



# RESOLUTION No. 19-599

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

**APPROVE SUMMARY VACATION (ABANDONMENT) OF A PORTION OF THE 5-FOOT PUBLIC UTILITY EASEMENT (PUE) OVER THE NORTHERLY SIDELINE OF LOT 6 OF THE "ENGLISH MOUNTAIN PARK PHASE TWO" SUBDIVISION, AS SHOWN ON THE SUBDIVISION MAP RECORDED IN BOOK 8 OF SUBDIVISIONS AT PAGE 150, ASSESSOR'S PARCEL NUMBER 006-920-018 – DISTRICT 1**

WHEREAS, the California Streets and Highway Code Section 8333(c) allows the County to summarily vacate or abandon a Public Utility Easement if it is determined to be excess by the easement holder and there are no other public facilities located within the easement; and

WHEREAS, the County of Nevada has a Public Utility Easement as described in that certain Map known as English Mountain Park Phase Two and recorded in Book 8 of Subdivisions at Page 150; and

WHEREAS, the County of Nevada has received a request from the property owner, Timothy Corkins, to abandon a portion of the 5-foot Public Utility Easement over the northerly sideline of Lot 6 of the "English Mountain Park Phase Two" subdivision, as shown on the Subdivision Map recorded in Book 8 of Subdivisions at Page 150 (Assessor's Parcel Number 006-920-018); and

WHEREAS, the Nevada County Surveyor has reviewed the proposed vacation (abandonment) and finds that this easement is no longer needed for the purpose that it was originally provided, and there are no public utilities located within the easement; and

WHEREAS, the property owner will record a new Public Utility Easement adjacent to this abandoned Public Utility Easement for future utility purposes; and

WHEREAS, the request has been circulated to the Nevada County Sanitation District, the Nevada Irrigation District, Pacific Gas and Electric Company, and AT&T, and all have consented to the request; and

WHEREAS, the Nevada County Zoning Administrator has reviewed the request and found the vacation (abandonment) of the easement is not in conflict with the Nevada County General Plan.

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors has reviewed and considered this easement vacation and hereby finds and determines as follows:

1. The above recitals are true and correct.
2. The Public Utility Easement over the northerly sideline of Lot 6 of the "English Mountain Park Phase Two" subdivision, as shown on the Subdivision Map recorded in Book 8 of Subdivisions at Page 150, as shown in the attached Exhibits A and B is hereby determined to be an excess easement and there are no public facilities located within the easement.

3. The Public Utility Easement as described herein can be summarily vacated pursuant to California Code Section 8333(c).

BE IT FURTHER RESOLVED that the Nevada County Board of Supervisors hereby:

1. Summarily vacates and abandons the Public Utility Easement over the northerly sideline of Lot 6 of the "English Mountain Park Phase Two" subdivision, as shown on the Subdivision Map recorded in Book 8 of Subdivisions at Page 150, as shown in the attached Exhibits A and B.
2. Declares that from and after the date that this Resolution is recorded, the subject easement no longer constitutes a legal encumbrance.
3. Directs the Clerk of the Board of Supervisors to record the Resolution of Summary Vacation.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of November, 2019, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.


ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 



Richard Anderson, Chair

11/12/2019 cc: Recorder (1) 

11/15/2019 cc: DPW\*  
AC\*

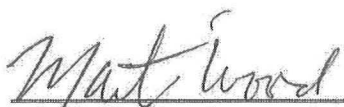
**EXHIBIT "A"**

All that portion of a Public Utility Easement (P.U.E.) across a portion of that real property described and recorded in Document No. 2015-0001295, Official Records of Nevada County, being Lot 6 of the English Mountain Park Phase Two final map, recorded in Book 8 of Subdivisions at Page 150, Official Records of Nevada County; said property is situated in the Unincorporated Territory of the County of Nevada, State of California, being a portion of the Southeast Quarter of Section 30, Township 16 North, Range 9 East, Mount Diablo Base and Meridian and being more particularly described as follows:

**Commencing** at a point on the southeasterly right of way line of Charles Drive; being the northwesterly corner of said Lot 6 of the English Mountain Park Phase Two final map; thence South 60°05'45" East, 10.48 feet to a point on the southeasterly line of an existing public utility easement recorded per English Mountain Park Phase One final map, recorded in Book 8 of Subdivisions at Page 71, Official Records of Nevada County; said point being the **True Point of Beginning**; thence running parallel and five feet distant southerly from the northerly line of said Lot 6 South 88°35'18" East, 254.54 feet to a point on the westerly line of an existing public utility easement per said English Mountain Park Phase One final map; thence along said existing public utility easement North 02°38'33" West, 5.01 feet to a point on the northerly line of said Lot 6; thence along the northerly line of said Lot 6 and the existing public utility easement North 88°35'18" West, 249.02 feet to said southeasterly line of an existing public utility easement recorded per said English Mountain Park Phase One final map; thence South 47°20'01" West, 7.19 feet to the **Point of Beginning**.

Basis of Bearings: The basis of bearings is identical and based upon the English Mountain Park Phase Two final map, recorded in Book 8 of Subdivisions at Page 150, Official Records of Nevada County.

This description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

  
Martin D. Wood                      10-22-19  
LS 8321                                      Date



SCO PLANNING & ENGINEERING, INC.  
140 LITTON DRIVE, SUITE 240  
GRASS VALLEY, CA 95945  
T 530.272.5841 / F 530.272.5860

# EXHIBIT "B"

EASEMENT ABANDONMENT / COUNTY FILE No. MIS 19-0010

BEING A PORTION OF THE S.E. 1/4 OF SECTION 30, TOWNSHIP 16 NORTH, RANGE 9 EAST, M.D.B. & M.,  
IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF NEVADA  
OCTOBER, 2019 SCALE: 1"=120'



PLANNING  
ENGINEERING  
& SURVEYING

CHARLES DRIVE

SUBURBAN PROPANE LP  
LOT 11 ENGLISH MOUNTAIN PARK 2

10' UTILITIES AND  
SLOPE EASEMENT  
PER 8/SUBS/71

D & K INVESTMENTS LLC  
LOT 10  
ENGLISH MOUNTAIN PARK 1

HATCHED PORTION OF EASEMENT  
TO BE ABANDONED  
SEE DETAIL "A" SHEET 2 OF 2

5' UTILITIES AND  
SLOPE EASEMENT  
PER 8/SUBS/71

5' UTILITIES AND  
SLOPE EASEMENT  
PER 8/SUBS/71

YUBA SIERRA LLC  
LOT 11 ENGLISH MOUNTAIN  
PARK PH 1

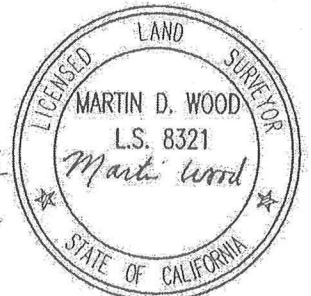
TIMOTHY G. CORKINS ET AL  
LOT 6 ENGLISH MOUNTAIN PARK 2  
7.02 AC, DOC 15-001295 O.R.N.C.

5' UTILITIES AND  
SLOPE EASEMENT  
PER 8/SUBS/71

RIGHT OF WAY EASEMENT  
PER DOC. 93-31490  
15' N.I.D. CANAL

THOMASSEN KEITH I  
& CHRISTINE TRSTES  
PCL 1 PM 18/196

WEICHEL RONALD F  
& DIANNE L TRSTES  
PCL 2 PM 18/196



### BASIS OF BEARINGS:

THE MERIDIAN OF THIS SURVEY IS IDENTICAL TO THE FINAL MAP RECORDED  
IN BOOK 8 OF SUBDS, PG. 150, NEVADA COUNTY RECORDS OFFICE.

16-22-19

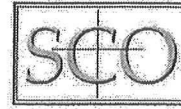
SHEET 1 OF 2

# EXHIBIT "B"

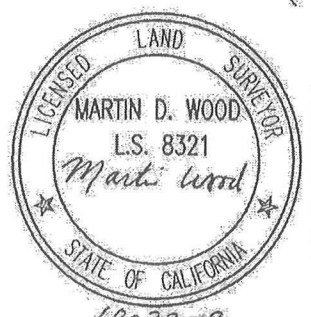
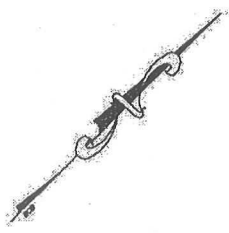
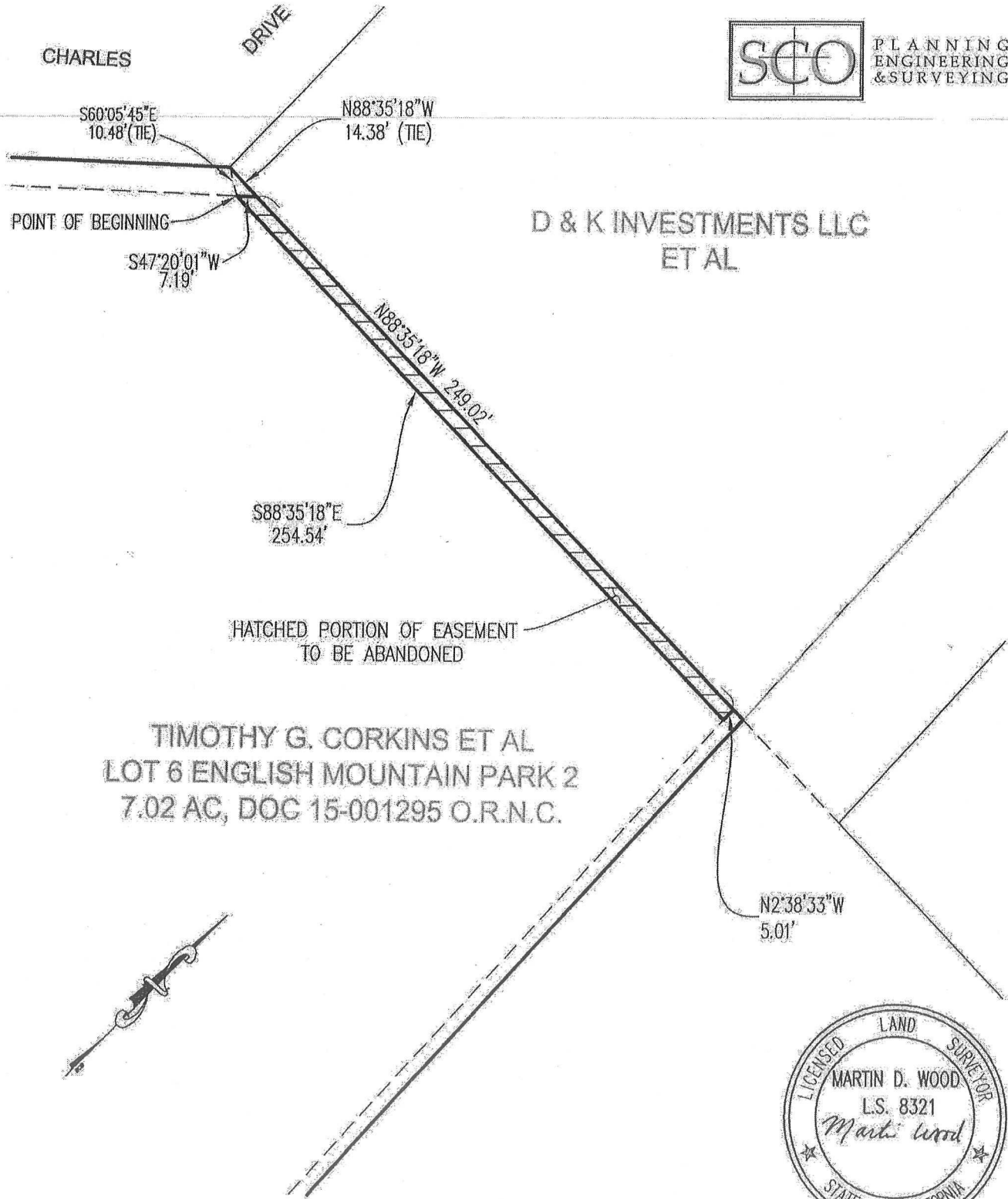
## DETAIL "A"

OCTOBER, 2019

SCALE: 1" = 50'



PLANNING  
ENGINEERING  
& SURVEYING



10-22-19

RECORDING REQUESTED BY:  
&  
RETURN TO:

Board of Supervisors  
County of Nevada  
950 Maidu Avenue, Suite 200  
Nevada City CA 95959-8617

**COPY**

Nevada County Recorder  
Gregory J. Diaz  
Document#: 20190023745  
Thursday November 14 2019, at 03:52:27 PM

Paid: \$0.00 CM

**DOCUMENT TITLE**

NEVADA COUNTY BOARD OF SUPERVISORS  
RESOLUTION NO. 19-599

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– DISTRICT 1

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION  
(Govt. Code 27361.6)  
Additional Recording Fee Applies



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Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: Julie Patterson Hunter

Richard Anderson

Richard Anderson, Chair

The foregoing instrument is a correct  
copy of the original on file in this office.

11/12/2019 cc: Recorder (1)

RES 19-599

ATTEST: 11/14/19

Julie Patterson Hunter, Clerk of the Board

County of Nevada

BY: Julie Patterson Hunter



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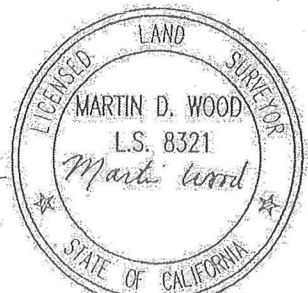
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16-22-19

SHEET 1 OF 2

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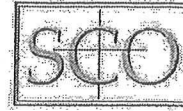
## DETAIL "A"

OCTOBER, 2019

SCALE: 1" = 50'

CHARLES

DRIVE



PLANNING  
ENGINEERING  
& SURVEYING

S60°05'45"E  
10.48' (TIE)

N88°35'18"W  
14.38' (TIE)

POINT OF BEGINNING

D & K INVESTMENTS LLC  
ET AL

S47°20'01"W  
7.19'

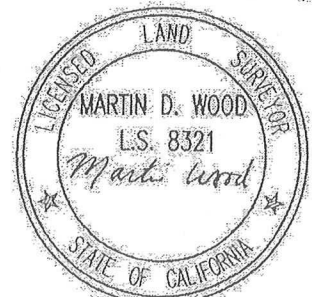
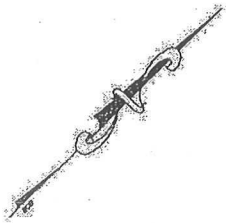
N88°35'18"W 249.02'

S88°35'18"E  
254.54'

HATCHED PORTION OF EASEMENT  
TO BE ABANDONED

TIMOTHY G. CORKINS ET AL  
LOT 8 ENGLISH MOUNTAIN PARK 2  
7.02 AC, DOG 15-001295 O.R.N.C.

N2°38'33"W  
5.01'



10-22-19

SHEET 2 OF 2