

APN: Right of Way - No APN Assigned

Mail tax statements to:
City of Sparks Redevelopment Agency
431 Prater Way
Sparks, Nevada 89431
ATTN: Stephen W. Driscoll

When recorded, return original to:
City of Sparks
P.O. Box 857
Sparks, Nevada 89432-0857
Attn: City Clerk

City of Sparks

ORDER VACATING RIGHT OF WAY WITH RESERVATION OF EASEMENTS

WHEREAS Over the years, the City of Sparks received dedications of right of way for streets and alleys located in central downtown Sparks and;

WHEREAS a petition has been made to the City to vacate portions of AVENUE OF THE OAKS as described in Exhibit "A" and depicted on Exhibits "B", attached hereto and by reference made a part hereof, in accordance with NRS 278.480, and said petition was reviewed by the Sparks City Council following a public hearing held on February 27, 2017, and;

WHEREAS notice was given by certified mail to each owner of property abutting the proposed abandonment, and was published in accordance with NRS 278.480(3), a public hearing was conducted by this Council and as a result of the hearing, the Sparks City Council finds that the public will not be materially injured by the proposed vacation,

NOW THEREFORE IT BE ORDERED BY THE CITY COUNCIL OF THE CITY OF SPARKS, NEVADA

Section 1. That under the provisions of NRS 278.480 (6), blanket utility and drainage easements over and under the land described in Exhibit "A" shall be reserved to those previously entitled, and:

Section 2. The City of Sparks does hereby VACATE all of its rights and obligations regarding the property described in Exhibit "A" and depicted on Exhibit "B", hereto and by reference made a part hereof, TO THE PARTIES LEGALLY ENTITLED THERETO (as provided in NRS 278.480 and other provisions of Nevada law).

Section 3. The officers of the City are hereby authorized and directed to take all action necessary to effectuate the provisions of this resolution and to accomplish its purposes, including the recording of this resolution and order in the official records of

Washoe County, Nevada. The City Clerk is hereby authorized to execute any documents intended to accomplish the purposes of this order.

Section 4. If any provision in this resolution and order is deemed invalid or unconstitutional by any court of competent jurisdiction, such offending provision shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining provisions herein.

PASSED AND ADOPTED ON THE 27th day of February 2017

APPROVED this _____ day of February 2017.

By _____
Geno R. Martini, Mayor

ATTEST:

APPROVED TO FORM:

By _____
Teresa Gardner
City Clerk

By _____
Shirle Eiting
Sr. Assistant City Attorney

STATE OF NEVADA)

Acknowledgment in Representative Capacity

WASHOE COUNTY)

This instrument was acknowledged before me on _____

by Geno R. Martini.

Notary Public



Land Information Solutions

TRI STATE SURVEYING, LTD.

1925 E. Prater Way
Sparks, Nevada 89434

Telephone (775) 358-9491 ♦ FAX (775) 358-3664

Toll Free: 1-800-411-3752

December 20, 2016
Job No. 16111.01.RM

EXHIBIT "A" Legal Description

Abandonment Area #1 (Portion of Avenue of the Oaks)

All that certain parcel situate within a portion of the southeast One-Quarter (1/4) of Section 5, Township 19 North, Range 20 East, Mount Diablo Meridian, City of Sparks, Washoe County, Nevada, being a portion of Avenue of the Oaks as Dedicated on Dedication Tract Map No. 4887, File No. 3692370 in the Official Records of Washoe County, Nevada, being more particularly described as follows:

COMMENCING at the southeast corner of said Section 5;

THENCE North 74°29'48" West, 1793.33 feet to the POINT OF BEGINNING, said point being the southeast corner of Parcel D, as shown on said Dedication Tract Map, also being on the northerly right-of-way line of Avenue of the Oaks as shown on said Dedication Tract Map;

THENCE from the POINT OF BEGINNING, leaving said Parcel D and said northerly right-of-way line, South 01°19'36" West, 1.00 feet;

THENCE South 88°39'31" East, 90.98 feet;

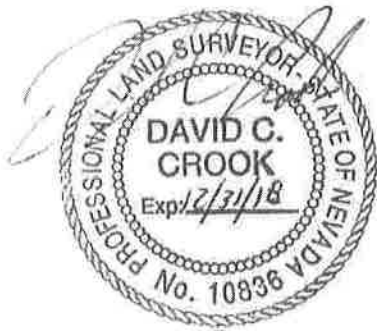
THENCE North 01°19'36" East, 1.00 feet to the southwest corner of said Parcel D, being on the said northerly right-of-way line of Avenue of the Oaks;

THENCE along said northerly right-of-way line, being coincident with the southerly line of said Parcel D, North 88°39'31" West, 90.98 feet to the POINT OF BEGINNING.

Said Abandonment Area #1 contains 91 square feet, more or less.

BASIS OF BEARING:

The Grid bearing of North 87°02'39" East, between Washoe County G.P.S. monuments "R2057" and "S2010", based on the North American Datum of 1983/1994 High Accuracy Reference Network (NAD '83/'94 HARN). Grid to Ground factor = 1.000197939.



Date 01/17/2017
David C. Crook, P.L.S.
Nevada Certificate No. 10836



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EXHIBIT "A" Legal Description

Abandonment Area #2 (Portion of Avenue of the Oaks)

All that certain parcel situate within a portion of the southeast One-Quarter (1/4) of Section 5, Township 19 North, Range 20 East, Mount Diablo Meridian, City of Sparks, Washoe County, Nevada, being a portion of Avenue of the Oaks as Dedicated on Dedication Tract Map No. 4887, File No. 3692370 in the Official Records of Washoe County, Nevada, being more particularly described as follows:

COMMENCING at the southeast corner of said Section 5;

THENCE North 72°32'07" West, 1579.95 feet to the POINT OF BEGINNING, said point being the southeast corner of Parcel E, as shown on said Dedication Tract Map, also being on the northerly right-of-way line of Avenue of the Oaks as shown on said Dedication Tract Map;

THENCE from the POINT OF BEGINNING, leaving said Parcel E and said northerly right-of-way line, South 01°19'36" West, 1.00 feet;

THENCE South 88°39'31" East, 91.02 feet;

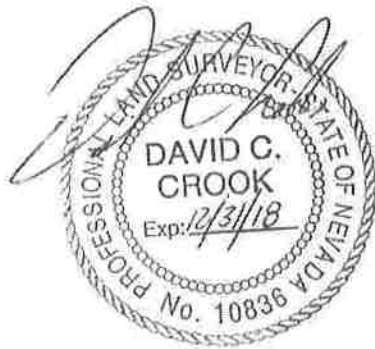
THENCE North 01°19'36" East, 1.00 feet to the southwest corner of said Parcel E, being on the said northerly right-of-way line of Avenue of the Oaks;

THENCE along said northerly right-of-way line, being coincident with the southerly line of said Parcel E, North 88°39'31" West, 91.02 feet to the POINT OF BEGINNING.

Said Abandonment Area #2 contains 91 square feet, more or less.

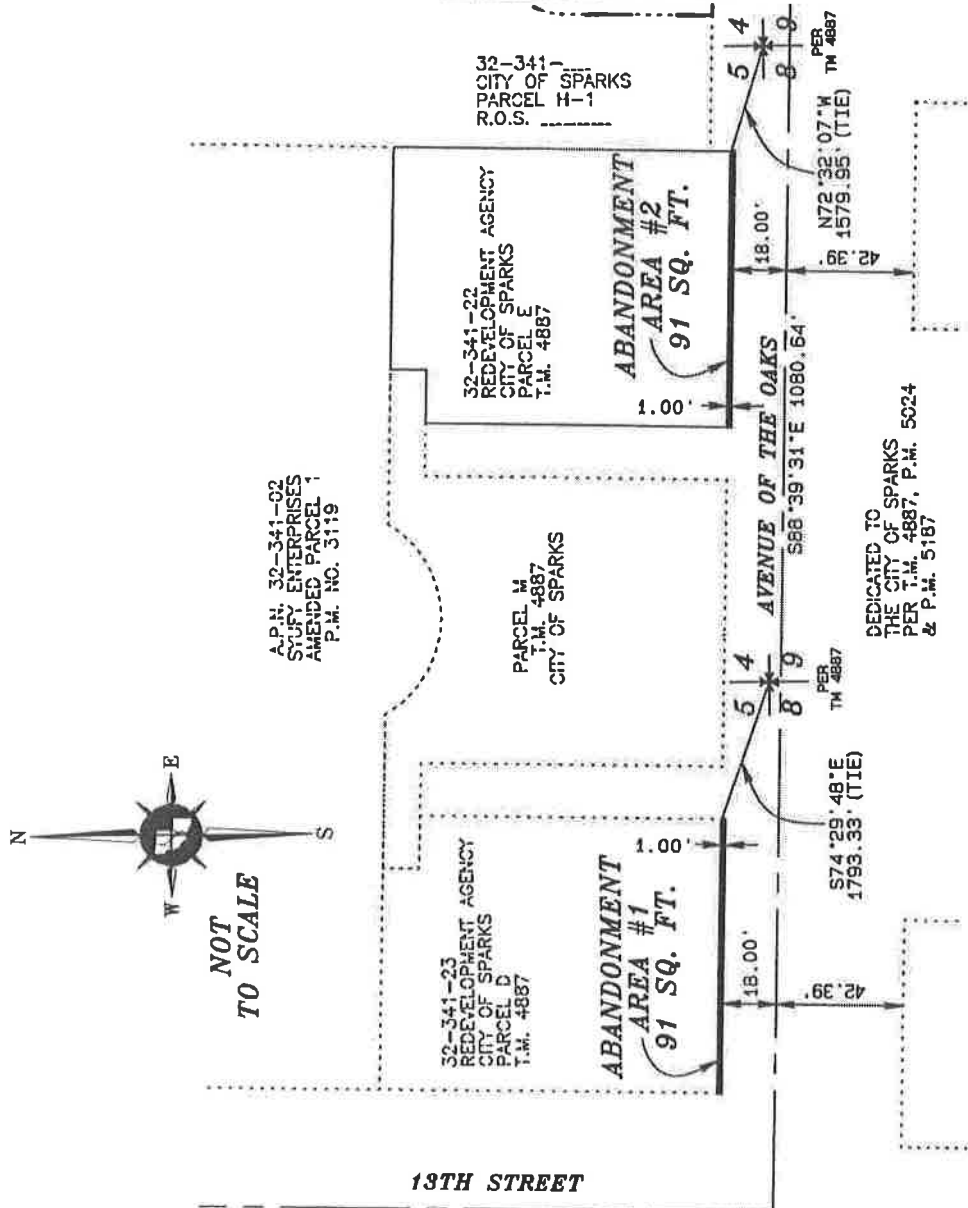
BASIS OF BEARING:

The Grid bearing of North 87°02'39" East, between Washoe County G.P.S. monuments "R2057" and "S2010", based on the North American Datum of 1983/1994 High Accuracy Reference Network (NAD '83/'94 HARN). Grid to Ground factor = 1.000197939.



Date 01/24/2017
David C. Crook, P.L.S.
Nevada Certificate No. 10836

EXHIBIT B



ABANDONMENT AREAS #1 & #2 (AVENUE OF THE OAKS)

TRI STATE SURVEYING, LTD



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