

DATE SUBMITTED 3/17/2015
 SUBMITTED BY CM OFFICE
 DATE ACTION REQUIRED 3/18/2015

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION: CITY OF IMPERIAL REMISES, RELEASES AND FOREVERQUITCLAIMS PROPERTY TO RD BROWN CO., INC.

1. APPROVES AND AUTHORIZES THE CITY OF IMPERIAL TO REMISE, RELEASE AND FOREVER QUITCLAIM THE EAST-WEST ALLEY OF BLOCK 74, TOWNSITE OF IMPERIAL TO RD BROWN CO., INC.

DEPARTMENT INVOLVED: PLANNING DEPT/CITY MANAGER'S DEPT.

BACKGROUND/SUMMARY:

The City vacated this alley way in 1978 as indicated in Resolution No. 78-10, but never specified who it would be released to. The City of Imperial would like to release interest in the east-west alley of block 74 in Townsite of Imperial to RD Brown Co., Inc. as part of the Worthington Square transaction. The execution of this Remise, Release and Quitclaim is dependent upon the execution of final escrow documents of the Worthington Square property.

*Attached for your review, please find a copy of Resolution 78-10.

FISCAL IMPACT: NONE

F.O. INITIALS: 

STAFF RECOMMENDATION: Staff recommends the City Council of the City of Imperial to approve and authorize the City of Imperial to remise, release and quitclaim the east-west alley of block 74 in Townsite of Imperial.

MANAGER'S RECOMMENDATION: It is the City Manager's recommendation to agree with staff and release all interest to RD Brown Co., Inc. in the Esst-West Alley of Block 74 in the Townsite of Imperial.

MANAGER'S INITIALS 

MOTION:

SECONDED: APPROVED () REJECTED ()
 AYES: DISAPPROVED () DEFERRED ()
 NAYES:
 ABSENT: REFERRED TO:

RECORDING REQUESTED BY

CITY OF IMPERIAL
420 SOUTH IMPERIAL AVE.
IMPERIAL, CA 92251

AND WHEN RECORDED MAIL TO:

Name CITY OF IMPERIAL
Street Address 420 SOUTH IMPERIAL AVENUE
City State Zip IMPERIAL CA 92251

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Quitclaim Deed

The undersigned Grantor(s) declare(s) under penalty of perjury that the following is true and correct:

Documentary transfer tax is \$ 0.00

() computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale.

() Unincorporated area: (X) City of, IMPERIAL, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, CITY OF IMPERIAL

hereby REMISE(S), RELEASE(S) AND FOREVER QUITCLAIM(S) to RD BROWN, INC.

the following described real property in the County of IMPERIAL, State of California:

THE EAST-WEST ALLEY OF BLOCK 74, TOWNSITE OF IMPERIAL, COUNTY OF IMPERIAL, STATE OF CALIFORNIA

Assessor's Parcel No. N/A

Dated: 03/18/2015

SIGNATURE

SIGNATURE

SIGNATURE

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 IMPERIAL

On _____ before me, _____ [name & title of officer],

personally appeared _____, 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.

[SEAL]

SIGNATURE

MAIL TAX

STATEMENTS TO: CITY OF IMPERIAL, 420 SOUTH IMPERIAL AVE, IMPERIAL, CA 92251

[Rev. January 1, 2013]

Revised January 1, 2015

NAME

ADDRESS

CITY, STATE, ZIP

CFR www.ceb.com

RECORDING REQUESTED BY:
BETTY WILLETT, CITY CLERK
201 SO. IMPERIAL AVE.
IMPERIAL, CALIFORNIA

When recorded return to same.

BOOK 1415 PAGE 203
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CITY OF IMPERIAL
COUNTY RECORDS

APR 24 11 41 AM '78

BOOK 1415 PAGE 203
OFFICIAL RECORDS
IMPERIAL COUNTY, CALIF.

RESOLUTION NO. 78-10

RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF IMPERIAL ORDERING THE CLOSING OF THE
EAST-WEST ALLEY OF BLOCK 74

NO FEE

WHEREAS, the City Council of the City of Imperial having heretofore adopted a Resolution declaring its intention to close the east-west alley of Block 74, Townsite of Imperial, as hereinafter described, and a hearing having been conducted in accordance with said Resolution with all persons interested therein having opportunity to express their objections to said closing; and

WHEREAS, the City Council of the City of Imperial finds that it is in the best interests of the City of Imperial and the residents living adjacent to the hereinafter described public alley that there be closed and vacated from public use the alley described herein.

NOW, THEREFORE, the City Council of the City of Imperial hereby resolves as follows:

Section 1: There shall be closed and vacated from public use the following described public alley:

The east-west alley of Block 74, Townsite of Imperial, County of Imperial, State of California.

Section 2: Closing of the alley described herein shall be subject to the reservation of easements and rights-of-way at any time, or from time to time, to construct, maintain, operate, replace, remove and renew any sanitary sewers, storm drains, and appurtenant structures in, upon, over and across the area to be vacated and pursuant to any existing franchises of renewal thereof, or otherwise to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles and other convenient structures, equipment and fixtures for the operation of gas by pipelines, telegraphic and telephone lines, water and other incidental utilities that may have

existing lines or services in said area to be vacated. This reservation of easements and rights-of-way refers only to those lines, services and utilities that exist at the time of this Resolution.

Section 3: This Resolution shall be recorded in the office of the County Recorder of Imperial County.

ADOPTED, SIGNED AND APPROVED this 19th day of April, 1978.

Patricia Bush
MAYOR OF THE CITY OF IMPERIAL

ATTEST:
Lucy Hill
CITY CLERK OF THE CITY OF IMPERIAL

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) ss
CITY OF IMPERIAL)

I, BETTY WILLETT, City Clerk of the City of Imperial, DO
HEREBY CERTIFY that the foregoing is a true and correct copy of
RESOLUTION NO. 78-10, and that said Resolution was duly and
regularly adopted at a regular meeting of the City Council held on
the 19th day of April, 1978, by the following vote:

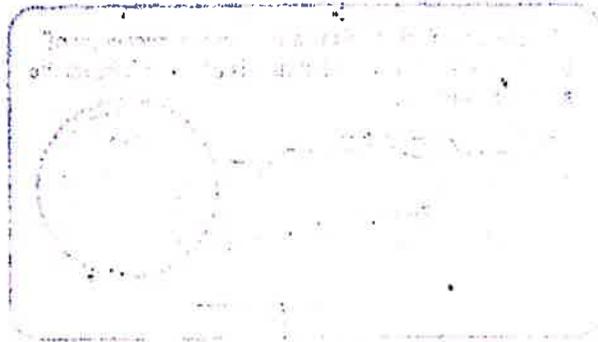
AYES: COUNCILMEMBERS KELLEY, MURPHY, SHORES, LUDLOW AND BURK

NOES: NONE

ABSENT: NONE

IN WITNESS WHEREOF I have hereunto set my hand and affixed
the Seal of the City of Imperial this 20th day of April, 1978.


City Clerk of the City of Imperial



I hereby certify that this is a true and correct copy of the record filed or recorded in this office if it bears the seal of this office.



Chuck Storey
County Clerk - Recorder
County of Imperial, State of California
Date Issued:



MAR 03 2015

By 
Deputy