

**RESOLUTION NO. \_\_\_\_\_**

**OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO  
RESOLUTION OF VACATION**

**Abandonment of Easement #09-0004**

**The Summit Unit No. 2, Lots 164 & 165**

**Assessor's Parcel Numbers 110-313-01 and 110-313-02**

**Michael L. Whitcomb and Linda Kate Pennington-Whitcomb, Trustees of the Whitcomb Family Trust**

**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 utility easements, as shown on the The Summit Unit No. 2 final map, were irrevocably offered in perpetuity to the County of El Dorado in April of 1990, and the Board of Supervisors accepted said offer in June of 1990; and

**WHEREAS**, the Department of Transportation has received an application from Michael L. Whitcomb and Linda Kate Pennington-Whitcomb, Trustees of the Whitcomb Family Trust, requesting that the County of El Dorado vacate two ten-foot wide public utilities easements located along the common boundary line of Lots 164 & 165; 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 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 depicted in Exhibit B, 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 depicted in Exhibit B 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 \_\_\_\_\_, 2009, by the following vote of said Board:

**ATTEST**  
SUZANNE ALLEN DE SANCHEZ  
Clerk of the Board of Supervisors

**Ayes:**  
**Noes:**  
**Absent:**

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Ron Briggs, Chairman  
Board of Supervisors

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

**DATE** \_\_\_\_\_

**ATTEST:** SUZANNE ALLEN DE SANCHEZ, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By \_\_\_\_\_  
Deputy Clerk

**EXHIBIT "A"**

**LEGAL DESCRIPTION  
OF PORTIONS OF PUBLIC UTILITY EASEMENTS  
TO BE ABANDONED  
LOTS 164 AND 165  
THE SUMMIT UNIT NO. 2, H-SUB-26**

Those certain side Public Utility Easements, being a portion of Lots 164 and 165 as laid out and shown on the subdivision map entitled "The Summit Unit No. 2" filed in Book "H" of Subdivision Maps, at Page 26 of the El Dorado County Records; lying in section 15, Township 10 North, Range 8 East, Mount Diablo Meridian, County of El Dorado, State of California, and being more particularly described as follows:

The southerly 10.00 feet of said lot 164 as measured at right angles in a northerly direction from the southern (side) boundary line thereof; less the easterly 10.00 feet as measured in right angles in a westerly direction from the eastern (Rear) boundary line, and less the southwesterly 20.00 feet as measured radially in a northeasterly direction from the eastern Right of Way line of Columbia Circle as laid out and shown on the above mentioned subdivision map entitled "The Summit Unit No. 2".

Together with the northerly 10.00 feet of said lot 165 as measured at right angles in a southerly direction from the northern (Side) boundary line thereof; less the southwesterly 20.00 feet as measured at right angles in a northeasterly direction from said eastern Right of Way line of Columbia Circle and less the northeasterly 10.00 feet as measured at right angles in a southwesterly direction from the northeastern (Rear) boundary of said lot 165 excepting from said northeasterly 10.00 foot exclusion and including in this abandonment any portion lying further than 10.00 feet as measured in right angles in a westerly direction from the southerly extended eastern (Rear) boundary line of said lot 164. See attached exhibit map.

All said portions of said side easements described above, to be abandoned, are as described in the owner's statement laid out and shown on said above mentioned subdivision map entitled "The Summit Unit No. 2"

  
2-26-09  
ALAN R. DIVERS, L-6013  
MY LICENSE EXPIRES 3-31-2009



PUE = PUBLIC UTILITY EASEMENT

N61°37'21"E  
28.25'  
R=20.00'

LAKECREST DRIVE

N81°22'52"W  
87.89'

N11°57'13"W  
128.41'

R=225.00'

COLUMBIA CIRCLE

N28°32'00"W

N86°19'08"E  
92.00'

140.00'

S61°28'00"W

N03°56'00"W

125.00'

S68°04'45"E  
74.32'

S27°29'30"E  
44.03'

130.00'

LOT 184  
THE SUMMIT UNIT NO. 2  
H-SUB-26

LOT 175

LOT 174

LOT 185  
THE SUMMIT UNIT NO. 2  
H-SUB-26

LOT 166

AREA OF P.U.E.  
TO BE ABANDONED

20' PUE

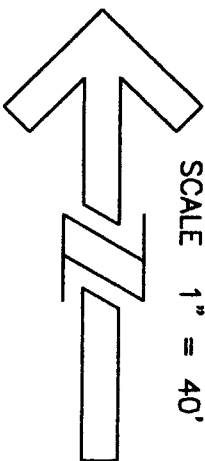
10' PUE

20' PUE

10' PUE

10' PUE

10' PUE

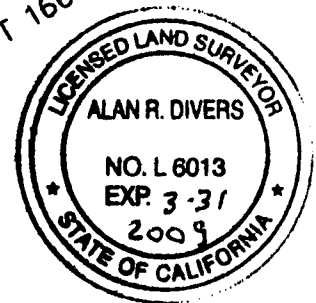


SCALE 1" = 40'

THIS MAP WAS PREPARED UNDER  
MY DIRECTION

*Alan R. Divers* 2-26-09

ALAN R. DIVERS, L-6013  
LICENSE EXPIRES 3-31-2009



DATE: 12-28-06

SCALE: 1"=40'

JOB NUMBER: 09-05

DWG NAME: EASEMENT



**Alan R. Divers**  
Professional Land Surveyor  
3363 PARDI WAY, PLACERVILLE  
CA. 95667 - (530) 642-1755

**EXHIBIT 'B'**  
**EASEMENT**  
**ABANDONMENT**