

**NO FEE DOCUMENT**

GOVERNMENT CODE SECTION 6103

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

City of Elk Grove  
Office of the City Clerk  
8380 Laguna Palms Way, Suite 200  
Elk Grove, CA 95758

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SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

**RESOLUTION NO. 2008-237**

**RESOLUTION NO. 2008-237**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
APPROVING THE ABANDONMENT OF A PORTION OF WEST STOCKTON  
BOULEVARD (FORMALLY A FRONTAGE ROAD) ADJACENT TO  
STATE HIGHWAY 99 AND THE LENT RANCH MARKETPLACE**

**WHEREAS**, the State of California relinquished certain “frontage roads” to Sacramento County by that certain document entitled “Relinquishment of State Highway, In the County of Sacramento, Road III-Sac-4-A,B” recorded in Volume 3710 at Page 472, recorded in the County of Sacramento Recorder’s Office at the request of the Commissioner of Highways on February 26, 1959, Official Records of said County and upon incorporation these highways were vested in the City of Elk Grove; and

**WHEREAS**, this portion of said “frontage road” is now known as West Stockton Boulevard; and

**WHEREAS**, the purpose of the relinquishment was to vest title in the “frontage roads” to the County as County roads subject to a provision that the State of California reserved the right to allow the vacation of any portion of the County Roads (frontage roads) only with State of California written permission; and

**WHEREAS**, said State’s written permission having been obtained by a letter dated August 19, 2008; and

**WHEREAS**, upon the approval of the final large lot map for the Elk Grove Promenade as filed for record in Book 372 at Page 27, of Maps, records of Sacramento County, Promenade Parkway is the new alignment to replace West Stockton Boulevard as a connection to Kammerer and Grant Line Roads, and

**WHEREAS**, Promenade Parkway is now constructed and open for public travel.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby finds:

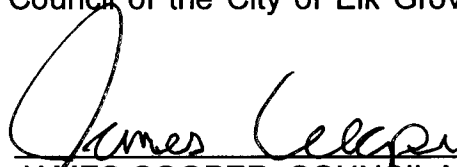
- 1) That abandonment of West Stockton Boulevard as shown in Exhibit “A” attached hereto is a result of realigning an existing road, is consistent with the Lent Ranch Marketplace Special Planning Area approved by the City of Elk Grove on June 27, 2001, and is consistent with the General Plan; and
- 2) That the abandonment is being made under the Streets and Highway Code, Division 9, Part 3, Chapter 4, Summary Vacation, Sections 8330 through 8336 inclusive; and

- 3) That the street being abandoned is a portion of West Stockton Boulevard and is described in Exhibit "A" legal description and shown on Exhibit "B" plat to accompany legal description; and
- 4) That the street being abandoned has been superceded by relocation and is excess right-of-way not needed for street or highway purposes; and
- 5) Pursuant to Sections 8340 and 8341 of The Streets and Highways Code easements are being reserved for storm drains, sanitary sewer and electrical energy distribution purposes and are described as "Easement No.'s 1, 2 and 3 in Exhibit "A" legal description; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED AND ORDERED** that the portion of the West Stockton Boulevard described in Exhibit "A" and shown on Exhibit "B" is **hereby abandoned** and that from and after the date of the recordation of this resolution the street abandoned no longer constitutes a street and that the easements described as Easement No.'s 1, 2, and 3 described in Exhibit "A" are **hereby reserved** from said abandonment for the stated purposes therein; and

**NOW, THEREFORE, BE IT FINALLY RESOLVED** that the City Clerk of the City of Elk Grove shall cause a certified copy of this Resolution of Abandonment and Exhibits "A" and "B" attached hereto attested by the Clerk under seal, to be recorded in the Office of the County Recorder of the County of Sacramento.

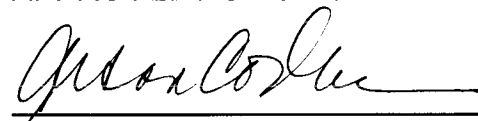
**PASSED AND ADOPTED** by the City Council of the City of Elk Grove on this 22<sup>nd</sup> day of October 2008.

  
\_\_\_\_\_  
JAMES COOPER, COUNCIL MEMBER  
and Temporary Presiding Officer of the  
CITY OF ELK GROVE

ATTEST:

  
\_\_\_\_\_  
SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
SUSAN COCHRAN, CITY ATTORNEY

**Exhibit "A"**  
**Legal Description**  
**Abandonment of a Portion of West Stockton Boulevard**  
**City of Elk Grove, County of Sacramento, State of California**

That portion of that certain "frontage road" being 46 feet wide, 65 feet wide and of varying width in the City of Elk Grove, County of Sacramento, State of California as described in that certain document entitled "Relinquishment of State Highway, In the County of Sacramento, Road III-SAC-4-A,B" recorded in Volume 3710 at Page 472, recorded in the County of Sacramento Recorder's Office at the request of the Commissioner of Highways on February 26, 1959, Official Records of said County described as follows:

Bounded on the southeast by the northwesterly prolongation that certain line having a bearing and distance of North 33°02'59" West 245.24 feet in the northeasterly line of Lot A as shown on "Subdivision No. 00-038.00, Lent Ranch Marketplace" filed in Book 372 at Page 27 of Maps, Records of said County, on the northeast by the northeasterly line of said "frontage road", on the northwest by the north line of the Southeast One-Quarter of Section 12, T.6.N., R.5.E., Mount Diablo Baseline and Meridian as shown on said Subdivision Map and on the southwest by the northeasterly lines of Lots A and G as shown on said Subdivision Map.

**Excepting there from** the rights of ingress and egress from West Stockton Boulevard in and to the adjoining Freeway as reserved by the State of California in said "Relinquishment of State Highway, In the County of Sacramento, Road III- SAC-4-A,B" recorded in Volume 3710 at Page 472.

**Reserving there from, together with the right to grant to the State of California** the rights of ingress and egress to the adjoining Freeway over that certain course as described above being the **northwesterly prolongation** of the northeasterly line of said Lot A having a bearing and distance of North 33°02'59" West 245.24 feet.

**Also reserving there from the following described easements:**

**Easement No. 1:**

**An easement** for the right to construct, maintain, operate, replace, remove and renew **sanitary sewers** and appurtenant structures including the right of ingress and egress in, upon and over that portion of West Stockton Boulevard described as follows:

A 20 foot wide strip of land the northwesterly line of said strip is described as follows:

**Beginning** at the northeasterly terminus of that certain course having a bearing and distance of North 52°04'42" East 222.55 feet on the northwesterly line of that certain 20 foot wide sewer easement as granted to the County Sanitation District No. 1 of Sacramento per document recorded in Book 20080514 at Page 319, Official Records, records of said County; thence along

the northeasterly prolongation of said line North 52°04'42" East to the northeasterly line of said West Stockton Boulevard.

The southeasterly line of said strip shall be prolonged or shortened as to end northeasterly in the northeasterly line of said West Stockton Boulevard and southwesterly in the northeasterly line of said Lot G.

**Easement No. 2:**

**An easement for the transportation and distribution of electrical energy and all uses incident including the right of ingress and egress in, upon and over that portion of West Stockton Boulevard described as follows:**

A 20 foot wide strip of land the southwesterly line of said strip being the northeasterly lines of said Lots A and G.

The northeasterly line of said 20 foot wide strip of land shall be prolonged or shortened as to end northwesterly in the north line of the Southeast One-Quarter of said Section 12 and on the southeast by the northwesterly prolongation of said line having a bearing and distance of North 33°02'59" West 245.24 feet.

**Easement No. 3:**

**An easement for the right to construct, maintain, operate, replace, remove and renew storm drains and appurtenant structures in, upon and over that certain strip of land described as follows:**

A 30 foot wide strip of land lying 15 feet on each side of the following described centerline:

**Commencing at the northerly terminus of that certain course described above as having a bearing and distance of North 33°02'59" West 245.24 feet; thence along the northeasterly line of said Lot A, North 37°55'18" West a distance of 84.31 feet to the **Point of Beginning**; thence leaving said northeasterly line South 87°00'59" East as distance of 8.85 feet to the northwesterly prolongation of the above mentioned line have a bearing and distance of North 33°02'59" West 245.24 feet.**

The sidelines of said strip are to be prolonged or shortened as to end southwesterly in the northeasterly line of said Lot A and northeasterly in the above mentioned line having a bearing and distance of North 33°02'59" West 245.24 feet

Abandoned area contains 161,081 Sq. Ft. / 3.6979 acres, more or less.

**See Exhibit "B"- Plat to Accompany Legal Description-attached hereto and made a part hereof.**

**End of Description**

Basis of Bearings; The bearings shown here-on are based "Subdivision No. 00.038.00, Filed in Book 372 at Page 27, of Maps, Records of Sacramento County, State of California.

This Legal Description was prepared by me or under my direction pursuant to the requirements of the Professional Land Surveyor's Act.

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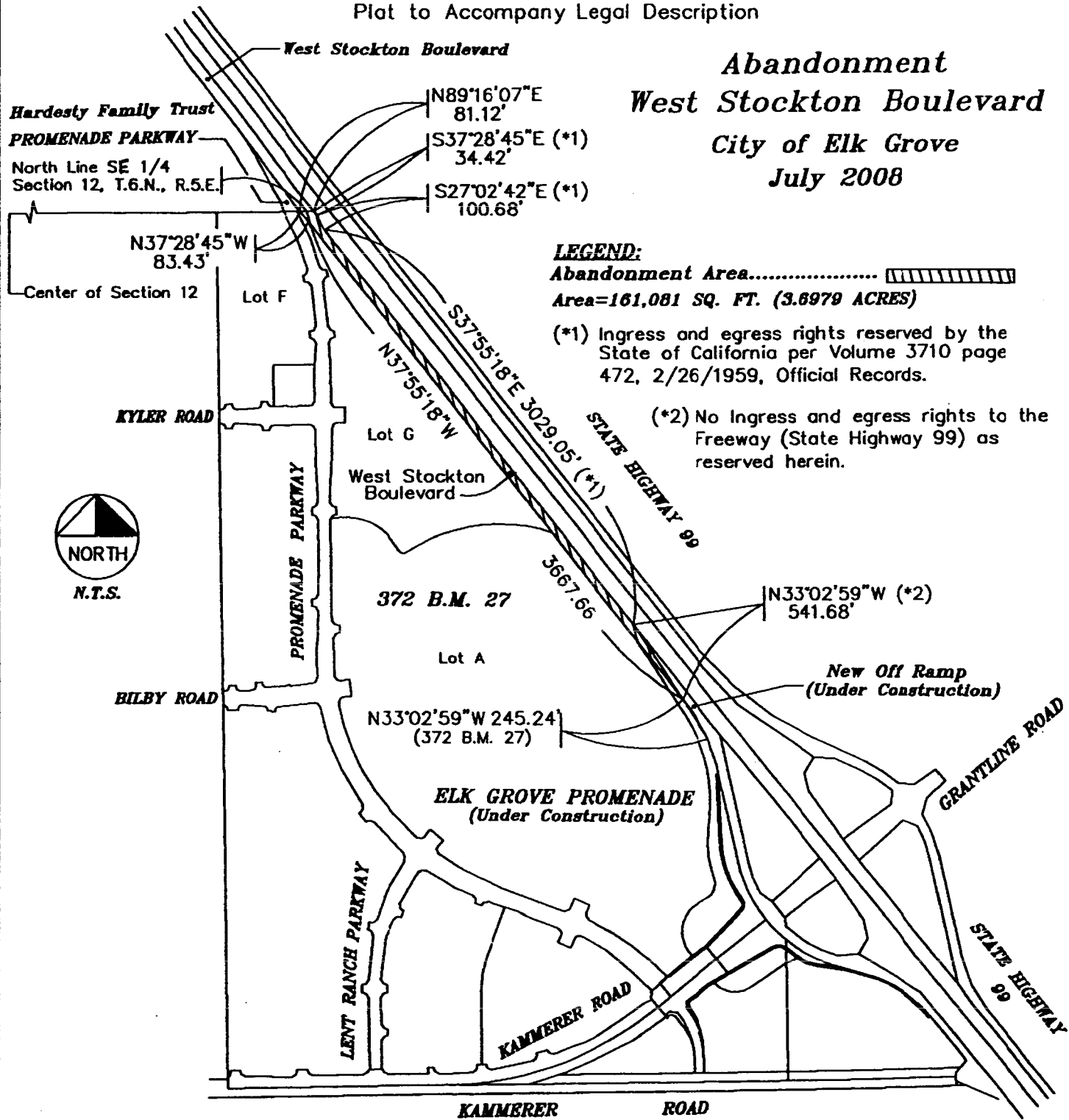
L.S. /R.C.E No. \_\_\_\_\_

Date


Registration Expires: \_\_\_\_\_

EXHIBIT "B"  
 Plat to Accompany Legal Description

**Abandonment  
 West Stockton Boulevard  
 City of Elk Grove  
 July 2008**



**LEGEND:**

Abandonment Area.....   
 Area=161,081 SQ. FT. (3.6979 ACRES)

(\*1) Ingress and egress rights reserved by the State of California per Volume 3710 page 472, 2/26/1959, Official Records.

(\*2) No Ingress and egress rights to the Freeway (State Highway 99) as reserved herein.



<b>CITY OF ELK GROVE - PUBLIC WORKS DEPARTMENT</b>			
<b>ABANDONMENT</b>			
<b>PORTION OF WEST STOCKTON BOUVELVARD</b>			
<b>VOLUME 3710 PAGE 472, 2/26/1959, O. R.</b>			
DRAWN BY: R.L.M	NO SCALE	DATE: JULY, 2008	SHEET 1 OF 1

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2008-237**

STATE OF CALIFORNIA       )  
COUNTY OF SACRAMENTO    )       ss  
CITY OF ELK GROVE         )


*I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 22, 2008 by the following vote:*

**AYES :**       **COUNCILMEMBERS:**       *Cooper, Leary, Scherman*

**NOES:**       **COUNCILMEMBERS:**       *None*

**ABSTAIN :**   **COUNCILMEMBERS:**       *None*

**ABSENT:**    **COUNCILMEMBERS:**       *Davis, Hume*

  
\_\_\_\_\_  
**Susan J. Blackston, City Clerk  
City of Elk Grove, California**