A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF STOCKTON TO VACATE A PORTION OF A STREET RIGHT-OF-WAY BEING A PORTION OF SOUTH VAN BUREN STREET, BETWEEN WEST SCOTTS AVENUE AND THE AT&SF RAILROAD TRACKS (WEST TAYLOR STREET), RESERVING A PUBLIC UTILITY EASEMENT OVER THE ENTIRE AREA, MORE PARTICULARLY DESCRIBED HEREINAFTER, WITH ACTIONS RELATED THERETO; AND FIXING A DATE, TIME AND PLACE FOR A PUBLIC HEARING WHEN AND WHERE ALL PERSONS INTERESTED IN OR OBJECTING TO THE PROPOSED VACATION MAY BE HEARD.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. That this City Council does hereby give notice of its intention to proceed under the provisions of Sections 8300 et seq., of the Streets and Highways Code of the State of California, known as the Public Streets, Highways and Service Easements Vacation Law, to VACATE A PORTION OF A STREET RIGHT-OF-WAY BEING A PORTION OF SOUTH VAN BUREN STREET, BETWEEN WEST SCOTTS AVENUE AND THE AT&SF RAILROAD TRACKS (WEST TAYLOR STREET), RESERVING A PUBLIC UTILITY EASEMENT OVER THE ENTIRE AREA, more particularly described in Exhibit A, attached and incorporated by this reference, with actions related thereto. Fee title to the property is vested in the CITY OF STOCKTON.

2. That it is determined by this City Council that the public convenience and necessity require the reservation and exception of the certain easement(s), hereinabove more particularly described and that said proceedings vacating said described area, are taken subject to such reservation(s) and exception(s), if any.

3. That Tuesday, the 12th day of October 2004, at the hour of 5:30 p.m., or as soon thereafter as the matter can be heard, in the Council Chambers, City Hall, located at 425 North El Dorado Street, in the City of Stockton, are hereby fixed as the date, time, and place set for public hearing, when and where all persons interested in or objecting to the proposed vacation of a PORTION OF A STREET RIGHT-OF-WAY BEING A PORTION OF SOUTH VAN BUREN STREET, BETWEEN WEST SCOTTS AVENUE AND THE AT&SF RAILROAD TRACKS (WEST TAYLOR STREET), RESERVING A PUBLIC UTILITY EASEMENT OVER THE ENTIRE AREA, in the City of Stockton, California, may appear and be heard and show cause, if any, why said abandonment area hereinbefore more particularly described, should not be vacated.

4. No less than three (3) notices of the proposed vacation shall be posted in conspicuous places along said PORTION OF A STREET RIGHT-OF-WAY BEING A
PORTION OF SOUTH VAN BUREN STREET, BETWEEN WEST SCOTTS AVENUE AND THE AT&SF RAILROAD (WEST TAYLOR STREET), more particularly described hereinabove, proposed to be vacated, no more than three hundred (300) feet apart and at least fourteen (14) days prior to the hearing date as provided in Section 8323 of the Streets and Highways Code of the State of California.

5. That there is on file in the office of the City Clerk, a description of the said PORTION OF A STREET RIGHT-OF-WAY BEING A PORTION OF SOUTH VAN BUREN STREET, BETWEEN WEST SCOTTS AVENUE AND THE AT&SF RAILROAD (WEST TAYLOR STREET), more particularly described hereinabove, which is proposed to be vacated and abandoned and reference to said description is hereby made for all purposes.

6. This project is categorically exempt under the State CEQA Guidelines (Section: 15061(B)(3)), as specified in the Notice of Exemption.

7. In accordance with Section 65402 of the Government Code, this activity/project has been determined to conform with the City's General Plan designation.

8. That the City Clerk is hereby authorized and directed to publish this resolution in The Record, a newspaper of general circulation in the City of Stockton, once each week for two successive weeks prior to the date of said hearing.

PASSED, APPROVED and ADOPTED SEP 14 2004

[Signature]
GARY A. PODESTO, Mayor
of the City of Stockton

ATTEST:

[Signature]
KATHERINE GONG MEISSNER
City Clerk of the City of Stockton
DESCRIPTION FOR THE ABANDONMENT OF VAN BUREN STREET BETWEEN SCOTTS AVENUE AND TAYLOR STREET

ALL THAT REAL PROPERTY SITUATED IN THE CITY OF STOCKTON, COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, BEING A PORTION OF SECTION 9 OF THE C. M. WEBER GRANT, "EL RANCHO DEL CAMPO DE LOS FRANCES", MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PORTION OF VAN BUREN STREET (80.8 FEET IN WIDTH) LYING BETWEEN THE SOUTHERLY LINE OF SCOTTS AVENUE (111.1 FEET IN WIDTH) AND THE NORTHERLY LINE OF TAYLOR STREET (60.6 FEET IN WIDTH), MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF BLOCK 16 AS SAID BLOCK IS SHOWN ON THE OFFICIAL MAP OF "SOUTH OF MORMON CHANNEL", ACCORDING TO THE OFFICIAL MAP OF THE CITY OF STOCKTON APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF STOCKTON ON JULY 23, 1894, FILED IN THE OFFICE OF THE CITY CLERK OF SAID CITY; SAID CORNER BEING THE INTERSECTION OF THE SOUTHERLY LINE OF SCOTTS AVENUE AND THE WESTERLY LINE OF VAN BUREN STREET; THENCE SOUTHERLY ALONG SAID WESTERLY LINE OF VAN BUREN STREET AND EASTERLY LINE OF SAID BLOCK 16, 303.0 FEET TO THE SOUTHEASTERLY CORNER OF SAID BLOCK 16, SAID CORNER BEING THE INTERSECTION OF SAID WESTERLY LINE OF VAN BUREN STREET WITH THE NORTHERLY LINE OF TAYLOR STREET; THENCE EASTERLY ALONG SAID NORTHERLY LINE OF TAYLOR STREET, 80.8 FEET TO THE SOUTHWESTERLY CORNER OF BLOCK 17 OF SAID "SOUTH OF MORMON CHANNEL", BEING THE INTERSECTION OF SAID NORTHERLY LINE OF TAYLOR STREET WITH THE EASTERLY LINE OF SAID VAN BUREN STREET; THENCE NORTHERLY ALONG SAID EASTERLY LINE OF VAN BUREN STREET AND WESTERLY LINE OF SAID BLOCK 17, 303.0 FEET TO THE NORTHWESTERLY CORNER OF SAID BLOCK 17, BEING THE INTERSECTION OF SAID EASTERLY LINE OF VAN BUREN STREET WITH SAID SOUTHERLY LINE OF SCOTTS AVENUE; THENCE ALONG SAID SOUTHERLY LINE OF SCOTTS AVENUE, 80.8 FEET TO THE POINT OF BEGINNING OF THE HERELIN DESCRIBED PARCEL, CONTAINING 0.56 ACRE, MORE OR LESS.

EXCEPT THE CITY OF STOCKTON RETAINS A PUBLIC UTILITY EASEMENT.
City of Stockton retains a public utility easement on the abandoned street.

Vicinity map not to scale.