



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

**RESOLUTION OF VACATION
Abandonment of Easement #07-0024
Village H El Dorado Hills Unit 5, Lot 179
Assessor's Parcel Number 123-141-11
Cheryl Gomez**

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 and drainage easements, as shown on the Village H El Dorado Hills Unit 5 final map, were irrevocably offered in perpetuity to the County of El Dorado in September of 1998; and

WHEREAS, the Board of Supervisors accepted said offer for public utilities easements, and acknowledged, but rejected said offer for drainage easements, in October of 1998; and

WHEREAS, said offer for drainage easements is irrevocable and shall remain open in perpetuity despite rejection of such offer by the County of El Dorado Board of Supervisors; and

WHEREAS, the Department of Transportation has received an application from Cheryl Gomez, requesting that the County of El Dorado vacate a public utilities easement and to terminate and abandon the rejected offer for a portion of a drainage easement, located on the southerly boundary line of the property identified as Assessor's Parcel Number 123-141-11; and

WHEREAS, A T & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used said easement for the purpose for which it was dedicated or acquired; and find that no present or future need exists for said easement and do not object to its 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 easement described in Exhibit A and depicted in Exhibit B, is vacated and no longer constitutes a public utilities easement.

FURTHER BE IT RESOLVED, that from and after the date this Resolution is recorded, said rejected offer for a portion of the drainage easement described in Exhibit A and depicted in Exhibit B is terminated and abandoned and no longer constitutes an offer for drainage easement. 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 _____, 2008, by the following vote of said Board:

ATTEST
Cindy Keck
Clerk of the Board of Supervisors
By _____

Ayes:
Noes:
Absent:

Deputy Clerk

Rusty Dupray, Chairman
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