State of California
DEPARTMENT OF TRANSPORTATION

California State Transportation Agency

Tab 42

M e m o r a n d u m

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: August 27, 2015

Reference No: 2.4b.
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Jennifer S. Lowden, Chief
Division of Right of Way
and Land Surveys

Subject: **RESOLUTIONS OF NECESSITY**

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) adopt Resolutions of Necessity (Resolution) C-21353 through C-21360 summarized on the following pages.

ISSUE:

Prior to initiating Eminent Domain proceedings to acquire needed Right of Way for a programmed project, the Commission must first adopt a Resolution stipulating specific findings identified under Section 1245.230 of the Code of Civil Procedure.

Moreover, for each of the proposed Resolutions, the property owners are not contesting the following findings contained in Section 1245.230 of the Code of Civil Procedure:

1. The public interest and necessity require the proposed project.
2. The proposed project is planned and located in a manner that will be most compatible with the greatest public good and the least private injury.
3. The property is necessary for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

The only remaining issues with the property owners are related to compensation.

BACKGROUND:

Discussions have taken place with the owners, each of whom has been offered the full amount of the Department's appraisal, and where applicable, advised of any relocation assistance benefits to which the owners may subsequently be entitled. Adoption of the Resolutions will not interrupt our efforts to secure equitable settlement. In accordance with statutory requirements, each owner has been advised that the Department is requesting the Resolution at this time. Adoption will assist the Department in the continuation of the orderly sequence of events required to meet construction schedules.

C-21353 - Santos Jimenez and Olga Jimenez, husband and wife as joint tenants
04-SM-101-PM 1.8 - Parcel 63073-1 - EA 235659.
Right of Way Certification (RWC) Date: 12/14/15; Ready to List (RTL) Date: 12/21/15. Freeway - reconstruct interchanges at various locations on Route 101. Authorizes condemnation of land in fee for a State highway. Located in the city of East Palo Alto at 223 Holland Street. Assessor Parcel Number (APN) 062-221-110.

C-21354 - Central Valley RV Outlet, LLC, et al.
06-Fre-99-PM 24.90 - Parcel 86968-1, 01-01; 87222-1; 87223-1 - EA 2HT109.
RWC Date: 12/01/15; RTL Date: 01/10/16. Freeway - State Route (SR) 99 alignment for High Speed Rail (HSR). Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, and excess land in fee to which the owner has consented. Located in the city of Fresno at Marks Avenue and Princeton Avenue. APNs 442-050-03, -05; 442-081-11; 433-060-26.

C-21355 - Whal Properties, L.P., a California Limited Partnership
06-Fre-99-PM 24.30 - Parcel 87153-1, 2, 3 - EA 2HT109.
RWC Date: 12/01/15; RTL Date: 01/10/16. Freeway - SR 99 alignment for HSR. Authorizes condemnation of land in fee for a State highway, a temporary easement for construction purposes, and an easement for utility purposes to be conveyed to AT&T. Located in the city of Fresno at 2647 North Weber Avenue. APN 442-082-24.

C-21356 - Wooden Shoe Visalia, LLC
06-Tul-99-PM 41.03 - Parcel 86888-1 - EA 471509.
RWC Date: 02/01/16; RTL Date: 03/01/16. Freeway - reconstruct Betty Drive interchange. Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located in the unincorporated area of Tulare at 6504 Betty Drive. APN 075-340-018.

C-21357 - Linda Elaine Merrill, et al.
07-LA-138-PM 59.5 - Parcel 76128-1 - EA 293509.
RWC Date: 01/07/16; RTL Date: 01/29/16. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway. Located in the town of Pearblossom at the northeast corner of SR 138 and 121st Street East. APNs 3038-002-045, -046.

C-21358 - Rosa Baghoomian as Trustee of The Baghoomian Trust dated December 19, 2012
07-LA-138-PM 59.9 - Parcel 76138-1 - EA 293509.
RWC Date: 01/07/16; RTL Date: 01/29/16. Conventional highway - widen conventional highway. Amends Resolution Number C-21323 adopted March 26, 2015, which authorizes condemnation of land in fee for a State highway. This amendment is to correct the omission of Code of Civil Procedure Section 1240.510 in that the property is being acquired for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use from the Resolution of Necessity. Located in the town of Pearblossom on the north side of SR 138, east of 126th Street East. APN 3038-006-001.

C-21359 - Orange Street Townhomes, LLC, a California Limited Liability Company
07-LA-138-PM 58.9 - Parcel 76191-1, 2, 3 - EA 293509.
RWC Date: 01/07/16; RTL Date: 01/29/16. Conventional highway - widen conventional highway. Amends Resolution Number C-21324, adopted March 26, 2015, which authorizes condemnation of land in fee for a State highway. This amendment is to correct the omission of Code of Civil Procedure Section 1240.510 in that the property is being acquired for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use from the Resolution of Necessity. Located in the town of Pearblossom at the southwest corner of SR 138 and 121st Street East. APNs 3038-021-040, -041.

C-21360 - Enrique Hernandez, a married man as his sole and separate property
11-Imp-98-PM 31.9 - Parcel 35017-1, 2, 3 - EA 080239.
RWC Date: 12/12/15; RTL Date: 01/11/16. Conventional Highway - widen existing highway from 2 to 4 lanes. Authorizes condemnation of land for a permanent easement for public road purposes, a temporary easement for construction purposes, and a permanent powerline easement to be conveyed to Imperial Irrigation District. Located in the city of Calexico at 530 West Birch Street. APN 058-241-005.

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21353

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 04-SM-101-PM 1.8 PARCEL 63073-1
OWNER: Santos Jimenez and Olga Jimenez, husband & wife as joint tenants

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

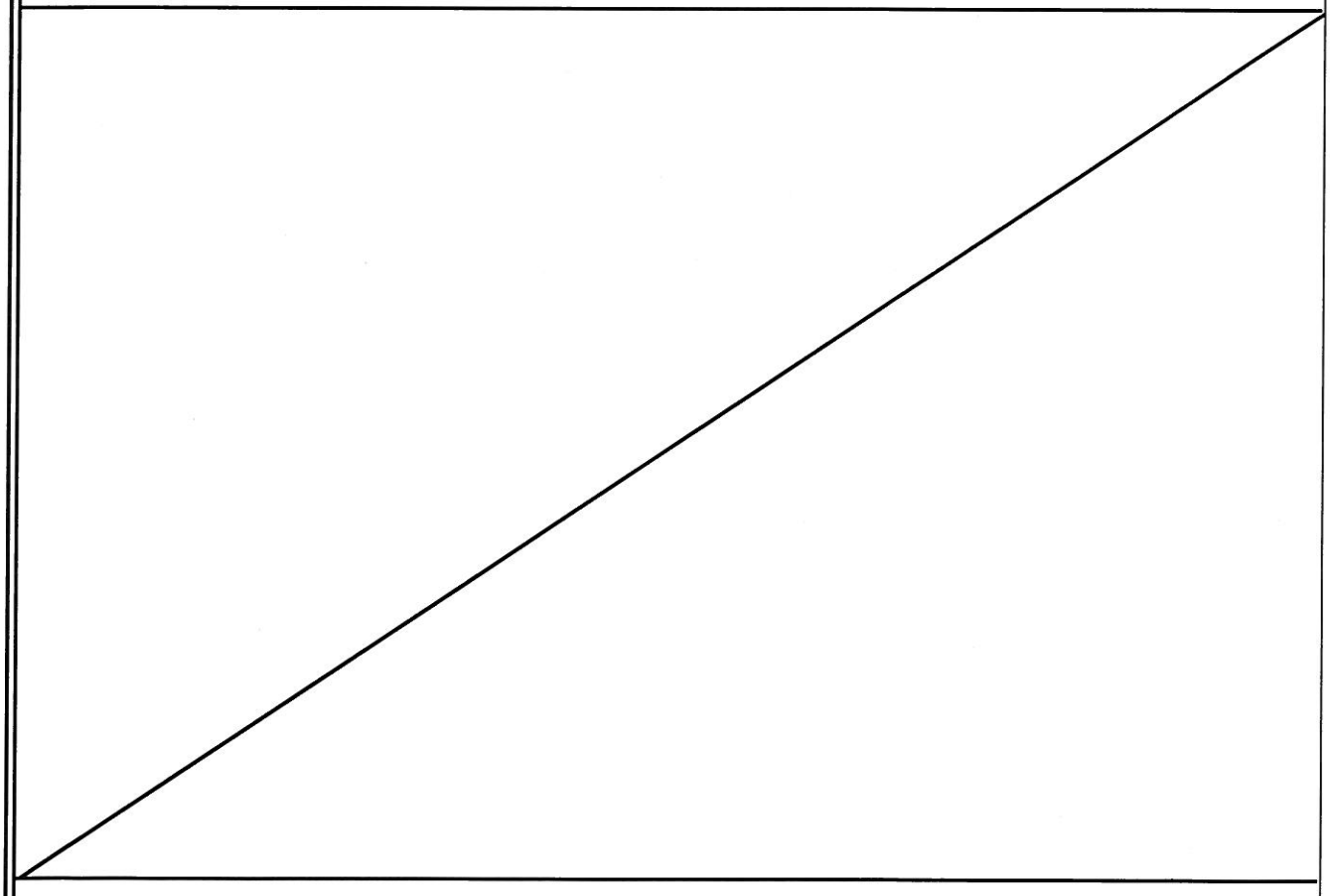
APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of San Mateo, State of California, Highway 04-SM-101 and described as follows:



STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

RESOLUTION of NECESSITY

Title Sheet

District	County	Route	Postmile
04	SM	101	1.8

Project E.A. 23565

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 2 pages.

Parcels in Legal Description:					
63073-1					

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature _____
Licensed Land Surveyor

Date 6/30/2015

LICENSED LAND SURVEYOR
JERRY ZHONG
Exp. 12/31/15
No. 7784
STATE OF CALIFORNIA

PARCEL 63073-1:

A portion of that certain alleyway abandoned by Resolution No. 36804, Board of Supervisors, County of San Mateo, State of California, recorded in Volume 7433, at Page 267, Official Records of San Mateo County, State of California, being more particularly described as follows:

COMMENCING at the intersection of the southwesterly extension of the southeasterly line of Lot 28, Block 16, as said Lot and Block are shown on that certain map entitled "MENALTO PARK, MAP NO. 2, San Mateo County, California", filed in the Office of the San Mateo County Recorder on December 21, 1926 in Volume 14 of Maps, at Page 59, with the centerline of said abandoned alleyway; thence along said centerline, North 52°37'15" West, 17.38 feet to the general northerly line of PARCEL 4 as described in that certain Document entitled "RELINQUISHMENT OF STATE HIGHWAY IN THE COUNTY OF SAN MATEO, NO. 22093, ROAD IV-S.M-68-D", recorded September 6, 1961 in Volume 4050, at Page 131, Official Records of San Mateo County, State of California; thence along said general northerly line, North 5°24'45" East, 53.33 feet; thence southeasterly along a non-tangent curve to the left having a radius of 318.00 feet, a radial line to which bears South 86°17'18" West, through a central angle of 11°18'10", an arc length of 62.73 feet to said southwesterly extension, being the POINT OF BEGINNING; thence continuing along last said curve to the left with a radius of 318.00 feet, through a central angle of 00°41'31", an arc length of 3.84 feet to said centerline; thence along said centerline, North 52°37'15" West, 3.06 feet to said southwesterly extension; thence along last southwesterly extension, North 37°21'43" East, 2.32 feet to the POINT OF BEGINNING.

The bearings and distances used in the above description are on the California Coordinate System of 1983, Zone 3, Epoch 1991.35. Multiply the above distances by 1.0000545 to obtain ground distances.

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21354

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 06-Fre-99-PM 24.90 PARCEL 86968-1, 01-01; 87222-1; 87223-1
OWNER: Central Valley RV Outlet, LLC, et al.
LESSEE: Seibert's Oil Company, Inc.

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code of Civil Procedure Section 1240.150 in that the property being acquired includes a remnant that would be of little value to its owner, and Code of Civil Procedure Section 1240.410 in that the property being acquired includes a remnant that would be of little market value;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

APPROVAL RECOMMENDED

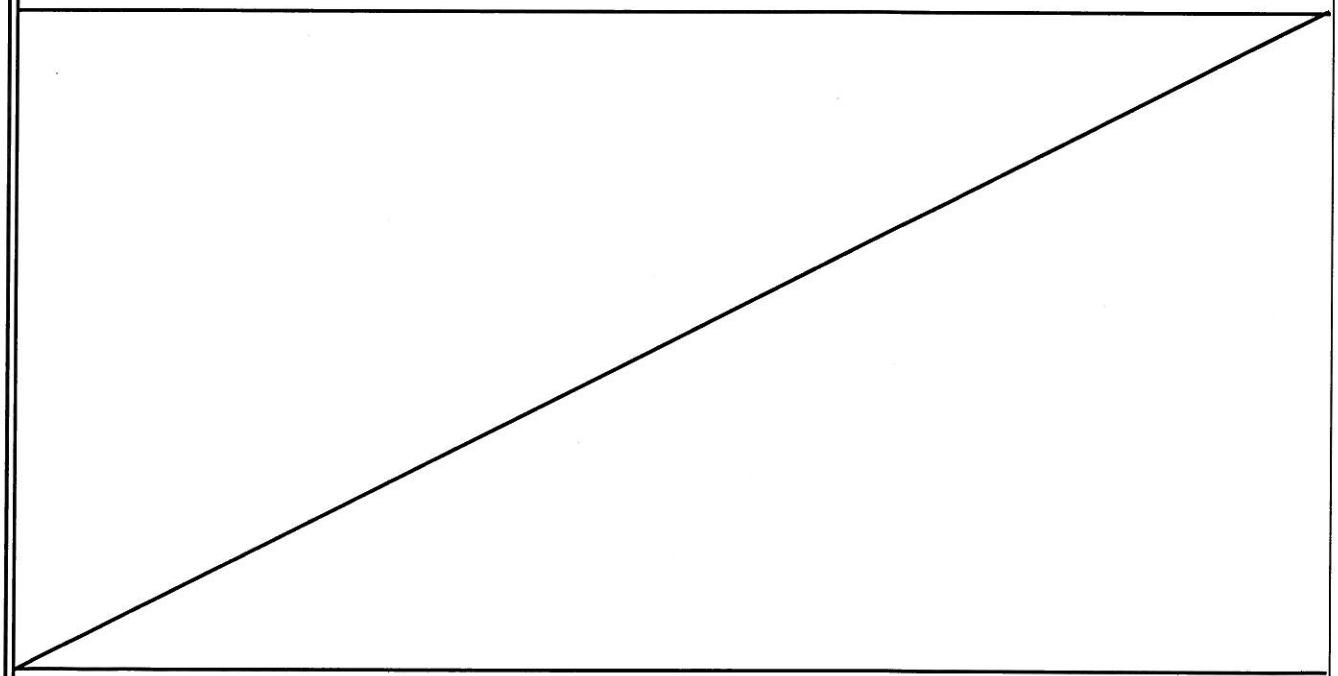
DIVISION OF RIGHT OF WAY

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Fresno, State of California, Highway 06-Fre-99 and described as follows:



STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Mile
06	FRE	99	24.90

Project ID 0612000287

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 2 pages.

Parcels in Legal Description:					
86968-1	86968-01-01				

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Mark D Elower
Professional Land Surveyor
Expires 12-31-2016

Date June 11, 2015

RW6-1(RONa)(New 07/2010)

Parcel 86968-1

For freeway purposes that portion of Lot 108 of Roeding's Villa Colony, according to the map thereof recorded December 15, 1902 in Book 2, Page 43 of Record of Surveys, in the Office of the County Recorder of said County, described in a deed to Central Valley R.V. Outlet, L.L.C., a California Limited Liability Company, recorded March 5, 2004 as Document No. 2004-0049195 and described in a deed to Central Valley R.V. Outlet, L.L.C., a California Limited Liability Company, recorded November 13, 2009 as Document No. 2009-0156466, Official Records of Fresno County, lying northeasterly of the following described course (6):

BEGINNING at a point on the West line of the Southeast Quarter of Section 24, Township 13 South, Range 19 East, Mount Diablo Meridian and Base Line, said point being South 00°37'59" West, 428.89 feet along said West line from the Center quarter-section corner of said Section 24, said corner being found as a 4 ½ inch iron pipe filled with concrete per Corner Record No. 3013, filed in the Fresno County Surveyor's Office; THENCE (1) South 41°03'36" East, 3070.37 feet to the northeasterly right-of-way boundary of North Parkway Drive; THENCE along said northeasterly right-of-way boundary, the following courses: (2) South 14°43'56" East, 12.79 feet; (3) South 22° 53' 37" East, 92.70 feet; THENCE (4) South 41°03'36" East, 300.88 feet to the southwesterly right-of-way boundary of existing State Route 99; THENCE (5) along said southwesterly right-of-way boundary, South 82°43'56" East, 52.08 feet; THENCE (6) South 41°03'27" East, 1209.02 feet to a point which is South 66°43'15" East, 3400.81 feet from the South quarter-section corner of said Section 24, last said corner being found as a ¾ inch iron pipe with nail inside, flush in pavement, untagged, at the northwest edge of a sewer manhole cover, with corner ties per Corner Record No. 4789, filed in the Fresno County Surveyor's Office.

Lands abutting said freeway shall have no right or easement of access thereto.

The bearings and distances used in this description are on the California Coordinate System of 1983, epoch 2007, Zone 4. Divide distances by 0.99993543 to convert to ground distances.

Parcel 86968-01-01

For freeway purposes that portion of Lot 108 of Roeding's Villa Colony, according to the map thereof recorded December 15, 1902 in Book 2, Page 43 of Record of Surveys, in the Office of the County Recorder of said County, described in a deed to Central Valley R.V. Outlet, L.L.C., a California Limited Liability Company, recorded March 5, 2004 as Document No. 2004-0049195 and described in a deed to Central Valley R.V. Outlet, L.L.C., a California Limited Liability Company, recorded November 13, 2009 as Document No. 2009-0156466, Official Records of Fresno County, lying southwesterly of the following described course (6):

BEGINNING at a point on the West line of the Southeast Quarter of Section 24, Township 13 South, Range 19 East, Mount Diablo Meridian and Base Line, said point being South 00°37'59" West, 428.89 feet along said West line from the Center quarter-section corner of said Section 24, said corner being found as a 4 ½ inch iron pipe filled with concrete per Corner Record No. 3013, filed in the Fresno County Surveyor's Office; THENCE (1) South 41°03'36" East, 3070.37 feet to the northeasterly right-of-way boundary of North Parkway Drive; THENCE along said northeasterly right-of-way boundary, the following courses: (2) South 14°43'56" East, 12.79 feet; (3) South 22° 53' 37" East, 92.70 feet; THENCE (4) South 41°03'36" East, 300.88 feet to the southwesterly right-of-way boundary of existing State Route 99; THENCE (5) along said southwesterly right-of-way boundary, South 82°43'56" East, 52.08 feet; THENCE (6) South 41°03'27" East, 1209.02 feet to a point which is South 66°43'15" East, 3400.81 feet from the South quarter-section corner of said Section 24, last said corner being found as a ¾ inch iron pipe with nail inside, flush in pavement, untagged, at the northwest edge of a sewer manhole cover, with corner ties per Corner Record No. 4789, filed in the Fresno County Surveyor's Office.

Lands abutting said freeway shall have no right or easement of access thereto.

The bearings and distances used in this description are on the California Coordinate System of 1983, epoch 2007, Zone 4. Divide distances by 0.99993543 to convert to ground distances.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Mile
06	FRE	99	24.90

Project ID 0612000287

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 1 page.

Parcels in Legal Description:					
87222-1					

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature _____
Professional Land Surveyor
Expires 12-31-2016

Date June 9, 2015

RW6-1(RONa)(New 07/2010)

Parcel 87222-1

For State highway purposes that real property described as follows:

Parcel "A" of Parcel Map recorded in Book 1, Page 24 of Parcel Maps, Fresno County Records, being a portion of Lot 109 of Roeding's Villa Colony, in the City of Fresno, County of Fresno, State of California.

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Mile
06	FRE	99	24.90

Project ID 0612000287

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 1 page.

Parcels in Legal Description:					
87223-1					

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Mark D Elower
Professional Land Surveyor
Expires 12-31-2016

Date June 10, 2015

RW6-1(RONa)(New 07/2010)

Parcel 87223-1

For State highway purposes that real property described as follows:

That portion of Lot 109 of Roeding's Villa Colony, in the City of Fresno, County of Fresno, State of California, according to the map thereof recorded in Book 2, Page 43 of Record of Surveys, Fresno County Records, described as follows:

Beginning at the intersection of the Westerly extension of the North line of Lot 109 with the West line of Section 30, Township 13 South, Range 20 East, Mount Diablo Base and Meridian; thence East along said North line 275 feet to the true point of beginning; thence East along said North line to a point 200 feet West of the Northeast corner of said Lot 109; thence South parallel with the West line of said Section 30, a distance of 550 feet; thence West parallel with the North line of said Lot 109 to a point 275 feet East of the West line of said Section 30; thence North parallel with and 275 feet East of the West line of said Section 30, a distance of 550 feet to the true point of beginning.

Excepting therefrom that portion conveyed to the State of California by deed recorded in Book 3446, page 500 of Official Records, Document No. 30150.

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21355

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 06-Fre-99-PM 24.30 PARCEL 87153-1, 2, 3
OWNER: Whal Properties, L.P., a California Limited Partnership

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102 and Code of Civil Procedure Section 1240.320 in that a portion of the property is being acquired for conveyance to AT&T for utility purposes;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

APPROVAL RECOMMENDED

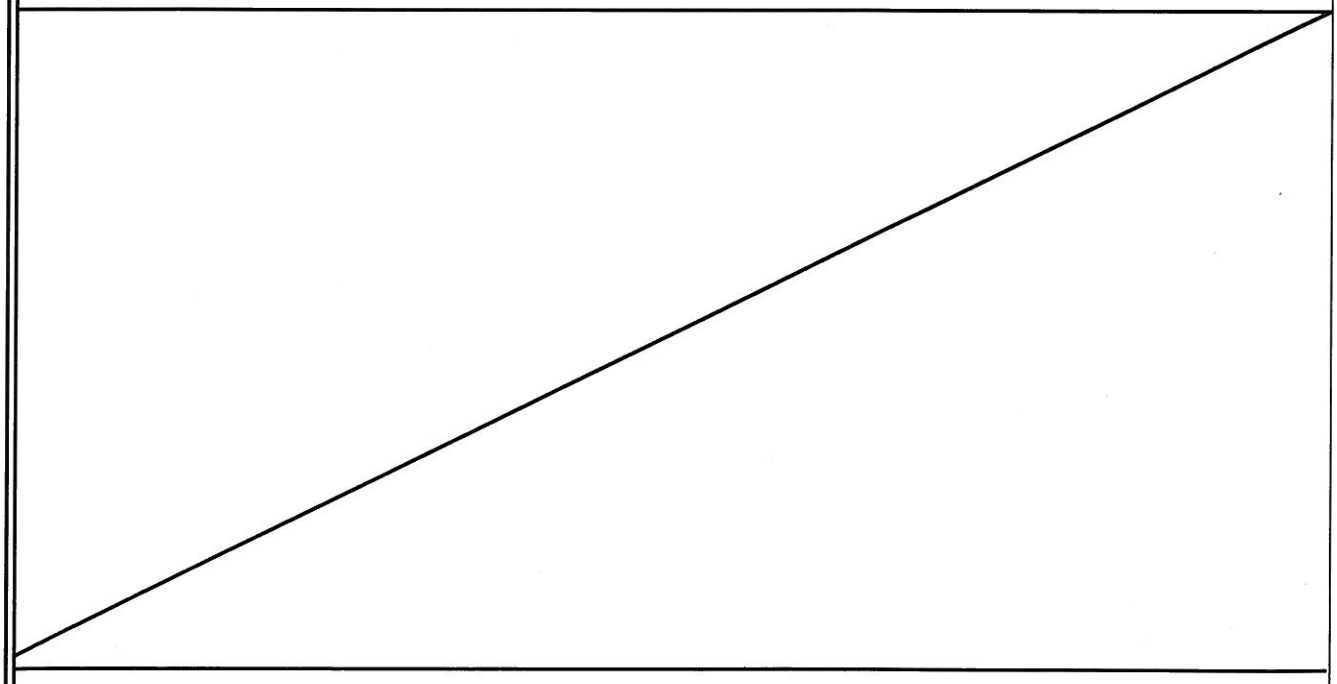
DIVISION OF RIGHT OF WAY

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Fresno, State of California, Highway 06-Fre-99 and described as follows:



STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Mile
06	FRE	99	24.30

Project ID 0612000287

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 4 pages.

Parcels in Legal Description:					
87153-1	87153-2	87153-3			

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature Mark D Elower

Professional Land Surveyor
Expires 12-31-2016

Date June 8, 2015

Parcel 87153-1

For State highway purposes, that portion of the land described in a deed to Whal Properties, L.P., a California Limited Partnership, recorded March 26, 2004 as Document No. 2004-0065808, Official Records of Fresno County, more particularly described as follows:

COMMENCING at the East quarter-section corner of Section 30, Township 13 South, Range 20 East, Mount Diablo Meridian and Base Line, said corner being found as a ¾ inch iron pipe, no tag, down 0.3 foot, Corner Record No. 1709, filed in the Fresno County Surveyor's Office; THENCE (1) along the South line of the North half of said Section 30, North 89°43'14" West, 2404.38 feet; THENCE (2) North 00°16'46" East, 160.00 feet to a point on the South line of said land, said point being the TRUE POINT OF BEGINNING; THENCE (3) North 39°10'50" West, 13.17 feet; THENCE (4) North 28°58'35" West, 100.54 feet to the northeasterly line of said land; THENCE (5) along said northeasterly line, South 39°30'48" East, 127.40 feet to last said South line; THENCE (6) along last said South line, North 89°43'14" West, 24.03 feet to the TRUE POINT OF BEGINNING.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2007, Zone 4. Divide distances by 0.99993543 to obtain ground distances.

Parcel 87153-2

A temporary easement for the construction of State highway facilities and appurtenances thereto upon, over and across that portion of the land described in a deed to Whal Properties, L.P., a California Limited Partnership, recorded March 26, 2004 as Document No. 2004-0065808, Official Records of Fresno County, more particularly described as follows:

COMMENCING at the East quarter-section corner of Section 30, Township 13 South, Range 20 East, Mount Diablo Meridian and Base Line, said corner being found as a ¾ inch iron pipe, no tag, down 0.3 foot, Corner Record No. 1709, filed in the Fresno County Surveyor's Office; THENCE (1) along the South line of the North half of said Section 30, North 89°43'14" West, 2596.32 feet; THENCE (2) North 00°16'28" East, 58.43 feet to a point on the South line of said land, said point being the TRUE POINT OF BEGINNING; THENCE (3) along last said South line, North 83°50'47" West, 454.99 feet to the southwesterly line of said land; THENCE (4) along said southwesterly line, North 41°03'24" West, 14.72 feet; THENCE (5) South 83°50'47" East, 464.76 feet to the West line of the land described in a deed to Raul A. Cornejo, recorded July 25, 2011 as Document No. 2011-0097327, Official Records of Fresno County; THENCE (6) along said West line, South 00°16'46" West, 10.05 feet to the TRUE POINT OF BEGINNING.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2007, Zone 4. Divide distances by 0.99993543 to obtain ground distances.

Rights to the above-described temporary easement shall cease and terminate on May 31, 2018. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

Parcel 87153-3

The right from time to time to construct and install communications facilities (including ingress thereto and egress therefrom) over, across, upon and under the hereinafter described real property and to use, operate, inspect, repair, protect, replace and remove said facilities or any of them, together with an exclusive right of way and easement therefor. Said communications facilities shall consist of the following: underground structures, poles, anchors, guys, cables, wires, crossarms, vaults, manholes, handholes, conduits, wires, cables, service boxes, enclosures, markers, pedestals, terminal equipment cabinets, electrical facilities and conductors, aboveground structures with electronic communication equipment therein, appurtenances for communication purposes, associated paving, fencing and necessary fixtures and appurtenances related thereto. Said real property is in the County of Fresno, State of California, and is described as follows:

That portion of the land described in a deed to Whal Properties, L.P., a California Limited Partnership, recorded March 26, 2004 as Document No. 2004-0065808, Official Records of Fresno County, more particularly described as follows:

COMMENCING at the East quarter-section corner of Section 30, Township 13 South, Range 20 East, Mount Diablo Meridian and Base Line, said corner being found as a ¾ inch iron pipe, no tag, down 0.3 foot, Corner Record No. 1709, filed in the Fresno County Surveyor's Office; THENCE (1) along the South line of the North half of said Section 30, North 89°43'14" West, 2404.38 feet; THENCE (2) North 00°16'46" East, 160.00 feet to a point on the South line of said land; THENCE (3) North 39°10'50" West, 13.17 feet; THENCE (4) North 28°58'35" West, 100.54 feet to the northeasterly line of said land; THENCE (5) along said northeasterly line, North 39°30'48" West, 481.59 feet to the TRUE POINT OF BEGINNING; THENCE (6) continuing North 39°30'48" West, 10.00 feet; THENCE (7) South 49°11'06" West, 15.00 feet; THENCE (8) South 39°29'22" East, 10.00 feet; THENCE (9) North 49°11'06" East, 15.00 feet to the TRUE POINT OF BEGINNING.

Parcel 87153-3 (continued)

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2007, Zone 4. Divide distances by 0.99993543 to obtain ground distances.

ALSO the right to trim such trees and other foliage and to cut such limbs and roots on said property as may be necessary for the protection of said facilities.

ALSO the right to cut, fill or otherwise change the grade of said property and to place such drainage and retaining structures thereon, as grantees may elect for the protection of said facilities.

ALSO to the appropriate utility company serving the area the right to provide municipal service(s) and commercial power service to Grantee(s), together with the right for such utility company to place their respective service facilities upon and within said easement; and to construct, install, operate, inspect, maintain, repair, replace and remove said municipal service(s) and commercial power service facilities upon and within said easement.

Grantee(s) shall be responsible for damage caused intentionally or by any negligent act or omission of Grantee(s), its agents or employees while exercising the rights granted herein.

Grantor(s), his/her/their successors and assigns, shall not erect or construct any building or other structure or drill or operate any well within said easement.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21356

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 06-Tul-99-PM 41.03 PARCEL 86888-1
OWNER: Wooden Shoe Visalia, LLC

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

APPROVED AS TO FORM AND PROCEDURE

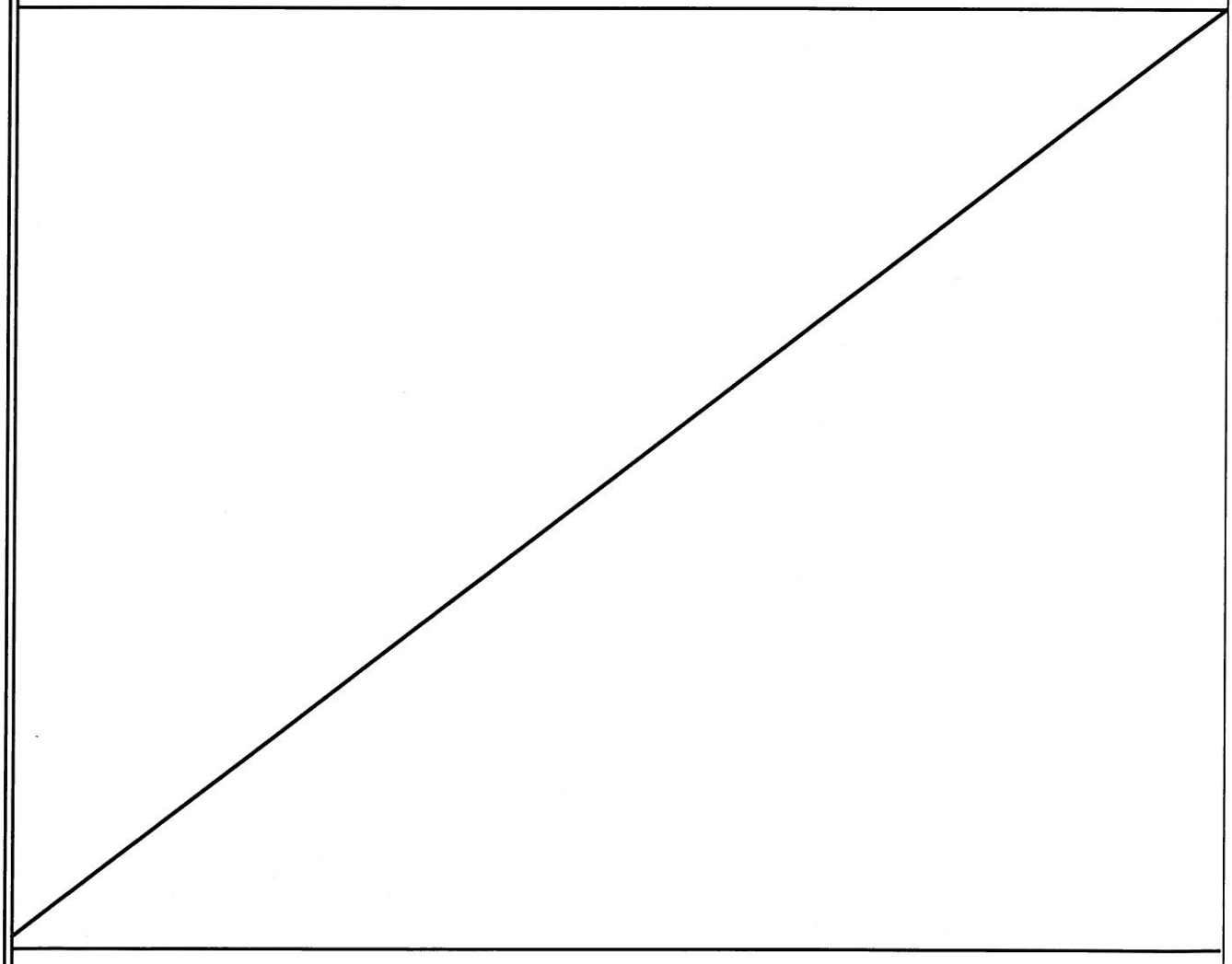
Attorney, Department of Transportation

APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Tulare, State of California, Highway 10-Tul-99 and described as follows:



STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION

TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Mile
06	TUL	99	41.03

Project ID 0600000464

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 2 pages.

Parcels in Legal Description:					
86888-1					

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

PROFESSIONAL LAND SURVEYOR
MOHAMMED A. JIBRIL
No.8434
STATE OF CALIFORNIA

Signature MOHAMMED JIBRIL
Professional Land Surveyor
Expires 12-31-2016

Date June 03, 2015

RW6-1(RONa)(New 07/2010)

Parcel 86888-1

For freeway purposes, a portion of that certain parcel of land described in the Grant Deed recorded September 15, 2003, in Document Number 2003-0087910, Official Records Tulare County, located in the Northeast quarter of Section 24, Township 18 South, Range 23 East, Mount Diablo Meridian, more particularly described as follows:

COMMENCING at a 3.0" Tulare County monument, marking the North quarter corner of said Section 24, as shown per Record of Survey filed in Book 20 of Surveys at Page 17, Tulare County Records, from which the Northeast corner of said Section 24 bears South 89°37'47" East, a distance of 2653.03 feet, marked by an angle iron, as shown on said Record of Survey;

THENCE (1) leaving said North quarter corner, South 89°37'47" East, along the North line of said Northeast quarter of Section 24, a distance of 478.44 feet to the northeasterly corner of the land described in the Director's Deed recorded April 2, 1965, in Document Number 13217, Book Number 2578 of Deeds at Page Number 573, Official Records Tulare County; THENCE (2) South 03°51'24" East, along the easterly line of said Director's Deed, a distance of 150.28 feet to the northwesterly corner of a parcel of land recorded August 15, 1956, in Document Number 26229, Volume Number 1942 of Deeds at Page Number 44, Official Records Tulare County;

THENCE (3) continuing South 03°51'24" East, along the westerly line of last said document, a distance of 168.15 feet to a point on the southerly right of way line of Southern Pacific Railroad, per deed recorded July 23, 1893, in Volume 62 of Deeds at Page 289, Official Records Tulare County, said point being on the arc of a non-tangent curve concave southwesterly and having a radius of 5806.85 feet, a radial to said point bears North 23°10'07" East; THENCE (4) northwesterly along said southerly right of way line of said Southern Pacific Railroad and along said non-tangent curve, through a central angle of 00°52'02", an arc distance of 87.88 feet to the

Parcel 86888-1 (continued)

northwesterly corner of the land conveyed to the State of California by Grant Deed recorded April 30, 1958, in Document Number 13180, Volume Number 2053 of Deeds at Page Number 102, Official Records Tulare County; THENCE along the westerly Right of Way line of said land conveyed to the State of California the following courses: (5) South 08°43'29" East, a distance of 185.38 feet to the TRUE POINT OF BEGINNING; (6) continuing South 08°43'29" East, a distance of 786.78 feet; (7) North 77°44'07" East, a distance of 63.46 feet; (8) South 07°27'47" East, a distance of 94.81 feet to the southeasterly corner of said parcel of land in said Grant Deed; THENCE (9) South 58°23'08" West, along the southeasterly line of said parcel of land in said Grant Deed, a distance of 281.29 feet; THENCE (10) North 13°05'08" East, a distance of 215.20 feet to the beginning of a tangent curve concave westerly and having a radius of 1250.00 feet; THENCE (11) northerly along said tangent curve, through a central angle of 17°25'12", an arc distance of 380.04 feet; THENCE (12) North 04°20'04" West, a distance of 419.76 to the TRUE POINT OF BEGINNING.

Lands abutting the freeway shall have no right or easement of access thereto.

The bearings and distances used in this description are on the California Coordinate System of 1983, Zone 4. Multiply distances by 1.0000561 to convert to ground distances. Area is ground area.

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21357

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 07-LA-138-KP 95.7 PARCEL 76128-1
OWNER: Linda Elaine Merrill, et al.

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code of Civil Procedure Section 1240.510 in that the property being acquired is for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

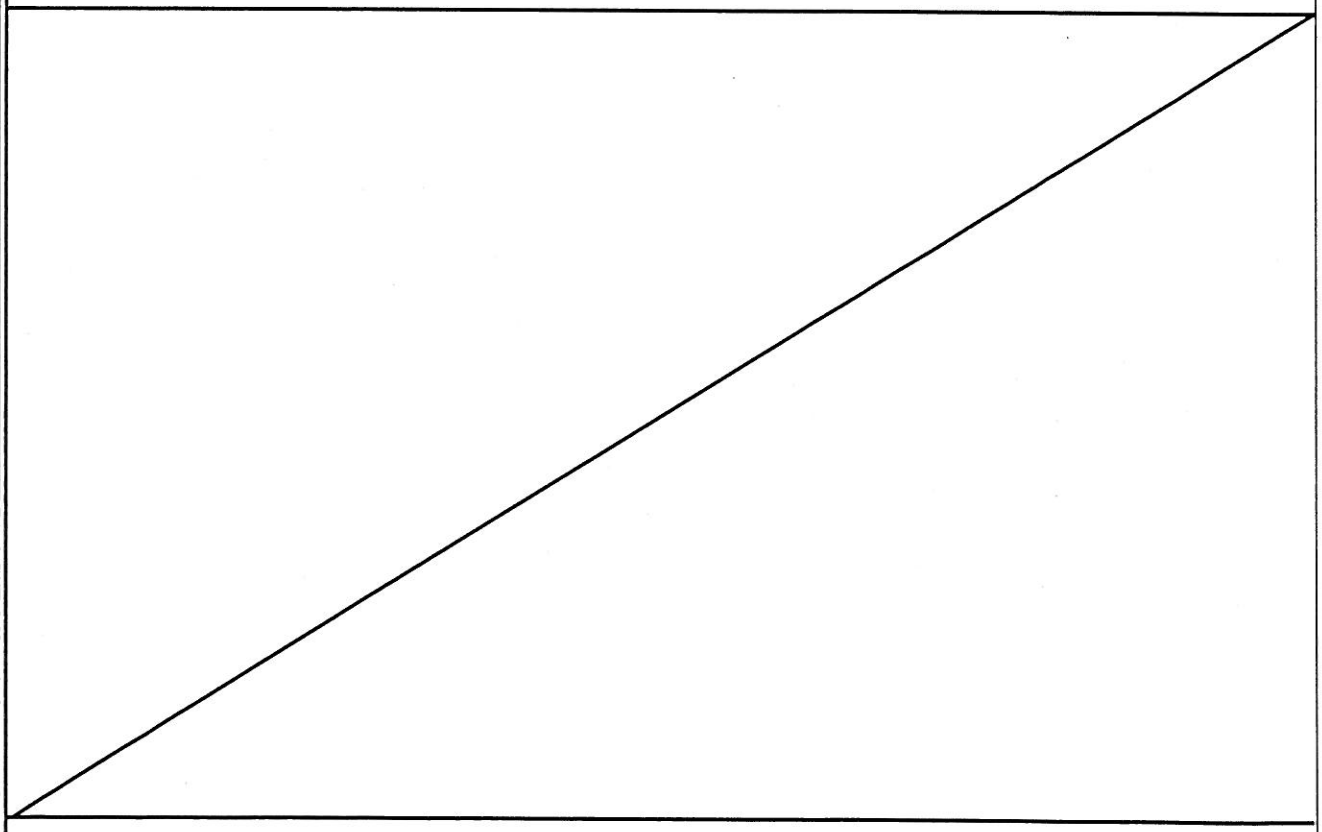
APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Los Angeles, State of California, Highway 07-LA-138 and described as follows:



TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Kilo
07	LA	138	95.7

Project ID 0713000215

Legal descriptions for the parcels listed below are attached.

This document consists of a total of 2 pages.

Parcels in Legal Description: <Insert parcel numbers>					
76128-1					

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature Kilyong Yi
Professional Land Surveyor

Date 4/7/15

PROFESSIONAL LAND SURVEYOR
KILYONG K. YI
Exp: 12/31/2016
PLS 6428
STATE OF CALIFORNIA

RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76128-1:

The South 49.378 meters (162.00 feet) of the West half of the Southwest quarter of the Northeast quarter of Section 22, Township 5 North, Range 10 West, SBB&M, according to the official plat of said land approved by the Surveyor General on March 19, 1856, in the County of Los Angeles, State of California.

EXCEPTING THEREFROM any portion which lies within public road of record as now exist.

The distances used in this description are grid distances (except record), divide said distances by 0.999779586 to obtain ground level distances.

END OF DESCRIPTION

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21358

CALIFORNIA TRANSPORTATION COMMISSION
AMENDED RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 07-LA-138-KP 96.5 PARCEL 76138-1
OWNER: Rosa Baghoomian as Trustee of The Baghoomian Trust dated December 19, 2012

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

Resolution of Necessity Number C-21323, adopted March 26, 2015 is being amended to add references to Code of Civil Procedure Section 1240.510 and Code of Civil Procedure Section 1240.610, and now reads as follows:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code Civil Procedure Section 1240.510 in that the property being acquired is for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

private injury;

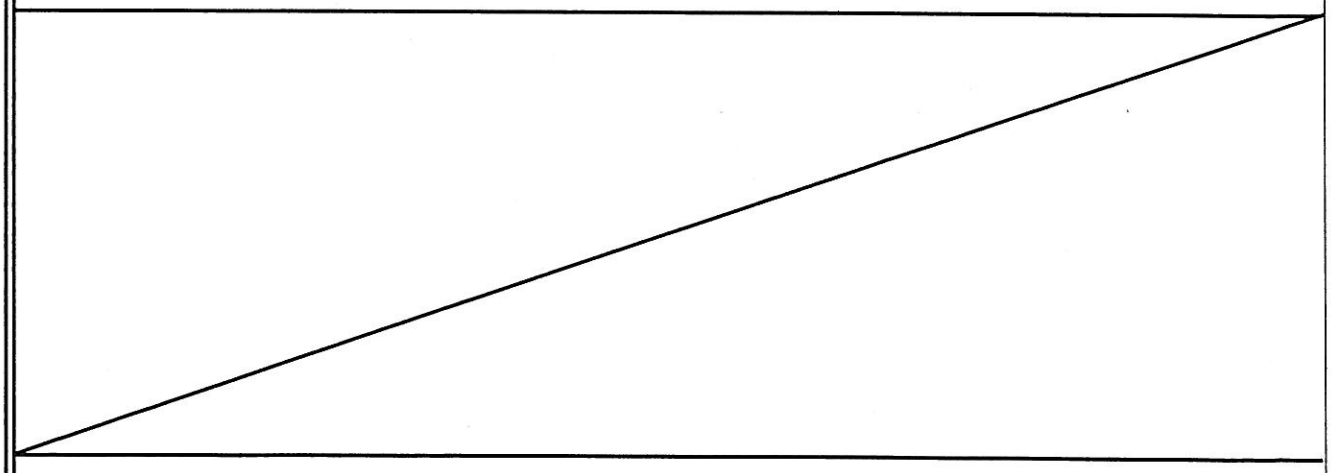
The property sought to be acquired and described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Los Angeles, State of California, Highway 07-LA-138 and described as follows:



TITLE SHEET
(Resolution of Necessity Description)

District	County	Route	Post Kilo
07	LA	138	96.5

Project ID 0713000215

Legal descriptions for the parcels listed below are attached.

This document consists of a total of 2 pages.

Parcels in Legal Description: «Insert parcel numbers»
76138-1

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature _____
Professional Land Surveyor

Date 12/24/14

PROFESSIONAL LAND SURVEYOR
KILYONG K. YI
Exp: 12/31/2016
PLS 6428
STATE OF CALIFORNIA

RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76138-1:

The South 48.768 meters (160.00 feet) of Parcel 5, as per map filed in Book 74, pages 18 and 19 of Record of Surveys, in the office of the County Recorder of Los Angeles county.

The distances used in this description are grid distances (except record), divide said distances by 0.999779586 to obtain ground level distances.

END OF DESCRIPTION

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21359

CALIFORNIA TRANSPORTATION COMMISSION
AMENDED RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 07-LA-138-KP 94.9 PARCEL 76191-1, 2, 3
OWNER: Orange Street Townhomes, LLC, a California Limited Liability Company

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

Resolution of Necessity Number C-21324, adopted March 26, 2015 is being amended to add references to Code of Civil Procedure Section 1240.510 and Code of Civil Procedure Section 1240.610, and now reads as follows:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code Civil Procedure Section 1240.510 in that the property being acquired is for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

least private injury;

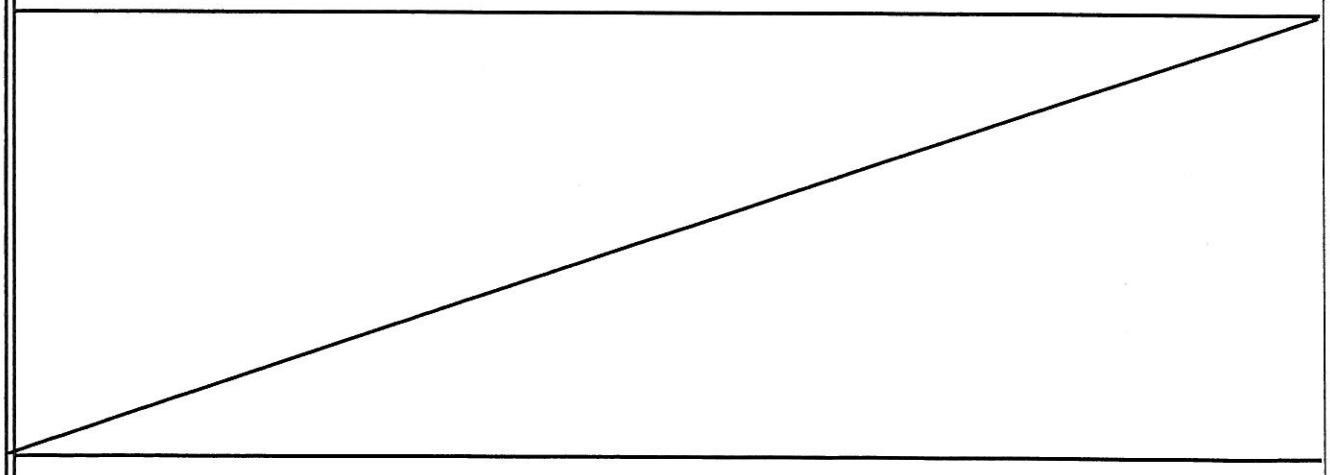
The property sought to be acquired and the described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Los Angeles, State of California, Highway 07-LA-138 and described as follows:



TITLE SHEET

(Resolution of Necessity Description)

District	County	Route	Post Kilo
07	LA	138	94.9

Project ID 0713000215

Legal descriptions for the parcels listed below are attached.

This document consists of a total of 3 pages.

Parcels in Legal Description: <insert parcel numbers>
76191-1
76191-2
76191-3

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature _____
Professional Land Surveyor

Date Oct. 8, 2014

PROFESSIONAL LAND SURVEYOR
MICHAEL D. DEAN
Exp: 12/31/2015
PLS 6604
STATE OF CALIFORNIA

RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76191-1:

The North 29.870 meters (98.00 feet) of Block 19 of Almondale Townsite and Villa Lots, as per map recorded in Book 54, pages 45 and 46 of Miscellaneous, in the Office of the Registrar-Recorder/County Clerk of Los Angeles County.

EXCEPTING THEREFROM any portion of said land included within the property condemned by the State of California, Department of Water Resources, by final order of condemnation recorded February 13, 1969 as instrument No. 3121.

ALSO EXCEPTING THEREFROM that portion of said land described as Parcel 30-38 in the Deed to the County of Los Angeles recorded March 18, 1992 as Instrument No. 92-449319.

PARCEL 76191-2:

The North 29.870 meters (98.00 feet) of Lot 1, Block 28 of Almondale Townsite and Villa Lots, as per map recorded in Book 54, pages 45 and 46 of Miscellaneous, in the Office of the Registrar-Recorder/County Clerk of Los Angeles County.

EXCEPTING THEREFROM that portion of said land described as Parcel 30-39 in the Deed to the County of Los Angeles recorded March 18, 1992 as Instrument No. 92-449319.

PARCEL 76191-3:

The North 32.918 meters (108.00 feet) of Lot 1, Block 40 of Almondale Townsite and Villa Lots, as per map recorded in Book 54, pages 45 and 46 of Miscellaneous, in the Office of the Registrar-Recorder/County Clerk of Los Angeles County.

EXCEPTING THEREFROM that portion of said land, described as Parcel 30-17 in the Deed to the County of Los Angeles,

recorded March 18, 1992 as Instrument No. 92-449319. To be known as Pearblossom Highway and 121st Street East.

The distances used in this description are grid distances (except record), divide said distances by 0.999779586 to obtain ground level distances.

END OF DESCRIPTION

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21360

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 11-Imp-98-PM 31.9 PARCEL 35017-1, 2, 3
OWNER: Enrique Hernandez, a married man as his sole and separate property

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code of Civil Procedure Section 1240.320 in that a portion of the property is being acquired for conveyance to Imperial Irrigation District for power purposes; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by

APPROVED AS TO FORM AND PROCEDURE

Attorney, Department of Transportation

APPROVAL RECOMMENDED

DIVISION OF RIGHT OF WAY

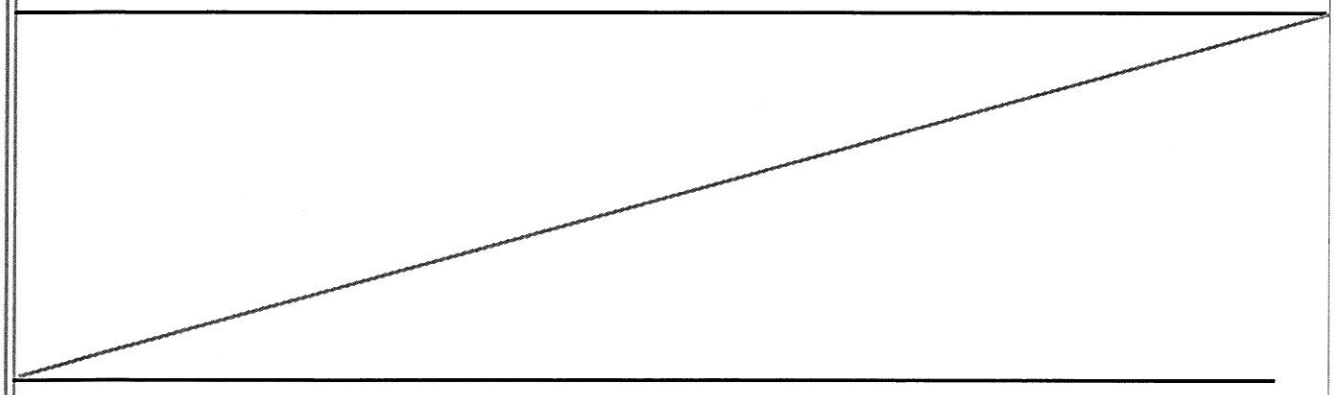
this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record; and be it further

RESOLVED by this Commission that the Department of Transportation be and said Department is hereby authorized and empowered;

To acquire, in the name of the People of the State of California, in fee simple absolute, unless a lesser estate is hereinafter expressly described, the said hereinafter described real property, or interests in real property, by condemnation proceeding or proceedings in accordance with the provisions of the Streets and Highways Code, Code of Civil Procedure and of the Constitution of California relating to eminent domain;

The real property or interests in real property, which the Department of Transportation is by this resolution authorized to acquire, is situated in the County of Imperial, State of California, Highway 11-Imp-98 and described as follows:



RESOLUTION of NECESSITY

Title Sheet

District	County	Route	Postmile
11	IMP	98	31.9

Project ID. 1100020357

E.A. 080239

This document consists of this Title Sheet and the attached Legal Description of the parcel(s) listed below, consisting of 3 pages.

Parcels in Legal Description:					
35017-1					
35017-2					
35017-3					

The attached real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature Robert L Hagler
Professional Land Surveyor

Date July 7, 2015

ASSESSOR'S PARCEL NO. 058-241-005 Suit No. 1470

PARCEL 35017-1

For State Highway purposes, an EASEMENT FOR PUBLIC ROAD PURPOSES, to the State of California, its successors or assigns, upon, under, over and across that portion of Block 29 of First Addition to Calexico, in the City of Calexico, County of Imperial, State of California, according to Map thereof No. 935, filed in the office of the County Recorder of Imperial on November 17, 1904 in Book 1, Page(s) 17 of Official Records, lying Northerly and Easterly of the following described line:

BEGINNING at the intersection of the Westerly line of Block 30, of said Map No. 935, and the existing Southerly Right of Way of State Highway 98 as described in deed to said City, recorded May 10, 1910 in Book 50, Page 115 of Official Records in said County, thence along said existing Southerly Right of Way N.89°35'56"E., 300.15 feet, to the Westerly line of Block 29 of said Map No. 935, thence continuing along said existing Southerly Right of Way N.89°35'56"E., 20.96 feet to the TRUE POINT OF BEGINNING, thence leaving said Southerly State Highway Right of Way (1) S.85°29'21"E., 79.11 feet, thence continuing (2) S.85°29'21"E., 4.45 feet, thence (3) S.89°17'48"E., 101.02 feet, thence (4) S.50°18'34"E., 47.15 feet, thence (5) S.19°13'30"E., 185.42 feet to the Easterly line of Block 29 per said First Addition, also being the Westerly sideline of Pierce Avenue per said First Addition and the POINT OF TERMINUS.

The Bearings and Distances used in the above descriptions are based on the California Coordinate System of 1983 (Epoch 1991.35), HPGN, Zone 6. Divide distances by 1.0000242 to obtain ground level distances.

PARCEL 35017-2

For State Highway purposes, a TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES upon, under, over and across that portion of Block 29 of First Addition to Calexico, in the City of Calexico, County of Imperial, State of California, according to Map No. 935, filed in the office of the County Recorder of Imperial on November 17, 1904 in Book 1, Page(s) 17 of Official Records, more particularly described as follows:

BEGINNING at the Easterly terminus of course (1) of herein described Parcel 35017-1; thence (1) N.85°29'21"W., 79.11 feet to the existing Southerly Right of Way of State Highway 98 as described in deed to the City of Calexico recorded May 10, 1910 in Book 50, Page 115 of Official Records in said County, thence (2) S.89°35'56"W., 20.96 feet to the Westerly line of said Block 29, thence (3) along the Westerly line of said

Block 29, S.00°23'21"E., 59.20 feet, thence leaving said Westerly line (4) S.89°18'29"E., 78.77 feet, thence (5) N.20°54'20"E., 57.88 feet to the POINT OF BEGINNING.

Rights to the above described temporary easement shall cease and terminate on December 31, 2019. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

The Bearings and Distances used in the above descriptions are based on the California Coordinate System of 1983 (Epoch 1991.35), HPGN, Zone 6. Divide distances by 1.0000242 to obtain ground level distances.

PARCEL 35017-3

For State Highway purposes, a POWERLINE EASEMENT and necessary appurtenances attached thereto, to and for the benefit of the State of California, its successors or assigns, upon, under, over and across that portion of Block 29, of First Addition to Calexico, in the City of Calexico, County of Imperial, State of California, according to Map thereof No. 935, filed in the office of the County Recorder of Imperial on November 17, 1904 in Book 1, Page(s) 17 of Official Records, included within a strip of land, 10 feet wide, the Northerly and Easterly sideline being described as follows:

BEGINNING at the intersection of the Westerly line of Block 30, of said Map No. 935, and the existing Southerly Right of Way of State Highway 98 as described in deed to said City, recorded May 10, 1910 in Book 50, Page 115 of Official Records in said County, thence along said existing Southerly Right of Way N.89°35'56"E., 300.15 feet, to the Westerly line of Block 29 of said Map No. 935 and the TRUE POINT OF BEGINNING, thence (1) continuing along said existing Southerly Right of Way N.89°35'56"E., 20.96 feet, thence (2) leaving said Southerly State Highway Right of Way S.85°29'21"E., 83.56 feet; thence (3) S.89°17'48"E., 101.02 feet, thence (4) S.50°18'34"E., 47.15 feet, thence (5) S.19°13'30"E., 185.42 feet to the Easterly line of Block 29 per said Map No. 935, also being the Westerly sideline of Pierce Avenue per said Map No. 935 and the POINT OF TERMINUS.

The sidelines of said strip shall be lengthened and/or shortened to begin at said Westerly line of Block 29, and terminate at the Easterly line of said Block.

The Bearings and Distances used in the above descriptions are based on the California Coordinate System of 1983 (Epoch 1991.35), HPGN, Zone 6. Divide distances by 1.0000242 to obtain ground level distances.