

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2018

A RESOLUTION OF INTENTION
TO VACATE PUBLIC SERVICE EASEMENTS AT
700 AND 800 EAST MIDDLEFIELD ROAD AND 1100 MAUDE AVENUE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW
AS FOLLOWS:

1. Pursuant to the provisions of Part 3 of Division 9 (Section 8300 through 8374) of the Streets and Highways Code of the State (the Public Streets, Highways, and Service Easements Vacation Law), the City Council does hereby declare its intention to vacate public service easements on 700 and 800 East Middlefield Road and 1100 Maude Avenue in the City of Mountain View. The public service easements to be vacated are all public service easements dedicated on the Parcel Map Book 535, Maps 44 and 45, in the Santa Clara County Recorder's Office and is attached hereto as Exhibit A and incorporated herein by reference. The map describing the particulars of the proposed vacation, a copy of which is on file in the Office of the City Clerk of the City of Mountain View, is also attached hereto as Exhibit B and incorporated herein by reference.

2. That November 27, 2018, at the hour of 6:30 p.m., or as soon thereafter as the matter can be heard, at City Hall, City Council Chambers, 500 Castro Street, Mountain View, California, be, and the same hereby is fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation.

3. That the City Clerk be, and she hereby is, directed to publish this Resolution at least fourteen (14) days prior to said hearing, pursuant to Sections 8320 through 8322 of the Streets and Highways Code of the State.

4. That copies of this Resolution shall be conspicuously posted by the said City Clerk along the line of the aforesaid public easement proposed to be vacated at least fourteen (14) days before the date set for hearing; said notice to be posted not more than 300' apart but at least three (3) of said notices to be posted along the line of said public easement proposed to be vacated, pursuant to Section 8323 of the Streets and Highways Code of the State.

CL/2/RESO
946-10-23-18r-2

Exhibits: A. Parcel Map Book 535, Maps 44 and 45
B. Map

OWNERS CERTIFICATE

WE HEREBY CERTIFY THAT WE ARE THE OWNERS OF OR HAVE SOME INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE SUBDIVISION SHOWN UPON THE HEREIN MAP THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID REAL PROPERTY, THAT WE HEREBY CONSENT TO THE MAKING OF SAID MAP AND SUBDIVISION AS SHOWN WITHIN THE DISTINCTIVE BORDER LINES AND WE HEREBY DEDICATE TO PUBLIC USE EASEMENTS FOR PUBLIC UTILITIES (PUBLIC SERVICE, LAND AND OTHER SIMILAR USES IN THOSE AREAS AS SHOWN ON THE WITHIN MAP, SAID PUBLIC SERVICE EASEMENT (P.S.E.) IS TO BE KEPT OPEN AND FREE FROM BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT LAWFUL FENCES, LAWFUL UNSUPPORTED ROOF OVERHANGS, IRRIGATION SYSTEMS AND APPURTENANCES AND UTILITY COMPANY STRUCTURES WHICH DO NOT EXCEED 5' IN HEIGHT ABOVE THE SURFACE OF THE GROUND.

OWNERS
Richard T. Peery, Trustee, or Successor Trustee under the Trust Agreement, dated July 20, 1977 (Richard T. Peery) SEPARATE PROPERTY TRUST) AND AS AMENDED, AS TO AN UNDIVIDED 1/2 INTEREST.

John Arrillaga, Trustee, or Successor Trustee under the Trust Agreement, dated July 20, 1977 (John Arrillaga) SEPARATE PROPERTY TRUST) AND AS AMENDED, AS TO AN UNDIVIDED 1/2 INTEREST.

TRUSTEES
TICOR TITLE INSURANCE COMPANY OF CALIFORNIA, FORMERLY, TITLE INSURANCE AND TRUST COMPANY, A CALIFORNIA CORPORATION.

BY: Benjamin B. Montemano
BY: Albert Velasco
CONTINENTAL AUXILIARY COMPANY, A CORPORATION
BY: Mary B. Smith
BY:

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) S.S.
ON October 19, 1984, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED RICHARD T. PEERY, TRUSTEE, AND JOHN ARRILLAGA, TRUSTEE, KNOWN TO ME, OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE, TO BE THE TRUSTEES WHOSE INTERESTS WERE HEREBY ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME AS OWNERS.

NOTARY PUBLIC IN AND FOR COUNTY OF SANTA CLARA, STATE OF CALIFORNIA
James E. Danich
MY COMMISSION EXPIRES: 1-30-87

CERTIFICATE OF ACCEPTANCE

I, ALLEN SHELLEY, CITY ENGINEER OF THE CITY OF MOUNTAIN VIEW, STATE OF CALIFORNIA, DESIGNEE FOR THE CITY MANAGER PURSUANT TO THE PROVISIONS OF ORDINANCE NO. 4-81, HEREBY ACCEPT ON BEHALF OF THE PUBLIC, ALL PARCELS OF LAND AND EASEMENTS OFFERED FOR DEDICATION ON THE MAP HEREIN, THE PURPOSES SET FORTH IN THE ORDER OF DEDICATION.

Allen Shelley 10-26-84
CITY ENGINEER
CITY OF MOUNTAIN VIEW R.C.E. 10390

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) S.S.
ON October 23, 1984, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY KNOWN TO ME, OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE Trustees PRESIDENT AND SECRETARY OF THE CORPORATION THAT EXECUTED THE WITHIN INSTRUMENT AND THE OFFICERS WHO EXECUTED THE WITHIN INSTRUMENT ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED RESOLUTION WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR A RESOLUTION OF ITS BOARD OF DIRECTORS AS TRUSTEE.

James E. Danich
NOTARY PUBLIC IN AND FOR COUNTY OF SANTA CLARA, STATE OF CALIFORNIA
MY COMMISSION EXPIRES: 6-10-88

ON 10-25, 1984, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED Mary B. Smith AND KNOWN TO ME, OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE CORPORATION THAT EXECUTED THE WITHIN INSTRUMENT AND THE OFFICERS WHO EXECUTED THE WITHIN INSTRUMENT ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR A RESOLUTION OF ITS BOARD OF DIRECTORS AS TRUSTEE.

James E. Danich
NOTARY PUBLIC IN AND FOR COUNTY OF SANTA CLARA, STATE OF CALIFORNIA
MY COMMISSION EXPIRES: 6-10-88

SOILS REPORT

A SOILS REPORT ON THIS PROPERTY HAS BEEN PREPARED BY UNITED SOILS ENGINEERING, INC. (A CALIFORNIA CORPORATION) FILE NO. 84-0808, BY MAX H. GABRIELAT, P.E., FILE NO. 84-0808, A COPY OF WHICH IS ON FILE AT THE CITY OF MOUNTAIN VIEW.

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) S.S.
ON October 23, 1984, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY KNOWN TO ME, OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE CORPORATION THAT EXECUTED THE WITHIN INSTRUMENT AND THE OFFICERS WHO EXECUTED THE WITHIN INSTRUMENT ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED RESOLUTION WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR A RESOLUTION OF ITS BOARD OF DIRECTORS AS TRUSTEE.

ENGINEER'S CERTIFICATE

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCES AT THE REQUEST OF RICHARD T. PEERY (HEREINAFTER "TRUSTEE") AND JOHN ARRILLAGA (HEREINAFTER "TRUSTEE"). HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED PRELIMINARY PARCEL MAP IF ANY, AND ALL MONUMENTS ACTUALLY EXIST AS SHOWN OR WILL BE PLACED ON OR BEFORE MAY 1986 AND THAT THEIR POSITIONS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

Sam J. Zullo
R.E. 14388
CITY ENGINEER
CITY OF MOUNTAIN VIEW

THIS MAP CONFORMS WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE.

Allen Shelley 10-26-84
ALLEN SHELLEY R.C.E. 10390
CITY ENGINEER OF THE CITY OF MOUNTAIN VIEW, CALIFORNIA

RECORDER'S CERTIFICATE
FILE NO. 8234128 FILED 85 FILED THIS 20 DAY OF October 1984 AT 11:45 AT THE REQUEST OF MARK THOMAS & CO., INC.

GEORGE A. MANN, COUNTY RECORDER
BY: George A. Mann

PARCEL MAP

CONSISTING OF TWO SHEETS
BEING A PORTION OF LOTS 32, 33, 34 AND 35 OF THE B. D. MURPHY SUBDIVISION NO. 2 IN THE CITY OF MOUNTAIN VIEW CALIFORNIA
FEBRUARY 1984

Mark Thomas & Co., Inc.
CONSULTING CIVIL ENGINEERS & MUNICIPAL PLANNERS
OFFICES IN SAN JOSE AND OAKLAND

BOOK 535
Page 444-48
535
44

44

44

PARCEL MAP

CONSISTING OF TWO SHEETS
 BEING A PORTION OF LOTS 32, 33, 34 AND 35 OF THE
 B. D. MURPHY SUBDIVISION NO. 2 IN THE
 CITY OF MOUNTAIN VIEW CALIFORNIA
 SCALE 1"=100'
 FEBRUARY 1984

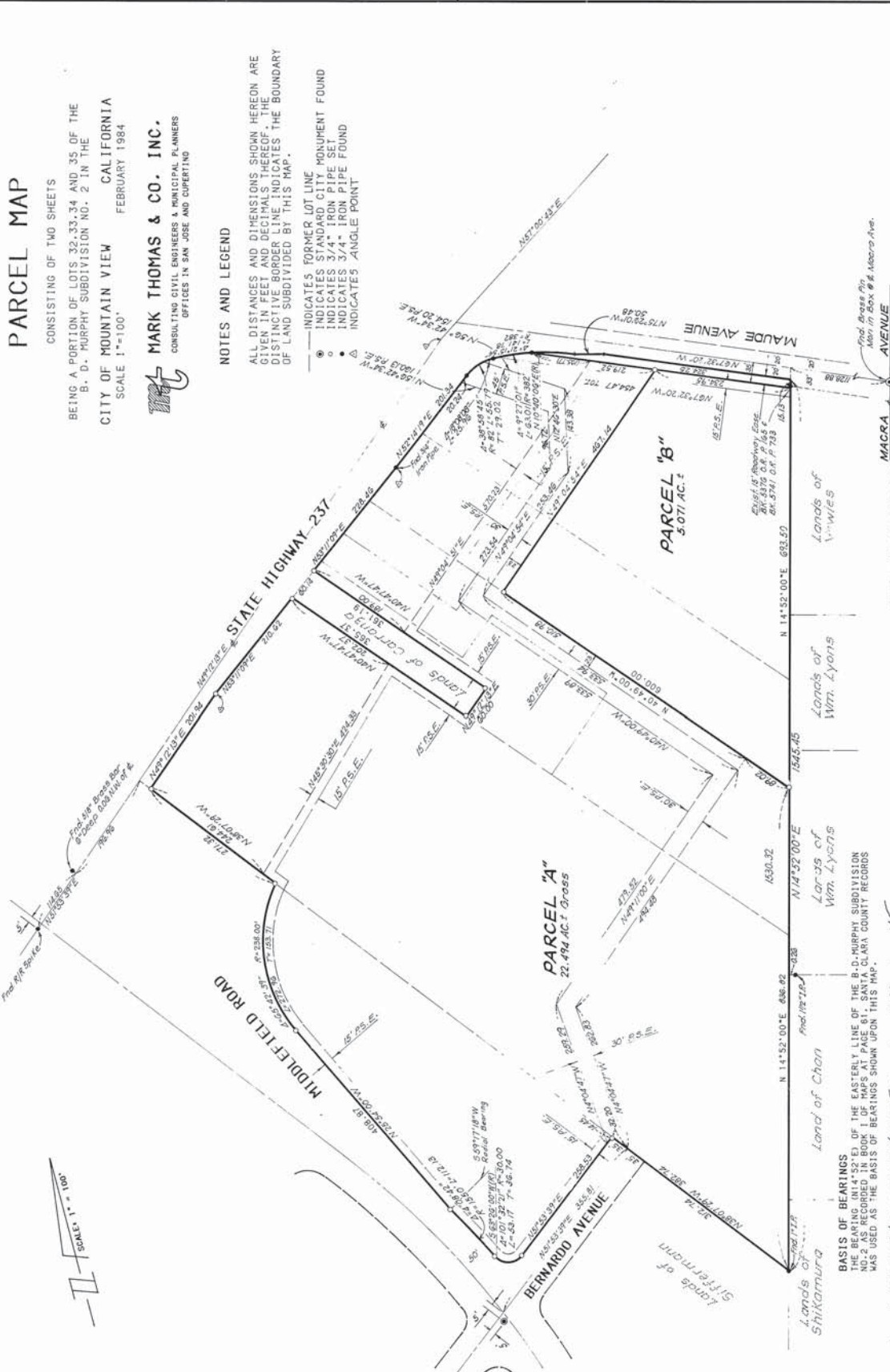
MARK THOMAS & CO. INC.
 CONSULTING CIVIL ENGINEERS & MUNICIPAL PLANNERS
 OFFICES IN SAN JOSE AND CUPERTINO

NOTES AND LEGEND

ALL DISTANCES AND DIMENSIONS SHOWN HEREON ARE
 GIVEN IN FEET AND DECIMALS THEREOF. THE
 DISTINCTIVE BORDER LINE INDICATES THE BOUNDARY
 OF LAND SUBDIVIDED BY THIS MAP.

- INDICATES FORMER LOT LINE
- INDICATES 3/4" IRON PIPE FOUND
- INDICATES 3/4" IRON PIPE FOUND
- INDICATES 3/4" IRON PIPE FOUND
- INDICATES ANGLE POINT

BOOK
 535
 45



BASIS OF BEARINGS
 THE BEARING (N14°32'00"E) OF THE EASTERLY LINE OF THE B. D. MURPHY SUBDIVISION
 NO. 2 AS RECORDED IN BOOK 1 OF MAPS AT PAGE 61, SANTA CLARA COUNTY RECORDS
 WAS USED AS THE BASIS OF BEARINGS SHOWN UPON THIS MAP.

Recorded 10-30-84 File No. 83392 & 83393, 535, Maps Pages 44 & 45

SHEET TWO OF TWO SHEETS

45

45

