

**RESOLUTION NO. 2017-05**

**A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF MERCED, CALIFORNIA,  
DECLARING ITS INTENTION TO VACATE A  
2.18-ACRE STORM DRAIN BASIN AND A 0.95-  
ACRE STORM DRAIN EASEMENT GENERALLY  
LOCATED EAST OF G STREET AND  
APPROXIMATELY 390 FEET NORTH OF  
YOSEMITE AVENUE (VACATION  
#16-01) SETTING TIME AND PLACE FOR  
PUBLIC HEARING**

WHEREAS, the City Engineer of the City of Merced has recommended that the hereinafter described portion of public right-of-way is unnecessary for prospective public purposes; and

WHEREAS, the City Engineer has filed maps or plans with the City Clerk of the City of Merced showing the portion of the public right-of-way to be vacated at a specific time that will be determined.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Council of the City of Merced declares its intention to proceed under the provisions of Part 3 of the Streets and Highways Code of the State of California, being the Public Streets, Highways, and Service Easements Vacation Law, Chapter 3, to vacate a 2.18-acre storm drain basin and a 0.95-acre storm drain easement generally located east of G Street and approximately 390 feet north of Yosemite Avenue, as described in Exhibits "A" and "C" and shown in Exhibits "B," "D" and "E," attached hereto and incorporated herein by this reference.


SECTION 2. Reference is made to the maps and plans which are filed in the office of the City Clerk of the City of Merced for further particulars as to the proposed vacation and reservation.

SECTION 3. February 21, 2017, at the hour of 7:00 p.m. of said day in the Council Chamber of the City Council, 678 West 18<sup>th</sup> Street, Merced, California, is

SECTION 4. The City Engineer is directed to post or cause to be posted at least two weeks before the date set for hearing not less than three (3) notices of vacation of a portion of public right-of-way, not more than three hundred (300) feet apart, conspicuously along the lines of said portion of the public street proposed to be vacated, stating adoption of this resolution and the time and place of the hearing herein called. Posting a copy of this resolution shall constitute the posting of the required notice.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the 6 day of February 2017, by the following vote:

ABSTAIN: 0 Council Members: NONE

  
Mayor

ATTEST:  
STEVE CARRIGAN, CITY CLERK

BY: [Signature]  
Assistant/Deputy City Clerk



(SEAL)

APPROVED AS TO FORM:

Kelly Fincher 1/11/17  
City Attorney Date

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**FOR**  
**VACATED STORM DRAIN BASIN**

All that portion of the land described in Easement Grant Deed recorded on May 11, 1994 in instrument Number 18377, Volume 3234, Official Records, Page 425. Merced County Records, also being a portion of Parcel 1 as shown on "Parcel Map for Spalding G. Wathen", recorded in Volume 65 of Parcel Maps at Page 42, Merced County Records, being more particularly described as follows:

**COMMENCING** at the southwest corner of said Parcel 1; Thence along the westerly line of said Parcel 1 North 00° 44' 29" East, 418.04 feet to the **TRUE POINT OF BEGINNING**;

Thence North 00° 44' 29" East, 444.04 feet, along the west line of said Parcel 1;

Thence North 89° 55' 48" East, 174.00 feet;

Thence South 00° 44' 29" West, 444.04 feet;

Thence South 89° 55' 48" West, 174.00 feet to the **TRUE POINT OF BEGINNING**;

Containing 1.77± Acres.

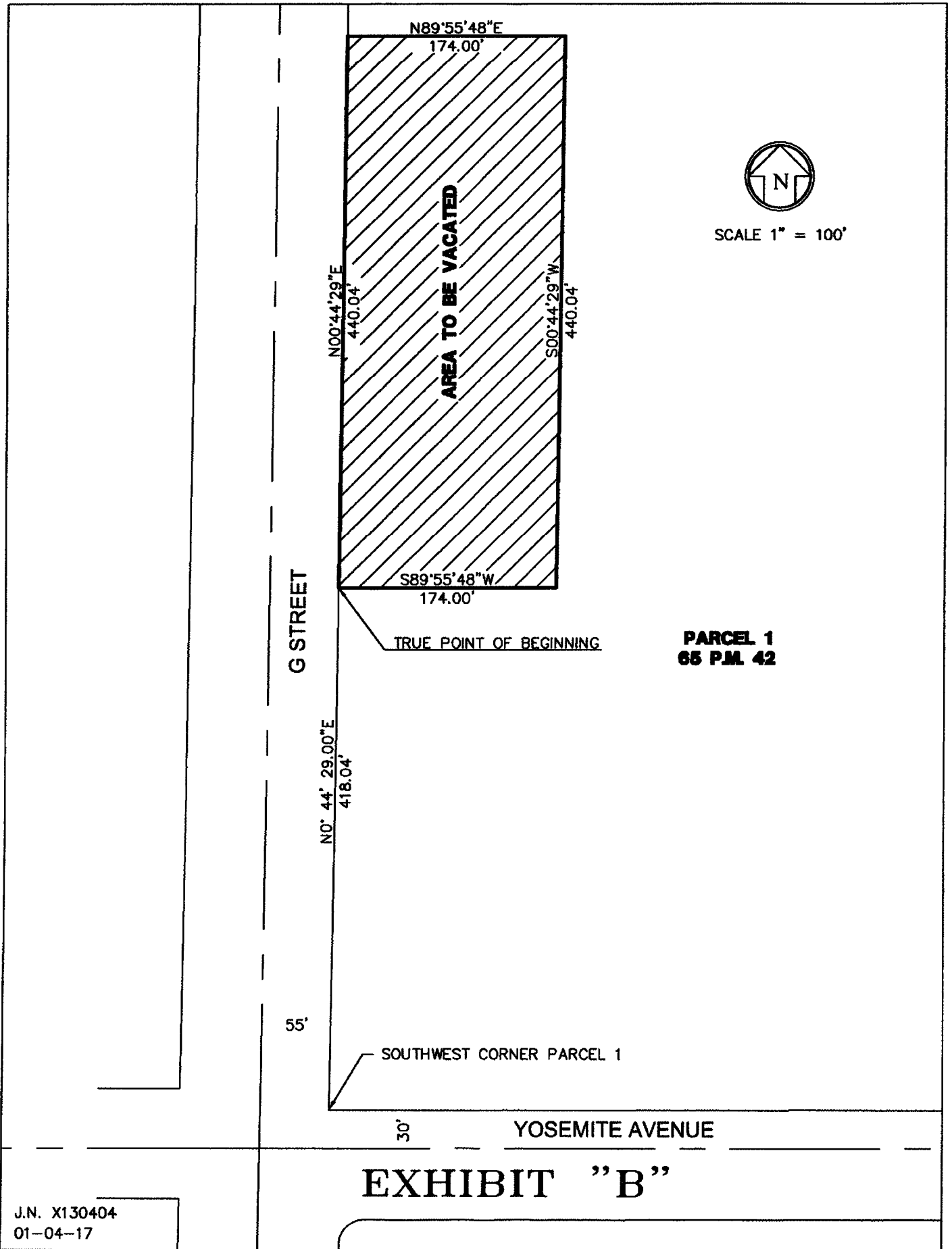


EXHIBIT B

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**FOR**  
**VACATED STORM DRAIN EASEMENT**

All that portion of the land described in Easement Grant Deed recorded on May 11, 1994 in Instrument Number 18376, Volume 3234, Official Records, Page 420, Merced County Records, also being a portion of Parcel 1 as shown on "Parcel Map for Spalding G. Wathen", recorded in Volume 65, Parcel Maps, page 42, Merced County Records being more particularly described as follow;

COMMENCING at the southwest corner of said Parcel 1;  
Thence North 00° 44' 29" East, 418.04 feet along the westerly line of said Parcel 1;  
Thence North 89° 55' 48" East, 70.78 feet to the TRUE POINT OF BEGINNING;

Thence North 89° 55' 48" East, 89.23 feet;  
Thence South 77° 07' 03" East, 49.08 feet;  
Thence North 89° 55' 48" East, 431.08 feet;  
Thence North 00° 42' 36" East, 909.86 feet;  
Thence South 89° 17' 24" East, 20.00 feet;  
Thence South 00° 42' 36" West, 492.60 feet;  
Thence North 89° 56' 08" East, 609.06 feet, to a point on the westerly line of Mansionette Drive as shown on said "Parcel Map for Spalding G. Wathen";  
Thence South 00° 42' 36" West, 20.00 feet along said westerly line of Mansionette Drive;  
Thence South 89° 56' 08" West, 609.06 feet;  
Thence South 00° 42' 36" West, 416.99 feet;  
Thence South 89° 55' 48" West, 453.06 feet;  
Thence North 77° 07' 03" West, 138.30 feet, to the TRUE POINT OF BEGINNING.

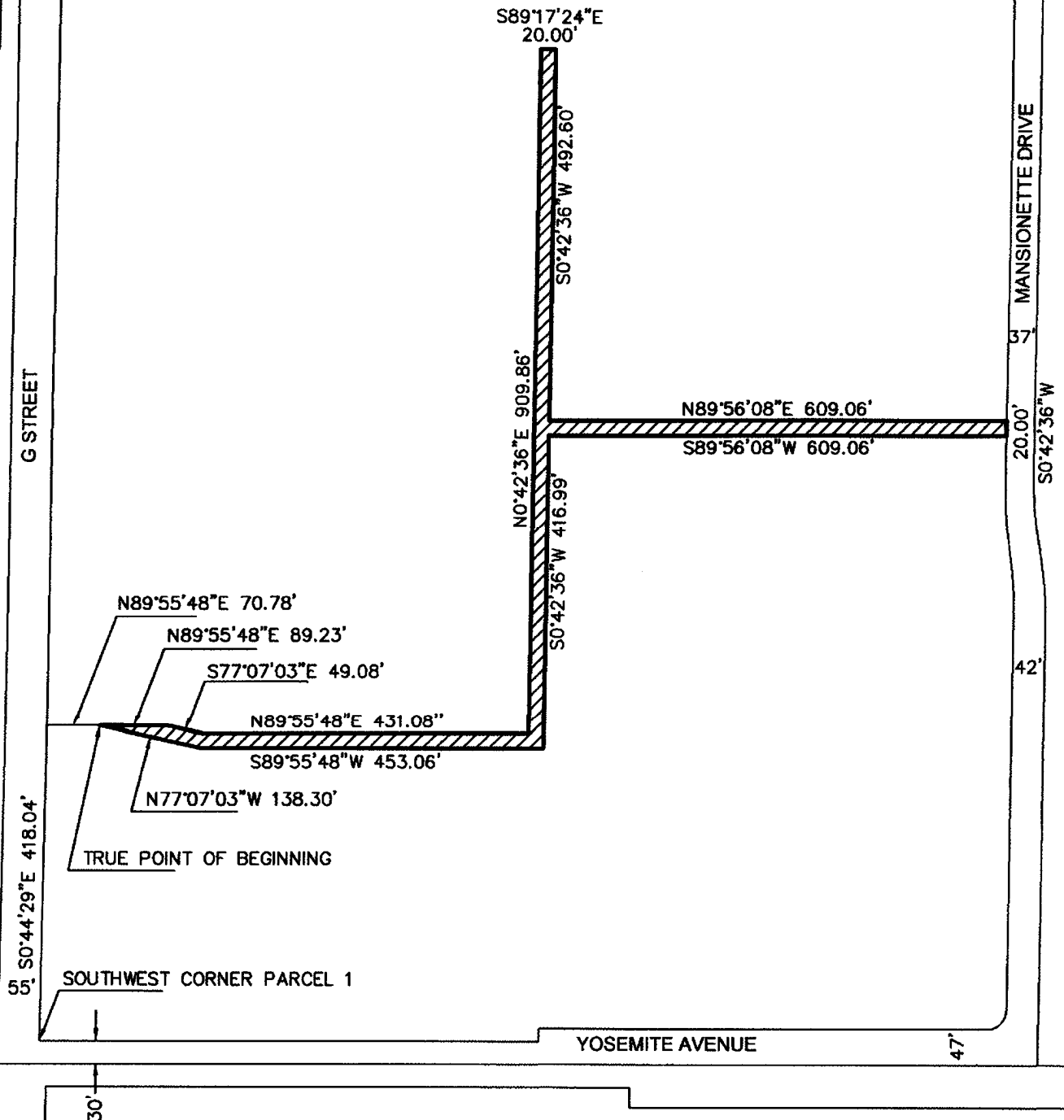
Containing 0.95± Square acres.

# EXHIBIT "B"

PARCEL 1  
65 P.M. 43



SCALE 1" = 200'



J.N. X130404  
01-04-17

## EXHIBIT D

**CURRENT FEE OWNER**

SPALDING G. WATNEY AND DELLA WATNEY

**NOTICE OF INTEREST HOLDERS**

PURSUANT TO SECTION 66401 (a) OF THE SUBDIVISION MAP ACT THE SIGNATURE OF THE FOLLOWING INTEREST HOLDERS HAVE BEEN OBTAINED:

NAME: \_\_\_\_\_ DOCKMENT: \_\_\_\_\_  
1. PACIFIC GAS AND ELECTRIC CO. BOOK 3406 O.R. PG. 71  
NATURE: \_\_\_\_\_  
PROPERTY: \_\_\_\_\_  
APPROPRIATE: \_\_\_\_\_  
UTILITIES: ALSO ADDRESS AND ADDRESS

**ENGINEER'S STATEMENT**

THIS MAP AMENDS THE MAP OF "MANSIONETTE ESTATES UNIT 1", FILED FOR RECORD IN VOLUME 52 OF OFFICIAL PLATS AT PAGE 31-30. THE ENGINEER HAS EXAMINED THE MAP AND FINDS IT TO BE IN CONFORMANCE WITH CHAPTER 1, ARTICLE 7 OF THE SUBDIVISION MAP ACT.

DATED: 7-12-02  
JOSUE L. PARSONS  
EXPIRATION DATE: 7-31-03



**CITY ENGINEER'S STATEMENT**

I HEREBY STATE THAT I HAVE EXAMINED THIS "AMENDED MAP OF MANSIONETTE ESTATES UNIT 1" AND FIND IT TO BE IN CONFORMANCE WITH SECTION 66401 OF THE SUBDIVISION MAP ACT.

DATED: 7-12-2000

*Steven M. Stood*  
CITY ENGINEER



**RECORDER'S STATEMENT**

FILED THIS 13th DAY OF July 2002 AT 2:15 PM  
IN BOOK 3406 OF OFFICIAL PLATS AT PAGE 31-33  
AT THE REQUEST OF SPALDING G. WATNEY  
INSTRUMENT 1 250102  
PER: [Signature]

JAMES L. BELL  
COUNTY RECORDER

*James L. Bell*  
COUNTY RECORDER

CITY OF MERCED FINAL MAP NO. 5233

**AMENDED MAP  
FOR  
MANSIONETTE ESTATES UNIT 1**

BEING A SUBDIVISION OF A PORTION OF PARCELS 3 AS SHOWN ON "PARCEL MAP FOR SPALDING G. WATNEY", RECORDED IN VOLUME 64 OF OFFICIAL MAPS AT PAGES 28 & 29, MERCED COUNTY RECORDS.

SECTION 8, T.7 S., R.14 E., M.D.B. & M.  
MERCED COUNTY, CALIFORNIA

<b>TMP</b>	<b>TOLLADAY, FREEMING &amp; PARSON</b>	VOLUME
	118 PARK AVENUE MERCED, CA 95348-3421 TEL: (209) 722-2068	52 PAGE 31
ENGINEERS - SURVEYORS - DESIGNERS - PLANNERS		SHEET 1 OF 3

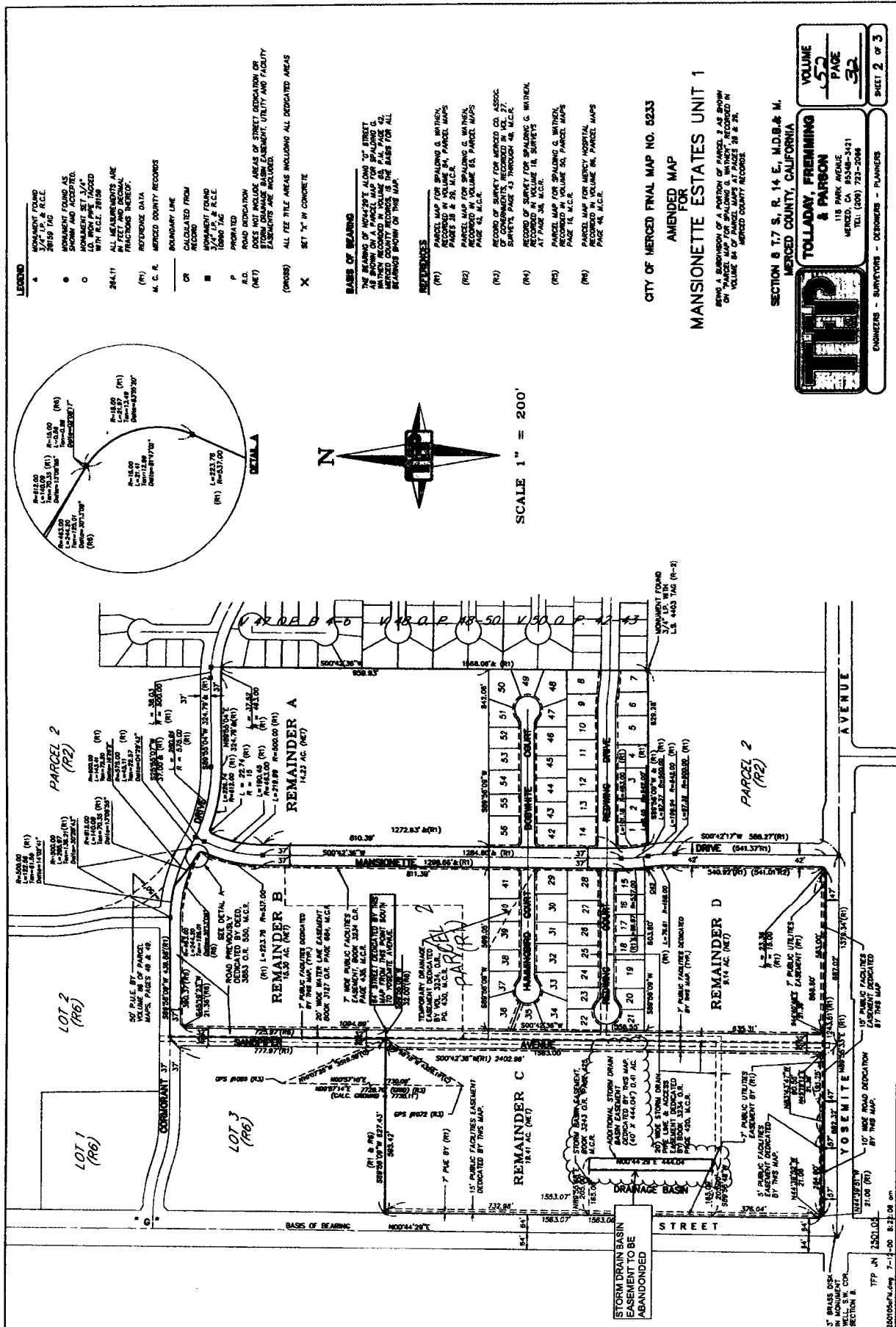
**SOILS REPORT**

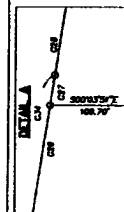
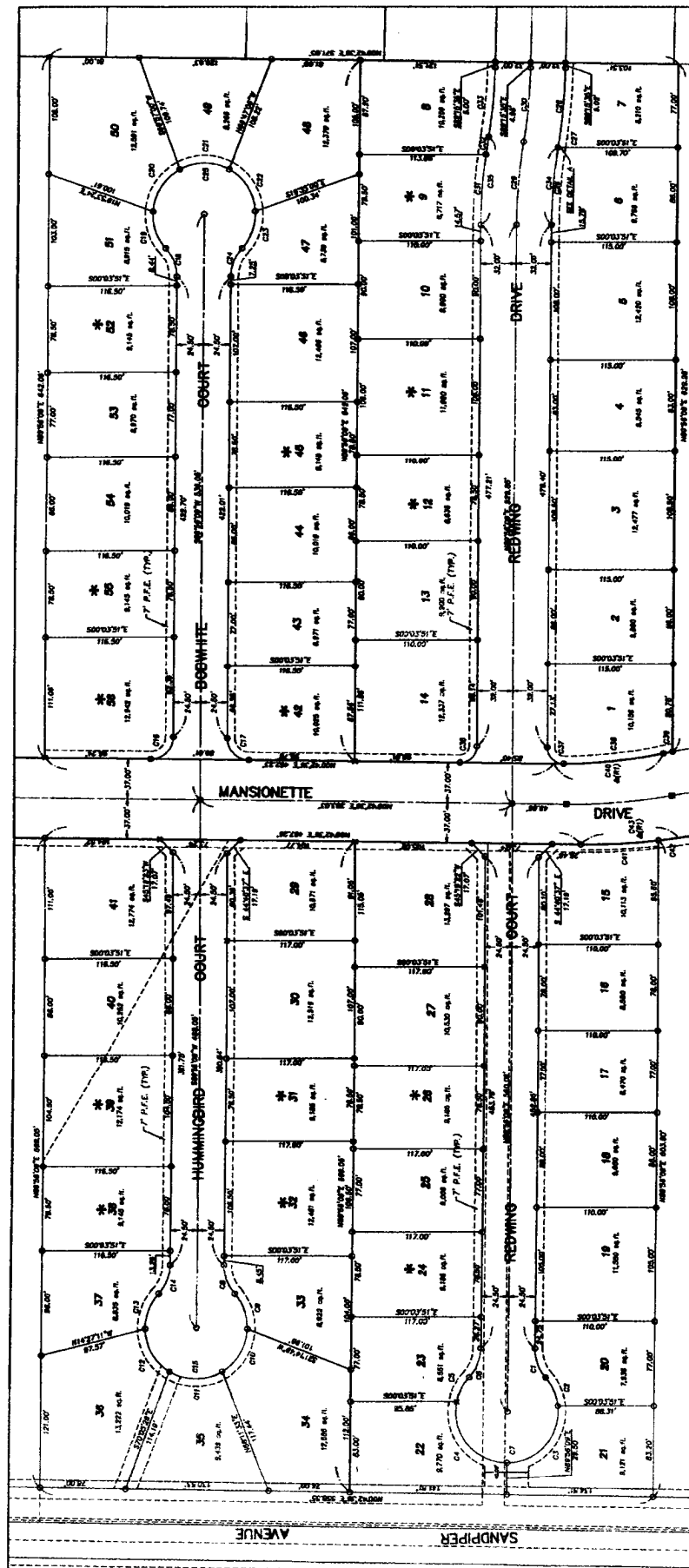
IN ACCORDANCE WITH THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE, THE ENGINEER HAS OBTAINED THE SOILS REPORT FROM THE SOILS ENGINEER, PREPARED BY THE SOILS ENGINEER, AND IS ON FILE IN THE OFFICE OF THE CITY ENGINEER OF THE CITY OF MERCED.

TFP JN 2501.02

250102.mxd 7-12-02 8:22:06 am







CITY OF MERCED FINAL MAP NO. 9233

# AMENDED MAP FOR MANSIONETTE ESTATES UNIT 1

BEING A SUBDIVISION OF A PORTION OF PARCEL 2 AS SHOWN  
ON PARCEL MAP FOR SPLITTING & PARTITION, RECORDED IN  
VOLUME 10 OF MERCEDES COUNTY RECORDS

SCALE 1" = 60'

- \*AMENDMENTS:
1. CHANGED WIDTHS AND AREAS ON LOTS  
9, 11, 12, 24, 26, 31, 32, 36, 39, 42,  
46, 52, 55 & 56.

CURVE	LENGTH	AREA	AREA	AREA
C1	10.00	100.00	100.00	100.00
C2	10.00	100.00	100.00	100.00
C3	10.00	100.00	100.00	100.00
C4	10.00	100.00	100.00	100.00
C5	10.00	100.00	100.00	100.00
C6	10.00	100.00	100.00	100.00
C7	10.00	100.00	100.00	100.00
C8	10.00	100.00	100.00	100.00
C9	10.00	100.00	100.00	100.00
C10	10.00	100.00	100.00	100.00
C11	10.00	100.00	100.00	100.00
C12	10.00	100.00	100.00	100.00
C13	10.00	100.00	100.00	100.00
C14	10.00	100.00	100.00	100.00
C15	10.00	100.00	100.00	100.00
C16	10.00	100.00	100.00	100.00
C17	10.00	100.00	100.00	100.00
C18	10.00	100.00	100.00	100.00
C19	10.00	100.00	100.00	100.00
C20	10.00	100.00	100.00	100.00
C21	10.00	100.00	100.00	100.00
C22	10.00	100.00	100.00	100.00
C23	10.00	100.00	100.00	100.00
C24	10.00	100.00	100.00	100.00
C25	10.00	100.00	100.00	100.00
C26	10.00	100.00	100.00	100.00
C27	10.00	100.00	100.00	100.00
C28	10.00	100.00	100.00	100.00
C29	10.00	100.00	100.00	100.00
C30	10.00	100.00	100.00	100.00
C31	10.00	100.00	100.00	100.00
C32	10.00	100.00	100.00	100.00
C33	10.00	100.00	100.00	100.00
C34	10.00	100.00	100.00	100.00
C35	10.00	100.00	100.00	100.00
C36	10.00	100.00	100.00	100.00
C37	10.00	100.00	100.00	100.00
C38	10.00	100.00	100.00	100.00
C39	10.00	100.00	100.00	100.00
C40	10.00	100.00	100.00	100.00
C41	10.00	100.00	100.00	100.00
C42	10.00	100.00	100.00	100.00
C43	10.00	100.00	100.00	100.00
C44	10.00	100.00	100.00	100.00
C45	10.00	100.00	100.00	100.00
C46	10.00	100.00	100.00	100.00
C47	10.00	100.00	100.00	100.00
C48	10.00	100.00	100.00	100.00
C49	10.00	100.00	100.00	100.00
C50	10.00	100.00	100.00	100.00
C51	10.00	100.00	100.00	100.00
C52	10.00	100.00	100.00	100.00
C53	10.00	100.00	100.00	100.00
C54	10.00	100.00	100.00	100.00
C55	10.00	100.00	100.00	100.00
C56	10.00	100.00	100.00	100.00

CURVE	LENGTH	AREA	AREA	AREA
C1	10.00	100.00	100.00	100.00
C2	10.00	100.00	100.00	100.00
C3	10.00	100.00	100.00	100.00
C4	10.00	100.00	100.00	100.00
C5	10.00	100.00	100.00	100.00
C6	10.00	100.00	100.00	100.00
C7	10.00	100.00	100.00	100.00
C8	10.00	100.00	100.00	100.00
C9	10.00	100.00	100.00	100.00
C10	10.00	100.00	100.00	100.00
C11	10.00	100.00	100.00	100.00
C12	10.00	100.00	100.00	100.00
C13	10.00	100.00	100.00	100.00
C14	10.00	100.00	100.00	100.00
C15	10.00	100.00	100.00	100.00
C16	10.00	100.00	100.00	100.00
C17	10.00	100.00	100.00	100.00
C18	10.00	100.00	100.00	100.00
C19	10.00	100.00	100.00	100.00
C20	10.00	100.00	100.00	100.00
C21	10.00	100.00	100.00	100.00
C22	10.00	100.00	100.00	100.00
C23	10.00	100.00	100.00	100.00
C24	10.00	100.00	100.00	100.00
C25	10.00	100.00	100.00	100.00
C26	10.00	100.00	100.00	100.00
C27	10.00	100.00	100.00	100.00
C28	10.00	100.00	100.00	100.00
C29	10.00	100.00	100.00	100.00
C30	10.00	100.00	100.00	100.00
C31	10.00	100.00	100.00	100.00
C32	10.00	100.00	100.00	100.00
C33	10.00	100.00	100.00	100.00
C34	10.00	100.00	100.00	100.00
C35	10.00	100.00	100.00	100.00
C36	10.00	100.00	100.00	100.00
C37	10.00	100.00	100.00	100.00
C38	10.00	100.00	100.00	100.00
C39	10.00	100.00	100.00	100.00
C40	10.00	100.00	100.00	100.00
C41	10.00	100.00	100.00	100.00
C42	10.00	100.00	100.00	100.00
C43	10.00	100.00	100.00	100.00
C44	10.00	100.00	100.00	100.00
C45	10.00	100.00	100.00	100.00
C46	10.00	100.00	100.00	100.00
C47	10.00	100.00	100.00	100.00
C48	10.00	100.00	100.00	100.00
C49	10.00	100.00	100.00	100.00
C50	10.00	100.00	100.00	100.00
C51	10.00	100.00	100.00	100.00
C52	10.00	100.00	100.00	100.00
C53	10.00	100.00	100.00	100.00
C54	10.00	100.00	100.00	100.00
C55	10.00	100.00	100.00	100.00
C56	10.00	100.00	100.00	100.00

SECTION 8, T.7 S., R.14 E., M.D.B. & M.  
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