

RECORDING REQUESTED BY:

CITY OF MURRIETA

When recorded return to:

City of Murrieta

Attn: City Clerk

1 Town Square

Murrieta, CA 92562

Space above for Recorder's Use

No Fee Per Government Code 27383

RESOLUTION NO. 24-4801

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURRIETA, CALIFORNIA TO ORDER THE SUMMARY VACATION OF AN EASEMENT FOR PUBLIC RIGHT OF WAY PURPOSES PURSUANT TO STREET AND HIGHWAYS CODE SECTIONS 8300 ET SEQ.

WHEREAS, on February 22, 2011, through Instrument No. 2011-081287, Golden City Land Company granted an easement for right of way and slope purposes ("Subject Property") to the City of Murrieta ("City"); and

WHEREAS, the City has not utilized the Subject Property and desires to abandon the easement and convey it back to the current underlying property owner, Jefferson Whitewood LLC. ("Applicant"); and

WHEREAS, pursuant to Streets and Highways Code Section 8334, summary vacation may occur when an excess right-of-way of a street or highway is not required for street or highway purposes; and

WHEREAS, the proposed right of way to be vacated is legally described in Exhibits "A" and "C" to this Resolution ("Vacation"); 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. The recitals above are true and correct and incorporated herein by this reference.

Section 2. The City Council of the City of Murrieta hereby elects to proceed with the summary vacation legally described in Exhibits “A” and “C” to this Resolution and as represented in the plats attached as Exhibits “B” and “D” respectively.

Section 3. The right of way vacated hereby constitutes an excess right-of-way not required for street or highway purposes because it is unnecessary for the present and prospective public use.

Section 4. That, from and after the date this Resolution is recorded, the City Council does hereby vacate and abandon the rights of way described in Exhibits “A” and “C” hereto, which right-of-way area is vacated and no longer constitutes a right of way for roadway purposes.

Section 5. That the actions taken pursuant to this Resolution are categorically exempt from the requirements of CEQA pursuant to Section 15305 of the CEQA Guidelines, for minor alterations to land.

Section 6. That City staff is hereby directed to cause a certified copy of this Resolution, attested by the City Clerk under the seal of the City, to be recorded in the Office of the County Recorder of County of Riverside.

Section 7. That upon recordation as provided 6 above, the vacation is complete and the City Manager is authorized to execute any necessary documents to relinquish any easement rights thereon.

PASSED AND ADOPTED this 17th day of December, 2024.

Lori Stone, Mayor

ATTEST:

Cristal McDonald, 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. 24-4801 was duly passed and adopted by the City Council of the City of Murrieta at the regular meeting thereof, held on the 17th day of December, 2024, 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

VACATION OF SLOPE EASEMENT EXHIBIT 'A' - LEGAL DESCRIPTION

THAT PORTION OF PARCEL 1 OF PARCEL MAP 8590, AS SHOWN BY MAP ON FILE IN BOOK 35 OF PARCEL MAPS AT PAGE 57 THEREOF, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA LOCATED IN THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, AND MORE PARTICULARLY DESCRIBED AS PARCEL 6 OF THE SLOPE EASEMENT RECORDED FEBRUARY 22, 2011 AS INSTRUMENT NO. 2011-0081287, OFFICIAL RECORDS OF SAID COUNTY, IN THE CITY OF MURRIETA, RIVERSIDE COUNTY, CALIFORNIA, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID PARCEL 1;

THENCE SOUTH 89°57'18" EAST 20.00 FEET; TO THE EASTERLY LINE OF THAT CERTAIN ROAD EASEMENT RECORDED FEBRUARY 22, 2011 AS INSTRUMENT NO. 2011-0081285, OFFICIAL RECORDS, TO THE **TRUE POINT OF BEGINNING**, SAID POINT BEING ON A LINE PARALLEL WITH AND 20.00 FEET EASTERLY OF THE WESTERLY LINE OF SAID PARCEL 1;

THENCE NORTH 00°03'09" EAST ALONG SAID PARALLEL EASTERLY LINE, A DISTANCE OF 528.64 FEET;

THENCE LEAVING SAID EASTERLY LINE, NORTH 67°07'34" EAST, A DISTANCE OF 25.89 FEET;

THENCE SOUTH 13°15'39" WEST, A DISTANCE OF 78.71 FEET;

THENCE SOUTH 19°06'54" EAST, A DISTANCE OF 54.73 FEET;

THENCE SOUTH 05°19'14" WEST, A DISTANCE OF 180.90 FEET;

THENCE SOUTH 00°00'49" WEST, A DISTANCE OF 134.49 FEET;

THENCE SOUTH 05°10'36" WEST, A DISTANCE OF 24.29 FEET;

THENCE SOUTH 04°02'27" EAST, A DISTANCE OF 62.50 FEET;

THENCE SOUTH 83°27'34" EAST, A DISTANCE OF 34.23 FEET;

THENCE SOUTH 00°03'09" WEST, A DISTANCE OF 5.75 FEET TO THE SOUTHERLY LINE OF PARCEL 1;

THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL 1, NORTH 89°26'51" WEST, A DISTANCE OF 43.62 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING 6,515 SQ. FT., MORE OR LESS.

EXHIBIT 'B' IS HEREBY MADE A PART HEREOF.

THIS LEGAL DESCRIPTION AND ACCOMPANYING PLAT WERE PREPARED BY ME OR UNDER MY DIRECTION.

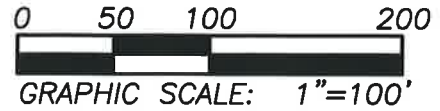
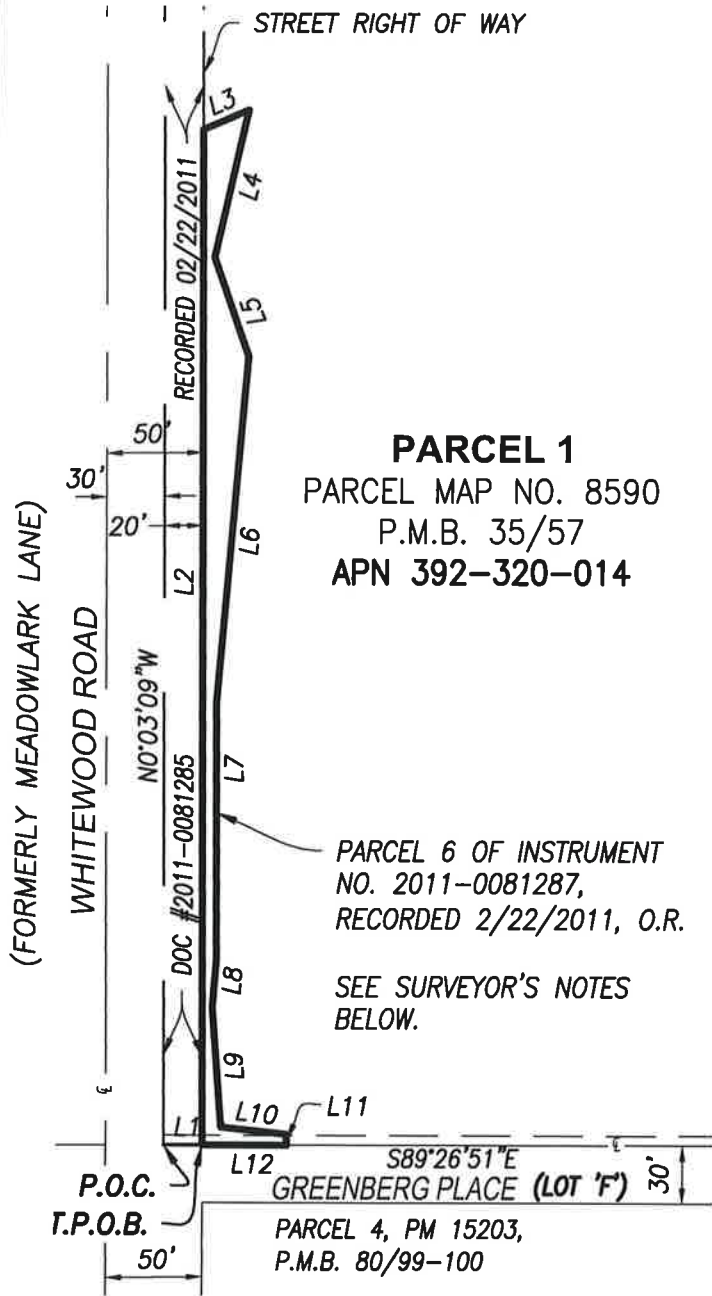

DAVID HACKER PLS 5128

10/10/24
DATE



www.heitecinc.com
Suite 309
777 East Tahquitz Canyon Way
Palm Springs, California 92262
Phone: 760.340.9060

VACATION OF SLOPE EASEMENT EXHIBIT 'B' - PLAT



LINE TABLE		
LINE #	LENGTH	BEARING
L1	20.00'	S89°26'51"E
L2	528.64'	N00°03'09"E
L3	25.89'	N67°07'34"E
L4	78.71'	S13°15'39"W
L5	54.73'	S19°06'54"E
L6	180.90'	S05°19'14"W
L7	134.49'	S00°00'49"W
L8	24.29'	S05°10'36"W
L9	62.50'	S04°02'27"E
L10	34.23'	S83°27'34"E
L11	5.75'	S00°03'09"W
L12	43.62'	N89°26'51"W

SURVEYOR'S NOTE:

THE BEARINGS AND DISTANCES
SHOWN HEREON ARE BASED
ON DOCUMENT NO.
2011-0081287, RECORDED
02/22/2011, O.R.



David Hacker

DAVID HACKER PLS 5128

10/10/24
DATE



www.heitecinc.com
Suite 309
777 East Tahquitz Canyon Way
Palm Springs, California 92262
Phone: 760.340.9060

VACATION OF SLOPE EASEMENT EXHIBIT 'C' - LEGAL DESCRIPTION

THAT PORTION OF PARCEL 1 OF PARCEL MAP NO. 8590, AS SHOWN BY MAP ON FILE IN BOOK 35 OF PARCEL MAPS AT PAGE 57 THEREOF, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA LOCATED IN THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, AND MORE PARTICULARLY DESCRIBED AS PARCEL 4 OF THE SLOPE EASEMENT RECORDED FEBRUARY 22, 2011 AS INSTRUMENT NO. 2011-0081287, OFFICIAL RECORDS OF SAID COUNTY IN THE CITY OF MURRIETA, RIVERSIDE COUNTY, CALIFORNIA, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHEASTERLY CORNER OF THAT CERTAIN ROAD EASEMENT RECORDED FEBRUARY 22, 2011 AS INSTRUMENT NO. 2011-0081285, OFFICIAL RECORDS OF SAID COUNTY, SAID POINT BEING ON THE SOUTHERLY LINE OF LOT B OF SAID PARCEL MAP 8590;

THENCE SOUTH 89°09'11" EAST ALONG THE SOUTHERLY LINE OF LOT B OF PARCEL MAP NO. 8590, A DISTANCE OF 14.40 FEET;

THENCE LEAVING SAID SOUTHERLY LINE, SOUTH 38°45'38" WEST. AS DISTANCE OF 39.66 FEET;

THENCE SOUTH 01°42'00" WEST, A DISTANCE OF 99.36 FEET;

THENCE SOUTH 10°33'02" WEST, A DISTANCE OF 17.86 FEET;

THENCE SOUTH 25°02'39" EAST, A DISTANCE OF 22.70 FEET;

THENCE SOUTH 11°05'38" EAST, A DISTANCE OF 41.02 FEET;

THENCE NORTH 74°44'47" WEST, A DISTANCE OF 8.20 FEET;

THENCE NORTH 54°51'53" WEST, A DISTANCE OF 20.17 FEET TO A POINT ON THE EASTERLY LINE OF SAID ROAD EASEMENT, SAID POINT BEING PARALLEL WITH AND DISTANT EASTERLY 20.00 FEET, MEASURED AT A RIGHT ANGLE, FROM THE WESTERLY LINE OF SAID PARCEL 1;


THENCE NORTH 00°03'09" EAST ALONG SAID EASEMENT LINE, A DISTANCE OF 168.09 FEET;

THENCE LEAVING SAID PARALLEL LINE NORTH 40°56'19" EAST, A DISTANCE OF 35.71 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING 2,695 SQ. FT., MORE OR LESS

EXHIBIT 'D' ATTACHED IS HEREBY MADE A PART HEREOF.

THIS LEGAL DESCRIPTION AND ACCOMPANYING PLAT WERE PREPARED BY ME OR UNDER MY DIRECTION.


DAVID HACKER PLS 5128

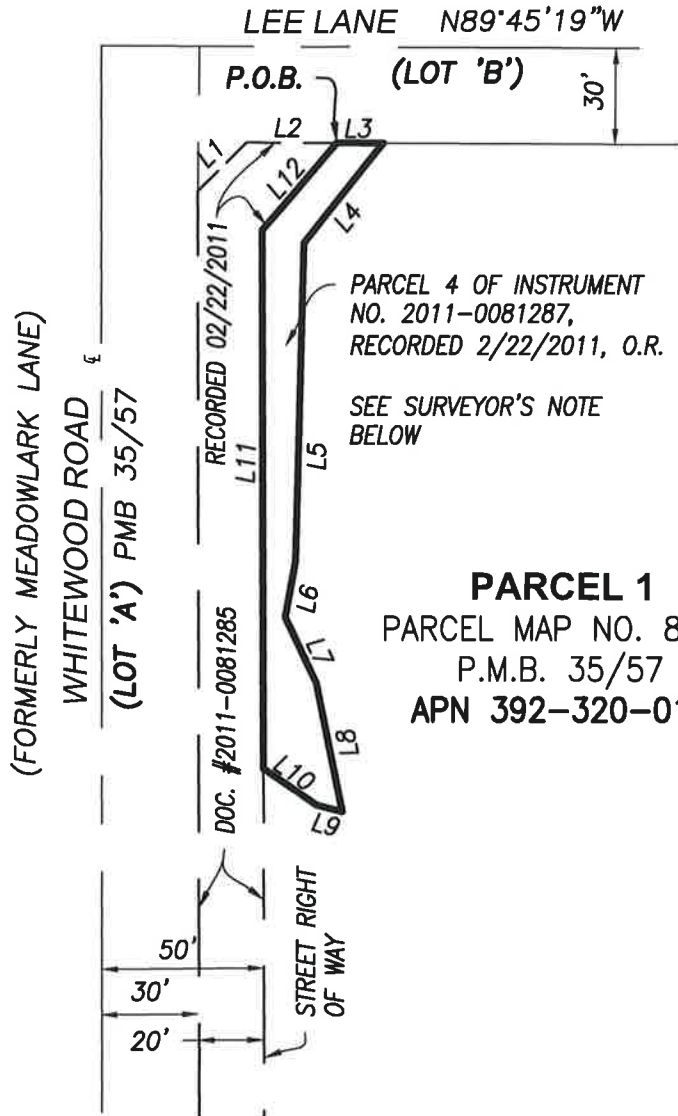
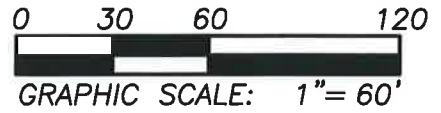
10/10/24
DATE



www.heitecinc.com
Suite 309
777 East Tahquitz Canyon Way
Palm Springs, California 92262
Phone: 760.340.9060



VACATION OF SLOPE EASEMENT EXHIBIT 'D' - PLAT



PARCEL 4 OF INSTRUMENT
NO. 2011-0081287,
RECORDED 2/22/2011, O.R.

SEE SURVEYOR'S NOTE
BELOW

PARCEL 1
PARCEL MAP NO. 8590
P.M.B. 35/57
APN 392-320-014

LINE TABLE		
LINE #	LENGTH	BEARING
L1	21.35'	N45°26'59"E
L2	28.18'	S89°09'11"E
L3	14.40'	S89°09'11"E
L4	39.66'	S38°45'38"W
L5	99.36'	S01°42'00"W
L6	17.86'	S10°33'02"W
L7	22.70'	S25°02'39"E
L8	41.02'	S11°05'38"E
L9	8.20'	N74°44'47"W
L10	20.17'	N54°51'53"W
L11	168.09'	N00°03'09"E
L12	35.71'	N40°56'19"E

SURVEYOR'S NOTE:
THE BEARINGS AND DISTANCES
SHOWN HEREON ARE BASED
ON DOCUMENT NO.
2011-0081287, RECORDED
02/22/2011, O.R.



David Hacker

DAVID HACKER PLS 5128

10/10/24
DATE



www.heitecinc.com
Suite 309
777 East Tahquitz Canyon Way
Palm Springs, California 92262
Phone: 760.340.9060