

BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF FRESNO  
STATE OF CALIFORNIA

IN THE MATTER OF THE VACATION ) ORDER OF VACATION  
OF MCKENZIE AVENUE PUBLIC ROAD )  
RIGHT-OF-WAY. )  
VACATION APPLICATION NO. V16-01 )

WHEREAS, the Board on March 28, 2017 adopted its Resolution of Intention to vacate the public road right-of-way of McKenzie Avenue from Cornelia Avenue, westerly approximately 2460-feet. Vacation Application No. V16-01; and

WHEREAS, this Board finds that the Resolution of Intention to vacate said public right-of-way was duly published and posted pursuant to Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code.

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

(1) That McKenzie Avenue from Cornelia Avenue, westerly approximately 2460-feet is unnecessary for present or prospective public use.

(2) That the proposed vacation is consistent with the General Plan adopted by the County of Fresno.

(3) That said portion of the public road right-of-way is unnecessary for the development of non-motorized transportation pursuant to Section 892 of the Streets and Highways Code.

(4) That McKenzie Avenue from Cornelia Avenue, westerly approximately 2460-feet as described in Exhibit "A" is hereby vacated.

(5) That the Clerk of the Board is directed to record this Resolution in accordance with Section 8325 of Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code.

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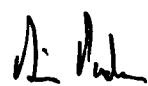
1 THE FOREGOING was passed and adopted by the following vote of the Board of  
2 Supervisors of the County of Fresno this 25th day of April 2017, to wit:

3 AYES: Supervisors Borgeas, Magsig, Mendes, Pacheco, Quintero

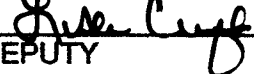
4 NOES: None

5 ABSENT: None

6  
7 COUNTY OF FRESNO

8 BY   
9 BRIAN PACHECO, CHAIRMAN  
BOARD OF SUPERVISORS

10 ATTEST:  
11 BERNICE E. SEIDEL, CLERK  
12 BOARD OF SUPERVISORS

13 BY   
14 DEPUTY

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

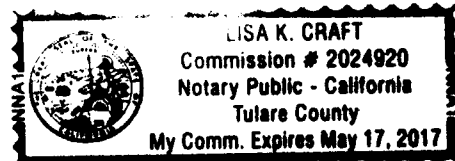
County of Fresno

On May 2, 2011 before me, Lisa K. Craft, Notary Public  
(insert name and title of the officer)

personally appeared Brian Pacheco,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in  
his/~~her/their~~ authorized capacity(ies), and that by his/her/their signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Lisa K. Craft (Seal)

Exhibit "A"

**LEGAL DESCRIPTION**

All of that 50-feet wide public road right-of-way of McKenzie Avenue, from the west right-of-way line of Cornelia Avenue, continue westerly approximately 2460-feet to the west limit line of Record of Survey Bk. 45, Pgs. 97-98. Located in Section 3, Township 14 South, Range 19 East, Mount Diablo Base and Meridian.

Containing 2.83 acres, more or less.

RESERVING THEREFROM:

For the benefit of **Pacific Gas & Electric Company, Fresno Metropolitan Flood Control District and Fresno Irrigation District** an easement along all of that 50-feet wide vacated right-of-way, and the right at any time or from time to time, as necessary, pursuant to the provisions of California Streets and Highways Code Section 8340, to construct, maintain, operate, replace, and remove pipelines, transmission lines, valves, manholes, cables, wires, conductors, poles, and other convenient structures, equipment and fixtures for the transportation or distribution of electric energy, gas, natural gas, and communications facilities, including access and the right to keep the property free from inflammable materials and wood growth, and to prevent any building or structure near the facilities and otherwise to protect the same from all hazards in, upon, over and across above described parcel.