

BOOK 5905 - 258

4430

RESOLUTION NO. 1534

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUENA PARK ORDERING THE VACATION OF A PORTION OF NORTHAM AVENUE, ALSO KNOWN AS STAGE ROAD, BETWEEN THE INTERSECTION OF WALSH AVENUE AND NORTHAM AVENUE AND THE LOS ANGELES COUNTY LINE WITHIN THE CITY OF BUENA PARK WITH RESERVATION OF CERTAIN EASEMENTS.

WHEREAS, on the 26th day of September, 1961, the City Council of the City of Buena Park did adopt Resolution No. 1531, declaring its intention to vacate a certain portion of Northam Avenue, also known as Stage Road between the intersection of Walsh Avenue and Northam Avenue and the Los Angeles County Line within the City of Buena Park, with reservation of certain easements, and

WHEREAS, said Resolution set forth the hour of 7:30 P.M. on Tuesday, October 31, 1961, in the Council Chambers of the City Hall located at 6650 Beach Boulevard, Buena Park, California, as the time and place for hearing all persons interested in or objecting to the proposed vacation, and

WHEREAS, there is on file in the records of the City Clerk of the City of Buena Park, an affidavit of the "Buena Park News" a newspaper of general circulation published in the City, stating that said Resolution of Intention No. 1531, was published in said paper in the manner provided by law, and

WHEREAS, there is on file an affidavit of the City Engineer certifying that notices of the vacation were posted at least ten (10) days prior to the date of said hearing pursuant to the provisions of Section 8322 of the Streets and Highways Code, and

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF BUENA PARK DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1: The City Council finds, from all the evidence submitted that the following described land is unnecessary for present or prospective public street purposes.

SECTION 2: The following described land be and the same is hereby ordered vacated:

That strip of land 60.00 feet in width over Lots 27 and 33 of the subdivision of the lands owned by P. R. Miner, in the City of Buena Park, County of Orange, State of California, per map filed in Book 1, Page 7 of Record of Surveys, in the office of the County Recorder of said County, as said 60.00 foot strip is described in deed to the County of Orange recorded April 8, 1914 in Book 230, Page 209 of Deeds, in the office of said County Recorder.

EXCEPT the southeasterly 50.00 feet thereof.

PLATE 27 + 33

ALSO, EXCEPT any portion thereof described in deed to the City of Buena Park as recorded April 19, 1961, in Book 5693, Page 392 of Miscellaneous Maps records of Orange County.

ALSO EXCEPT for flood control purposes that portion bounded as follows:

Northeasterly and Southwesterly by the Northeasterly and Southwesterly line of said Stage Road, bounded Northwesterly and Southeasterly respectively by a line parallel and concentric with and Northwesterly 106.00 feet and Southeasterly 84.00 feet from the following described line:

Beginning at a point on the centerline of the Atchison, Topeka and Santa Fe Railway right of way as shown on map as filed in Book 1, Page 7 of Record of Surveys, County of Orange, distant thereon South $55^{\circ} 54' 03''$ East 475.49 feet from the West line of said Lot 27, said point being on a non-tangent curve, concave Northwesterly and having a radius of 1500.00 feet, a radial through said point bears South $40^{\circ} 24' 13''$ East; thence Northeasterly 331.18 feet along said curve through a central angle of $12^{\circ} 39' 00''$; thence tangent to said curve North $36^{\circ} 56' 47''$ East 1568.00 feet to a point on the centerline of Luitweiler Avenue distant thereon North $49^{\circ} 57' 10''$ West, 868.30 feet from the centerline of La Habra Road.

ALSO EXCEPT for water and sewer purposes the Southwesterly 16.00 feet of Northeasterly 24.00 feet of said 60.00 foot strip.

ALSO EXCEPT for an easement over the southwesterly 8 feet of said property to construct, place, operate, inspect, maintain, repair, replace and remove such aerial and underground telephone, telegraph and communication structures as may be required from time to time, consisting of poles, anchors, wires, cables, conduits, manholes and necessary fixtures and appurtenances.

SECTION 3: The City Council does hereby reserve easements and rights of way to construct, maintain, operate, replace, remove and renew sanitary sewers and to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe for the transportation of water in, upon, over and across the Southeasterly 50 feet of the property described herein and the Southwesterly 16 feet of the Northeasterly 24 feet of said 60.00 foot strip described herein, and does further reserve easements for incidental purposes, including access to such easements and easements to keep such property free from inflammable materials and wood growth and otherwise protect the same from all hazards in, upon and over such easements and rights of way herein reserved. The City Council does further reserve an easement over the Southwesterly 8 feet of said property to construct, place, operate, inspect, maintain, repair, replace and remove such aerial and underground telephone, telegraph and communication structures as may be required from time to time, consisting of poles

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anchors, wires, cables, conduits, manholes and necessary fixtures and appurtenances.

SECTION 4: The City Clerk of the City of Buena Park shall cause a certified copy of this Resolution, attested to by the City Clerk under the seal of the City of Buena Park to be recorded in the office of the County Recorder of the County of Orange, State of California.

PASSED AND ADOPTED this 31st day of October, 1961
by the following called vote:

AYES:	5	COUNCILMEN:	Bousman, Crenshaw, Thompson, Wishak and McShane
NOES:	0	COUNCILMEN:	None
ABSENT:	0	COUNCILMEN:	None

Arthur B. McShane
MAYOR OF THE CITY OF BUENA PARK

ATTEST:

Marguerite C. Carson
CITY CLERK OF THE CITY OF BUENA PARK

I hereby certify that the foregoing resolution was duly and regularly passed and adopted at a regularly adj. meeting of the City Council of the City of Buena Park passed and adopted this 31 day of October, 1961.

Marguerite C. Carson
CITY CLERK OF THE CITY OF BUENA PARK

THE FOREGOING INSTRUMENT IS A FULL TRUE AND
CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

ATTEST: Nov. 3 1961
CITY CLERK OF THE CITY OF BUENA PARK, CALIFORNIA
Marguerite C. Carson

RECORDED AT REQUEST OF
CITY OF BUENA PARK
IN OFFICIAL RECORDS OF
ORANGE COUNTY, CALIF.
9:03 AM NOV 7 1961
RUBY McFARLAND, County Recorder

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