

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF COSTA MESA, CALIFORNIA, ORDERING
THE VACATION OF EXCESS RIGHT-OF-WAY AT
297 OGLE STREET (SANTA ANA AVENUE SIDE)**

WHEREAS, the City Council of the City of Costa Mesa did, on the 3rd day of January, 2006, adopt Resolution No. 06-04, entitled: " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE VACATION OF EXCESS RIGHT-OF-WAY AT 297 OGLE STREET (SANTA ANA AVENUE SIDE).

WHEREAS, pursuant to said Resolution of Intention, the time and place for hearing all persons interested in or objecting to the proposed vacation was set for Tuesday, the 7th day of February, 2006, at 6:30 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa, California; and

WHEREAS, notices of said proposed vacation were duly and regularly posted as required by law, all pursuant to the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California; and

WHEREAS, on said date of hearing, the proposed vacation came on regularly to be heard; all persons appearing on the proposed vacation were heard; and said hearing was closed on the 7th day of February, 2006; and

WHEREAS, the Costa Mesa City Council finds and determines from all the evidence submitted that the hereinafter described right-of-way is unnecessary for present or prospective street purposes;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COSTA MESA DOES ORDER AND RESOLVE AS FOLLOWS;

1. That the hereinafter described right-of-way is unnecessary for present or prospective street purposes.
2. It is hereby ordered that the following described right-of-way be, and the same are hereby vacated:

All as more particularly described in legal description shown in Exhibit "A" and on map shown in Exhibit "B," attached hereto and by this reference made a part hereof.

PASSED AND ADOPTED this 7th day of February, 2006.

Mayor of the City of Costa Mesa

ATTEST:

Deputy City Clerk of the City of Costa Mesa

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, JULIE FOLCIK, Deputy City Clerk and ex-officio Clerk of the City Council of the City of Costa Mesa, hereby certify that the above and foregoing Resolution No. 06-04 was duly and regularly passed and adopted by the said City Council at a regular meeting thereof held on the 7th day of February, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Costa Mesa this 8th day of February 2006.

Deputy City Clerk and ex-officio Clerk of the
City Council of the City of Costa Mesa

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EXHIBIT "A"

DEED NO. 3588

LEGAL DESCRIPTION OF THE VACATION OF A PORTION OF
SANTA ANA AVENUE

A portion of Lot 10, Tract No. 2996, in the City of Costa Mesa, County of Orange, State of California, as shown on a map recorded in Book 116, pages 21-22, of Miscellaneous Maps, records of said Orange County, said land being a portion of that portion of Parcel 2 of a parcel map recorded in Book 63, page 6, of Parcel Maps, records of said Orange County shown as "Santa Ana Avenue" on said Parcel Map, described as follows:

Beginning at the southerly corner of said Lot 10; thence along the southwesterly line of said Lot 10 North $49^{\circ}59'20''$ West 7.00 feet; thence along a line parallel with and 7.00 feet northwesterly of the southeasterly line of said Lot 10 North $40^{\circ}00'35''$ East 110.00 feet to a tangent curve, concave westerly, having a radius of 15.00 feet; thence northerly and northwesterly along said curve 23.56 feet through a central angle of $89^{\circ}59'55''$ to a point on the northeasterly line of said Lot 10, said point being South $49^{\circ}59'20''$ East 80.70 feet from the northerly corner of said Lot 10; thence southeasterly along said northeasterly line of said Lot 10 South $49^{\circ}59'20''$ East 7.00 feet; thence South $45^{\circ}00'03''$ East 21.41 feet to a point on the southeasterly line of said Lot 10, said point being the northeasterly terminus of that course shown as North $40^{\circ}00'35''$ East 110.00 feet" in the boundary of said Lot 10 as shown on said Tract No. 2996; thence along said southeasterly line South $40^{\circ}00'35''$ West 110.00 feet to the point of beginning.

RESERVING THEREFROM a public utility easement for all existing underground and overhead public utilities together with right of ingress and egress for the purpose of maintaining, replacing and upgrading said existing public utilities.

Attached and made a part of is a map designated Exhibit "B".



