

07/28/2011, 20110035264

RECORDING REQUESTED BY:

Board of Supervisors

WHEN RECORDED MAIL TO:

**Board of Supervisors
330 Fair Lane
Placerville, CA 95667**

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SPACE ABOVE THIS LINE RESERVED FOR
RECORDER'S USE

TITLE (S)

RESOLUTION 132-2011
RESOLUTION OF VACATION
Abandonment of Easement No. 2011-02
Assessor's Parcel Number 110-173-10
Michael C. Malaney and Sandra L. Malaney, Co-Trustees of
The Malaney Family Revocable Trust of 2000, Date May 9, 2000



RESOLUTION NO. 132-2011
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION OF VACATION
Abandonment of Easement No. 2011-02
Assessor's Parcel Number 110-173-10
Michael C. Malaney and Sandra L. Malaney, Co-Trustees of
The Malaney Family Revocable Trust of 2000, Dated May 9, 2000

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 February 5, 1988, Southfork Partnership, a General Partnership, irrevocably offered for dedication 10-foot wide public utilities easements located on the side and rear lot lines of each lot shown on the final map of the Summit – Unit No. 1 subdivision, recorded in Book G at Page 91 of Subdivision Maps in the County of El Dorado Recorder's office; and

WHEREAS, on March 1, 1988, the County of El Dorado Board of Supervisors rejected said offer; and

WHEREAS, said offer is irrevocable and runs with the land, despite rejection; and

WHEREAS, the Department of Transportation has received an application from Michael C. Malaney and Sandra L. Malaney, Co-Trustees of The Malaney Family Revocable Trust of 2000, Dated May 9, 2000, the legal owners of Lot 84 in the Summit - Unit No. 1 subdivision, requesting that the County of El Dorado vacate the subject easements located along the side and rear lot lines of said property, identified as Assessor's Parcel Number 110-173-10, 3130 Hopkins Place, El Dorado Hills; and

WHEREAS, A T & T, Comcast, El Dorado Irrigation District, and Pacific Gas & Electric have not used said easements for the purpose for which they were dedicated or acquired; and

WHEREAS, the above noted utility companies find no present or future need exists for said easements, do not object to their vacation, and have provided approval letters to the Department of Transportation, with the provision that an existing 20-foot wide public utilities easement located on the front lot line remains for existing underground facilities; and

WHEREAS, the Department of Transportation has determined that said easements herein described in Exhibit A and depicted on Exhibit B and made a part hereof have not been used for the purposes for which they were dedicated preceding the proposed vacation, 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, said offer for said easements, 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 to be signed and may be recorded by the County Surveyor.

Resolution No. 132-2011

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 26 day of July, 2011, by the following vote of said Board:

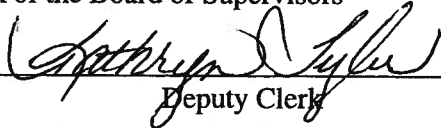
Attest:

Suzanne Allen de Sanchez
Clerk of the Board of Supervisors

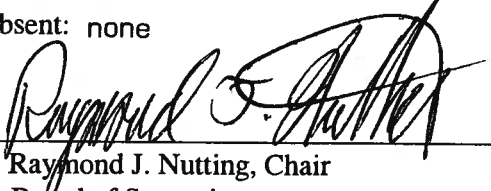
Ayes: Sweeney, Knight, Nutting, Briggs, Santiago

Noes: none

Absent: none

By: 

Deputy Clerk


Raymond J. Nutting, Chair
Board of Supervisors

I CERTIFY THAT:

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

Attest: Suzanne Allen de Sanchez, Clerk of the Board of Supervisors of the County of El Dorado, State of California.

By: _____
Deputy Clerk

Date: _____

EXHIBIT "A"

**LEGAL DESCRIPTION
OF PORTIONS OF PUBLIC UTILITY EASEMENTS
TO BE ABANDONED
LOT 84
THE SUMMIT – UNIT NO. 1, G-MAPS-91**

Those certain side and rear Public Utility Easements, being a portion of Lot 84 as laid out and shown on the subdivision map entitled "The Summit – Unit No. 1" filed in Book "G" of Subdivision Maps, at Page 91 of the El Dorado County Records; lying in a portion of sections 15 & 16, Township 10 North, Range 8 East, Mount Diablo Meridian, County of El Dorado, State of California, and being more particularly described as follows:

The southerly 10.00 feet, as measured at right angles in a northerly direction from the southern (Side) boundary, less the easterly 20.00 feet as measured at right angles in a northwesterly direction from the western Right of Way line of Hopkins Place.

Together with the northerly 10.00 feet, as measured at right angles in a southerly direction from the northern (Side) boundary line, less the easterly 20.00 feet as measured at right angles in a westerly direction from the western Right of Way line of Hopkins Place.

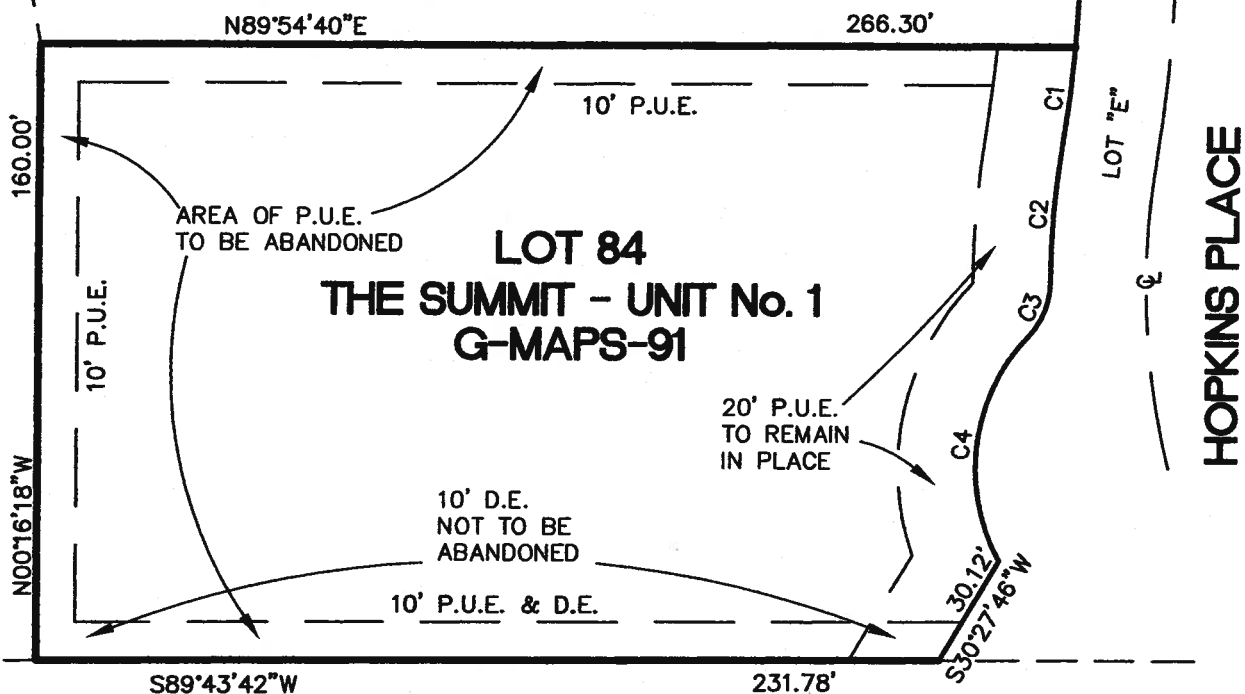
Together with the westerly 10.00 feet, as measured at right angles in an easterly direction from the western (Rear) boundary line.

All said portions of said side easements described above, to be abandoned, are as described in the owner's statement laid out and shown on said above mentioned subdivision map entitled "The Summit – Unit No. 1".

 5-18-11
ALAN R. DIVERS, L-6013



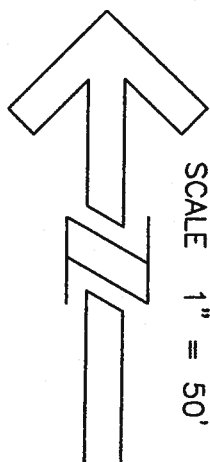
THERE IS A 5' EASEMENT BEYOND THE TOP OR BOTTOM OF ALL SLOPES FOR ROAD MAINTENANCE.



CURVE TABLE			
CURVE	RADIUS	CHORD BRG	CHORD
C1	325.00	S06°52'51\"W	25.00
C2	225.00	S04°27'16\"W	36.33
C3	20.00	S21°31'11\"W	14.79
C4	50.00	S07°03'30\"W	59.00

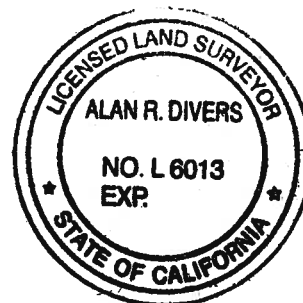
D.E. = DRAINAGE EASEMENT

P.U.E. = PUBLIC UTILITY EASEMENT



THIS MAP WAS PREPARED UNDER
MY DIRECTION

Alan R. Divers 5-18-11
ALAN R. DIVERS, L-6013



DATE: 06-30-08

SCALE: 1"=50'

JOB NUMBER: 08-35

DWG NAME: EASEMENT



Alan R. Divers
Professional Land Surveyor
3363 PARDI WAY, PLACERVILLE
CA. 95667 - (530) 642-1755

EXHIBIT 'B'
EASEMENT
ABANDONMENT