

RESOLUTION NO. 2006-298

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE SUMMARY ABANDONMENT OF A PORTION OF A DRAINAGE
EASEMENT OVER THE LAGUNA SPRINGS CORPORATE CENTER PHASE 2
(EG-05-811-AB-00)**

WHEREAS, the City of Elk Grove is abandoning this "Drainage Easement" under Section 8335 of The Streets and Highway Code as said easement is defined as a "Public Service Easement" per Section 8306 of said code; and

WHEREAS, this easement was acquired by the City of Elk Grove by a quitclaim deed from the County of Sacramento after incorporation; and

WHEREAS, this easement was dedicated on that certain Parcel Map filed in Book 98 at Page 31 of Parcel Maps, Records of Sacramento County; and

WHEREAS, the purpose of this easement was for "overland release" of drainage water from the then vacant site to the northeast of the Laguna Springs Corporate Center; and that said site is now under construction under plans approved by the City of Elk Grove, and said easement is deemed no longer necessary; and

WHEREAS, there are no public facilities within this easement and no public monies have been spent for maintenance of said easement.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds:

- a. The abandonment of this easement would be consistent with, and not violate the General Plan and all elements and components thereof; and
- b. The public interest will be served by the abandonment.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the following described portion of a Drainage Easement is hereby abandoned as described in Exhibit "A" and shown in Exhibit "B".

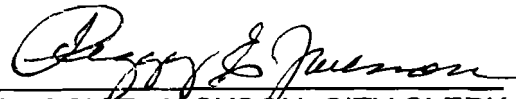
NOW, THEREFORE, BE IT FURTHER RESOLVED that from and after the date this resolution is recorded, this Drainage Easement no longer constitutes an easement.

NOW, THEREFORE, BE IT FINALLY RESOLVED that the Clerk of the City of Elk Grove shall cause a certified copy of this Resolution of Abandonment, attested by the Clerk under seal, to be recorded in the office of the County Recorder of the County of Sacramento.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 13th day of December 2006.


SOPHIA SCHERMAN, MAYOR PRO TEM
of the CITY OF ELK GROVE

ATTEST:


PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:


ANTHONY B. MANZANETTI,
CITY ATTORNEY

Laguna Springs Corp. Center - Phase 2
Drainage Easement Abandonment
Job No. 1401-02-0695



EXHIBIT "A"

ABANDONMENT OF DRAINAGE EASEMENT

That portion of the "15.00 feet wide Drainage Easement" designated as Per 98 PM 31 within Lot 16, as shown on the Plat entitled "Laguna Business Park" according to the office plat thereof filed in the office of Recorder of Sacramento County, California on September 21, 2004 in Book 335 of Maps, Map No. 1.

THE LAND DESCRIBED HEREON IS SHOWN ON THE ATTACHED **EXHIBIT "B"** PLAT AND BY REFERENCE MADE A PART HEREOF

END OF DESCRIPTION



A large, stylized handwritten signature in black ink, which appears to be 'Jerry A. Plass', written over the printed name and license information.

Written by: Jerry A. Plass, R.L.S. 5876
Exp. Date: December 31, 2006

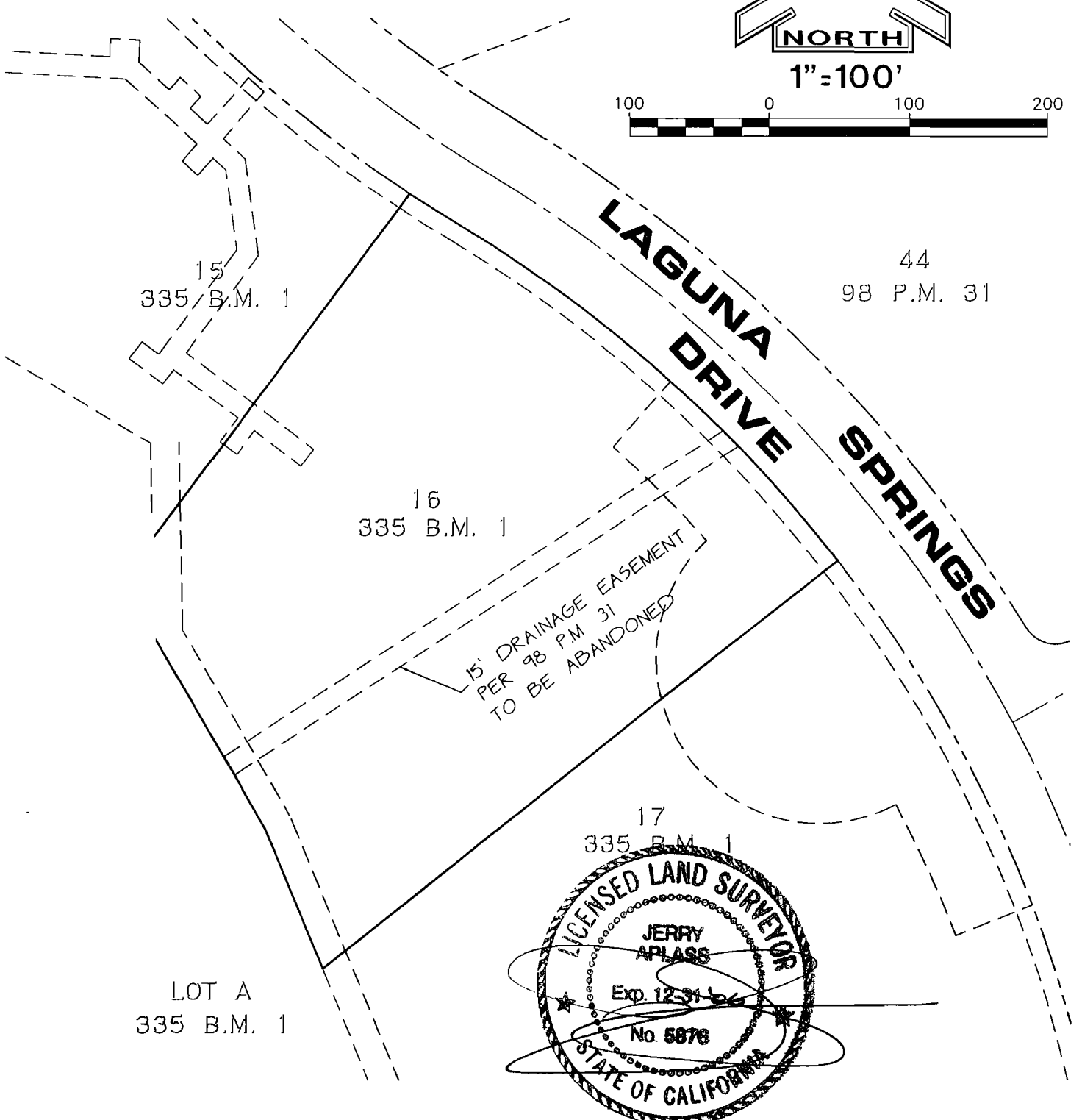
Prepared on: March 09, 2005

S:\Proj\1401-02\Wp\1401-02-Drainage Abandonment.wpd

EXHIBIT "B"

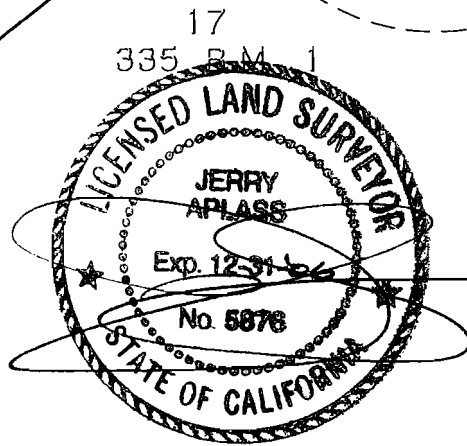


1"=100'



44
98 P.M. 31

15' DRAINAGE EASEMENT
PER 98 P.M. 31
TO BE ABANDONED



LOT A
335 B.M. 1

DRAINAGE EASEMENT ABANDONMENT LAGUNA SPRINGS CORP CENTER - PHASE 2

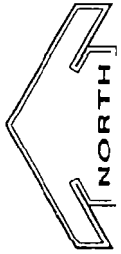


1001 ENTERPRISE WAY, SUITE 100
ROSEVILLE, CA 95678
PH. (916) 783-8898
FAX (916) 783-8222

| | |
|------------------|----------------------|
| SCALE: 1"=100' | DATE: 3-09-05 |
| DRAWN BY: MJ | REVISED: |
| APPROVED BY: JVA | DWG: 1401-02 LLM |
| DESIGNED BY: | JOB NO: 1401-02-0695 |

VICINITY MAP

NOT TO SCALE



W. STOCKTON
BLVD.



LAGUNA SPRINGS
DRIVE

RED FOX
WAY

SITE

LAGUNA BLVD.

HORN

BLVD.

BIG

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2006-298**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on December 13, 2006 by the following vote:

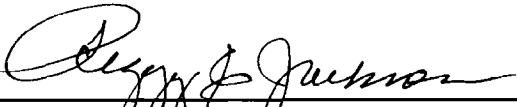
AYES : **COUNCILMEMBERS:** **Scherman, Cooper, Leary, Davis, Hume**

NOES : **COUNCILMEMBERS:** **None**

ABSTAIN : **COUNCILMEMBERS:** **None**

ABSENT: **COUNCILMEMBERS:** **None**





**Peggy E. Jackson, City Clerk
City of Elk Grove, California**