



CITY OF SACRAMENTO

16

August 11th, 1981

REAL ESTATE AND STREET ASSESSMENTS DIVISION
915 I STREET
CITY HALL ROOM 207

SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5626

CITY MANAGER'S OFFICE
RECEIVED
AUG 5 1981

IRVIN E. MORAES
REAL ESTATE SUPERVISOR

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Hearing on Abandonment of Drainage Easements in Fowler Estates.

BACKGROUND INFORMATION

On July 21st, 1981, the City Council adopted its Resolution of Intention to abandon Drainage Easements in Fowler Estates.

Attached is the Engineer's Report in the matter of said abandonment.

The City Clerk advises that no protests have been received.

RECOMMENDATION

It is recommended that the Hearing be closed and the Resolution Vacating the Drainage Easements be adopted.

Respectfully submitted,

R. H. Parker
City Engineer

Recommendation Approved

Walter J. Slipe
City Manager

August 11th, 1981
DISTRICT NO. 6

RHP:CGP:yg
Attachment
File No. 5203

APPROVED
BY THE CITY COUNCIL

AUG 11 1981

OFFICE OF THE
CITY CLERK

R. LAKE HOUSE ACRES & AMD. PLAT OF LAKE HOUSE ACRES

040-031

MORRISON CREEK

STOCKTON

To Be Abandon

031

Bk. 39

FOWLER

AVE

RIZA AVE

BLVD.

032



** Also known as Brooke Realty Co. Sub. 125

* Also known as Brooke Realty Sub. 113

NOTE-Assessor's Block Numbers Shown in Ellipses.

Assessor's Parcel Number - City of...

Limits

RESOLUTION NO. 81-605

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AUGUST 11TH, 1981

ABANDONMENT PROCEEDING NO. 5203

VACATING PUBLIC EASEMENT PURSUANT TO SECTIONS
50430 TO 50445, INCLUSIVE, OF THE GOVERNMENT
CODE OF THE STATE OF CALIFORNIA

WHEREAS, a petition has been filed with the City Council of the City of Sacramento requesting vacation of the drainage easements lying within Fowler Estates.

WHEREAS, this Council did fix the 11th day of August, 1981, at the hour of 7:30 o'clock P.M. of said day, in the Council Chambers of the City Council of the City of Sacramento in the City Hall on I Street between 9th and 10th Streets of said City, as the time and place for hearing said petition and did give due notice thereof as required pursuant to Sections 50430 to 50445, inclusive, of the Government Code of the State of California; and

WHEREAS, the said City Council has adopted a resolution of intention to vacate the easements hereinafter described pursuant to Resolution of Intention No. 5203, adopted by the City Council on July 21st, 1981.

WHEREAS, said City Council did hear the evidence offered by any and all parties interested in said petition; and

WHEREAS, said vacation is declared after due proceedings had therefor according to law and the finding by the City Council which is hereby made, that said easements are unnecessary for present or prospective use.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
SACRAMENTO:

APPROVED
BY THE CITY COUNCIL

AUG 11 1981

OFFICE OF THE
CITY CLERK

That this Council has heretofore adopted it's Engineer's Report and the same is attached hereto and marked Exhibit "A" and incorporated by reference herein.

That the hereinafter described drainage easements in the City of Sacramento, County of Sacramento, State of California, be, and the same is hereby ordered vacated:

Drainage Easement recorded in Book 79-06-05, Page 1364.
A uniform strip of land 10.00 feet in width, the centerline of said strip being more particularly described as follows:
Beginning at a point which bears S76° 53' 40" E 5.11 feet from the Northwest corner of Parcel 1 as shown on that certain Parcel Map entitled "A Portion of Lots 6 & 7 "Amended Plat of Lake House Acres or Brooke Realty Co.'s Subdivision #125" filed in the office of the Recorder of Sacramento County in Book 46 of Parcel Maps, Map No. 25, thence from said point of beginning S29° 00' 00" E 6.74'; thence S76° 53' 40" E 242.28; thence S01° 10' 41" E 247.83 feet distance to the terminal point of the hereby described centerline.

Drainage Easement recorded in Book 79-07-18, Page 1014
A uniform strip of land 10.00 feet in width, the centerline of said strip being more particularly described as follows:
Beginning at a point which bears S01° 10' 41" E 53.91 feet from the Northeast corner of Parcel 1 as shown on that certain Parcel Map entitled "A Portion of Lots 6 & 7 "Amended Plat of Lake House Acres or Brooke Realty Co.'s Subdivision No. 125" filed in the office of the Recorder of Sacramento County in Book 46 of Parcel Maps, Map No. 25, thence from said point of beginning S88° 49' 19" W 34.00 feet distant of the terminal point of the hereby described centerline.

Drainage Easement recorded in Book 79-07-18, Page 1014
A uniform strip of land 10.00 feet in width, the centerline of said strip being more particularly described as follows:
Beginning at a point which bears S01° 41' E 241.91 feet from the Northeast corner of the hereinabove described Parcel 1, thence from said point of beginning S 88° 49' 19" W 34.00 feet distant to the terminal point of the hereby described centerline.

IT IS FURTHER ORDERED that a copy of this order, attested by the Clerk of this Council, be recorded in the office of the Recorder of

the County of Sacramento.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO.

THIS 11TH DAY OF AUGUST, 1981.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT "A"
August 11th, 1981
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Improvement)
Proceeding No. 5203, Abandonment) ENGINEER'S REPORT
of Drainage Easements in Fowler)
Estates)

A Public Hearing is scheduled for this date pertaining to the proposed abandonment of Drainage Easements in Fowler Estates.

This proposed abandonment has been undertaken due to the following facts.

1. A request from the property owner was presented to Council on July 21st, 1981.
2. That on July 21st, 1981, the City Engineer presented to the Council the Resolution of Intention for the abandonment, for approval. On that date, the Council did approve said Resolution of Intention, which set a Hearing date on the abandonment for this date.
3. That on July 23rd and 24th, 1981, the Resolution of Intention was published in the Daily Recorder.
4. That on _____, Notices were posted along the proposed abandonment.
5. The abandonment would consist of abandoning the Drainage Easements in Fowler Estates.

The purpose of the abandonment is to eliminate the easements which will not be used for the purpose for which it was dedicated.

6. It is my opinion that said abandonment will not affect the aesthetics of the neighborhood.

Executed this 11th day of August, 1981.

A handwritten signature in black ink, appearing to read "R. H. Parker", written over a horizontal line.

R. H. PARKER
CITY ENGINEER