

398761

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

VAC-5-912

13401

RESOLUTION NO. 17962

FREE RECORDATION
Exempt Pursuant to
Government Code § 5103

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. 17952; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR ELECTRIC ENERGY DISTRIBUTION FACILITIES 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 HORACE STREET (SOUTHWESTERLY SIDE) AND A PORTION OF MAUDE STREET (NORTHEASTERLY SIDE), NORTHWESTERLY OF LINCOLN AVENUE.

WHEREAS on March 17, 1992, the City Council of the City of Riverside adopted Resolution No. 17952 declaring its intention to order the vacation of a portion of Horace Street (southwesterly side) approximately 7 feet wide by 187 feet long, and to vacate a portion of Maude Street (northeasterly side) approximately 7 feet wide by 186 feet long, northwesterly of Lincoln Avenue, 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 portions of Horace Street and Maude
2 Street ordered vacated are unnecessary for present or
3 prospective public use;

4 NOW, THEREFORE, BE IT RESOLVED by the City Council of
5 the City of Riverside, California, that the portions of Horace
6 Street and Maude Street in the City of Riverside, County of
7 Riverside, State of California, described in the document
8 attached hereto, marked Exhibit A, and by this reference made a
9 part hereof, be and the same are 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
13 electrical energy distribution facilities, and reserving the
14 right to construct, maintain, operate, replace, remove, renew
15 and enlarge lines of pipe, conduits, cables, wires, poles and
16 other convenient structures, equipment and fixtures, as may be
17 applicable, for the transportation or distribution of electrical
18 energy; and a permanent easement and right of way to construct,
19 place, operate, inspect, maintain, repair, replace and remove
20 such aerial and underground telephone, telegraph and
21 communication structures as the Pacific Telephone and Telegraph
22 Company may from time to time require consisting of poles,
23 anchors, wires, cables, conduits, manholes, markers and
24 necessary fixtures and appurtenances; including access and the
25 right to keep the property free from inflammable materials and
26 wood growth that would interfere with the use of said permanent
27 easements and rights of way.

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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 14th day of April, 1992.

Terry Frazzini
Mayor of the City of Riverside

Attest:

Karen E. Lundquist
City Clerk of the City of Riverside

BP/1944R/jm
4/10/92

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I, Karen E. Lindquist, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly introduced and adopted by the City Council of said City at its meeting held on the 14th day of April, 1992, by the following vote, to wit:

Ayes: Councilmembers Loveridge, Defenbaugh, Buster, Clifford, Thompson and Pearson.

Noes: None.

Absent: Councilmember Clarke.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 14th day of April, 1992.

Karen E. Lindquist
City Clerk of the City of Riverside

Parcel 1

That portion of Horace Street adjoining Lot 4 in Block 76 of Arlington Heights, as shown by map on file in Book 11, Pages 20 and 21 of Maps, records of San Bernardino County, California, described as follows:

COMMENCING at the most easterly corner of said Lot 4;

THENCE North $34^{\circ} 00' 16''$ West, along the northeasterly line of said Lot 4, a distance of 12.83 feet to the POINT OF BEGINNING;

THENCE North $34^{\circ} 00' 16''$ West, continuing along said northeasterly line, a distance of 187.17 feet to the northerly corner of that certain parcel of land described by deed recorded September 23, 1988, as Instrument No. 275268, Official Records of Riverside County, California;

THENCE North $56^{\circ} 00' 00''$ East, a distance of 7.00 feet to a line parallel with and distant 7.00 feet northeasterly, as measured at right angles, from said northeasterly line;

THENCE South $34^{\circ} 00' 16''$ East, along said parallel line, a distance of 178.32 feet to the beginning of a non-tangent curve concaving westerly having a radius of 47.50 feet and to which beginning a radial line bears North $87^{\circ} 29' 47''$ East;

THENCE southerly along said curve through a central angle of $13^{\circ} 38' 54''$ an arc distance of 11.31 feet to the POINT OF BEGINNING;

RESERVING THEREFROM a permanent easement and right of way for electrical energy transmission and distribution facilities.

Parcel 2

That portion of Maude Street adjoining Lot 3 in Block 76 of Arlington Heights, as shown by map on file in Book 11, Pages 20 and 21 of Maps, records of San Bernardino County, California, described as follows:

COMMENCING at the most southerly corner of said Lot 3;

THENCE North $33^{\circ} 59' 57''$ West, along the southwesterly line of said Lot 3, a distance of 13.85 feet to the POINT OF BEGINNING;

THENCE North $33^{\circ} 59' 57''$ West, continuing along said southwesterly line, a distance of 186.15 feet to the westerly corner of that certain parcel of land described by deed recorded September 23, 1988, as Instrument No. 275268, Official Records of Riverside County, California;

THENCE South 56° 00' 00" West, a distance of 7.00 feet to a line parallel with and distant 7.00 feet southwesterly, as measured at right angles, from said southwesterly line;

THENCE South 33° 59' 57" East, along said parallel line, a distance of 176.61 feet to the beginning of a non-tangent curve concaving northeasterly having a radius of 47.50 feet and to which beginning a radial line bears South 26° 53' 26" West;

THENCE southeasterly along said curve through a central angle of 14° 18' 40" an arc distance of 11.86 feet to the POINT OF BEGINNING;

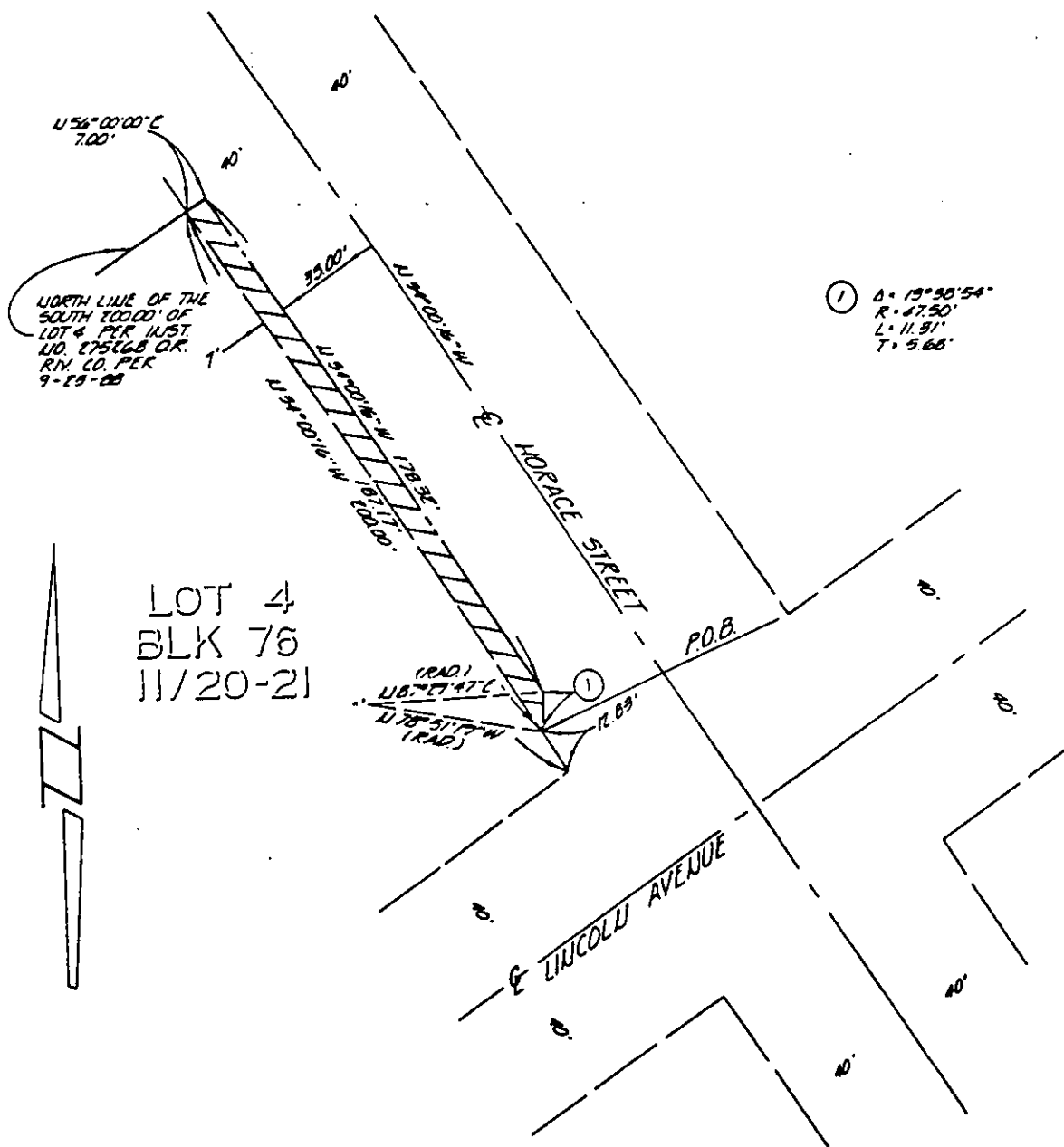
RESERVING THEREFROM a permanent easement and right of way for electrical energy transmission and distribution facilities;

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

VAC-5-91.EXA/a

DESCRIPTION APPROVAL: 2, 22, 92
George P. Hutchinson
 SURVEYOR CITY OF RIVERSIDE





PARCEL 1

• 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 2

5/47-3

SCALE: 1" = NTS

DRAWN BY — DATE 2/11/92

SUBJECT VAC-5-912

