



**RESOLUTION NO. \_\_\_\_\_**  
**OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO**  
**RESOLUTION OF VACATION**

**Abandonment of Easement #09-0001**

**PM #48/118, Parcel A; PM# 47/137, Parcel 1; PM#49/6, Parcel 9**

**Assessor's Parcel Numbers 117-210-23, 117-210-39 and 117-400-09**

**EDH Commerce III, LLC, a Nevada Limited Liability Company; Ribeiro California II, LLC, a Nevada Limited Liability Company; Ribeiro-Sunglow, LLC, a Nevada Limited Liability Company, and Ribeiro California II, LLC, a Nevada Limited Liability Company**

**WHEREAS**, the El Dorado County Board of Supervisors exercises the authority established by Section 8333 of the Streets and Highways Code, which empowers 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 described in Document No. 18423, recorded by Offer of Dedication to Public Service Use of Road Easements on May 2, 1984, in Book 2287 at Page 609 in the office of the El Dorado County Recorder, were offered to the County of El Dorado by El Dorado Hills Business Park Joint Venture; and

**WHEREAS**, said offer was not presented to the Board of Supervisors for acceptance or acknowledgment, however, said offer was recorded and remains in effect; and

**WHEREAS**, the Department of Transportation has received an application from EDH Commerce III, LLC, a Nevada Limited Liability Company; Ribeiro California II, LLC, a Nevada Limited Liability Company; Ribeiro-Sunglow, LLC, a Nevada Limited Liability Company, and Ribeiro California II, LLC, a Nevada Limited Liability Company, requesting that the County of El Dorado vacate one ten-foot wide public utilities easement, located along the rear boundary line of the property previously identified as Parcel 38, as shown and so designated on that certain Parcel Map filed for record in the Office of the El Dorado County Recorder, on May 2, 1984, in Book 32 of Parcel Maps, at Page 129; and

**WHEREAS**, Parcel 38 has been re-configured by the design of recent parcel maps and boundary line adjustments that have been filed, and said easement is an unnecessary encumbrance; and

**WHEREAS**, A T & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used said public utilities easement for the purpose for which it was dedicated or acquired and find 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

Abandonment of Easement #09-0001; PM #48/118, Parcel A; PM# 47/137, Parcel 1; PM#49/6, Parcel 9; EDH Commerce III, LLC, a Nevada Limited Liability Company; Ribeiro California II, LLC, a Nevada Limited Liability Company; Ribeiro-Sunglow, LLC, a Nevada Limited Liability Company, and Ribeiro California II, LLC, a Nevada Limited Liability Company

**WHEREAS**, the Department of Transportation has determined that said easement herein described in Exhibit A and depicted in Exhibit B has not been used for the purpose for which it was 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 and by reference is made a part hereof, is vacated and no longer constitutes a public utilities 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 \_\_\_\_\_, 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

\_\_\_\_\_  
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