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RESOLUTION NO. 12825

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. 12808; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR WATERLINE AND ELECTRIC DISTRIBUTION FACILITIES AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS AND RIGHTS OF WAY; AND MAKING ITS ORDER VACATING A PORTION OF POLK STREET BETWEEN INDIANA AVENUE AND THE ATCHISON, TOPEKA & SANTA FE RAILROAD RIGHT OF WAY.

WHEREAS on May 18, 1976, the City Council of the City of Riverside adopted Resolution No. 12808 declaring its intention to order the vacation of a portion of Polk Street between Indiana Avenue and the Atchison, Topeka & Santa Fe Railroad right of way, and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Street Vacation Act of 1941, 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 Street Vacation Act of 1941; and

WHEREAS on the day fixed for the hearing the City Council heard and considered the evidence offered by persons interested and found and hereby finds from all of the evidence submitted that the portion of Polk Street ordered vacated is unnecessary for present or prospective public use;

NOW, THEREFORE, IT IS RESOLVED AND ORDERED by the City Council of the City of Riverside, California, that the portion of Polk Street in the City of Riverside, County of Riverside, State of California, described as follows:

That portion of Polk Street, 80.00 feet in width, lying between Blocks 36 and 39 as shown by map of the lands of the RIVERSIDE LAND AND IRRIGATING COMPANY, on file in Book 1 of Maps, at Page 70 thereof, records of San Bernardino County, California, bounded on the

1 Northwest by the southeasterly right-of-way line of
2 the Atchison, Topeka and Santa Fe Railway Company,
3 and bounded on the Southeast by a line which is parallel
4 with and distant 44.00 feet Northwesterly, as measured
5 at right angle, from the centerline of Indiana Avenue;

6 RESERVING therefrom an easement for waterline
7 facilities over the Northeasterly 20.00 feet of the
8 Southwesterly 40.00 feet of said street;

9 ALSO RESERVING therefrom an easement for electric
10 distribution facilities over the Northeasterly 21.00
11 feet of said street;

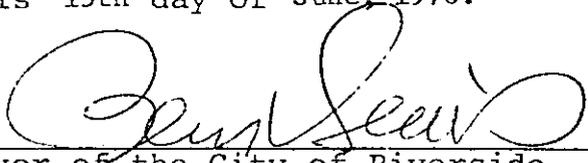
12 be and the same is hereby vacated.

13 BE IT FURTHER RESOLVED that the City Council does hereby
14 determine that the public convenience and necessity require
15 the reservation of permanent easements and rights of way for
16 waterline and electrical distribution facilities and reserving
17 the right to construct, maintain, operate, replace, remove,
18 renew and enlarge lines of pipe, conduits, cables, wires, poles
19 and other convenient structures, equipment and fixtures for the
20 transportation or distribution of electric energy and water;
21 including access and the right to keep the property free from
22 inflammable materials and wood growth that would interfere with
23 the use of said permanent easements and rights of way.

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

28 ADOPTED by the City Council and signed by the Mayor and
29 attested by the City Clerk this 15th day of June, 1976.

30 Attest:

31 
32 _____
Mayor of the City of Riverside

33 ALICE A. HARE
34 _____
City Clerk of the City of Riverside

35 By 
36 _____
Assistant City Clerk

87513

1 I, Alice A. Hare, City Clerk of the City of Riverside,
2 California, hereby certify that the foregoing resolution
3 was duly and regularly introduced and adopted by the City
4 Council of said City at its meeting held on the 15th day of
5 June, 1976, by the following vote, to wit:

6 Ayes: Councilmen Pintor, Haley, Anderson, Scott, Lorenzi,
7 Abraham and Garretson.

8 Noes: None.

9 Absent: None.

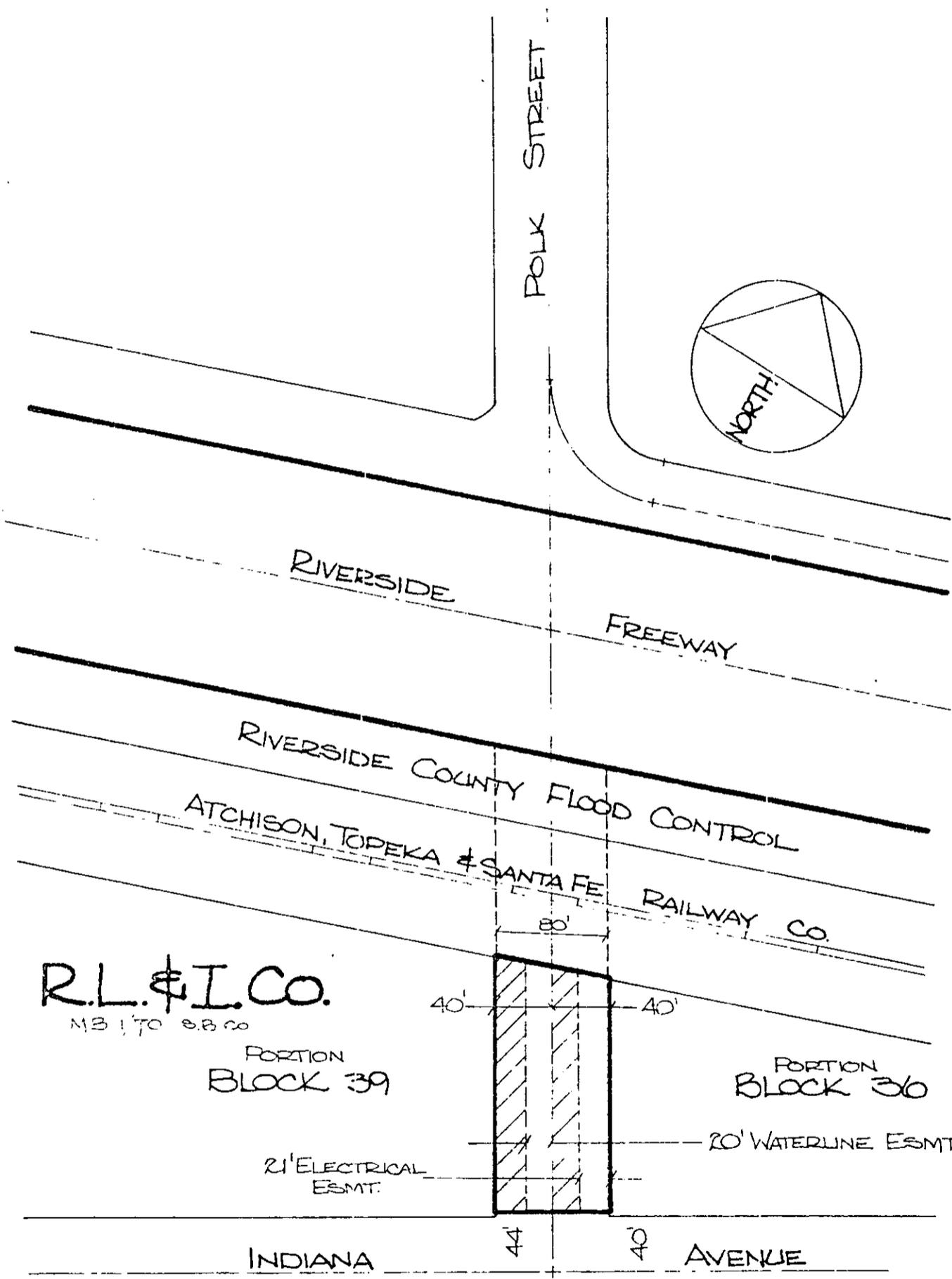
10 IN WITNESS WHEREOF I have hereunto set my hand and
11 affixed the official seal of the City of Riverside, California,
12 this 15th day of June, 1976.

17 ALICE A. HARE
18 City Clerk of the City of Riverside
19 By Karen E. Oakley
Assistant City Clerk

87513

16-76
W/mv

28 RECEIVED FOR RECORD
29 JUN 18 1976
30 30 Min. Past 3 o'clock P.M.
At Request of City Clerk
Book 1976 Page 87513
Recorded in Official Records
of Riverside County, California
W. H. Stalvey Recorder
FEES \$



R.L. & I. Co.
 NB 170 8.8 00

PORTION
 BLOCK 39

PORTION
 BLOCK 36

• 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

6/51-1

SCALE: 1" = 100'

DRAWN BY J.V. DATE 5/11/76

SUBJECT VAC-6-756. Polk St.

8696