

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

CITY CLERK
City of Murrieta
One Town Square
Murrieta, California 92562

*Recorded for the benefit of City of Murrieta
No fee required (Government Code §27383).*

RESOLUTION NO. 23-4698

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURRIETA,
CALIFORNIA, APPROVING THE SUMMARY VACATION OF A SLOPE
AND DRAINAGE EASEMENT ADJACENT TO LOS ALAMOS ROAD
WITHIN A PORTION OF LOT 2 OF PARCEL MAP 12211**

WHEREAS, Section 8300 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets and public service easements by City Council resolution where the portion of the interest to be vacated is excess to the City’s right-of-way needs and is no longer required for the easement’s purposes; and

WHEREAS, the property owner, George H Christie and Mena G Christie, Co-Trustees of The George H. Christie and Mena G. Christie Trust established on January 29, 1999 (“Applicant”), has requested that the City Council of the City of Murrieta vacate and convey a slope and drainage easement adjacent to a portion of Los Alamos Road as described and depicted in Exhibits A and B (“Subject Property”) to this Resolution in connection with the Applicant’s proposed development of the property adjacent to the Subject Property.; and

WHEREAS, the Subject Property does not contain public facilities; and

WHEREAS, pursuant to Streets and Highways Code Section 8351, when the city vacates an easement, title to the property previously subject to the easement reverts to the owner of the fee free from the easement; and

WHEREAS, the City desires that the Subject Property be summarily vacated and conveyed to the Applicant.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MURRIETA,

CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS: ,

Section 1. That the recitals above are true and correct and incorporated herein.

Section 2. That the slope and drainage easement adjacent to Los Alamos Road, as more particularly shown on Attachments “A” and “B”, is not needed for present or prospective public use and does not contain active public utility facilities ; and

Section 3. That the City Clerk is directed to record a certified copy of the Resolution of Vacation with the County Recorder.

Section 4. The Subject Property is hereby vacated and the City abandons all of the City’s right, title, and interest in the Subject Property, as the Subject Property is described and depicted on Exhibits A and B.

PASSED, APPROVED AND ADOPTED this 15th day of August, 2023.

Lisa DeForest, Mayor

ATTEST:

Cristal McDonald, CMC, City Clerk

APPROVED AS TO FORM:

Tiffany J. Israel, City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)§
CITY OF MURRIETA)

I, Cristal McDonald, City Clerk of the City of Murrieta, California, do hereby certify that the foregoing Resolution No. 23-4697 was duly passed and adopted by the City Council of the City of Murrieta at the regular meeting thereof, held on the 15th day of August, 2023 and was signed by the Mayor of the said City, and that the same was passed and adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Cristal McDonald, City Clerk

EXHIBIT "A"
QUITCLAIM OF SLOPE AND DRAINAGE EASEMENT

LEGAL DESCRIPTION

ALL THOSE PORTIONS OF THAT CERTAIN VARYING WIDTH SLOPE AND DRAINAGE EASEMENT DESCRIBED IN THE GRANT OF EASEMENT TO THE CITY OF MURRIETA, ITS SUCCESSORS AND ASSIGNS, RECORDED DECEMBER 14, 2010 AS INSTRUMENT NO. 2010-0600320 OF OFFICIAL RECORDS OF SAID COUNTY, LYING WITHIN PARCEL 2 OF PARCEL MAP NO. 12211, AS PER MAP THEREOF, FILED IN BOOK 61, PAGE 67, OF PARCEL MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, SAID EASEMENT MORE PARTICULARLY DESCRIBED IN SAID DOCUMENT AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF SAID PARCEL 2, SAID CORNER BEING THE BEGINNING OF A 2950.00 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY, TO WHICH A RADIAL LINE BEARS NORTH 34°26'42" WEST;

THENCE NORTHEASTERLY ALONG THE NORTHWESTERLY LINE OF SAID PARCEL 2 AND ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 5°33'55" A DISTANCE OF 286.54 FEET TO THE MOST NORTHERLY CORNER OF SAID PARCEL 2;

THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL 2, SOUTH 83°32'05" EAST, 29.77 FEET TO A CORNER ON THE NORTHEASTERLY LINE OF SAID PARCEL 2;

THENCE ALONG SAID NORTHEASTERLY LINE, SOUTH 42°11'08" EAST, 67.08 FEET TO THE MOST SOUTHEASTERLY CORNER OF SAID SLOPE AND DRAINAGE EASEMENT;

THENCE LEAVING SAID NORTHEASTERLY LINE ALONG THE SOUTHEASTERLY LINE OF SAID SLOPE AND DRAINAGE EASEMENT THE FOLLOWING COURSES:

**NORTH 55°24'25" WEST, 47.59 FEET;
SOUTH 61°38'18" WEST, 112.03 FEET;
SOUTH 82°58'10" WEST, 75.81 FEET;
SOUTH 56°37'06" WEST, 36.77 FEET;
SOUTH 38°12'50" WEST, 84.47 FEET TO A POINT ON THE SOUTHWESTERLY LINE OF SAID PARCEL 2;**

THENCE ALONG SAID SOUTHWESTERLY LINE, NORTH 42°11'08" WEST, 33.45 FEET TO THE POINT OF BEGINNING.

TOTAL AREA OF EASEMENT QUITCLAIM = 8,171 S.F. (0.19 AC. MORE OR LESS)

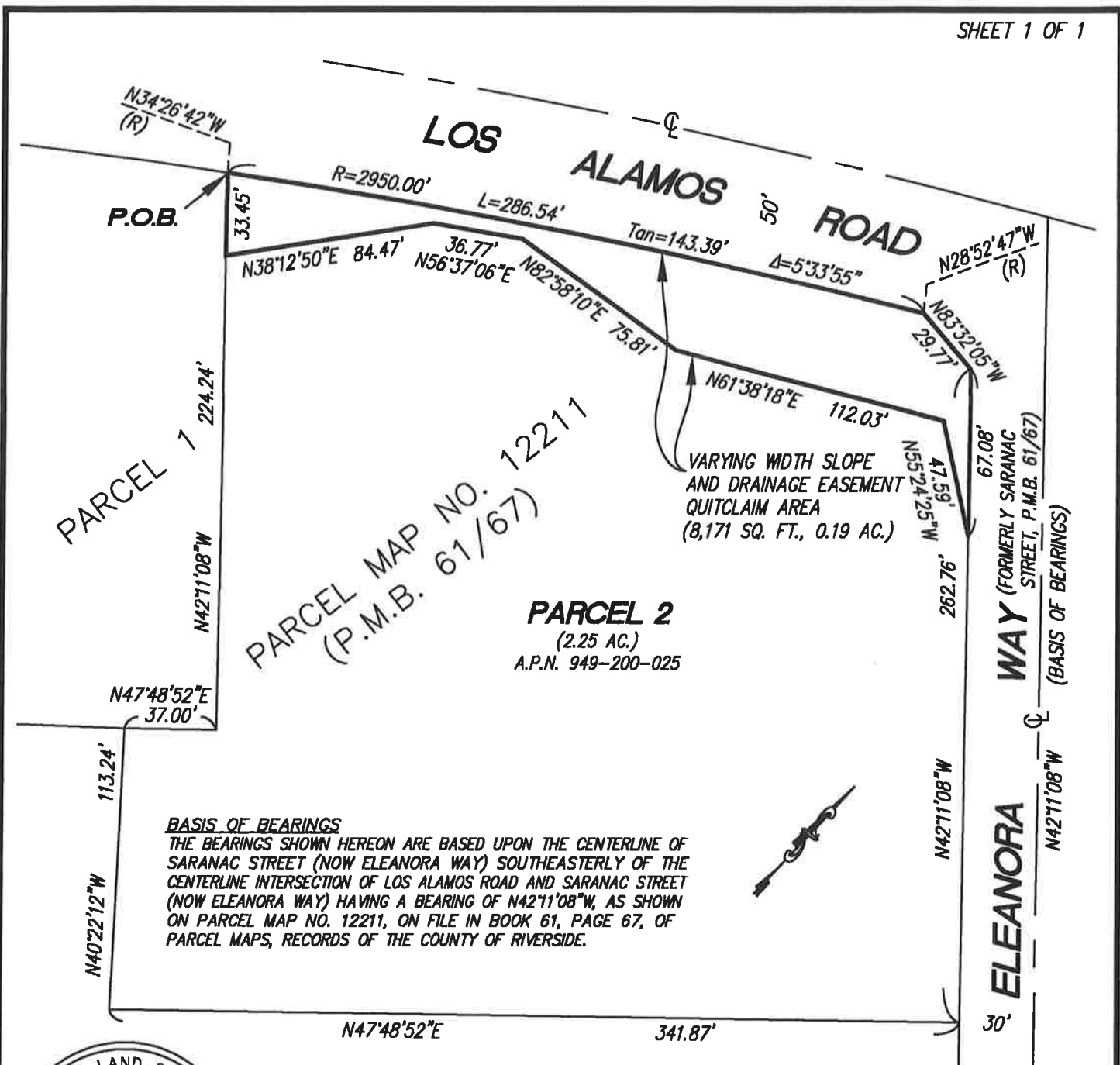
AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS' ACT.


GERRY K. STUART, P.L.S. 8866

12-26-2022
DATE





BASIS OF BEARINGS

THE BEARINGS SHOWN HEREON ARE BASED UPON THE CENTERLINE OF SARANAC STREET (NOW ELEANORA WAY) SOUTHEASTERLY OF THE CENTERLINE INTERSECTION OF LOS ALAMOS ROAD AND SARANAC STREET (NOW ELEANORA WAY) HAVING A BEARING OF N42°11'08"W, AS SHOWN ON PARCEL MAP NO. 12211, ON FILE IN BOOK 61, PAGE 67, OF PARCEL MAPS, RECORDS OF THE COUNTY OF RIVERSIDE.



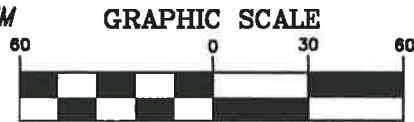
LEGEND



INDICATES VARYING WIDTH SLOPE AND DRAINAGE EASEMENT QUITCLAIM AREA



P.O.B. POINT OF BEGINNING CENTERLINE



(IN FEET)
 1 inch = 60 ft.

SEC. 16, T. 7 S., R. 3 W., S.B.M.

EASEMENT QUITCLAIM PLAT

PREPARED BY:

Gerry Keith Stuart 12-26-2022
 GERRY KEITH STUART DATE
 P.L.S. 8866

APPLICANT/OWNER:

GEORGE H. CHRISTIE AND MENA G. CHRISTIE
 C/O ALLIANCE LAND PLANNING & ENGINEERING, INC.
 2248 FARADAY AVENUE
 CARLSBAD, CA 92008 (760) 431-9896

PROJECT:

EASEMENT QUITCLAIM:
 SLOPE AND DRAINAGE EASEMENT
 PER INSTR. NO. 2010-0600320,
 REC. 12/14/2010, O.R.