

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

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### **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 Parcel C and the B/C Alley 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 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(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 12th day of September, 2016

APPROVED this \_\_\_\_\_ day of September, 2016.

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