

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 NO. 15877

258323

RECEIVED FOR RECORD
30 Min. Past 2:30 clock P.M.

NOV 15 1985

Recorded in Official Records
of Riverside County, California
William E. Smith
RECORDER
Fees \$ 2

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. 15826; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR WATER LINE FACILITIES AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING A PORTION OF MASSACHUSETTS AVENUE LOCATED WEST OF THE GAGE CANAL.

15323

VAC-17-845

8 WHEREAS on August 6, 1985, the City Council of the City
9 of Riverside adopted Resolution No. 15826 declaring its
10 intention to order the vacation of a portion of Massachusetts
11 Avenue approximately 114 feet long by 33 feet wide, located west
12 of the Gage Canal, and fixing the time and place of hearing all
13 persons interested in the proposed vacation, pursuant to the
14 provisions of the Public Streets, Highways, and Service
15 Easements Vacation Law, being Sections 8300 et seq. of Part 3,
16 Division 9 of the Streets and Highways Code of the State of
17 California; and

18 WHEREAS said proposed vacation was submitted to and
19 acted upon by the Planning Commission of the City of Riverside
20 and notice of hearing said resolution was given as provided by
21 said Public Streets, Highways, and Service Easements Vacation
22 Law; and

23 WHEREAS on the day fixed for the hearing the City
24 Council heard and found and hereby finds from all of the
25 evidence submitted that the portion of Massachusetts Avenue
26 ordered vacated is unnecessary for present or prospective public
27 use;

CITY ATTORNEY
RIVERSIDE
CALIFORNIA

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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside, California, that the portion of Massachusetts Avenue in the City of Riverside, County of Riverside, State of California, described in the document attached hereto, marked Exhibit A, and by this reference made a part hereof, be and the same is hereby vacated.

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 for water line facilities, 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, as may be applicable, for the transportation or distribution of water; including access and the right to keep the property free from inflammable materials and wood growth that would interfere with the use of said permanent easements and 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 dated July 2, 1985, 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
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attested by the City Clerk this 10th day of September, 1985.

Attest:

Al Brown
Mayor of the City of Riverside

Alice A. Hare
City Clerk of the City of Riverside

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 10th day of September, 1985, by the following vote, to wit:

Ayes: Councilmembers Loveridge, Shepard, Mansfield,
Bowers and Renck.

Noes: None.

Absent: Councilmembers Digati and Peterson.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 10th day of September, 1985.

Alice A. Hare
City Clerk of the City of Riverside

JW/0086R/h

258323

REVISED LEGAL DESCRIPTION
OF VAC-17-845
MASSACHUSETTS AVENUE

That portion of Massachusetts Avenue as shown by map showing the lands of the "East Riverside Company" recorded in Book 6, Page 44 of Maps, records of San Bernardino County, California, lying westerly and below the right of way of the Gage Canal, described as follows:

BEGINNING at the intersection of the centerline of Massachusetts Avenue, 66 feet in width, with the westerly right of way line of the Gage Canal, 50 feet in width;

THENCE North $89^{\circ} 59' 55''$ West, along the centerline of Massachusetts Avenue, a distance of 113.79 feet to a point of cusp with a curve concave to the northwest, having a radius of 74.00 feet and to which a radial line bears South $63^{\circ} 30' 53''$ East;

THENCE southwesterly along said curve through a central angle of $36^{\circ} 37' 41''$, an arc length of 47.31 feet to a point on the south right of way line of Massachusetts Avenue;

THENCE on a non-tangent line South $89^{\circ} 59' 55''$ East, along said south right of way line, a distance of 140.36 feet to a point on the westerly right of way line of the Gage Canal, said point being the beginning of a non-tangent curve, concave to the northwest, having a radius of 910.00 feet and to which a radial line bears South $78^{\circ} 17' 54''$ East;

THENCE northerly along said curve through a central angle of $2^{\circ} 06' 50''$, an arc length of 33.57 feet to the point of beginning.

RESERVING therefrom a permanent easement and right-of-way for waterline facilities within the northerly 20 feet thereof.

DESCRIPTION APPROVAL
George Hutchinson, 1/25/77 *WF*

EXHIBIT A

258323

NEWKIRK DR.

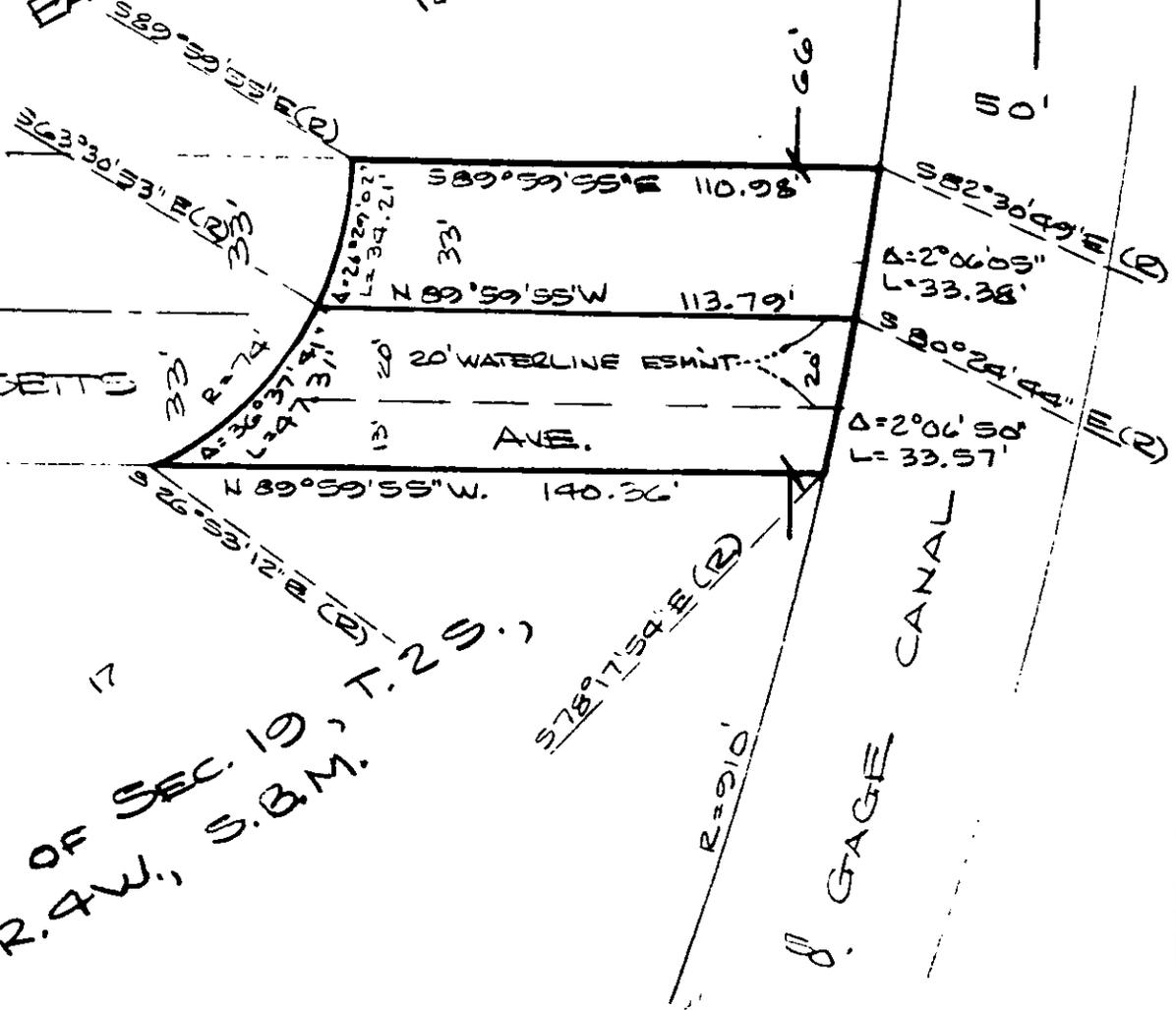
EAST RIVERSIDE LAND CO.
MB 6/99
S.B. CO.



MASSACHUSETTS

RUSTIN AVE.

SUB. OF SEC. 19, T. 2 S.,
R. 4 W., S.B.M.



REV = 7-29-85 WF

• 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

12/18-1

SCALE: 1" = 90'

DRAWN BY WF DATE 7/17/85

SUBJECT VAC-17-845