

**REQUEST FOR RECORDATION**

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

RESOLUTION NO. 15800

FREE RECORDING-  
Exempt Pursuant to  
Government Code §6103

344729

VAC-1-789

6-28-85  
JW/h

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. 15754; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR WATER LINE, ELECTRIC LINE, AND TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES AND A GRADED AND OILED ROAD FOR PUBLIC ROAD PURPOSES OVER A PORTION OF THE PROPERTY TO BE VACATED, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING CERTAIN ROAD AND UTILITY EASEMENTS IN TRACT NO. 19176 (FORMERLY TRACT 8300) LOCATED SOUTHERLY OF OVERLOOK PARKWAY (PROPOSED) AND EASTERLY AND WESTERLY OF GOLDEN STAR AVENUE.

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WHEREAS on June 4, 1985, the City Council of the City of Riverside adopted Resolution No. 15754 declaring its intention to order the vacation of certain road and utility easements in Tract No. 19176 (formerly Tract 8300) located southerly of Overlook Parkway (proposed) and easterly and westerly of Golden Star 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 evidence submitted that the road and utility easements ordered vacated are

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344729

1 unnecessary for present or prospective public use;

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

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

25 BE IT FURTHER RESOLVED that the City Council does hereby  
26 determine that the public convenience and necessity require  
27 the reservation of a graded and oiled road for public road

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purposes over a portion of the property to be vacated, as more particularly described in Exhibit A attached hereto.

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 dated July 31, 1978, 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 9th day of July, 1985.

  
\_\_\_\_\_  
Mayor of the City of Riverside

Attest:

  
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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 resolution was duly and regularly introduced and adopted by the City Council of said City at its meeting held on the 9th day of July, 1985, by the following vote, to wit:

Ayes: Councilmembers Loveridge, Shepard, Mansfield, Renck, Digati and Peterson

Noes: None.

Absent: Councilmember Bowers.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 9th day of July, 1985.

Alice A. Hare  
City Clerk of the City of Riverside

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LEGAL DESCRIPTIONS

VAC-1-789

EXHIBIT "A"

Those portions of Lot "A" of Osborne Heights, as shown by map on file in Book 12 of Maps, at Pages 39 thru 41, records of Riverside County, California, described as follows:

PARCEL 1

COMMENCING at the southeast corner of Section 11, Township 3 South, Range 5 West, S.B.M.; said corner also being the southeast corner of Lot 12 of Osborne Heights as shown by said map;

THENCE North  $89^{\circ} 48' 00''$  West, along the southerly line of said Lot 12 and the westerly prolongation thereof, a distance of 697.90 feet to a point in the southerly line of said Lot "A"; said point being in a non-tangent curve concave southwesterly and having a radius of 168.30 feet (originally recorded as 168.32 feet); a radial line to said point bears South  $89^{\circ} 48' 00''$  East; said point also being the True Point of Beginning;

THENCE northwesterly, along said curve, an arc length of 153.54 feet thru a central angle of  $52^{\circ} 16' 18''$ ;

THENCE North  $52^{\circ} 04' 18''$  West a distance of 651.82 feet to the beginning of a tangent curve concave southwesterly and having a radius of 210.22 feet (originally recorded as 210.34 feet);

THENCE northwesterly, along said curve, an arc length of 155.00 feet thru a central angle of  $42^{\circ} 14' 47''$  to the beginning of a reverse curve concave northeasterly and having a radius of 170.58 feet (originally recorded as 170.93 feet); a radial line to said point bears South  $4^{\circ} 19' 05''$  East;

THENCE northwesterly, along said reverse curve, an arc length of 65.67 feet thru a central angle of  $22^{\circ} 03' 26''$  to a point on the centerline of that certain strip of land 20.00 feet wide conveyed to the City of Riverside, as Parcel II, by deed recorded 9 January 1959 as Instrument No. 2050, in Book 2394, page 90 of Official Records, Riverside County Records; said point hereinafter referred to as Point "A", a radial line to said point bears North  $17^{\circ} 44' 21''$  West;

THENCE continuing northwesterly, along last mentioned reverse curve, an arc length of 88.54 feet thru a central angle of  $29^{\circ} 44' 22''$  to the beginning of a reverse curve concave to the southwest and having a radius of 80.00 feet (originally recorded as 80.00 feet); a radial line to said point bears South  $47^{\circ} 28' 43''$  West;

THENCE northwesterly, along said reverse curve, an arc length of 56.90 feet thru a central angle of  $40^{\circ} 44' 55''$ ;

THENCE North  $83^{\circ} 16' 12''$  West a distance of 17.06 feet to a point on a non-tangent curve concave easterly and having a radius of 267.00 feet; a radial line to said point bears South  $85^{\circ} 43' 47''$  West; the preceding 6 courses being along the southerly boundary of said Lot "A"; said point hereafter referred to as Point "B";

THENCE northerly, along said curve, an arc length of 10.25 feet thru a central angle of  $02^{\circ} 11' 59''$  to the beginning of a compound curve concave southeasterly and having a radius of 467.00 feet; a radial line to said point bears South  $87^{\circ} 55' 46''$  West;

THENCE northeasterly, along said curve, an arc length of 30.13 feet thru a central angle of  $3^{\circ} 41' 48''$  to a point on the northerly line of said Lot "A";

EXHIBIT A

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THENCE South  $83^{\circ} 16' 12''$  East a distance of 22.48 feet to the beginning of a tangent curve concave to the southwest and having a radius of 120.00 feet;

THENCE southeasterly, along said curve, an arc length of 85.34 feet thru a central angle of  $40^{\circ} 44' 55''$ , to the beginning of a reverse curve concave northeasterly and having a radius of 130.58 feet; a radial line to said point bears North  $47^{\circ} 28' 43''$  East;

THENCE southeasterly, along said reverse curve, an arc length of 118.05 feet thru a central angle of  $51^{\circ} 47' 48''$  to the beginning of a reverse curve concave southwesterly and having a radius of 250.22 feet, a radial line to said point bears North  $4^{\circ} 19' 05''$  West;

THENCE southeasterly along said curve, an arc length of 184.50 feet thru a central angle of  $42^{\circ} 14' 47''$ ;

THENCE South  $52^{\circ} 04' 18''$  East a distance of 651.82 feet to the beginning of a tangent curve concave southwesterly and having a radius of 208.30 feet;

THENCE southeasterly along said curve, an arc length of 190.03 feet thru a central angle of  $52^{\circ} 16' 18''$  to a point on the southerly line of said Lot 12;

THENCE North  $89^{\circ} 48' 00''$  West a distance of 40.00 feet to the point of beginning.

RESERVING to the City of Riverside, a Municipal Corporation, an easement as herein described for the construction, maintenance, operation, inspection, repair, replacement and removal of:

1. A domestic water main for the transmission of domestic water by means of cast-iron water pipes.
2. Electric lines for the transmission of electric energy for any and all purposes by means of wires supported by one line of poles or underground conduits.
3. Telephone lines and cables for communication purposes by means of wires supported by the line of poles or underground conduits mentioned in Paragraph 2, above.
4. A graded and oiled road for public road purposes.

INCLUDING necessary appurtenances thereto including, but not limited to: Supporting structures, crossarms, wires, guys, anchors, fixtures, fittings, drainage structures and pipes. ALSO INCLUDING such additional mains, lines and conduits as the City of Riverside may from time to time in the future require.

UPON, over and across that portion of said Lot "A" of Osborne Heights, being a strip of land 20.00 feet wide lying 10.00 feet on each side of the herein described centerline:

BEGINNING at the above mentioned Point "A"; said Point "A" being on the southerly line of said Lot "A"; said Point "A" also being on the centerline of that certain strip of land 20.00 feet wide conveyed to the City of Riverside, as Parcel II by deed recorded 9 January 1959 as Instrument No. 2050, in Book 2394, page 90 of Official Records, Riverside County, California;

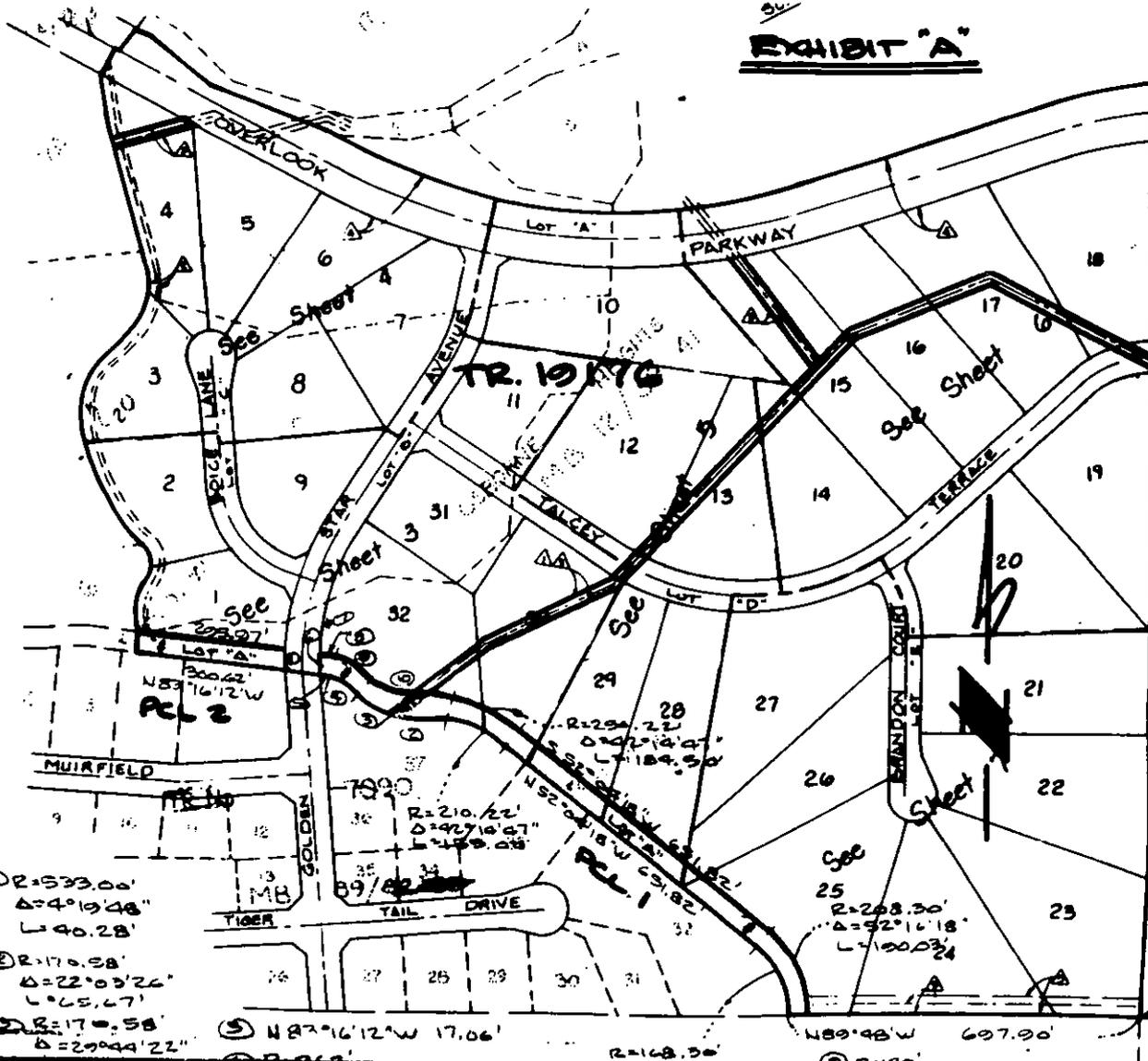
THENCE North  $53^{\circ} 09' 37''$  East, along the centerline of said strip of land conveyed to the City of Riverside, a distance of 53.70 feet to a point on the northerly line of said Lot "A"; said point also being the terminus of the herein described centerline.

THE sidelines of the herein described easement are to be lengthened or shortened so as to terminate in the southerly and northerly lines of said Lot "A" of Osborne Heights.

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EXHIBIT 'A'



① R=533.00'  
 Δ=4°19'48"  
 L=40.28'

② R=170.58'  
 Δ=22°03'26"  
 L=65.67'

③ R=170.58'  
 Δ=29°44'22"

④ N87°16'12"W 17.06'

N89°48'W 607.90'

SEE COS SEC 11  
 T39 R 5 W  
 S 8 M

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