



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

**RESOLUTION OF VACATION
Abandonment of Easement #07-0011
R/S 29/32 Tract 2
Assessor's Parcel Number 036-544-14
John A. Rice and Kathleen M. Rice**

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 River Park Estates Unit No. 2 final map, were irrevocably offered in perpetuity to the County of El Dorado in July of 1962 and accepted by the Board of Supervisors in August of 1962; and

WHEREAS Boundary Line Adjustment #05-0052 between Lot 119, 118 and 117 of River Park Estates Unit No. 2, relocated the side lot line between Lots 119 and 117, thereby omitting Lot 118; and

WHEREAS, the subsequent Record of Survey Map #29/32 that recorded in the County of El Dorado Recorder's Office in May of 2006, changed Lot 119 to Tract 1 and Lot 117 to Tract 2; and

WHEREAS, the Department of Transportation has received an application from John A. Rice and Kathleen M. Rice, owners of Tract 2, requesting that the County of El Dorado Board of Supervisors vacate the remaining public utility easement located centrally across Tract 2; 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 easement herein described in Exhibit "A" and depicted in 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.

NOW, THEREFORE BE IT RESOLVED, that from and after the date this Resolution is recorded, said public utility easements described in Exhibit "A" and depicted in Exhibit "B" are vacated and no longer constitute 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 _____, 2007, by the following vote of said Board:

ATTEST
Cindy Keck
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By

Deputy Clerk

Helen K. Baumann, Chairman of the Board
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