

DEPARTMENT: Public Works

By: Michael D. Edwards Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes \_\_\_ No X)

Public Works recommends that the Board of Supervisors adopt the attached resolution of Summary Abandonment of a portion of Hayward Road.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The reconstruction and realignment of Hayward Road was completed on June 16, 1994. Most of this road was reconstructed in the general area of the old road bed. At the northerly end of the construction project, through the Tim Erickson property, Hayward Road was relocated. This proposed abandonment is for the portion of the old road bed through the Erickson property.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If this resolution is not adopted, this superseded portion of Hayward Road will not have been abandoned. There is a possibility that the County will be asked to maintain this section of the old road as well as the newly constructed portion of Hayward Road.

COSTS:  Not Applicable

A. Budgeted current FY \$ \_\_\_\_\_

B. Total anticipated costs \$ \_\_\_\_\_

C. Required additional funding \$ \_\_\_\_\_

D. Internal transfers \$ \_\_\_\_\_

SOURCE:  4/5th Vote Required

A. Unanticipated revenues \$ \_\_\_\_\_

B. Reserve for contingencies \$ \_\_\_\_\_

C. Source description: \_\_\_\_\_

Balance in Reserve Contingencies, if approved: \$ \_\_\_\_\_

SPECIAL INSTRUCTIONS:  
List the attachments and number the pages consecutively:

Resolution (1 page) \_\_\_\_\_

Legal description (1 page) \_\_\_\_\_

Exhibit map (1 page) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CLERK'S USE ONLY

Res. No.: 94-277 Ord. No. \_\_\_\_\_

Vote - Ayes: 3 Noes: \_\_\_\_\_

Absent: Baggett, Erickson Abstained: \_\_\_\_\_

Approved: W ( ) Denied

( ) Minute Order Attached ( ) No Action Necessary

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

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California

By: \_\_\_\_\_  
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:  
This item on agenda as:

Recommended

Not Recommended

For Policy Determination

Submitted with Comment

Returned for Further Action

Comment: \_\_\_\_\_

A.O. Initials: ME

Doc 943648  
7/18/94  
11:25 am.

ATTACHMENT 1

MARIPOSA COUNTY RESOLUTION 94-277

A RESOLUTION FOR THE SUMMARY ABANDONMENT OF A PORTION OF HAYWARD ROAD  
SUPERSEDED BY RELOCATION

WHEREAS, a portion of Hayward Road has been relocated by a recent  
road construction project and,

WHEREAS, the portion of Hayward Road that has been superseded by  
said relocation is no longer necessary for the purpose of insuring  
public access and,

WHEREAS, abandonment will not cut off access to any person's  
property which, prior to abandonment adjoined this section of Hayward  
Road, and,

WHEREAS, abandonment will not terminate any public service  
easements, and,

WHEREAS, pursuant to the Streets and Highways Code Section 8330,  
the Board finds that this portion of Hayward Road should be summarily  
vacated,

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the  
County of Mariposa, as follows:

That portion of Hayward Road described in the attached Exhibit  
"A" and shown on the attached "Exhibit Map" and is hereby summarily  
vacated pursuant to Streets and Highways Code Section 8330. From and  
after the date this resolution is recorded in the office of the  
Mariposa County Recorder, this portion of Hayward Road will be vacated  
and no longer constitute a street or public service easement:  
RESOLUTION NO 94 - 277.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors  
this 5th day of July, 1994, by the following vote:

AYES: BALMAIN, PARKER, TABER  
NOES: NONE  
ABSENT: BAGGETT, ERICKSON  
ABSTAINED: NONE

BY: Garry R. Parker  
GARRY R. PARKER, VICE-CHAIRMAN

ARTHUR G. BAGGETT Jr., Chairman  
Mariposa County Board of Supervisors

ATTEST:

Margie Williams  
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

Jeffrey G. Green  
JEFFREY G. GREEN, County Counsel

EXHIBIT "A"

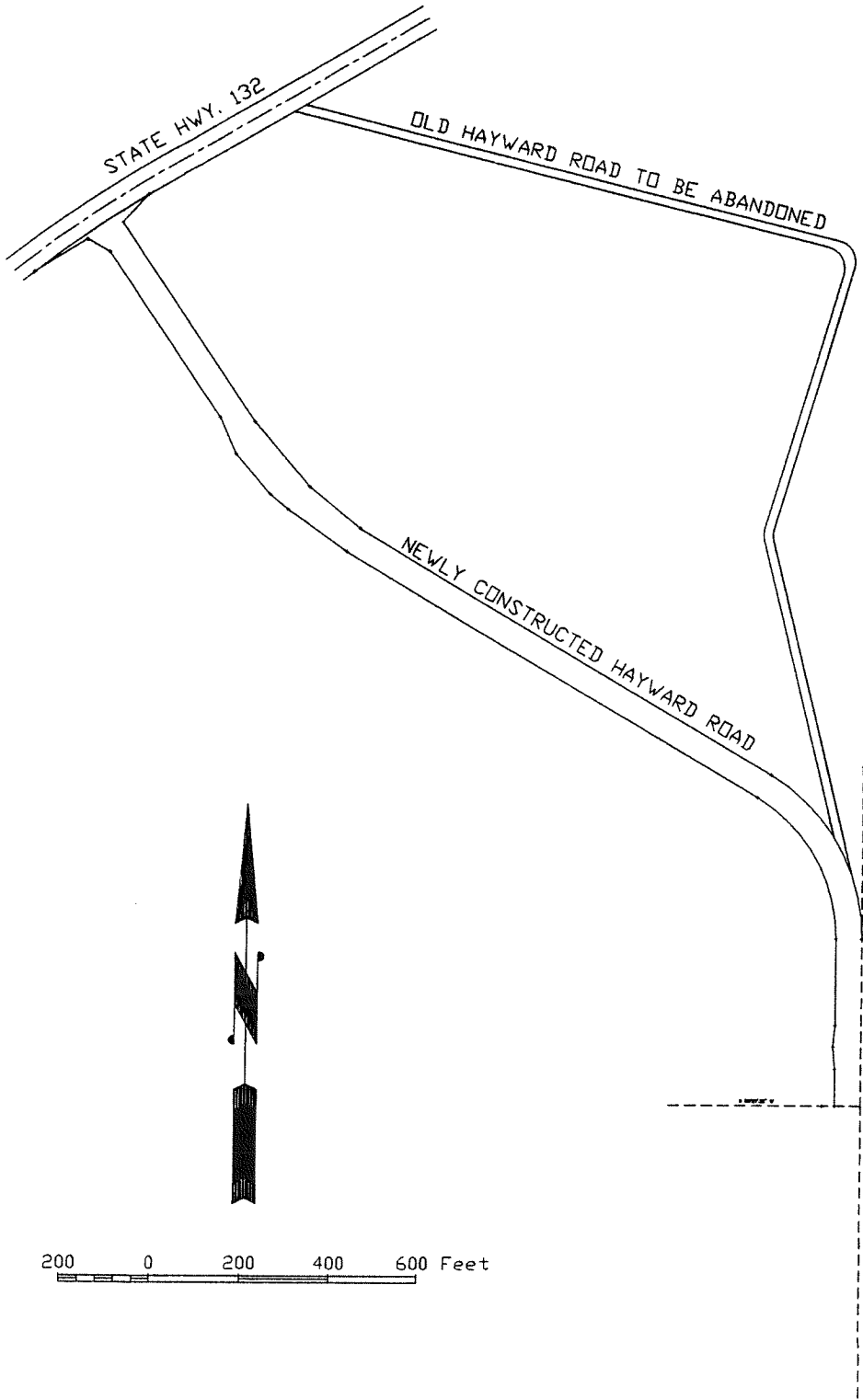
Commencing at the southeast corner of Section 25, T.3 S., R.14 E., M.D.B.& M.; thence north 4° 49' 01" west, 575.62 feet to a point on the north line of that tract of land conveyed to Mariposa County by Highway Grant Deed recorded September 3, 1993 in the Official Records of Mariposa County as Document Number 934949, said point being true Point of Beginning; thence leaving said northerly line, and along the alignment of Hayward Road prior to the Mariposa County construction project of 1993-1994, northerly and westerly, 2700 feet more or less to the easterly line of State Highway 132, said easterly line being the terminus of this description.

Description Prepared By:

Charles M. Pratt  
Charles M. Pratt, L.S. 4891



# EXHIBIT MAP



## MARIPOSA COUNTY ENGINEERING DEPARTMENT

Drawn <u>Chas</u>	Sheet <u>1</u> of <u>1</u>	HAYWARD ROAD ABANDONMENT	
Checked _____	Scale: 1"=400'	Approved By Engineer <u><i>David G. Tucker</i></u>	Dwg. No. _____
Date <u>6-17-94</u>			

ATTACHMENT 1

MARIPOSA COUNTY RESOLUTION 94-277

RECORDED AT THE REQUEST OF	
MARIPOSA COUNTY	
July 18, 1994 AT 11:25	
PAGES 3	FEE \$ 0
OFFICIAL RECORDS	GARY ESTEP
MARIPOSA COUNTY RECORDER	

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PASSED AND ADOPTED by the Mariposa County Board of Supervisors  
this 5th day of July, 1994, by the following vote:

AYES: BALMAIN, PARKER, TABER

NOES: NONE

ABSENT: BAGGETT, ERICKSON

ABSTAINED: NONE

BY: Garry R. Parker  
GARRY R. PARKER, VICE-CHAIRMAN

ARTHUR G. BAGGETT Jr., Chairman  
Mariposa County Board of Supervisors

ATTEST:

Margie Williams  
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

Jeffrey G. Green  
JEFFREY G. GREEN, County Counsel

## EXHIBIT "A"

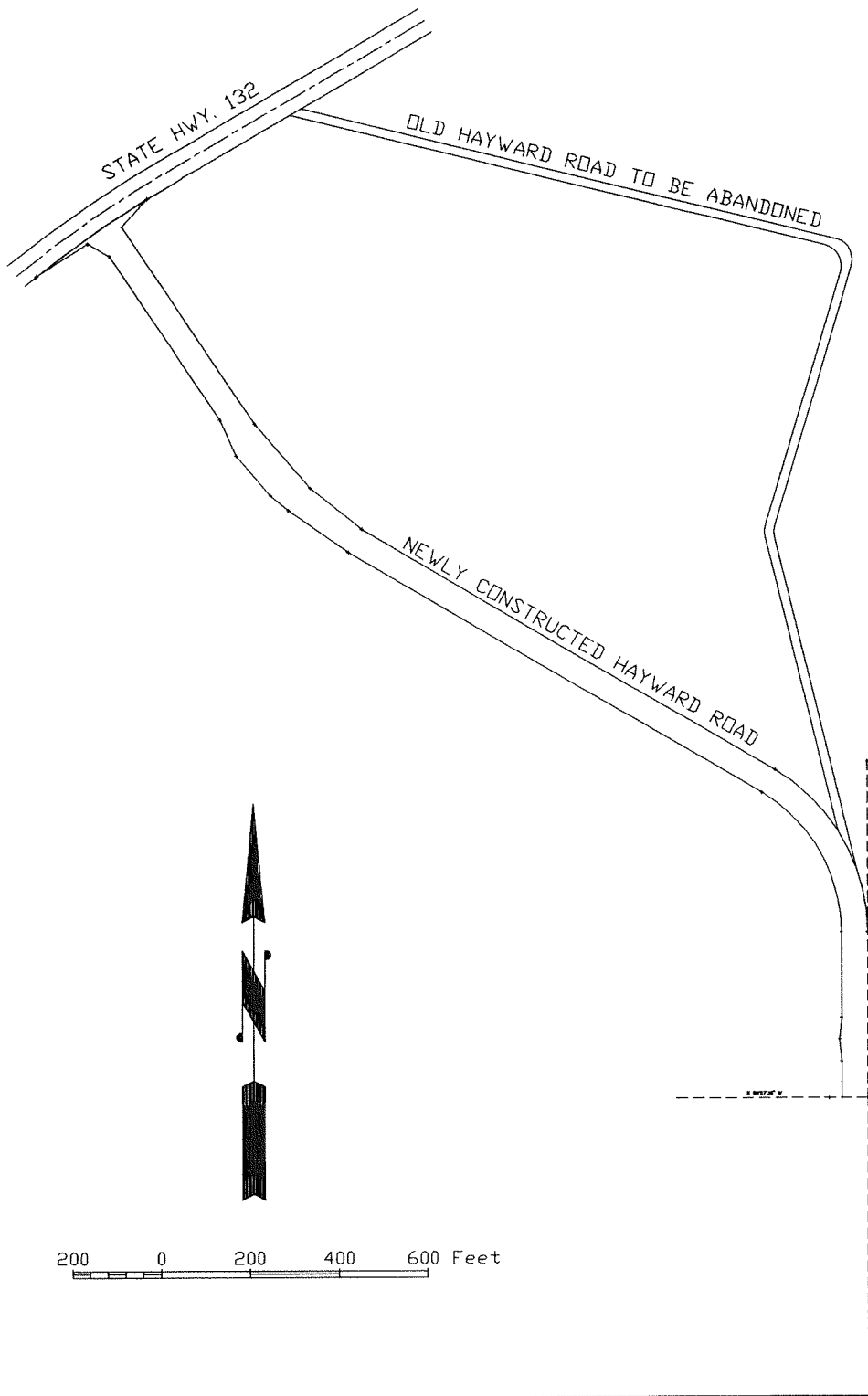
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Checked _____	Scale: 1" = 400'	Approved By Engineer <u><i>David G. Tucker</i></u>	Dwg. No. _____
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END OF DOCUMENT