



RESOLUTION NO.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

Abandonment of Easement No. 2012-012
Assessor's Parcel Number 110-604-06
Kevin M. Nagle

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 April 13, 1990, SOUTHPOINTE / EL DORADO DEVELOPMENT COMPANY, A CALIFORNIA CORPORATION, irrevocably offered for dedication a public utility easement on Lot 33 as shown on the final map of, "SOUTHPOINTE", in Book H at Page 14 of Subdivision Maps in the County of El Dorado, Recorder's Office; and

WHEREAS, on May 29, 1990 the County of El Dorado, Board of Supervisors accepted said offer; and

WHEREAS, the County of El Dorado has received an application from Kevin M. Nagle, the current owner of Lot 33 in "Southpointe" Subdivision, requesting that the County of El Dorado vacate the public utility easement only, of said property, identified as Assessor's Parcel Numbers 110-604-06; and

WHEREAS, AT & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used said easement for the purpose for which it was dedicated and finds no present or future need exists for that easement and does not object to its vacation, and to that end, has provided approval letters to the County Surveyor's Office; and

WHEREAS, the County Surveyor's Office has determined that the PUE herein described in Exhibit A and depicted on Exhibit B and made a part hereof has not been used for the purpose for which it was dedicated preceding the proposed vacation, and has no objection; and

WHEREAS, all other existing easements, including the setback and slope easements, shall remain.

NOW, THEREFORE, BE IT RESOLVED, that from and after the date this Resolution is recorded, said offer for the public utility easement, described in Exhibit A and depicted on Exhibit B, is terminated and abandoned and no longer constitutes an offer for easements for public utilities purposes. In addition, a Certificate of Correction is hereby authorized and directed to be signed and will 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 the ____ day of _____, 20__, by the following vote of said Board:

Attest:
James S. Mitrisin
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By: _____
Deputy Clerk

Chairman, Board of Supervisors

EXHIBIT 'A'

All that certain real property located in the County of El Dorado, State of California, being a portion of Section 10, Township 10 North, Range 8 East, M.D.B.&M., more particularly described as follows:

A strip of land 20 feet in width traversing the North portion of Lot 33 of Southpointe Subdivision, the plat of which is filed in the office of the El Dorado County Recorder, in Book H of maps at Page 14 described as follows:

BEGINNING at the East corner of said Lot 33 marked by a $\frac{3}{4}$ ' capped iron pipe (c.i.p.) stamped "RCE 20462 1989". Thence from said POINT OF BEGINNING South $51^{\circ} 01' 45''$ West along the Southeast boundary of said Lot 5.36 feet; thence leaving said Southeast boundary North $64^{\circ} 51' 38''$ West, 103.31 feet; thence along a curve to the right of radius 202.50 feet and arc length of 88.25 feet to a point in the Northwest boundary of said Lot 33; thence North $51^{\circ} 01' 45''$ East along the Northwest boundary of said Lot 20.00 feet; thence leaving said boundary along a curve to the left coincident with the Southerly line of Clearview Drive of radius 182.50 feet and arc length of 79.21 feet; thence South $64^{\circ} 51' 38''$ East, 70.54 feet to a point in the Northeast boundary of said Lot; thence leaving said Clearview Drive South $41^{\circ} 29' 08''$ East along said Northeast boundary 38.26 feet to the point of beginning and containing 0.081 acre. End of description.

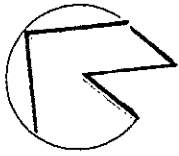
See attached Exhibit "B".

This legal description was prepared by Robert L. Olson, RCE 21984 for Kevin M. Nagle, trustee of the K.M. Nagle Trust of 3/28/01, and is for the purpose of abandoning the public utilities easement that was created over the herein described strip of land with the filing of said subdivision plat.

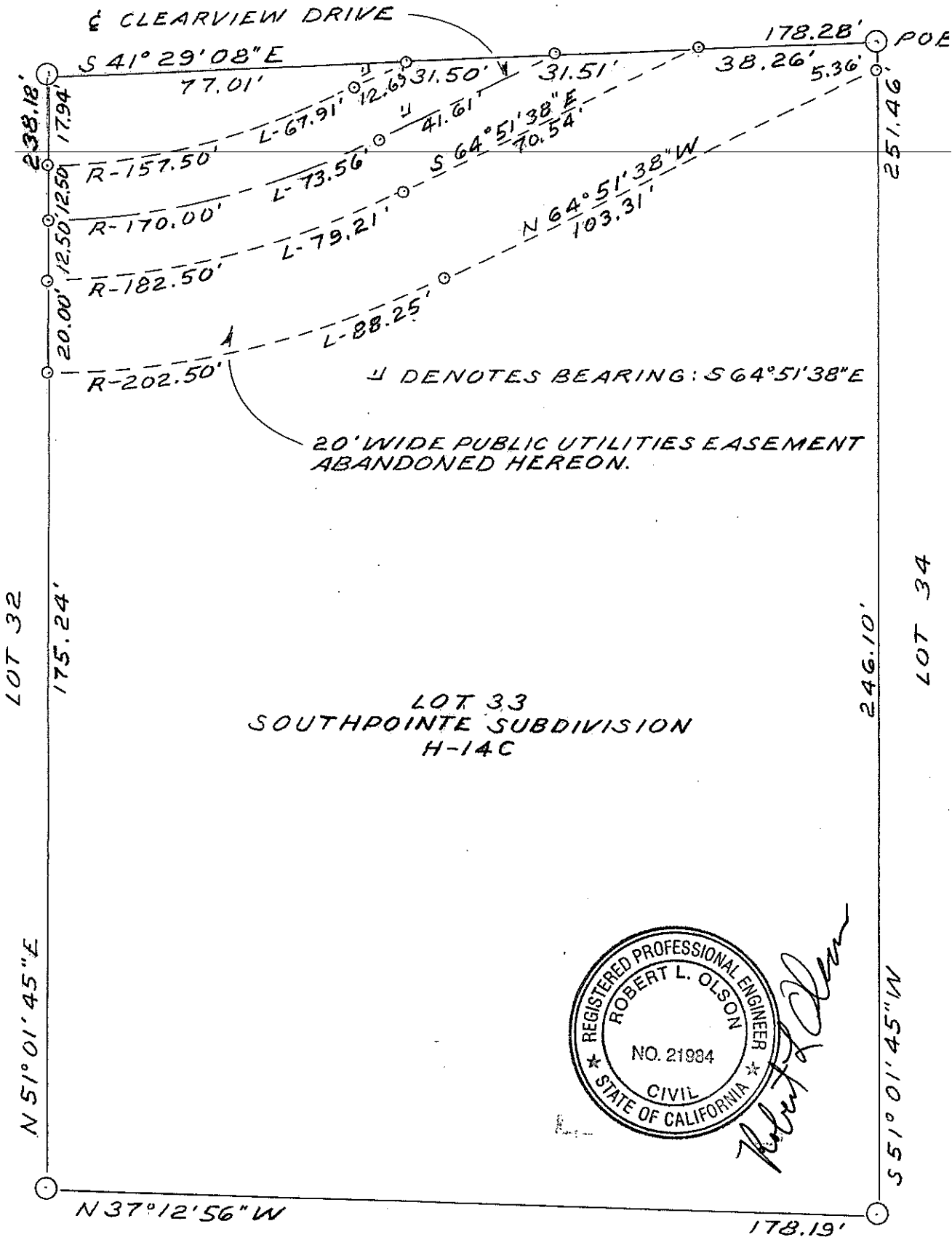


Robert L. Olson

EXHIBIT 'B'



1" = 30'



LEGEND
 ○ - COMPUTATION POINT, NOTHING FOUND OR SET.
 ○ - 3/4" C.I.P. STAMPED "RCE 20462 1989".



Robert L. Olson