determine that the public convenience and necessity require the
12 reservation of permanent easements and rights of way for water
13 line, electric energy facilities, and reserving the right to
14 construct, maintain, operate, replace, remove, renew and enlarge
15 lines of pipe, conduits, cables, wires, poles and other
16 convenient structures, equipment and fixtures, as may be
17 applicable, for the operation of water lines and for the
18 transportation or distribution of electric energy; and a
19 permanent easement and right of way to construct, place,
20 operate, inspect, maintain, repair, replace and remove such
21 aerial and underground telephone, telegraph and communication
22 structures as the Pacific Telephone and Telegraph Company may
23 from time to time require consisting of poles, anchors, wires,
24 cables, conduits, manholes, markers and necessary fixtures and
25 appurtenances; including access and the right to keep the
26 property free from inflammable materials and wood growth that
27 would interfere with the use of said permanent easements and

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rights of way.

BE IT FURTHER RESOLVED that the vacation shall occur only after the applicable conditions contained in the Planning Department's report to the legislative body and on file with the City Clerk have been satisfied; and the City Clerk is hereby directed not to record this resolution of vacation until the applicable conditions have been satisfied.

ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 2nd day of January, 1991.

Terry Frenzel
Mayor of the City of Riverside

Attest:

Alice A. Hall
City Clerk of the City of Riverside

JW/1614R/jm
12/17/90

1 I, Alice A. Hare, City Clerk of the City of Riverside,
2 California, hereby certify that the foregoing resolution was duly
3 and regularly introduced and adopted by the City Council of said
4 City at its meeting held on the 2nd day of January, 1991,
5 by the following vote, to wit:

6 Ayes: Councilmembers Loveridge, Clarke, Mansfield, Buster,
7 Thompson and Pearson.

8 Noes: None.

9 Absent: Councilman Osborne.

10 IN WITNESS WHEREOF I have hereunto set my hand and affixed
11 the official seal of the City of Riverside, California, this
12 2nd day of January, 1991.

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14 Alice A. Hare
15 City Clerk of the City of Riverside
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LEGAL DESCRIPTION

VAC-2-901 - Vacation of a portion of Old Muirfield Road extending easterly from Talcey Terrace

That portion of the north half of the Southwest Quarter of Section 12, Township 3 South, Range 5 West, San Bernardino Meridian, described as follows:

That portion of Parcel III of Document recorded January 9, 1959, as Instrument No. 2050 of Official Records of Riverside County, California, being a strip of land 30.00 feet in width, lying 15.00 feet on each side of the following described centerline:

COMMENCING at the southwest corner of said Section 12;

THENCE North 0°16'03" West, along the west line of said Section, a distance of 1283.55 feet to the centerline of said Parcel III;

THENCE North 81°15'26" East, along said centerline, a distance of 419.71 feet to the POINT OF BEGINNING; said point being in a nontangent curve concaving southwesterly and having a radius of 73.00 feet; a radial line to said point bears North 63°43'09" East;

THENCE continuing North 81°15'26" East, along said centerline, a distance of 384.39 feet to an angle point therein;

THENCE South 88°28'48" East, continuing along said centerline, a distance of 206.17 feet to an angle point therein;

THENCE North 73°38'18" East, continuing along said centerline, a distance of 437.50 feet to an angle point therein;

THENCE South 85°25'00" East, continuing along said centerline, a distance of 133.28 feet to the END of this centerline description;

The sidelines of said 30.00 foot strip shall be lengthened or shortened as to terminate westerly in said nontangent curve and easterly in a line bearing North 0°03'34" East through the end point of said centerline;

EXCEPTING therefrom that portion of said 30.00 foot strip lying 15.00 feet on each side of the following described portion of said centerline;

EXHIBIT A

COMMENCING at the easterly terminus of that certain course described above as "THENCE South 88°28'48" East, continuing along said centerline, a distance of 206.17 feet to an angle point therein";

THENCE North 73°38'18" East, along said centerline, a distance of 21.77 feet to the Point of Beginning;

THENCE continuing North 73°38'18" East, along said centerline, a distance of 155.06 feet to the END of this centerline description;

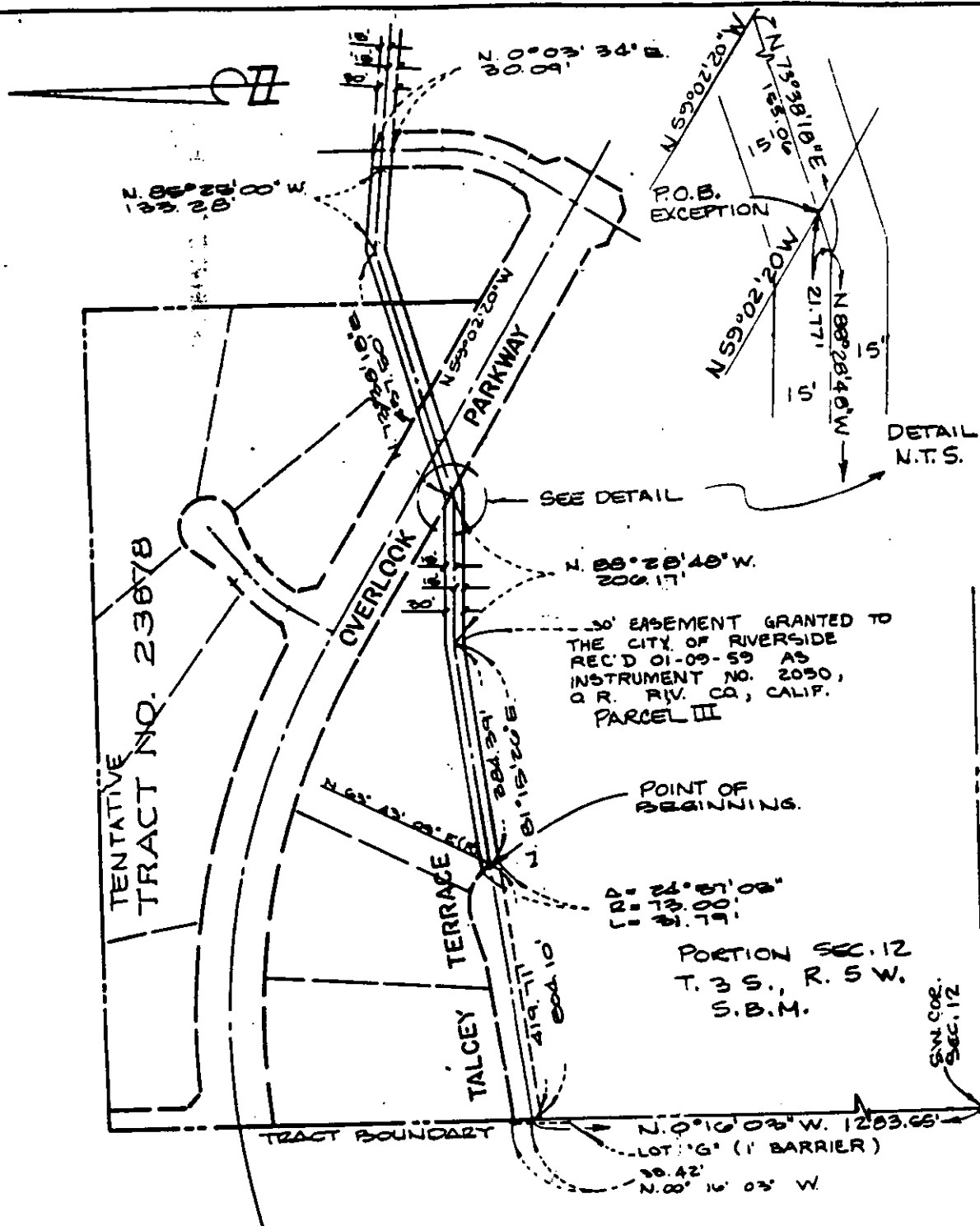
The sidelines of said strip shall be lengthened or shortened as to terminate northeasterly in a line which bears North 59°02'20" West through the end of said centerline and southwesterly in a line which bears North 59°02'20" West through said Point of Beginning;

RESERVING therefrom a permanent easement and right of way for electrical energy distribution facilities;

ALSO RESERVING therefrom a permanent easement and right of way for waterline facilities;

ALSO RESERVING therefrom a permanent easement and right of way for aerial and underground telephone, telegraph, and communication facilities.

DESCRIPTION APPROVAL 11/16/90
George P. Hutchinson by DL
SURVEYOR, CITY OF RIVERSIDE



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TRACT NO. 19178
M.B. 178 19/28

REV. 11-14-90 D.A.

• 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

5/73

SCALE 1" = N.T.S.

DRAWN BY ENG. DATE 11/14/90

SUBJECT VAC-2-901

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RECEIVED FOR RECORD
AT 8:30 O'CLOCK A.M.

FEB 21 1991

Recorded in Official Records
of Riverside County, California

William J. Blundy Recorder

Fees \$ _____

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