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Office of the City Clerk
City of Elk Grove, 1st Floor
8401 Laguna Palms Way
Elk Grove, CA 95758



Sacramento County Recorder
Craig A. Kramer, Clerk/Recorder
BOOK **20091211** PAGE **0708**

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RESOLUTION NO. 2009-232

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE ABANDONMENT OF A PORTION OF EAST AND WEST
STOCKTON BOULEVARDS, CMD COURT (NOW EAST STOCKTON BOULEVARD)
A SLOPE EASEMENT, PUBLIC UTILITY EASEMENTS AND AN IRREVOCABLE
OFFER OF DEDICATION WITHIN THE GRANT LINE INTERCHANGE PROJECT**

WHEREAS, the State of California relinquished certain "frontage roads" to Sacramento County by the 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, these portions of "frontage roads" are now known as East and 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, State's written permission having been obtained by a letter dated April 7, 2009; and

WHEREAS, the Grant Line Interchange Project has been constructed and opened for public the rights of way, easements and irrevocable offer of dedication are no longer necessary due to the redesign of the Interchange and are no longer needed for the general public.

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

- 1) That abandonment of portions of East and West Stockton Boulevard, CMD Court (now East Stockton Boulevard), the slope easement, public utility easements and the irrevocable offer of dedication as described in Exhibit "A" Parcels 1 through 15 and Exhibit "D" Parcel 1 attached hereto is a result of the newly constructed and opened new Grant Line Interchange, 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, Public Streets, Highways, and Service Easements vacation Law Chapter 3, Sections 8320 through 8325 inclusive; and
- 3) That the streets being abandoned has been superceded by relocation and are excess right-of-way not needed for street or highway purposes; and
- 4) That the easements and irrevocable offer of dedication are no longer necessary due to the newly constructed Grant Line Interchange; and
- 5) Pursuant to Sections 8340 and 8341 of The Streets and Highways Code easements are being reserved for public utility purposes and are described in Exhibit "A".

NOW, THEREFORE, BE IT FURTHER RESOLVED AND ORDERED that those portions of the East and West Stockton Boulevards and CMD Court (now East Stockton Boulevard) as described in Exhibit "A" are **hereby abandoned** and that from and after the date of the recordation of this resolution the streets abandoned no longer constitute public streets that the easements described in Exhibit "A" are **hereby abandoned** and no longer constitute easements and the that the irrevocable offer of dedication as described in Exhibit "A" is **hereby abandoned** and that easements for public utilities as described in Exhibit "A" are **hereby reserved** said abandonment for the stated purposes therein.

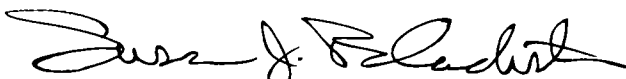
NOW, THEREFORE, BE IT FINALLY RESOLVED that the City Clerk of the City of Elk Grove shall cause a certified copy of this Resolution of Abandonment and Exhibits "A" attached hereto attested by the Clerk under seal, to be recorded in the Office of the County Recorder of the County of Sacramento.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 18th day of November 2009.



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

Exhibit "A" Abandonments

Parcel 1

That portion of that certain "frontage road" (now known as East Stockton Boulevard) 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 and as shown State Highway Map Book 4 Pages 23 through 27 inclusive, Sacramento County Records described as follows:

Beginning at the southerly terminus of the southeasterly line of Parcel 1 having a bearing and distance of North 50° 19' 22" East 1820.38 feet as shown on map entitled "Parcel Map Portion of Parcels A, B, C, & D, (17RS40) Located in Section 7, T.6 E., R.6 E, M. D. B & M. " thence southwesterly along the southwesterly prolongation of said line

South 50° 19' 34" a distance of 3.682 meters; thence the following courses and distances:

1. South 37° 55' 23" East a distance of 58.804 meters; thence
2. South 43° 21' 13" East a distance of 105.500 meters; thence
3. South 52° 25' 03" East a distance of 77.173 meters; thence
4. South 61° 14' 20" East a distance of 76.794 meters; thence
5. South 65° 17' 08" East a distance of 111.635 meters to the beginning of a curve

concave to the southwest having a radius of 247.191 meters; thence southeasterly 60.669 meters along said through a central angle of 14° 03' 45" to the beginning of a curve concave to the north having a radius of 15.000 meters, a radial line of said curve to said beginning bears South 38° 46' 37" West; thence southerly and southeasterly 13.305 meters along said curve through a central angle of 50° 49' 15" to the point on the curved northeasterly right of way line of that certain "frontage road" as shown on said State Highway Map Book 4 Page 25 being concave to the southwest having a radius of 252.982 meters, a radial line of said curve to said point bears North 41° 24' 41" East; said point here-in-after being known as "**Point A**"; thence along said northeasterly right of way line the following:

northwesterly 73.723 meters along said curve through a central angle of 16° 41' 49"; thence

6. North 65° 17' 18" West a distance of 111.431 meters; thence
7. North 61° 14' 20" West a distance of 76.143 meters; thence
8. North 52° 25' 03" West a distance of 89.811 meters; thence
9. North 43° 21' 13" West a distance of 91.494; thence
10. North 37° 55' 23" West a distance of 58.110 meters to the **Point of Beginning**.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 2

That portion of that certain "frontage road" (now known as East Stockton Boulevard) 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 and as shown State Highway Map Book 4 Pages 23 through 27 inclusive, Sacramento County Records described as follows:

Commencing at the above said "**Point A**" as described in Parcel 1; thence continuing easterly 4.170 meters along said 15.000 meter curve as described in **Parcel 1** through a central angle of 15° 55' 38"; thence

1. North 58° 20' 25" East a distance of 47.040 meters; thence
2. South 40° 48' 53" East a distance of 49.532 meters to the northeasterly terminus of the that certain course as having a bearing and distance of North 44° 39' 25" East 24.701 meters described as City Parcel 04-15-41-B in that certain Final Order of Condemnation Recorded in Book 20070514 Page 675, Official Records of said County; thence along the southeasterly lines of said parcel the following:
3. South 44° 39' 25" West a distance of 24.701 meters; thence
4. South 47° 22' 29" West a distance of 20.036 meters to a point on the easterly right of way line of said "frontage road" as shown said State Highway Map Book 4 Page 25 having a bearing and distance of North 17° 18' 01" East 101.11 feet; thence along said easterly line South 16° 47' 37" West a distance of 9.346 meters to the southerly terminus of said line and the **True Point of Beginning**; thence along the southwesterly prolongation of said line South 16° 47' 37" West 6.622 meters to the beginning of a non-tangent curve concave to the southwest having a radius of 248.105 feet, a radial line of said curve to said beginning bears North 59° 52' 41" East; thence southerly 55.537 meters along said curve through a central angle of 12° 49' 30"; thence
5. South 17° 17' 49" East a distance of 43.442 meters to the beginning of a curve to the west having a radius of 168.248 meters; thence southerly 32.680 meters along said curve through a central angle of 11° 07' 44"; thence
6. South 06° 10' 04" East a distance of 77.341 meters to the beginning of a curve concave to the east having a radius of 241.900 meters; thence southerly 34.637 meters along said curve through a central angle of 08° 12' 15" to a point of cusp with a curve concave to the southeast having a radius of 23.774 meters, a radial of said curve to said point of cusp bears North 76° 54' 39" West; thence northeasterly 16.871 meters along said curve through a central angle of 40° 39' 28" to a point on the easterly right of way line of said

“frontage road” as shown on said Sheet 25, said point here-in-after to be known as “**Point B**”; thence along said easterly right of way line the following:

7. North 12° 17' 08" West a distance of 154.181 meters to the beginning of a curve concave to the west having as radius of 252.982 meters; thence northerly 83.278 meters through a central angle of 18° 51' 40" to the **True Point of Beginning**.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 3
(Irrevocable offer of Dedication)

That portion of that Irrevocable Offer of Dedication (now Survey Road) as shown on “Parcel Map, Parcel 1 of 53 P.M. 38” filed in Book 58 at Page 11 of Parcel Maps, records of Sacramento County lying northerly of the following described line:

Beginning at said “**Point B**” described in Parcel 2 above; thence continuing northeasterly 3.544 meters along said 23.774 meter radius curve through a central angle of 08° 32' 26" to the curved northerly line of said Irrevocable Offer of Dedication within Parcel 5 as shown on said Parcel Map having a radius of 25.00 feet.

Parcel 4
(Street Abandonment)

That portion of that 12 foot wide dedication for Stockton Boulevard (now East Stockton Boulevard) as shown on Parcel Map filed in Book 59 at Page 2 of Parcel Maps, records of Sacramento County lying between the west and the southerly lines of Parcel 1 as shown on said map.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 5
(Street Abandonment)

That portion of Grant Line Road (of varying width) as dedicated and shown on Parcel Map filed in Book 59 at Page 2 of Parcel Maps, records of Sacramento County, within Parcel 1 as shown on said map lying southwest of the following described line:

Course No. 2 as described in **Parcel 2** above having a bearing and distance of South 40° 48' 53" East 49.532 meters.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 6
(Street Abandonment)

That portion of that 10 foot wide dedication for Stockton Boulevard (now East Stockton Boulevard) as shown on "Parcel Map, Parcel 1 of 53 P.M. 38" filed in Book 58 at Page 11 of Parcel Maps, records of Sacramento County bounded on the northwest by the westerly line of Parcel 2 as shown on said map having a bearing and distance of North 16° 46' 49" East 101.11 feet (South 16° 47' 37" West a distance of 30.814 meters as described in **Parcel 2** above) and on the southeast by the following described line:

Beginning at said "**Point B**" described in Parcel 2 above; thence continuing northeasterly 3.247 meters along said 23.774 meter radius curve through a central angle of 07° 49' 33" to the easterly line of the said 10 foot dedication of Stockton Boulevard as shown on said Parcel Map.

Parcel 7
(Street Abandonment)

That certain easement for "Public Highway Purposes" as described in Book 670620 at Page 342, Official Records of Sacramento County.

Parcel 8
(Street Abandonment)

That certain easement for "Public Highway or Road" as described in Book 780215 at Page 819, Official Records of Sacramento County.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or

underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 9
(Street Abandonment)

That certain parcel of land to be used for "Highway Purposes and for the maintenance of necessary utilities" as described in Book 670321 at Page 267, Official Records of Sacramento County.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 10
(Slope Easement Abandonment)

That certain easement for Slope Purposes as dedicated on Parcel Map entitled "Parcel Map" Filed in Book 115 at Page 232, of Parcel Maps, records of Sacramento County that lies within Parcel 1 as shown on said Parcel Map.

Parcel 11
(Public Utility Easement)

That certain easement for Public Utility Purposes as dedicated on Parcel Map entitled "Parcel Map" Filed in Book 115 at Page 232, of Parcel Maps, records of Sacramento County.

Parcel 12
(Public Utility Easement)

That certain easement for Public Utility Purposes as dedicated in deed recorded in Book 830404 at Page 854, Official Records of Sacramento County.

Parcel 13
(Street Abandonment)

That certain easement for Public Highway or Road and all necessary utilities as dedicated in deed recorded in Book 830404 at Page 833, Official Records of Sacramento County.

Parcel 14
(Street Abandonment)

That portion of CMD Court as dedicated on the map entitled "Parcel Map, Valley HI Industrial Park filed in Book 81 at Page 16, of Parcel Maps, records of Sacramento County lying southwest of the curved southwesterly lines of East Stockton Boulevard as described as "City Parcel 04-15-24-G" in Deed recorded in Book 20070112 at Page 1333, Official Records of Sacramento having a radius of 136.363 meters and a radius of 101.743 meters together with that portion of said CMD Court lying southwest of the curved southwesterly line of East Stockton Boulevard as described as "City Parcels 04-15-22-A & D" in that Final Order of Condemnation filed in Book 20090618 at Page 818, Official Records of said County having a radius of 101.743 meters.

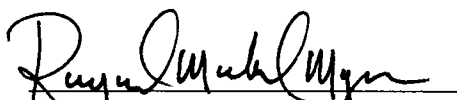
Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

Parcel 15
(Street Abandonment)

That portion of CMD Court as dedicated on the map entitled "Parcel Map, Valley HI Industrial Park filed in Book 81 at Page 16, of Parcel Maps, records of Sacramento County lying Northeast of the curved northeasterly line of East Stockton Boulevard as described as "City Parcels 04-15-34-A,-B,-F" in Deed recorded in Book 20080307 at Page 742, Official Records of Sacramento County having a radius of 147.843 meters.

Reserving there-from an EASEMENT for the installation and maintenance of electroliers, traffic control devices, water, gas, sewer and drainage pipes, and for overhead and/or underground wires and conduits for electrical, television, and telephone services, together with any and all appurtenances pertaining thereto, on, over, under and across said above described parcel.

These Legal Descriptions were prepared by me or under my direction pursuant to the requirements of the Professional Land Surveyor's Act.



Raymond Michael Manger

L.S. No. 5154

Registration Expires: June 30, 2011



Nov 9, 2009
Date:

Exhibit "D"
Abandonment

Parcel 1

That portion of that certain "frontage road" (now known as West Stockton Boulevard) 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 and as shown State Highway Map Book 4 Pages 23 through 27 inclusive, Sacramento County Records described as follows:

Beginning at the northeasterly terminus of that certain course shown as having a bearing and distance of North 41° 23' 20" East 95.88 feet as shown on sheet 25 of said State Highway Maps, thence along the southwesterly lines of said "frontage road" the following:

1. North 38° 47' 08" East a distance of 103.641 meters to the beginning of a curve concave to the southwest having a radius of 235.609 meters; thence
2. Northwesterly 123.470 meters along said curve through a central angle of 30° 01' 32" ; thence
3. North 73° 51' 08" West a distance of 62.081 meters; thence leaving the southwesterly line of said "frontage road"
4. South 80° 53' 23" East a distance of 15.819 meters to the beginning of a curve concave to the southwest having a radius of 234.389 meters; thence
5. Southeasterly 172.243 meters along said curve through a central angle of 42° 06' 15"; thence
6. South 38° 47' 08" East a distance of 122.994 meters to the easterly prolongation of the northerly line of Kammerer Road (54 feet wide) as shown "Parcel Map of Por. of the NW ¼ & NE ¼ of Section 18, T. 6N. , R. 6E., M.D.M." filed in Book 150 Page 7 of Parcel Maps, records of Sacramento County ; thence along said easterly prolongation
7. South 89° 17' 25" West a distance of 26.541 meters to the southwesterly line of said "frontage road"; thence along said southwesterly line
8. North 40° 42' 47" East a distance of 17.374 feet to the **Point of Beginning**.

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



Raymond Michael Manger
L.S. No. 5154
Registration Expires: June 30, 2011



Nov. 9, 2007

Date:

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-232

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

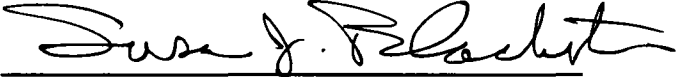
I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a special meeting of said Council held on November 18, 2009 by the following vote:

AYES : **COUNCILMEMBERS:** *Hume, Scherman, Cooper, Davis, Detrick*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Susan J. Blackston, City Clerk
Susan J. Blackston, City Clerk
City of Elk Grove, California