

RESOLUTION NO. 04-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS ORDERING THE VACATION OF A CERTAIN STRIP OF LAND DESIGNATED AS A PUBLIC SERVICE EASEMENT DEDICATED TO THE CITY BY THE GRANT DEED FILED MAY 15, 1968, IN BOOK 8122 PAGE 486, RECORDS OF SANTA CLARA COUNTY CALIFORNIA.

WHEREAS, pursuant to the provisions of Chapter 4 of the California Streets and Highway Code, Section 8330 *et seq.*, the City Council may summarily vacate a public service easement when the easement has not been used for the purpose for which it was dedicated for five consecutive years immediately preceding the proposed vacation, and there are no other public facilities located within the easement; and

WHEREAS, the public service easement was dedicated to the City by the Grant Deed filed May 15, 1968, in Book 8122 Page 486, Records of Santa Clara County California (said Grant Deed is attached hereto as Exhibit "A"); and

WHEREAS, the City Council having duly considered all evidence, and followed the procedure prescribed by law, hereby finds and determines from all evidence submitted that the proposed order of vacation of the public service easement conforms with the provisions of Section 8333 of the California Streets and Highway Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOS ALTOS AS FOLLOWS:

1. That the public service easement the public service easement dedicated to the City by the Grant Deed filed May 15, 1968, in Book 8122 Page 486, Records of Santa Clara County California, is now no longer necessary because it has not been used for the purpose for which it was dedicated for five (5) consecutive years immediately preceding the proposed vacation, and there are no other public facilities located within the easement.

2. That the City Council, pursuant to Streets and Highway Code, Chapter 4, Section 8330 *et seq.*, hereby orders the vacation of the public service easement described in Exhibit "A" attached hereto; and

3. This Resolution shall become effective on March 23, 2004, and shall be recorded by the City Clerk in the Santa Clara County Recorder's Office shortly thereafter; and

4. From and after the date this Resolution is recorded in the Santa Clara County Recorder's Office, the public service easement shall no longer constitute a public service easement and the land subject to the public service easement shall revert to the property located at 4800 El Camino Real, Los Altos, California, APNs 170-02-028, pursuant to Streets and Highway Code Section 8351.

I HEREBY CERTIFY that the forgoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a regular meeting thereof held on the 23rd day of March, 2004, by the following role call vote:

AYES: COLE, PACKARD, CASAS, LEAR, MOSS

NOES: NONE

ABSENT: NONE

APPROVED:



John Moss, Mayor

ATTEST:



Susan Kitchens, City Clerk

EXHIBIT "A"

BOOK 8122 PAGE 486

RECORDING REQUESTED BY
Title Insurance and Trust Company
Assessment No. 170-2-18

MAY 15 68 E 6084

24.20

3416084

AND WHEN RECORDED MAIL TO

Name
Street Address
City & State
City of Los Altos
1 North San Antonio Road
Los Altos, California

BOOK 8122 PAGE 486
Recorded at the request of
Title Insurance and Trust Company
MAY 15 1968 10 AM
GEORGE E. FOWLES, Recorder
Santa Clara County, Official Records

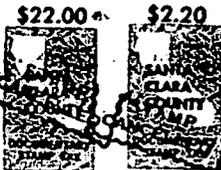
NO FEE

SPACE ABOVE THIS LINE FOR RECORDER'S USE

MAIL TAX STATEMENTS TO

Name
Street Address
City & State
As above

AFFIX I.R.S. \$24.20 IN THIS SPACE



Grant Deed

TO 405 C

THIS FORM FURNISHED BY TITLE INSURANCE AND TRUST COMPANY

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
CROCKER-CITIZENS NATIONAL BANK, a national banking association,
as Trustee under the Will of Julius J. Cornell, deceased
and PHILLIP DAVID CORNELL
hereby GRANT(S) to
CITY OF LOS ALTOS, a Municipal corporation

the following described real property in the City of Los Altos
County of Santa Clara State of California:

ROADWAY ACQUISITION FROM ASSESSMENT PARCEL NO. 30

A strip of land of the uniform width of 10 feet situate in the City
of Los Altos, County of Santa Clara, State of California, more
particularly described as follows:

COMMENCING at the point of intersection of the southwesterly
line of El Camino Real (100.00 feet in width) as shown upon
that certain map entitled, "Tract No. 3625", which map was
filed for record in the Office of the Recorder of the County
of Santa Clara, State of California, on February 21, 1964
in Book 174 of Maps, at pages 5, 6, 7 and 8, with the north-
westerly line of Lot 4, as said Lot is shown upon the map
entitled, "Map of University Place", which map was filed for
record in the Office of the Recorder of the County of Santa
Clara, State of California, on April 29, 1892 in Book "E"
of maps, at page 149, said point of commencement also being
the northernmost corner of said Tract No. 3625; thence
S 56° 12' 02" E, 60.16 feet to the True Point of Beginning;
thence from said True Point of Beginning S 56° 12' 02" E
along the southwesterly line of El Camino Real 136.94 feet;
thence along a tangent curve to the left having a radius of
4250 feet through a central angle of 2° 39' 33" an arc length
of 197.26 feet; thence S 29° 31' 36" W, 10.00 feet; thence
northwesterly parallel with and 10 feet southwesterly of
measured radially to the southwesterly line of El Camino Real
along a curve to the Rt. from a tangent bearing N 58° 51' 49" W
having a radius of 4260 feet through a central angle of
2° 39' 47" an arc length of 198.00 feet; thence N 56° 12' 02" W,
136.20 feet; thence N 29° 35' 28" E, 10.03 feet to the True
point of Beginning. Containing 0.022 acres of land more or
less.

TEMPORARY CONSTRUCTION EASEMENT FROM
ASSESSMENT PARCEL NO. 30

SD 8122 487

A strip of land of the uniform width of 15 feet situate in the City of Los Altos, County of Santa Clara, State of California more particularly described as follows:

COMMENCING at the point of intersection of the southwesterly line of El Camino Real (100.00 feet in width) as shown upon that certain map titled, "Tract No. 3625" which Map was filed for record in the Office of the Recorder of the County of Santa Clara, State of California, on February 21, 1964 in Book 174 of Maps, at pages 5, 6, 7 and 8, with the northwesterly line of Lot 4 as said lot is shown upon the map entitled, "Map of University Place", which map was filed for record in the Office of the Recorder of the County of Santa Clara, State of California, on April 29, 1892 in Book "E" of maps, at page 149, said point of commencement also being the northernmost corner of said Tract No. 3625; thence from said point of commencement S 56° 12' 02" E, 60.16 feet; thence S 29° 35' 28" W 10.05 feet to the True Point of Beginning; thence from said True Point of Beginning S 56° 12' 02" E parallel with and 10 feet southwesterly of measured at right angles to the southwesterly line of El Camino Real 136.20 feet; thence along a tangent curve to the left having a radius of 4260 feet through a central angle of 2° 39' 47" an arc length of 198.00 feet; thence S 29° 31' 36" W, 15.01 feet; thence northwesterly parallel with and 25 feet southwesterly of measured radially to the southwesterly line of El Camino Real along a curve to the right from a tangent bearing N 58° 52' 09" W having a radius of 4275 feet through a central angle of 2° 40' 07" an arc length of 199.11 feet; thence N 56° 12' 02" W, 135.10 feet; thence N 29° 35' 28" E, 15.04 feet to the True Point of Beginning. Containing 0.115 acres of land more or less.

SIDEWALK EASEMENT FROM
ASSESSMENT PARCEL NO. 30

A strip of land of the uniform width of 8 feet situate in the City of Los Altos, County of Santa Clara, State of California more particularly described as follows:

COMMENCING at the point of intersection of the southwesterly line of El Camino Real (100 feet in width), as shown upon that certain map entitled, "Tract No. 3625", which Map was filed for record in the Office of the Recorder of the County of Santa Clara, State of California, on February 21, 1964 in Book 174 of Maps, at pages 5, 6, 7 and 8, with the northwesterly line of Lot 4, as said Lot is shown upon that certain map entitled, "Map of University Place", which map was filed for record in the Office of the Recorder of the County of Santa Clara, State of California, on April 29, 1892 in Book "E" of Maps at page 149, said point of commencement also being the northernmost corner of said Tract No. 3625; thence from said point of commencement S 56° 12' 02" E along said southwesterly line of El Camino Real for a distance of 60.16 feet; thence S 29° 35' 28" W, 10.05 feet; thence southeasterly parallel with and 10 feet southwesterly of measured at right angles to the southwesterly line of El Camino Real S 56° 12' 02" E, 40.01 feet to the True Point of Beginning; thence from said True Point of Beginning S 56° 12' 02" E, 10.49 feet; thence southeasterly along a curve to the left from a tangent bearing S 11° 47' 07" E having a radius of 35 feet through a central angle of 44° 24' 55" an arc length of 27.13 feet; thence S 56° 12' 02" E, 183.24 feet; thence along a tangent curve to the left having a radius of 35 feet through a central angle of 50° 11' 58" an arc length of 30.66 feet; thence southeasterly parallel with and 10 feet southwesterly of measured radially to the southwesterly line of El Camino Real along a curve to the left from a tangent bearing S 58° 12' 14" E having a radius of 4260 feet through a central angle of 0° 08' 07" an arc length of 10.06 feet; thence southwesterly along a curve to the right from a tangent bearing S 64° 37' 23" W having a radius of 43 feet through a central angle of 59° 10' 35" an arc length of 44.41 feet; thence N 56° 12' 02" W, 183.24 feet; thence northwesterly along a tangent curve to the right having a radius of 43 feet through a central angle of 54° 27' 05" an arc length of 40.86 feet to the True Point of Beginning. Containing 0.947 acres of land more or less.

Easement
being
vacated.

27E

See description attached

Dated February 15, 1968

CROCKER-CITIZENS NATIONAL BANK
a national banking association,
as trustee

[Signature]
TRUST OFFICER
ASSISTANT TRUST OFFICER

STATE OF CALIFORNIA
COUNTY OF Santa Clara
On May 6, 1968 before me the under
signed, a Notary Public in and for said State, personally appeared
Phillip David Cornell

[Signature]
Phillip David Cornell

known to me
to be the person whose name is subscribed to the within
instrument and acknowledged that he executed the same.
WITNESS my hand and official seal:

[Signature]
Ethel D. Brewer
Notary Public for the State



Title Order No. LA 507650 Escrow or Loan No.

MAIL TAX STATEMENTS AS DIRECTED ABOVE

STATE OF CALIFORNIA

County of Santa Clara }
On this _____ day of _____ in the year one thousand nine hundred and _____
before me, _____ a Notary Public,
State of California, duly commissioned and sworn, personally appeared _____
known to me to be the _____ of the corporation described in and that executed the within instrument, and also known to me to be
the person who executed the within instrument on behalf of the corporation therein named, and
acknowledged to me that such corporation executed the same.
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in the
County of _____ the _____ day and year in this certificate
first above written



Notary's Form No. 28 Acknowledgment - Corporation
(C. C. Secs. 1190-1190.1)

My Commission Expires

Notary Public, State of California