

**Before the Board of Supervisors
County of Placer, State of California**

In the matter of:

Resol. No:.....

**A RESOLUTION ABANDONING A PORTION OF BAY
STREET, CARNELIAN BAY**

The following RESOLUTION was duly passed by the Board of Supervisors
of the County of Placer at a regular meeting held _____,

by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Attest:
Clerk of said Board

Chairwoman, Board of Supervisors

WHEREAS, a public road easement, Bay Street, was created on the Map of Carnelian Bay on Lake Tahoe, and filed for record in Book C of Maps at Page 14; and

WHEREAS, the Map of Carnelian Bay on Lake Tahoe depicts the public road easement, Bay Street, extending to the low water line of Lake Tahoe; and

WHEREAS, it has been determined that the portion of the public road easement, Bay Street, as described on Exhibit "A" and as shown on Exhibit "B", is no longer necessary for present or prospective public use; and

WHEREAS, fair compensation has been paid by the property owners for consideration of said abandonment; and

WHEREAS, a variety of unauthorized improvements exist within the public road easement lying inside the area described on Exhibit "A" and shown on Exhibit "B"; and

Resolution No. _____

A Resolution Abandoning a Portion of Bay Street, Carnelian Bay.

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WHEREAS, the County will not record this Resolution and complete the abandonment process until those unauthorized improvements have been removed from the public road easement; and

WHEREAS, summary vacation of the easement is permissible pursuant to Chapter 4 of Part 3, Division 9 of the Streets and Highways Code, commencing with Section 8330.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Placer County that from and after the date this Resolution is recorded, the portion of the public road easement, Bay Street, as described and shown on the attached Exhibits "A" and "B", shall be vacated and abandoned, and shall thereafter not constitute an easement for its intended purpose; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Placer County that the above described easement, as described and shown on the attached Exhibits "A" and "B", is not useful as a nonmotorized transportation facility.

BE IT FURTHER RESOLVED by the Board of Supervisors of Placer County that this resolution serves as notice to the present and future owners of property adjacent to Bay Street that a public road easement exists and extends to the low water line of Lake Tahoe except in areas that have previously been abandoned by resolution of this Board. This easement is for the benefit of the public, subject to the Public Trust Doctrine and to be utilized by the County consistent with the County's rights to maintain an accessible public easement area.

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Exhibit "A"

All that real property situate in Placer County, California lying within a portion of Bay Street as shown on that certain map of Carnelian Bay on Lake Tahoe recorded in Book "C" of Maps at Page 14, Placer County Official Records, situated in the Northwest ¼ of Section 22, T.16N., R.17E., M.D.M., being also a portion of the lands of the Freeman Family Trust, U.D.T. dated May 10, 2004 as described within Doc. No. 2004-0118216, Placer County Official Records and being more particularly described as follows:

Beginning at the Southeast corner of Lot 1, Block Q of said map, said point being also the Northeast corner of Bay Street, thence South along the easterly line of Bay Street for 55.89 feet to the Southeast corner of that certain sanitary sewer easement described in Doc. No. 2012-0092978, Placer County Official Records.

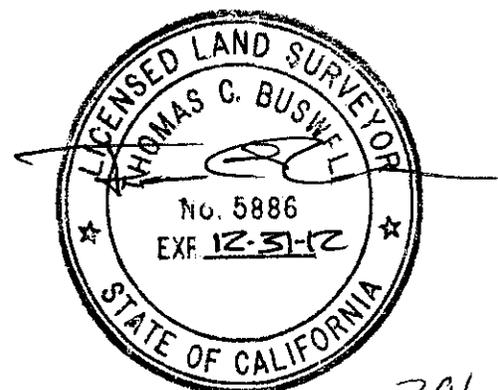
Thence, following along the Southerly line of said easement, North 87 degrees, 50 minutes and 58 seconds West (formerly recorded North 88 degrees, 12 minutes and 46 seconds West) for 21.27 feet. Thence, North 02 degrees, 09 minutes and 02 seconds East (formerly recorded as North 01 degrees, 47 minutes and 14 seconds East) for 5.00 feet. Thence, North 87 degrees, 50 minutes and 58 seconds West (formerly recorded as North 88 degrees, 12 minutes and 46 seconds West) for 96.76 feet. Thence, North 84 degrees, 45 minutes and 36 seconds West for 107.69 feet (formerly recorded as North 85 degrees, 07 minutes and 24 seconds West for 107.13') to the southerly extension of the West line of the East ½ of Lot 5, Block Q, being also the West line of the lands of the Freeman Family Trust. Thence, along said West line North for 36.63 feet to the Southwest corner of the East ½ of Lot 5. Thence, leaving said West line, North 90 degrees, 00 minutes and 00 seconds East, following along the South line of the East ½ of Lot 5, and Lots 4,3,2 and 1 for 225.00 feet to the point of beginning.

Excepting therefrom those portions of Bay Street previously abandoned by Placer County per Book 1865, Page 468, Placer County Official Records.

Subject to a sanitary sewer easement as described within Doc. No. 2012-0092978.

Area of Bay Street abandonment = 9265 s.f. more or less.

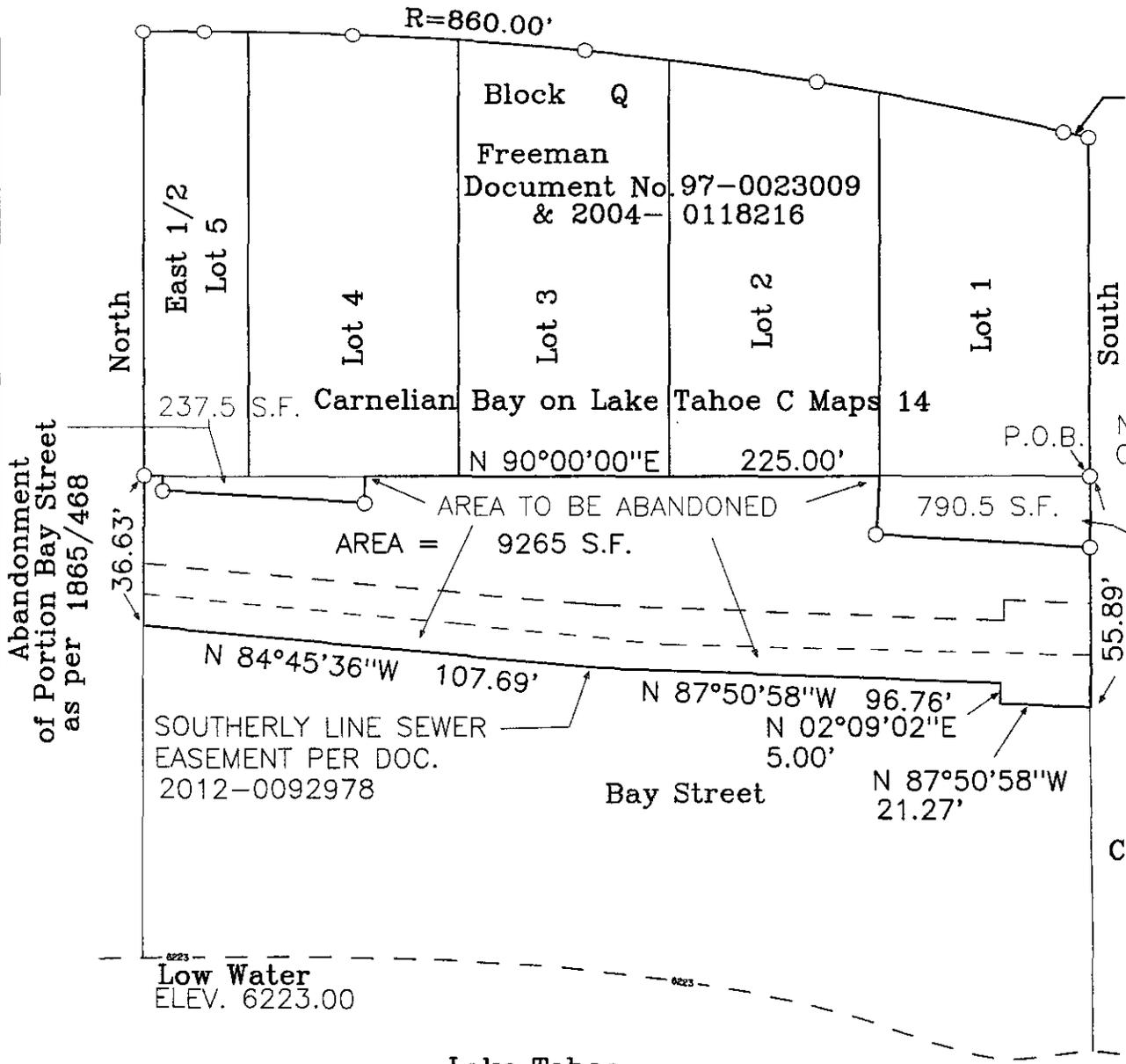
Prepared October 8, 2012
Thomas C. Buswell
CA. PLS 5886



State Highway 28 (North Lake Boulevard)



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2012



Abandonment of Portion Bay Street as per 1865/468

Abandonment of Portion Bay Street as per 1865/468

Exhibit "B"

Easement Abandonment for a portion of Bay Street as shown on the map of Carnelian Bay on Lake Tahoe C Maps 14, Placer County, California portion N.W. 1/4 S.22, T.16 N., R. 17 E., M.D.B. & M.

Scale 1" = 40' April 2012

TAHOE BASIN LAND SURVEYING

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LOCATION MAP

