

El Dorado, County Recorder  
Janelle K. Horne Co Recorder Office

**DOC- 2020-0038584-00**

Acct 30-EL DORADO CO BOARD OF SUPERVISORS

Friday, JUL 31, 2020 09:36:34

Ttl Pd \$0.00 Nbr - 0002115266

RAB / C1 / 1-5

**Recording Requested by:**  
Board of Supervisors

**When Recorded Mail to:**  
Board of Supervisors  
330 Fair Lane  
Placerville, CA 95667

**TITLE**

**RESOLUTION 119-2020  
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO**

Abandonment of Easement No. 20-0004  
Assessor's Parcel Number 125-636-004  
Matthew Bensley and Claudia L. Carbonell-Bensley, husband and wife as joint tenants



RESOLUTION NO. 119-2020

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

Abandonment of Easement No. 20-0004

Assessor's Parcel Number 125-636-004

Matthew Bensley and Claudia L. Carbonell-Bensley, husband and wife as joint tenants

**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**, on November 30, 1987, Oak Tree Village Joint Venture, A California General Partnership, irrevocably offered for dedication public utility easements on Lot 35 as shown on the final map of Oak Tree Village Unit 1, recorded in Book G at Page 84, in the County of El Dorado Recorder's Office; and

**WHEREAS**, the County of El Dorado has received an application from Matthew Bensley and Claudia L. Carbonell-Bensley, husband and wife as joint tenants, the legal owners of Lot 35 in Oak Tree Village Unit 1, requesting that the County of El Dorado vacate a public utility easement of said property, identified as Assessor's Parcel Number 125-636-004; and

**WHEREAS**, AT&T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used the subject easement for the purpose for which it was dedicated and find no present or future need exists for the subject easement and do not object to its vacation, and to that end, have all issued letters to that effect; and

**WHEREAS**, the Surveyor's Office has determined that the subject easement, herein described in Exhibit A and depicted on Exhibit B, and made a part thereof, have not been used for the purpose for which it was dedicated and has no objection; and

**WHEREAS**, all other existing easements shall remain.

**NOW, THEREFORE, BE IT RESOLVED**, that from and after the date this Resolution is recorded, the subject easement, described in Exhibit A and depicted on Exhibit B, is terminated and abandoned and no longer constitute an offer for easement. In addition, a Certificate of Correction, Modification or Amendment is hereby authorized to be signed and recorded.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 28th day of July, 2020, by the following vote of said Board:

Ayes: Hidahl, Frentzen, Veerkamp, Parlin, Novasel

Noes: None

Absent: None

Attest:

Kim Dawson

Clerk of the Board of Supervisors

By:

Kim Dawson  
Deputy Clerk

Brian Veerkamp

Brian Veerkamp  
Chair, Board of Supervisors

# EXHIBIT A

## LEGAL DESCRIPTION

### ALL THAT PORTION OF A PUBLIC UTILITY EASEMENT OVER A PORTION OF LOT 35 OF OAK TREE VILLAGE, UNIT NUMBER 1, SUBDIVISION (G-84) TO BE ABANDONED

All that certain real property situate in the County of El Dorado, State of California described as follows:

A portion of the East one-half of Section 22, Township 10 North, Range 8 East, M.D.M., described as follows:

Being a portion of Lot 35, a 10 foot public utility easement shown on that certain subdivision map entitled "OAK TREE VILLAGE UNIT NO. 1 A PORTION OF THE EAST ½ OF SECTION 22, T.10N., R.8E. M.D.M" recorded on December 28, 1987 in Book G at Page 84 of Subdivision Maps (G-84) in the Office of the El Dorado County Recorder, more particularly described as follows:

The Southerly 10' (ten feet) of the aforementioned Lot 35.

See Exhibit "B" attached hereto and made part of this document for a schematic diagram delineating the easement to be abandoned.

The basis of bearings for this legal description is identical to that of the abovementioned Subdivision Map (G-84). All distances are horizontal ground distances.

The purpose of this legal description is to vacate the 10 foot public utility easement located in the Southerly 10 feet of Lot 35 of abovementioned OAK TREE VILLAGE UNIT Number 1 Subdivision (G-84) affecting El Dorado County Assessor's Parcel Number 125-636-004-000.

## END OF DESCRIPTION



Peter S. Brewster, PLS 6490

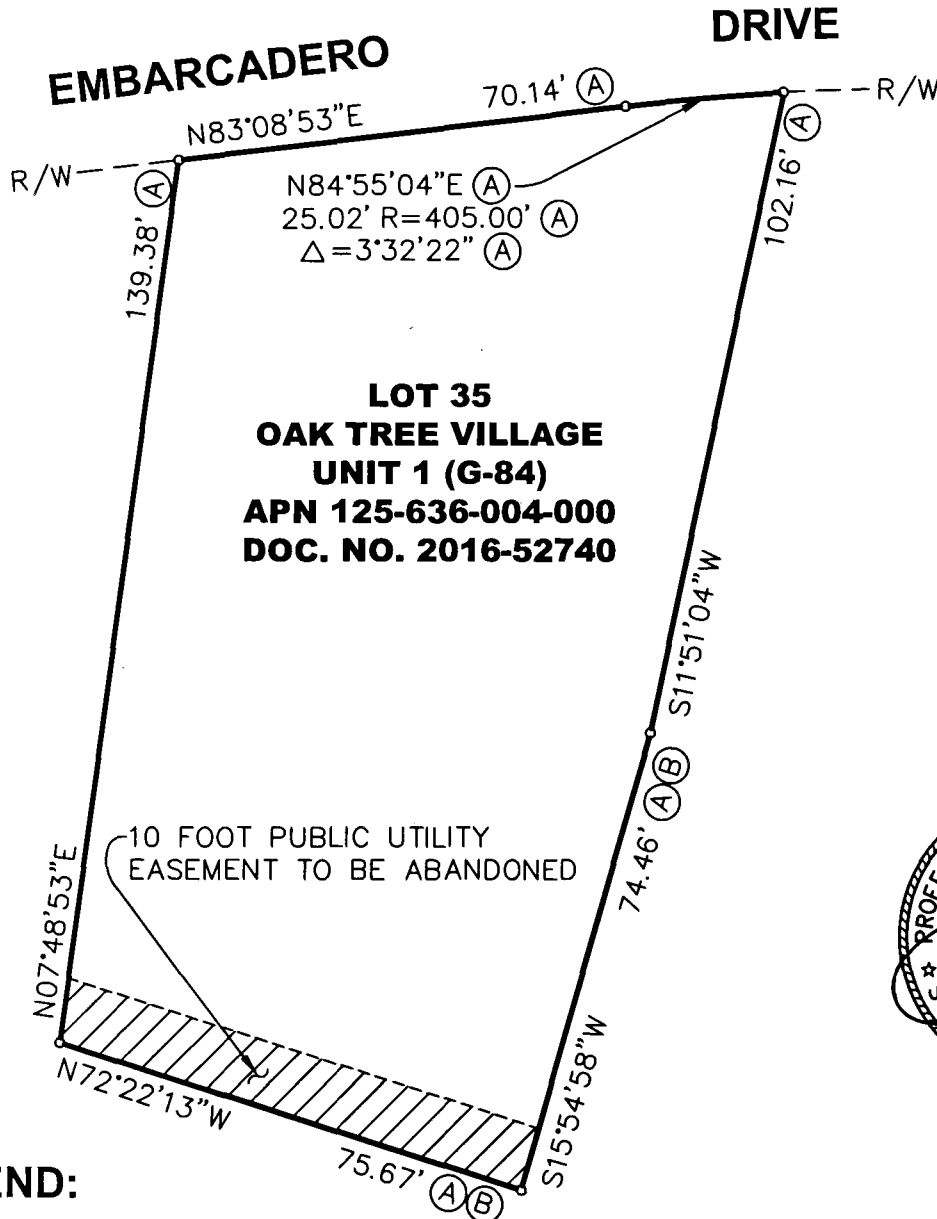
July 8, 2019

Date

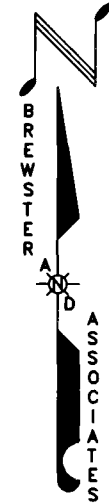


# EXHIBIT "B"

**A PORTION OF THE EAST ONE-HALF OF  
SECTION 22, T.10N., R.8E., M.D.M.  
BEING LOT 35, OAK TREE VILLAGE UNIT 1 (G-84)  
COUNTY OF EL DORADO, STATE OF CALIFORNIA  
ASSESSOR'S PARCEL NUMBER 125-636-004-000**



**LOT 35  
OAK TREE VILLAGE  
UNIT 1 (G-84)  
APN 125-636-004-000  
DOC. NO. 2016-52740**

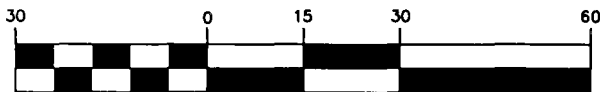


JULY 8, 2020

## LEGEND:

- ( ) (A) RECORD DATA PER OAK TREE VILLAGE UNIT 1 SUBDIVISION, BOOK G, PAGE 84
- ( ) (B) RECORD DATA PER OAK TREE VILLAGE UNIT 2 SUBDIVISION, BOOK G, PAGE 85
- R/W RIGHT-OF-WAY
- o COMPUTED POINT

## GRAPHIC SCALE



1 INCH = 30 FEET



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SHEET 2 OF 2 SHEETS