

APN: Dedicated Right of Way
No APN Assigned

Mail Tax Statements to:
Gurr Family Trust
P.O. Box 637
Sparks, NV 89432

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 a portion of right-of-way situated within a portion of the Northwest One-Quarter (NW1/4) of Section 8 (8), Township Nineteen (19) North, Range Twenty (20) East, Mount Diablo Meridian, City of Sparks, County of Washoe, State of Nevada, being a portion of the twenty (20) foot alley in block 38 as dedicated per the Official Plat of "Town of Sparks", Tract Map No. 117, recorded on April 23, 1904, and as dedicated on the Map of Dedication for "Dean B. Van Dyne", Tract Map No. 2599, recorded on June 29, 1989, as File No. 1334133, both filed in the Official Records of Washoe County, Nevada, and;

WHEREAS a petition has been made to the City to vacate a portion of said alley way as described in Exhibit "A" and depicted on Exhibit "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 September 12, 2016, 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(4) on August 26, 2016, 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 of the street dedication, provided, however, that easements for city use and for public utilities are appropriately reserved as allowed by NRS 278.480(6)

**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), all existing utility easements over the land described in Exhibit "A" shall remain in full force and effect in accordance with their terms; and

Section 2. That subject to the above reservations and provisions, 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 3. 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 12th day of September, 2016.

APPROVED this _____ day of September, 2016.

By _____
Geno Martini, Mayor

ATTEST:

APPROVED TO FORM:

By _____ By _____
Teresa Gardner Shirle Eiting
City Clerk Sr. Assistant City Attorney

State of Nevada
County of Washoe

This instrument was acknowledged before me on _____
By _____.

Signature of notarial officer