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RESOLUTION NO. 7655

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF ORDINANCE OF INTENTION NO. 2447; RESERVING TO THE CITY EASEMENTS AND RIGHTS OF WAY, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE RESERVATION OF SUCH EASEMENTS AND RIGHTS OF WAY; AND ORDER OF VACATION IN THE MATTER OF VACATING CERTAIN STREETS.

WHEREAS, the City Council of the City of Riverside, California, adopted an ordinance of intention No. 2447, 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 portions of Olive-wood Avenue, an alley and an unnamed street therein and hereinafter described and herein designated as "streets"; 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. The hearing was continued to March 5, 1957; except as regards Olivewood Avenue which was continued to March 26, 1957.

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 portions of the public streets therein described are unnecessary for present or prospective public purposes and should be vacated; except as regards Olivewood Avenue.

NOW, THEREFORE, pursuant to the provisions of the said

CITY ATTORNEY
RIVERSIDE
CALIFORNIA

Book 2052/286 - 3/8/57

Oliverwood Ave. not vacated
Council minutes 10/27/57

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1 Street Vacation Act of 1941, IT IS HEREBY ORDERED by the City
2 Council of the City of Riverside, California, that an alley
3 and an unnamed street in the City of Riverside, County of
4 Riverside, State of California, described as follows:

5 (a) All that portion of Alley in Block 3, Salt Lake
6 Depot Tract, as recorded in Book 6, page 54 of
7 Maps, Records of Riverside County, California,
8 lying westerly of the westerly line of Anita
9 Place;

10 (b) A portion of the Southeast quarter of the South-
11 east quarter of Section 34, Township 2 South,
12 Range 5 West, San Bernardino Base and Meridian,
13 said portion also being a portion of that certain
14 20-foot wide strip of land conveyed to the City
15 of Riverside by deed recorded in Book 11, page
16 91 of Deeds, Records of Riverside County, Calif-
17 ornia, more particularly described as follows:

18 Commencing at the northwest corner of the
19 Southeast quarter of the Southeast quarter of
20 said Section 34; thence North 89° 15' 50" East
21 along the northerly line of said Southeast quarter
22 of Southeast quarter and 20-foot wide strip,
23 457.45 feet to the true point of beginning;

24 Thence continuing North 89° 15' 50" East,
25 103.24 feet to the westerly line of the State
26 Freeway Right of Way; thence South 15° 32' 25" West
27 along said westerly line, 20.84 feet; thence
28 South 89° 15' 50" West, parallel with and 20 feet
29 distant from the northerly line of said Southeast
30 quarter of Southeast quarter, 102.09 feet to a
31 point on a 45-foot radius curve, from which point
32 the radial line of said curve bears North 64° 19' 50"
West; thence northerly along the arc of said 45-foot
radius curve concave to the northwest, through an
angle of 26° 24' 20", a distance of 20.74 feet to
the true point of beginning;

be, and the same are hereby vacated, subject to the reservation
of the easements and rights of way hereinafter reserved and
excepted.

BE IT FURTHER RESOLVED that the City Council does hereby
determine that the public convenience and necessity require the
reservation of permanent easements and rights of way as follows:

(a) In, over and along the alley described in sub-
paragraph (a) above;

(b) In, over and along the portion of the unnamed
street described in subparagraph (b) above,
which portion of said street is a parcel of
land 10 feet in width and 20.84 feet in length,
lying between the above described westerly line
of the State Freeway right of way which bears
South 15° 32' 25" West and a line parallel with
and 10 feet westerly from the said State Free-
way line;

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to construct, maintain, operate, replace, remove and renew sanitary sewers, and storm drains and appurtenant structures in, upon, over and across the streets proposed to be vacated, and reserving the right to construct, maintain, operate, 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, and for the transportation and distribution of electric energy, petroleum and its products, water and incidental purposes, including access, and the right to keep the properties free from inflammable materials, and wood growth, and otherwise protect the same from all hazards in, upon and over the said streets proposed to be vacated, and to take proceedings for the abandonment of the said streets as hereinabove set forth, subject to such reservations and exceptions.

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

ADOPTED BY the City Council, signed by the Mayor and attested by the City Clerk this 5th day of March 1957.

E J Sales

Mayor of the City of Riverside

ATTEST:

W G Lewis

City Clerk of the City of Riverside

*Oliverwood Ave not vacated
Council minutes 10/27/57*

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I, W. G. White, 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 5th day of March, 1957, by the following vote, to-wit:

Ayes: Councilmen Backstrand, Bergin, Bonnett, Johnson, O'Neill, Smutz and Bergin.

Noes: None.

Absent: None.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 5th day of March 1957

W. G. White
City Clerk of the City of Riverside

*Olive-wood Ave not vacated
Council minutes 10/27/57*

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ORDINANCE NO. 2447

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA,
DECLARING THE INTENTION OF THE CITY COUNCIL TO
VACATE CERTAIN STREETS.

The City Council of the City of Riverside does ordain as follows:

Section 1: It is the intention of the City Council of the City of Riverside to vacate the hereinafter described portion of Olivewood Avenue, an alley and an unnamed street, herein referred to as "streets," upon the grounds and for the reasons that said streets are unnecessary for present or prospective public use as streets. The City Council elects to proceed to vacate the said streets pursuant to the provisions of the Street Vacation Act of 1941, Sections 8300 et seq., of the Streets and Highways Code.

Section 2: The streets which it is the intention of the City Council to vacate are described as follows:

(a) A portion of Olivewood Avenue as shown on a map of Pachappa Hill Groves, recorded in Book 4, page 46, of Surveys, Records of Riverside County, California, and more particularly described as follows:

The portion of Olivewood Avenue lying between the southeasterly side line of the Freeway along State Highway Route 43 shown and designated on the map of the Division of Highways as "VIII-Riv-43-Riv" and a line drawn across Olivewood Avenue parallel with and distant 63 feet northerly of the center line of Central Avenue.

EXCEPTING AND RESERVING the permanent easements and rights of way hereinafter described.

(b) All that portion of Alley in Block 3, Salt Lake Depot Tract, as recorded in Book 6, page 54 of Maps, Records of Riverside County, California, lying westerly of the westerly line of Anita Place.

EXCEPTING AND RESERVING the permanent easement and right of way hereinafter described.

(c) A portion of the southeast quarter of the Southeast Quarter of Section 34, Township 2 South, Range 5 West, San Bernardino Base and Meridian, said portion also being a portion of that certain 20-foot wide strip of land conveyed to the City of Riverside by deed recorded in Book 11, page 91 of Deeds, Records of Riverside

*Olivewood Ave. not vacated
Council minutes 10/27/57 -1-*

1 County, California, more particularly described
2 as follows:

3 Commencing at the northwest corner of the
4 Southeast Quarter of the Southeast Quarter of said
5 Section 34; thence North $89^{\circ} 15' 50''$ East along the
6 northerly line of said Southeast Quarter of Southeast
7 Quarter and 20-foot wide strip, 457.45 feet to the
8 true point of beginning

9 Thence continuing North $89^{\circ} 15' 50''$ East, 103.24
10 feet to the westerly line of the State Freeway Right of
11 Way; thence South $15^{\circ} 32' 25''$ West along said westerly
12 line, 20.84 feet; thence South $89^{\circ} 15' 50''$ West parallel
13 with and 20 feet distant from the northerly line of said
14 Southeast Quarter of Southeast Quarter, 102.09 feet to
15 a point on a 45-foot radius curve, from which point the
16 radial line of said curve bears North $64^{\circ} 19' 50''$ West;
17 thence northerly along the arc of said 45-foot radius
18 curve concave to the northwest, through an angle of
19 $26^{\circ} 24' 20''$, a distance of 20.74 feet to the true point
20 of beginning.

21 EXCEPTING AND RESERVING the permanent easement and
22 right of way hereinafter described.

23 The streets sought to be vacated are shown on the respective maps
24 on file with the City Clerk of the City of Riverside, and reference
25 is made to said maps.

26 Section 3: That the time of hearing is hereby set for
27 Tuesday, February 26, 1957, at 10:00 o'clock A. M. in the Council
28 Chambers located in the City Hall, Seventh and Orange Streets,
29 Riverside, California; at said time and place all persons interested
30 in or objecting to the proposed vacations may be heard.

31 Section 4: Notice of the proposed vacations of streets, as
32 hereinabove set forth, shall be posted conspicuously along the
lines of the streets proposed to be vacated, and shall be posted
not more than three hundred feet apart, but there shall be at
least three such postings; said notice shall state the passage
of the ordinance of intention, and the time and place of the
hearing; said notice shall be posted by the Superintendent of
Streets at least ten (10) days prior to the date of said hearing.

33 Section 5: The City Council does hereby determine that the
34 public convenience and necessity require the reservation of
35 permanent easements and rights of way as follows:

Olive wood Ave not vacated
Council minutes 10/27/57

1 (a) In, over and along the westerly rectangular
2 30 feet of the portion of Olivewood Avenue
3 described in Section 2(a) hereof proposed to
4 be vacated, being a rectangular strip of land
5 30 feet in width along and adjacent to the
6 westerly side line of Olivewood Avenue;

7 Also a permanent easement and right of way for
8 the Riverside Water Company to provide access
9 to its canal and ingress and egress to and from
10 its canal right of way;

11 (b) In, over and along the alley described in
12 Section 2(b) hereof;

13 (c) In, over and along the portion of the unnamed
14 street described in Section 2(c) hereof, which
15 portion of said street is a parcel of land 10 feet
16 in width and 20.84 feet in length, lying between
17 the above described westerly line of the State
18 Freeway right of way which bears South 15° 32' 25"
19 West and a line parallel with and 10 feet westerly
20 from the said State Freeway line;

21 to construct, maintain, operate, replace, remove and renew sanitary
22 sewers, and storm drains and appurtenant structures in, upon, over
23 and across the streets proposed to be vacated, and reserving the
24 right to construct, maintain, operate, replace, remove, renew and
25 enlarge lines of pipe, conduits, cables, wires, poles and other
26 convenient structures, equipment and fixtures for the operation
27 of gas pipe lines, telegraphic and telephone lines, and for the
28 transportation and distribution of electric energy, petroleum
29 and its products, water, and incidental purposes, including access,
30 and the right to keep the properties free from inflammable materials,
31 and wood growth, and otherwise protect the same from all hazards
32 in, upon and over the said streets proposed to be vacated, and to
take proceedings for the abandonment of the said streets as herein-
above set forth, subject to such reservations and exceptions.

27 Section 6: The City Clerk shall certify to the adoption
28 of this ordinance and cause it to be published once in the
29 Riverside Daily Press. This ordinance shall become
30 effective on the 30th day after the date of its adoption.

31
32 ADOPTED by the City Council and signed by the Mayor and

1 attested by the City Clerk this 2nd day of January,
2 1957.

3
4 E. V. DALES
Mayor of the City of Riverside

5 ATTEST:

6
7 W. G. WAITE (SEAL)
8 City Clerk of the City of Riverside

9
10 I, W. G. Waite, City Clerk of the City of Riverside,
11 California, do hereby certify that the foregoing ordinance was
12 duly and regularly introduced at a meeting of the City Council
13 on the 26th day of December, 195⁶, and that
14 thereafter the said ordinance was duly and regularly adopted at
15 a meeting of the City Council on the 2nd day of January,
16 1957, by the following vote, to wit:

17 Ayes: Councilmen Backstrand, Bergin, Bonnett, O'Neill, Smutz and Voris.

18
19 Noes: None.

20 Absent: None.

21 Vacancy: One.

22 IN WITNESS WHEREOF I have hereunto set my hand and affixed
23 the official seal of the City of Riverside, California, this
24 2nd day of January, 1957.

25 (SEAL) W. G. WAITE
26 City Clerk of the City of Riverside

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31 *Olive wood Ave not vacated*
32 *Council minutes 10/27/57*