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ATTACHMENT 4

Recording Requested by, and
when recorded, mail to:

City of Costa Mesa
Eileen P. Phinney, City Clerk
Post Office Box 1200
Costa Mesa, CA 92628-1200

Document No. 92-845645
Dated: December 10, 1992

RESOLUTION NO. 92-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING RESOLUTION NO. 91-68 WHICH DEDICATED LAND FOR PUBLIC USE FOR STREET, HIGHWAY, AND UTILITY PURPOSES FOR THE IMPROVEMENT OF VICTORIA STREET.

WHEREAS, the City acquired several parcels of land for the purpose of widening Victoria Street; and

WHEREAS, the City obtained fee simple title to most of said parcels which does not designate how the land is to be used; and

WHEREAS, the City must dedicate the fee title parcels of land to public use for street, highway, and utility purposes; and

WHEREAS, the City adopted Resolution No. 91-68 dedicating said land for public use for street, highway, and utility purposes for the improvement of Victoria Street; and

WHEREAS, the parcel of land described in Exhibit "A", attached hereto and made a part hereof, has been separated from Victoria Street by the construction of a concrete block wall;

NOW, THEREFORE, the City Council of the City of Costa Mesa does hereby dedicate all parcels described in Exhibit "B", attached hereto and made a part hereof, to public use for street, highway, and utility purposes.

PASSED AND ADOPTED this 7th day of December, 1992.

Mayor of the City of Costa Mesa

ATTEST:

Eileen P. Phinney
City Clerk of the City of Costa Mesa

(13)

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

I, EILEEN P. PHINNEY, 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. 92-101 was duly and regularly passed and adopted by the said City Council at a regular meeting thereof, held on the 7th day of December, 1992.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Costa Mesa this 8th day of December, 1992.

Eileen P. Phinney
City Clerk and ex-officio Clerk of the
City Council of the City of Costa Mesa

(14)

EXHIBIT "A"

LOT 170 OF TRACT 1872 AS SHOWN ON A MAP FILED IN BOOK 53, PAGES 47 TO 49 OF MISCELLANEOUS MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY OF ORANGE EXCEPTING THEREFROM THAT PORTION OF SAID LOT LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 170, SAID POINT BEING 40.00 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 170; THENCE SOUTH 89 DEGREES 28′ 00" WEST, PARALLEL WITH THE CENTERLINE OF VICTORIA STREET AS SHOWN ON SAID MAP, A DISTANCE OF 105.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 170, SAID LAST MENTIONED POINT BEING 40.11 FEET SOUTH OF THE NORTHWEST CORNER OF SAID LOT 170.

ALSO RESERVING UNTO GRANTOR A PERPETUAL EASEMENT FOR STREET AND ROADWAY PURPOSES OVER THE FOLLOWING DESCRIBED PORTION OF SAID LOT 170:

BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 170, SAID POINT BEING 40.00 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 170; THENCE SOUTH 89 DEGREES 28′ 00" WEST, PARALLEL WITH THE CENTERLINE OF VICTORIA STREET AS SHOWN ON SAID MAP, A DISTANCE OF 30.01 FEET TO A POINT ON A NONTANGENT CURVE CONCAVE EASTERLY WITH A RADIUS OF 41.00 FEET, A RADIAL LINE TO SAID LAST MENTIONED POINT BEARS SOUTH 64 DEGREES 01′ 52" WEST; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 58 DEGREES 35′ 14" AN ARC DISTANCE OF 41.92 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 170; THENCE ALONG SAID NORTH LINE NORTH 89 DEGREES 31′ 30" EAST 27.35 FEET TO THE NORTHEAST CORNER OF SAID LOT 170; THENCE SOUTH 0 DEGREES 28′ 30" EAST 40.00 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT FROM SAID LOT 170 THAT PORTION LYING NORTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 170, SAID POINT BEING 32.50 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 170; THENCE SOUTH 89 DEGREES 28′ 00" WEST, PARALLEL WITH THE CENTERLINE OF VICTORIA STREET AS SHOWN ON SAID MAP, A DISTANCE OF 105.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 170, SAID LAST MENTIONED POINT BEING 32.61 FEET SOUTH OF THE NORTHWEST CORNER OF SAID LOT 170.

EXCEPT ALL CRUDE OIL, PETROLEUM, GAS, BREA, ASPHALTUM AND ALL KINDRED SUBSTANCES AND OTHER MINERALS UNDER AND IN SAID LAND, EXCEPT THE RIGHT TO USE ANY PORTION OF THE SURFACE OF THE LAND FOR DRILLING OPERATIONS, MINING OR QUARRYING OF ALL KINDS INCLUDING, BUT NOT EXCLUSIVE OF, OIL WELL DRILLING, OIL DEVELOPMENT, MINING OPERATIONS, TOGETHER WITH THE USE OF SAID SURFACE FOR OIL WELLS, TANKS, TUNNELS, MINING EXCAVATIONS SHAFTS, PROVIDED, HOWEVER, THE SAME SHALL NOT BE CONSTRUED TO PROHIBIT SLANT DRILLING, OR SUCH OTHER OPERATIONS WHICH IN NO WAY USE OR IN ANY WAY AFFECT THE SURFACE RIGHTS OF SAID LAND, AND WHICH DO NOT ENTER SAID LAND AT A POINT LESS THAN 500 FEET TO SAID SURFACE. RECORDED MAY 19, 1953 IN BOOK 2505, PAGE 197 OF OFFICIAL RECORDS.

(EXHIBIT.A)

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EXHIBIT "B"

The following described parcels of land situated in the City of Costa Mesa, County of Orange, State of California, as shown on the Precise Plan for Victoria Street, attached hereto and made a part hereof:

PARCEL 1

Lot 112 of Fairview Highlands, Tract No. 653, filed in Book 19, Page 42 of Miscellaneous Maps, records of said county.

PARCELS 2 THROUGH 6
Lots 1 and 22 through 25 inclusively of Tract No. 3934 filed in Book 138, Pages 13 and 14 of Miscellaneous Maps, records of said county.

PARCELS 7, 9 THROUGH 17, 20 THROUGH 29, AND 33 THROUGH 42
Lots 1 through 29 inclusively and Lot 171 of Tract No. 1872 filed in Book 53, Pages 47, 48 and 49 of Miscellaneous Maps, records of said county.

PARCEL 8

That portion of Lot 170 of Tract No. 1872 filed in Book 53, Pages 47, 48 and 49 of Miscellaneous Maps, records of said county, lying southerly of the following described line:

> Beginning at a point on the east line of said Lot 170, said point being 40.00 feet south of the northeast corner of said Lot 170; thence south 89°28'00" west, parallel with the centerline of Victoria Street as shown on the map of said tract, a distance of 105.00 feet to a point on the west line of said Lot 170, said last mentioned point being 40.11 feet south of the northwest corner of said Lot 170.

PARCEL 18

That portion of Lot 61 of Fairview Farms as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county, described as follows:

> Beginning at the intersection of the northerly line of Victoria Street, 50.00 feet wide, as shown on a map of Tract No. 1872 filed in Book 53, Pages 47, 48 and 49 of Miscellaneous Maps, records of said county, with the southerly extension of the easterly line of Lot 21 of said Tract No. 1872; thence north 0°28'17" west 110.00 feet along said southerly extension and the easterly line of said Lot 21; thence north 89°28'00" east 52.85 feet parallel with the northerly line of said Victoria Street; thence south 0°28'17" east 110.00 feet to the northerly line of said Victoria Street; thence along said northerly line south 89°28'00" west 52.85 feet to the Point of Beginning.

PARCEL 19

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Parcel 2 of Parcel Map No. 86-300 filed in Book 227, Pages 49 and 50 of Parcel Maps, records of said county.

PARCELS 30, 31 AND 32

The east 275.00 feet of the west 290.00 feet of the south 112.50 feet, measured from the north line of said Victoria Street, 50.00 feet wide, of the east half of Lot 57 of Fairview Farms as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county.

PARCELS 43 THROUGH 51

Lots 73 through 81 inclusively of Tract No. 2387 filed in Book 70, Page 33 of Miscellaneous Maps, records of said county.

PARCELS 52 AND 53

Lots 1 and 22 of Tract No. 3135 filed in Book 93, Page 22 of Miscellaneous Maps, records of said county.

PARCELS 54, 55 AND 56

The west 200.00 feet of the east 470.00 feet of the south 135.00 feet of Lot 33 of Fairview Farms as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county.

PARCEL 57

The south 46.98 feet, measured from the north line of said Victoria Street, 50.00 feet wide, of the west 130.00 feet of the east 270.00 feet of Lot 33 of Fairview Farms as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county.

PARCEL 59

The west one acre of the south half of Lot 28 of Fairview Farms as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county. Excepting therefrom the northerly 240.00 feet of said one acre of land.

PARCELS 62 AND 96

Parcel 2 of Lot Line Adjustment No. LL 91-02 recorded March 29, 1991, as Document 91-144638 of Official Records of said county.

PARCELS 67, 68 AND L

Lots 1, 19 and 20 of Tract No. 1881 filed in Book 66, Page 9 of Miscellaneous Maps, records of said county.

PARCELS 69 THROUGH 73, G AND H

Lots 1, 19 through 22 inclusively, 40 and 41 of Tract No. 2348 filed in Book 82, Page 25 of Miscellaneous Maps, records of said county.

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PARCEL 99

The southerly 63.00 feet of the easterly 183.00 feet of Lot 28 of Fairview Farms, as shown on a map filed in Book 8, Page 71 of Miscellaneous Maps, records of said county.

PARCEL N

Parcel 1 as shown on a map filed in Book 70, Pages 25 and 26 of Parcel Maps, records of said county.

All the above parcels are subject to all rights-of-way and easements of record, if any.

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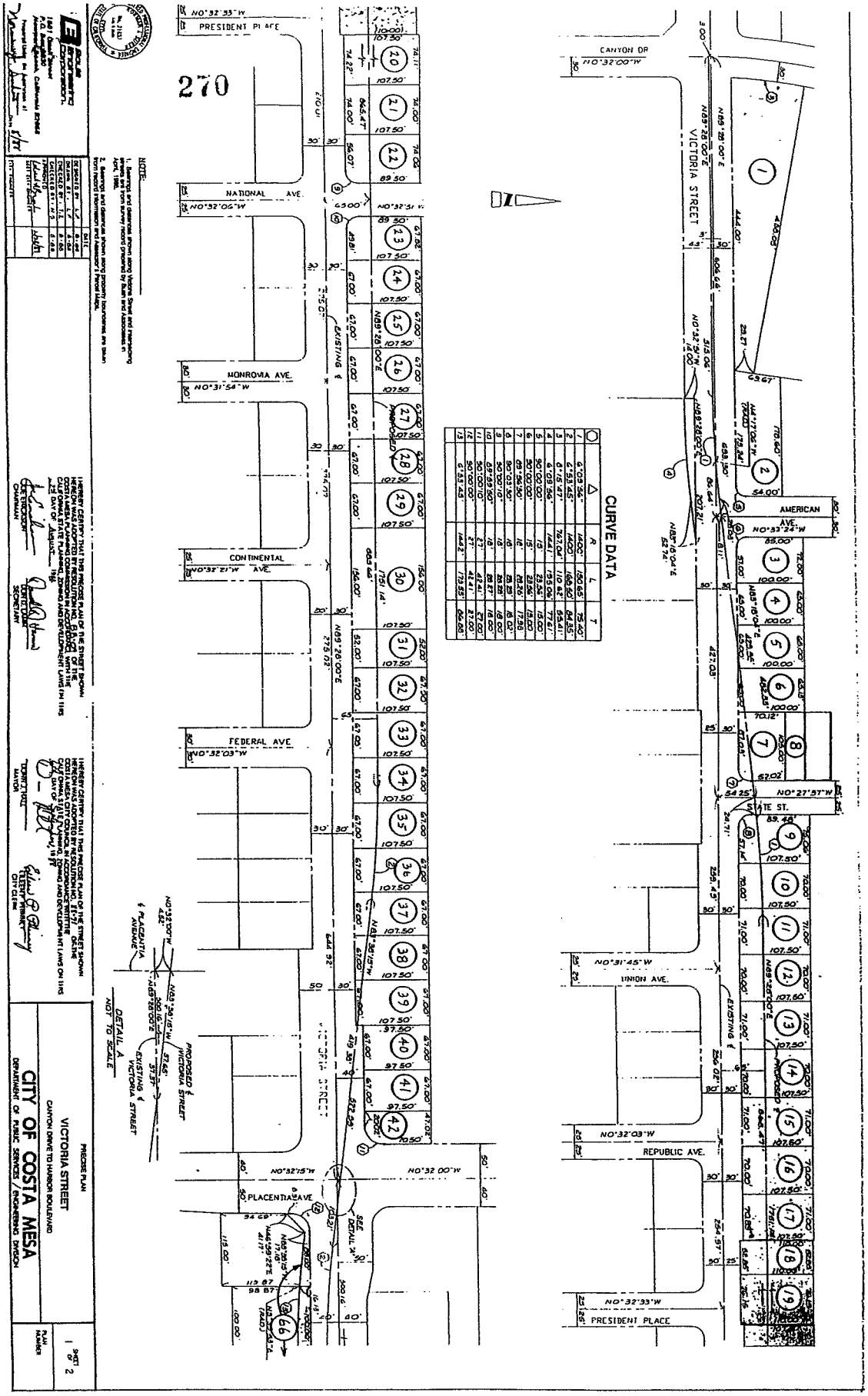

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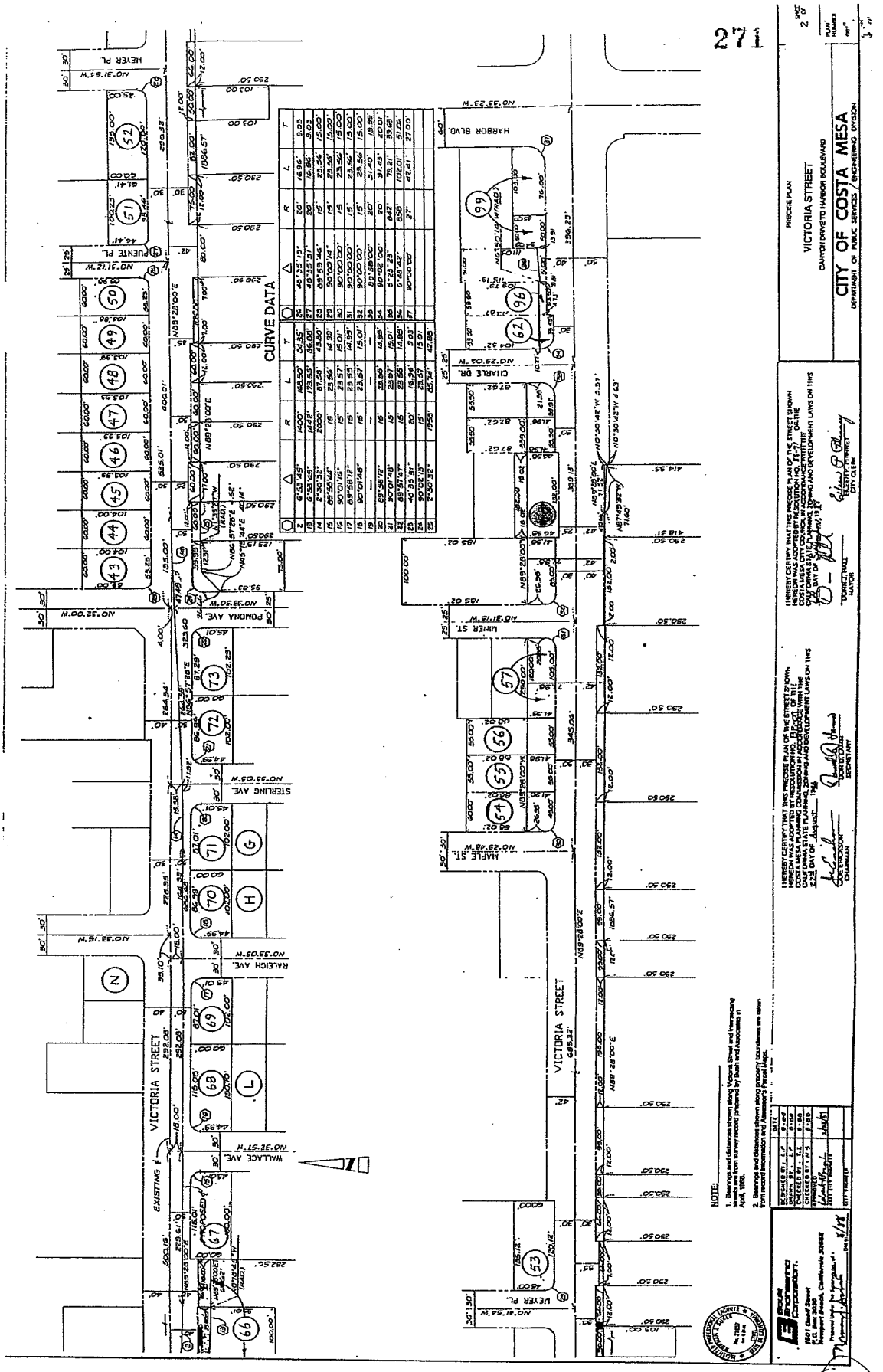

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