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Pages:
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Recorder's Office, Los Angeles County,
California

Fee: 0.00

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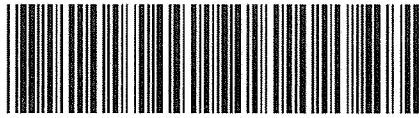
Other: 0.00

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11/24/08 AT 01:06PM

2466463 200811240130085 Mail

TITLE(S) :



L E A D S H E E T

Assessor's Identification Number (AIN)

To be completed by Examiner OR Title Company in black ink.

Number of AIN's Shown

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO

NAME CITY CLER, PLAZA LEVEL

MAILING CITY HALL 333 WEST

CITY, STATE OCEAN BLVD
LONG BEACH, CA

ZIP CODE 90802



SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

TITLE(S)

ORDER

RESOLUTION NO. RES-08-0144

1
2
3 A RESOLUTION ORDERING THE SUMMARY
4 VACATION OF A PORTION OF THE ALLEY EAST OF
5 TERMINO AVENUE AND NORTH OF WILTON STREET
6 ADJACENT TO 4141-4145 WILTON STREET, IN THE CITY
7 OF LONG BEACH, COUNTY OF LOS ANGELES, STATE
8 OF CALIFORNIA PURSUANT TO CHAPTER 4, PART 3 OF
9 DIVISION 9 OF THE CALIFORNIA STREET AND
10 HIGHWAYS CODE

11
12 WHEREAS, the City Council of the City of Long Beach adopts this
13 resolution pursuant to Chapter 4 of the Public Streets, Highways and Service Easements
14 Vacation Law (Streets and Highways Code Sections 8330 et seq.); and

15 WHEREAS, this resolution vacates a portion of the alley east of Termino
16 Avenue and north of Wilton Street adjacent to 4141-4145 Wilton Street described more
17 particularly as follows:

18
19 The easterly 70 feet of the northerly 10-foot wide alley shown on the
20 map labeled "Eastern Heights, being the subdivision of a portion of
21 Farm Lot 41 of the Alamitos Tract, M.R. 36-37", in the City of Long
22 Beach, County of Los Angeles, State of California, as shown on the
23 map of said tract filed in Book 12, Page 27 of Maps in the Office of the
24 County Recorder of said county; said alley lying north of Lots 15 and
25 16 of said tract, and bounded on the west by the northerly prolongation
26 of the westerly line of said Lot 15 of said block and tract.

27
28 Reserving unto the City of Long Beach, its successors and assign,

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Long Beach, CA 90802-4664

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over and along the northerly 5.00 feet of the area described above, a perpetual easement and right-of-way for the surface flow of storm waters and the right, at any time or from time to time, to lay, construct, maintain, operate, repair, renew, replace, change the size of and remove storm drain lines and appurtenant structures, with the right of ingress to and egress from the same, over, through, under, along and across that certain property vacated herewith. No improvements shall be constructed within the easement which would impede the operation, maintenance or repair of said facilities. Construction of any improvements, including changes of grade, shall be subject to the prior written approval of all the City departments and public utilities responsible for the above said facilities.

WHEREAS, the above-described property is excess right-of-way and is not required for street or highway purposes; and

WHEREAS, the vacation of this right-of-way will not cut off all access to any adjoining property; and

WHEREAS, this property is a public service easement which has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding this vacation; and

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. Pursuant to Chapter 4, Part 3 of Division 9 of the California Streets and Highways Code (Sections 8330 et seq.), the following findings are made regarding the above-described property:

A. That the document, Sketch No. 984V, attached hereto as Exhibit "A", accurately depicts the property to be vacated.

B. That the findings of fact made by the City Council for the

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Long Beach, CA 90802-4664

1 purposes of this summary vacation of excess right-of-way pursuant to
2 California Streets and Highways Code Section 8333(a), set forth in the
3 document entitled "City Council Findings" and attached hereto as Exhibit
4 "B", are incorporated herein and made a part of this resolution by this
5 reference.

6 Section 2. The above-described portion of the right-of-way is hereby
7 vacated and closed. From and after the date this resolution is recorded, such vacated
8 right-of-way shall no longer constitute a street or highway.

9 Section 3. The City Clerk is hereby instructed to certify to the adoption of
10 this resolution, and to cause a certified copy to be recorded in the Office of the County
11 Recorder of the County of Los Angeles, California.

12 Section 4. This resolution shall take effect immediately upon its adoption
13 by the City Council.

14 I hereby certify that the foregoing resolution was adopted by the City
15 Council of the City of Long Beach at its meeting of November 11, 2008, by the
16 following vote:

18 Ayes: Councilmembers: S. Lowenthal, DeLong, O'Donnell,
19 Schipske, Andrews, Reyes Uranga,
20 Gabelich, Lerch.

22 Noes: Councilmembers: None.

24 Absent: Councilmembers: B. Lowenthal.

25 CERTIFIED AS A TRUE AND CORRECT COPY

26 [Signature]
CITY CLERK OF THE CITY OF LONG BEACH
27 BY: [Signature]
28 DATE: 11/19/2008

[Signature]
City Clerk

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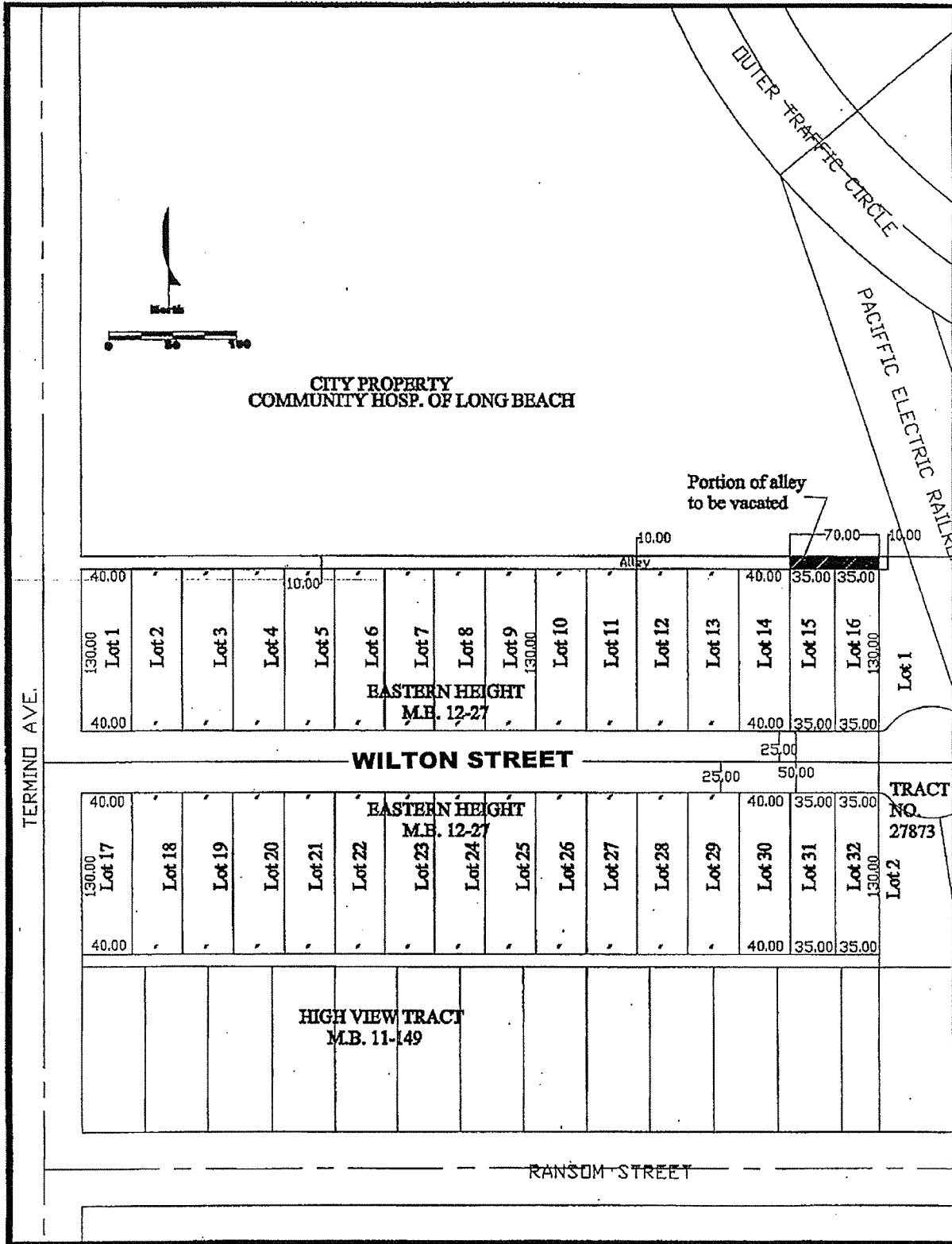
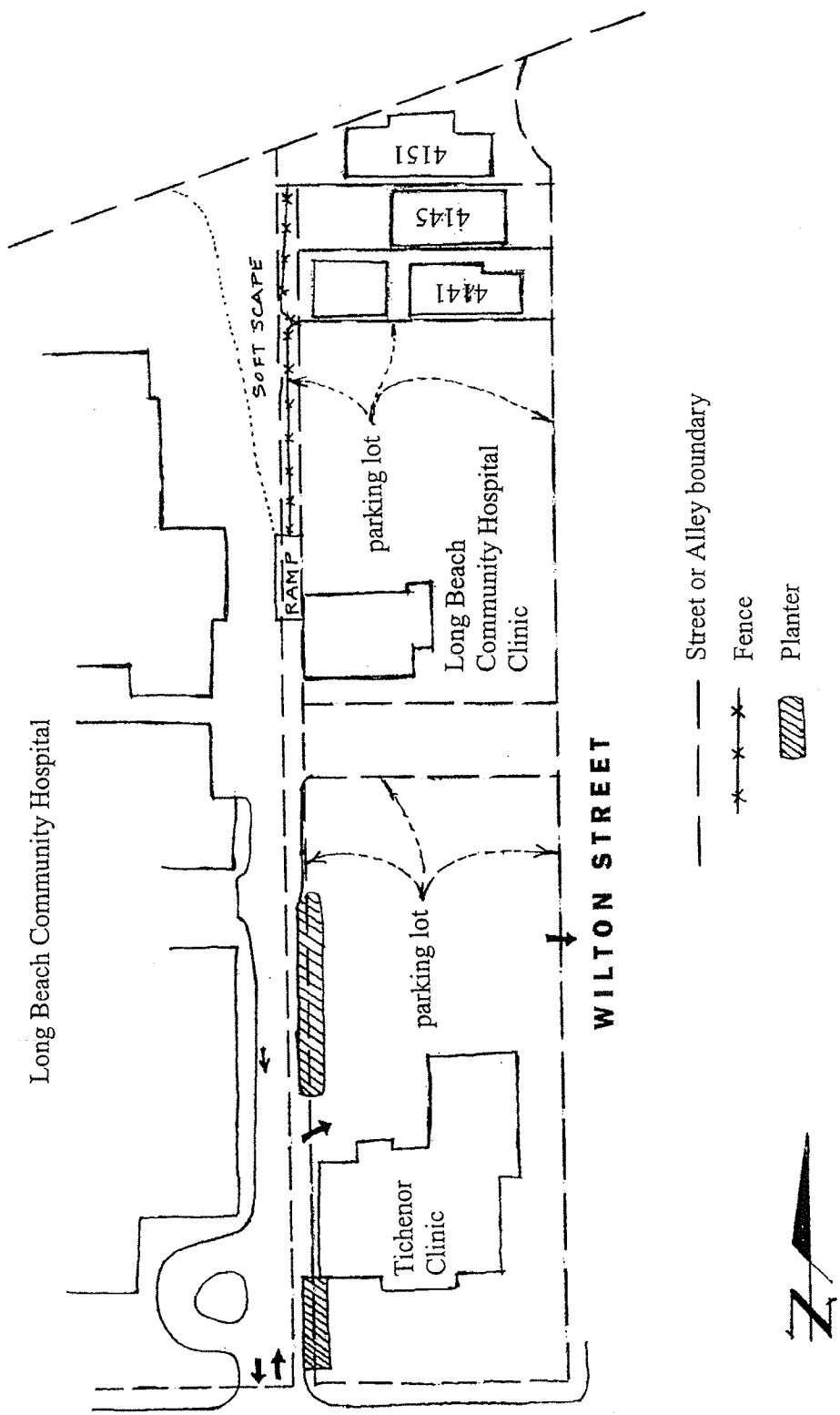


EXHIBIT A



TERMINO AVENUE

EXHIBIT B