



RESOLUTION NO. _____
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION OF VACATION

Abandonment of Easement #07-0010

R/S 29/134, formerly Oak Tree Village - Unit No. 3, Lots 111 and 112

Assessor's Parcel Numbers 125-613-05 and 125-613-06

Alucinor Development Co. , LLC, William A. Myers and Barbara E. Myers

WHEREAS, the El Dorado County Board of Supervisors exercises the authority established by Section 8333 of the Streets and Highways Code, which authorizes the Board of Supervisors to summarily vacate public service easements by Resolution adopted in accordance with Section 8335 of the Streets and Highways code; and

WHEREAS, public utilities easements, as shown on the Oak Tree Village - Unit No. 3 final map, were irrevocably offered in perpetuity to the County of El Dorado in June of 1988 and accepted by the Board of Supervisors in October of 1988; and

WHEREAS, Boundary Line Adjustment #06-0071 and the subsequent Record of Survey Map 29/134 that recorded in the County of El Dorado Recorder's Office on January 6, 2007, relocated the common side lot line between Lot 111 and Lot 112 of Oak Tree Village - Unit No. 3; and

WHEREAS, the Department of Transportation has received an application from Alucinor Development Co., LLC, owner of Lot 111, and William A. Myers and Barbara E. Myers, owners of Lot 112, requesting that the County of El Dorado vacate public utilities easements located on the rear boundary lines, and portions of the public utilities easements located on the side and common boundary lines of Lots 111 and 112; and

WHEREAS, A T & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used said easements for the purpose for which they were dedicated or acquired; and find that no present or future need exists for said easements and do not object to their vacation; and

WHEREAS, all other existing easements will remain; and

WHEREAS, the Department of Transportation has determined that said easements herein described in Exhibit "A" and Exhibit "B", and depicted in Exhibit "C", and made a part hereof, have not been used for the purpose for which they were dedicated preceding the proposed vacation, and has no objection.

NOW, THEREFORE BE IT RESOLVED, that from and after the date this Resolution is recorded, said public utilities easements described in Exhibit "A" and Exhibit "B", and depicted in Exhibit "C" are vacated and no longer constitute public utilities easements. In addition, a Certificate of Correction is hereby authorized to be signed and may be recorded by the County Surveyor.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2007, by the following vote of said Board:

ATTEST
Cindy Keck
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By

Deputy Clerk

Helen K. Baumann, Chairman of the Board
Board of Supervisors

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE _____

ATTEST: Cindy Keck, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By _____
Deputy Clerk