

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: August 14-15, 2019

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.4b., Action Item

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

Subject: **RESOLUTIONS OF NECESSITY**

ISSUE:

Should the California Transportation Commission (Commission) adopt Resolutions of Necessity (Resolutions) for these parcels, whose owners are not contesting the declared findings of the California Department of Transportation (Department) under Section 1245.230 of the Code of Civil Procedure?

RECOMMENDATION:

The Department recommends the Commission adopt Resolution C-21757 through C-21771 summarized on the following pages.

BACKGROUND:

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 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.

*“Provide a safe, sustainable, integrated and efficient transportation system
to enhance California’s economy and livability”*

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

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-21757 - JJK Hotels LP, a California limited partnership

01-Hum-101-PM 79.38 - Parcel 12758-1, 2, 3, 4 - EA 0E6809.

Right of Way Certification (RWC) Date: 05/28/19; Ready to List (RTL)

Date: 06/15/19. Conventional highway - safety traffic calming. Amends Resolution

No. C-21705, adopted May 15, 2019, which authorized condemnation of a permanent easement for State highway purposes, and temporary easements for construction purposes.

This Amendment adds Code of Civil Procedure Section 1240.510 due to public utility easements with Pacific Gas and Electric Company, Pacific Telephone and Telegraph and the city of Eureka. Located in the city of Eureka at 1929 4th Street. Assessor Parcel Numbers (APNs) 002-102-003-000; 002-102-009-000.

C-21758 - Aim High, LLC a Limited Liability Co.

07-LA-138-PM 69.3 - Parcel 76490-1 - EA 286309.

RWC Date: 07/23/21; RTL Date: 07/30/21. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway and underlying fee.

Located in the town of Llano between State Route (SR) 138 and SR 18.

APN 3033-016-047.

C-21759 - Gabriel Tejero and Josefina M. Tejero, husband and wife, as joint tenants

07-LA-138-PM 67.6 - Parcel 76655-1 - EA 286309.

RWC Date: 07/23/21; RTL Date: 07/30/21. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway and underlying fee.

Located in the town of Llano on the north side of SR 138, east of 198th Street East and west of Largo Vista Road. APN 3083-008-017.

C-21760 - James D. McDonald, Jr. and Karen Ann McDonald, husband and wife as community property and doing business as Old McDonald Trucking

07-LA-138-PM 67.6 - Parcel 76669-1 - EA 286309.

RWC Date: 07/23/21; RTL Date: 07/30/21. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the town of Llano on the south side of SR 138, east of 198th Street east and west of Largo Vista Road. APN 3083-010-019.

C-21761 - Nick Nikodinov, et al.

07-LA-138-PM 66.6 - Parcel 76680-1 - EA 286309.

RWC Date: 07/23/21; RTL Date: 07/30/21. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the town of Llano on the south side of SR 138, east of 190th Street east and west of 195th Street east. APN 3083-011-008.

C-21762 - Aim High LLC, a Limited Liability Co.

07-LA-138-PM 69.8 - Parcel 77191-1 - EA 286309.

RWC Date: 07/23/21; RTL Date: 07/30/21. Conventional highway - widen conventional highway. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the town of Llano, southeast of the State Route 138 and State Route 18 junction. APN 3033-016-051.

C-21763 - Michael Alan Freedman, Trustee, etc., et al.

07-LA-405-PM 14.4/15.6 - Parcel 80774-1, 2 - EA 293609.

RWC Date: 04/20/20; RTL Date: 04/30/20. Freeway - add auxiliary lanes and construct new on-ramp. Authorizes condemnation of land in fee for a State highway and a temporary easement for construction purposes. Located in the city of Torrance at 18201 Crenshaw Boulevard. APN 4091-026-009.

C-21764 - Gopher, LLC

08-Riv-79-PM 25.79 - Parcel 24650-1, 2 - EA 1F6009.

RWC Date: 04/02/20; RTL Date: 05/01/20. Conventional highway - construct and upgrade existing pedestrian facilities to current Americans with Disabilities Act (ADA) standards. Authorizes condemnation of land in fee for a State highway and a temporary easement for construction purposes. Located in the city of Hemet at 162 -172 North San Jacinto Street. APNs 445-191-001; 445-240-001, -004.

C-21765 - Manuel Avila

10-Mer-165-PM 9.25 - Parcel 16869-1, 2 - EA 0X5209.

RWC Date: 05/04/20; RTL Date: 05/20/20. Conventional highway - upgrade ADA facilities and construct sidewalks on SR 165. Authorizes condemnation of land in fee for a State highway, a temporary easement for construction purposes and underlying fee. Located in the city of Los Banos at 402 Mercey Springs Road. APN 428-030-011.

C-21766 - Manuel Avila

10-Mer-165-PM 9.3 - Parcel 16870-1, 2 - EA 0X5209.

RWC Date: 05/04/20; RTL Date: 05/20/20. Conventional highway - upgrade ADA facilities and construct sidewalks on State Route 165 in Los Banos. Authorizes condemnation of land in fee for a State highway and a temporary easement for construction purposes. Located in the city of Los Banos at 320 Mercey Springs Road. APN 428-030-010.

C-21767 - Southern California Edison Company, a corporation

12-Ora-5-PM 18.0 - Parcel 202082-1 - EA 0K0239.

RWC Date: 10/30/19; RTL Date: 11/29/19. Freeway - add one lane in each direction between Alicia Parkway and El Toro Road, extend the 2nd High Occupancy Vehicle lane in both directions to Alicia Parkway and add auxiliary lanes where needed. Authorizes condemnation of a temporary easement for construction purposes. Located in the city of Lake Forest at 24325 Los Alisos Boulevard. APN 617-191-04.

C-21768 - Davenport Laguna Hills Partners LP, a California limited partnership

12-Ora-5-PM 17.3 - Parcel 202086-1 - EA 0K0239.

RWC Date: 10/30/19; RTL Date: 11/29/19. Freeway - add one lane in each direction between Alicia Parkway and El Toro Road, extend the 2nd High Occupancy Vehicle lane in both directions to Alicia Parkway and add auxiliary lanes where needed. Authorizes condemnation of land in fee for a State highway and extinguishment of abutter's rights of access. Located in the city of Laguna Hills at 25231 Paseo De Alicia. APN 620-221-43.

C-21769 - Laguna Hills Restaurants, LLC, a California Limited Liability Company

12-Ora-5-PM 18.8 - Parcel 202093-1, 2 - EA 0K0239.

RWC Date: 10/30/19; RTL Date: 11/29/19. Freeway - add one lane in each direction between Alicia Parkway to El Toro Road; extend the 2nd High Occupancy Vehicle lane in both directions to Alicia Parkway and add auxiliary lanes where needed. Authorizes condemnation a permanent easement for maintenance access purposes and a temporary easement for construction purposes. Located in the city of Laguna Hills at 23952 Avenida De La Carlota. APNs 616-032-08, -09, -10, -11.

C-21770 - Douglas W Alberts, a single man

03-ED-50-PM 23.60 - Parcel 37414-1, 2, 3 - EA 4E6209.

RWC Date: 08/15/19; RTL Date: 08/15/19. Conventional highway - install median barrier, widen shoulders, construct acceleration/deceleration lane, undercrossing access from local roads. Authorizes condemnation of permanent easement for slope purposes to be conveyed to the County of El Dorado, and temporary easements for construction purposes. Located in the unincorporated area El Dorado county known as Camino, at 3400 Carson Road.

APN 048-471-29-100.

C-21771 - Camino Vino, LLC

03-ED-50-PM 23.61 - Parcel 37413-1, 2 - EA 4E6209.

RWC Date: 08/15/19; RTL Date: 08/15/19. Conventional highway - install median barrier, widen shoulders, construct acceleration/deceleration lane, construct an undercrossing, and construct access to the undercrossing from local roads. Authorizes condemnation of easements for slope and utilities to be conveyed to the County of El Dorado and AT&T. Located in the city of Camino at 3405 Carson Road, Camino, CA 95709.

APN 043-030-02-100.

Attachments:

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21757**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 AMENDED RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 01-Hum-101-PM 79.38 PARCEL 12758-1, 2, 3, 4
9 OWNER: JJK Hotels LP, a California limited partnership

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

13 Resolution of Necessity No. C-21705, adopted May 15, 2019, is amended to add
14 reference to Code of Civil Procedure Section 1240.510, and now reads as follows.

15 The hereinafter described real property is necessary for State Highway purposes
16 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
17 102; and Code of Civil Procedure Section 1240.510 in that the property being acquired is
18 for a compatible use;

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

21 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;

**APPROVED AS TO FORM AND
PROCEDURE**

**APPROVAL
RECOMMENDED**

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

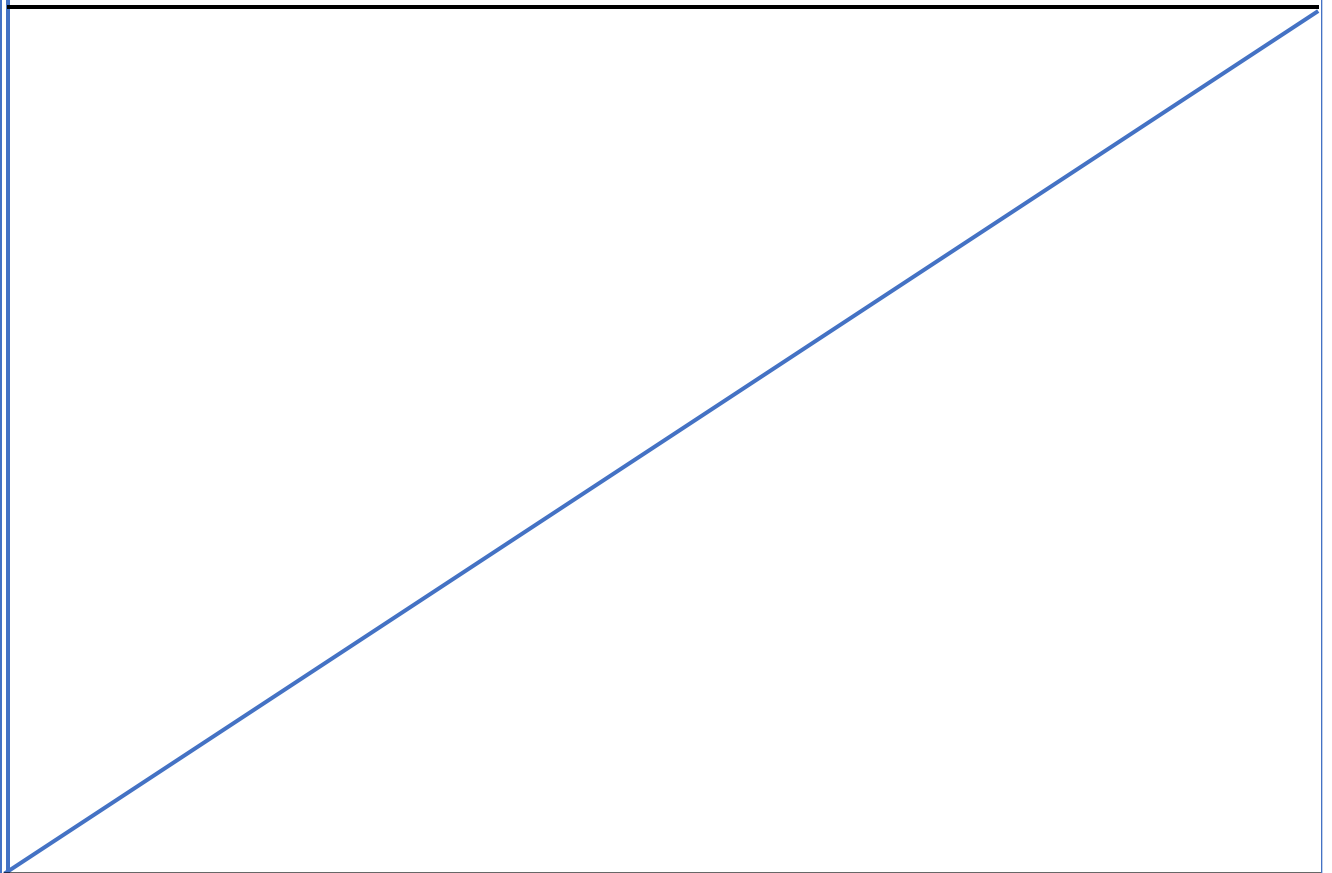
1 The property sought to be acquired and described by this resolution is necessary for
2 the public project;

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

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

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

12 The real property or interests in real property, which the Department of
13 Transportation is by this resolution authorized to acquire, is situated in the County of
14 Humboldt, State of California, Highway 01-Hum-101 and described as follows:



PARCEL 12758-1

An easement for State Highway purposes over that portion of Block 33 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

Beginning on the north line of Fourth Street at a point distant westerly 13.00 feet from the northwest corner of Fourth and "V" Streets as shown on said map of the Eddy Tract Addition;

- (1) Thence leaving said northerly line of Fourth Street N. 65° 00' 00" W., 24.11 feet;
- (2) Thence N. 88° 00' 00" W., 59.00 feet;
- (3) Thence S. 69° 00' 00" W., 25.05 feet to said north line of Fourth Street;
- (4) Thence easterly along said north line 104.26 feet to the Point of Beginning.

The bearings and distances used in the above descriptions are on the California Coordinate System of 1983, Zone 1, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Divide distances by 0.9998983 to obtain ground distances.

PARCEL 12758-2

A temporary easement for construction purposes over that portion of Block 33 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

Beginning on the north line of Fourth Street at a point distant westerly 13.00 feet from the northwest corner of Fourth and "V" Streets as shown on said map of the Eddy Tract Addition;

- (1) Thence leaving said northerly line of Fourth Street N. 65° 00' 00" W., 24.11 feet;
- (2) Thence N. 88° 00' 00" W., 59.00 feet;
- (3) Thence S. 69° 00' 00" W., 25.05 feet to said north line of Fourth Street;
- (4) Thence westerly along said north line 11.70 feet;
- (5) Thence N. 69° 00' 00" E., 36.99 feet;
- (6) Thence S. 88° 00' 00" E., 94.85 feet to the west line of V Street;
- (7) Thence southerly along said line 14.00 feet to the Point of Beginning.

The bearings and distances used in the above descriptions are on the California Coordinate System of 1983, Zone 1, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Divide distances by 0.9998983 to obtain ground distances.

Rights to the above described temporary easement shall cease and terminate on December 1, 2021. The rights may also be terminated prior to the above date by the State of California, Department of Transportation (STATE) upon notice to OWNER

+

PARCEL 12758-3

A temporary easement for construction purposes over that portion of Block 32 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

Beginning on the north line of Fourth Street at a point distant westerly 284.96 feet from the northwest corner of Fourth and "V" Streets as shown on said map of the Eddy Tract Addition;

- (1) Thence leaving said northerly line of Fourth Street, northerly at right angles 8 feet;
- (2) Thence westerly parallel with said north line, 53 feet;
- (3) Thence southerly at right angles, 8 feet to said north line;
- (4) Thence easterly along said line 53 feet to the Point of Beginning.

Rights to the above described temporary easement shall cease and terminate on December 1, 2021. The rights may also be terminated prior to the above date by the State of California, Department of Transportation (STATE) upon notice to OWNER

PARCEL 12758-4

A temporary easement for construction purposes over that portion of Block 32 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

Beginning on the north line of Fourth Street at a point distant westerly 356.96 feet from the northwest corner of Fourth and "V" Streets as shown on said map of the Eddy Tract Addition;

- (1) Thence leaving said northerly line of Fourth Street, northerly at right angles 8 feet;
- (2) Thence westerly parallel with said north line, 53 feet;
- (3) Thence southerly at right angles, 8 feet to said north line;
- (4) Thence easterly along said line 53 feet to the Point of Beginning.

Rights to the above described temporary easement shall cease and terminate on December 1, 2021. The rights may also be terminated prior to the above date by the State of California, Department of Transportation (STATE) upon notice to OWNER



MAY 15 2019

CALIFORNIA TRANSPORTATION COMMISSION

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21705

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 01-Hum-101-PM 79.38 PARCEL 12758-1, 2, 3, 4
OWNER: JJK Hotels LP, 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;

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

APPROVAL
RECOMMENDED

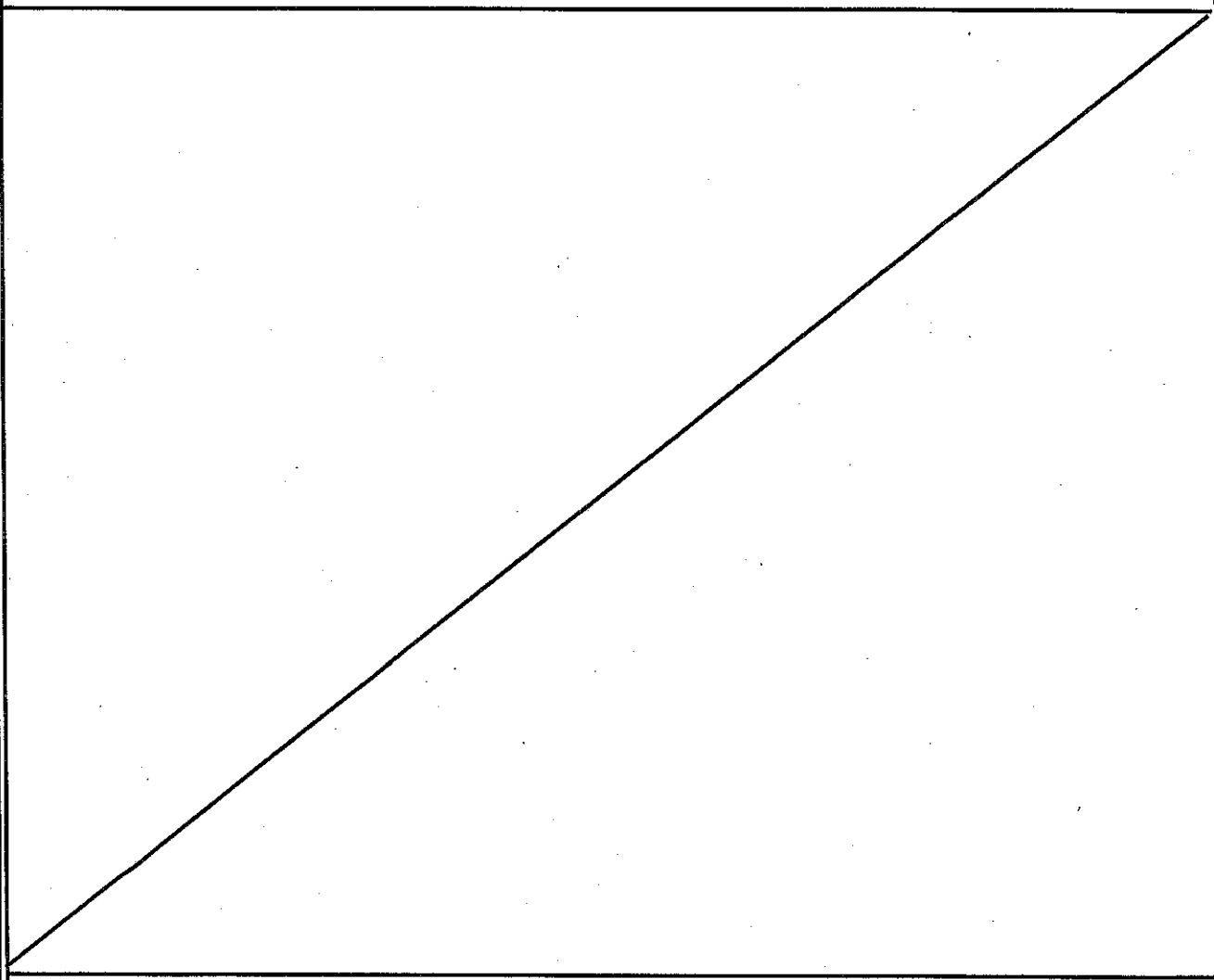
Jonna Georgallis
Attorney, Department of
Transportation

[Signature]
DIVISION OF RIGHT OF
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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 Humboldt, State of California, Highway 01-Hum-101 and described as follows:



Memorandum

District	County	Route	Postmile	Project ID
01	HUM	101	79.38	01 1400 0123

To: Jeremiah Joyner
Right of Way Acquisition

From: Chris Johnston
RW Engineering, District 01

Subject: RESOLUTION OF NECESSITY TRANSMITTAL – JJK Hotels LP 12758

The following information has been provided, as requested by District Right of Way, for use in the preparation of a Resolution of Necessity (RON) and other documents necessary for Condemnation:

- RON Mapping (2 pages)
 - Index Map (Exhibit A) – shows parcel in relation to the overall project
 - Detail Map (Exhibit B) – shows parcel in detail
- RON Legal Description for parcels: (2 pages)
 - 12758-1, 12758-2, 12758-3, 12758-4

Acquisition is Highway Easement adjacent to existing easement right of way created by dedication. Underlying fee remains with adjoining lands. No underlying fee clause is required.

The electronic files for the above listed information have been transmitted to you by email.

This signed and sealed transmittal is to be filed in the District 1 RW parcel file for this parcel.

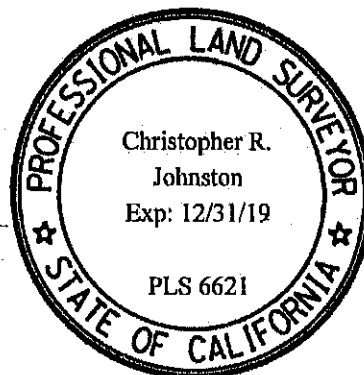
The attached real property descriptions have been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature


Professional Land Surveyor

Date

4/11/2019



EA 0e680

PARCEL 12758-1

An easement for State Highway purposes over that portion of Block 33 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

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- (1) Thence leaving said northerly line of Fourth Street N. $65^{\circ} 00' 00''$ W., 24.11 feet;
- (2) Thence N. $88^{\circ} 00' 00''$ W., 59.00 feet;
- (3) Thence S. $69^{\circ} 00' 00''$ W., 25.05 feet to said north line of Fourth Street;
- (4) Thence easterly along said north line 104.26 feet to the Point of Beginning.

The bearings and distances used in the above descriptions are on the California Coordinate System of 1983, Zone 1, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Divide distances by 0.9998983 to obtain ground distances.

PARCEL 12758-2

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- (4) Thence westerly along said north line 11.70 feet;
- (5) Thence N. 69° 00' 00" E., 36.99 feet;
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The bearings and distances used in the above descriptions are on the California Coordinate System of 1983, Zone 1, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Divide distances by 0.9998983 to obtain ground distances.

Rights to the above described temporary easement shall cease and terminate on December 1, 2021. The rights may also be terminated prior to the above date by the State of California, Department of Transportation (STATE) upon notice to OWNER

+

PARCEL 12758-3

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Beginning on the north line of Fourth Street at a point distant westerly 284.96 feet from the northwest corner of Fourth and "V" Streets as shown on said map of the Eddy Tract Addition;

- (1) Thence leaving said northerly line of Fourth Street, northerly at right angles 8 feet;
- (2) Thence westerly parallel with said north line, 53 feet;
- (3) Thence southerly at right angles, 8 feet to said north line;
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PARCEL 12758-4


A temporary easement for construction purposes over that portion of Block 32 of the Eddy Tract Addition to the City of Eureka as shown on the map on file in the Recorder's Office of Humboldt County in Book 1 of Maps, page 56, described as follows:

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- (2) Thence westerly parallel with said north line, 53 feet;
- (3) Thence southerly at right angles, 8 feet to said north line;
- (4) Thence easterly along said line 53 feet to the Point of Beginning.

Rights to the above described temporary easement shall cease and terminate on December 1, 2021. The rights may also be terminated prior to the above date by the State of California, Department of Transportation (STATE) upon notice to OWNER.

THIS IS TO CERTIFY that the foregoing resolution was duly passed by the California Transportation Commission at its meeting regularly called and held on the 15th day of May 2019, in the city of San Diego and that the foregoing is a full and correct copy of the original resolution.
Dated this the 15th day of May 2019.



SUSAN BRANSEN, Executive Director
CALIFORNIA TRANSPORTATION COMMISSION

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21758**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 07-LA-138-PM 69.3 PARCEL 76490-1
9 OWNER: Aim High, LLC a Limited Liability Co.

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102; Code of Civil Procedure Section 1240.510 in that the property being acquired is for a
16 compatible use; and Code of Civil Procedure Section 1240.610 in that the property is
17 required for a more necessary public use;

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

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

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

24 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

APPROVAL RECOMMENDED

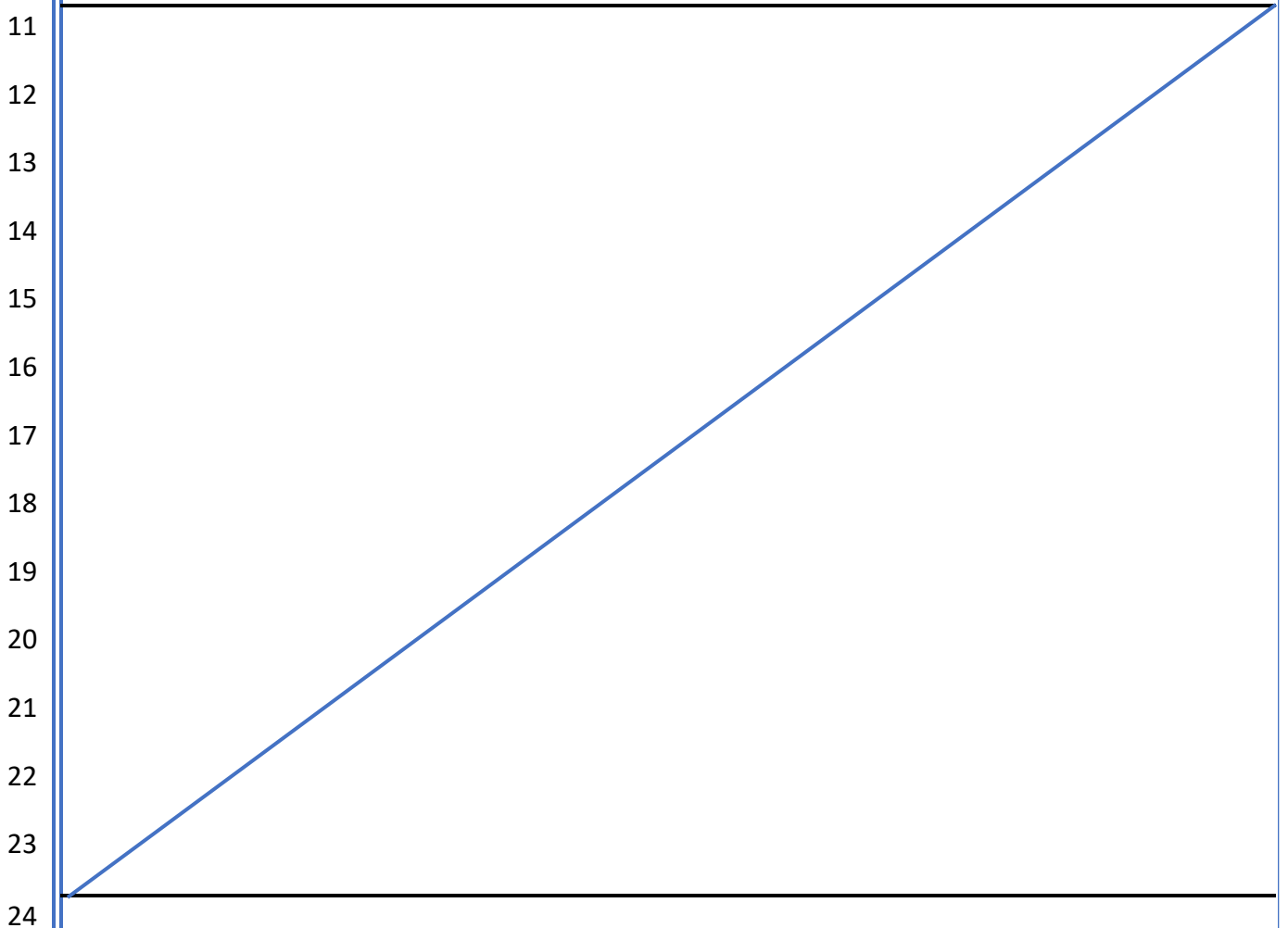
Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

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

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



RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76490-1:

For State Highway purposes, that portion of Parcel 2, in the County of Los Angeles, State of California as conveyed in a deed recorded September 22, 2005 as Instrument No. 05-2284715, Official Records, in the Office of the Registrar-Recorder/County Clerk of said county, described as follows:

Part "A"

All that land lying Northerly of the following described line:

Commencing at the intersection of the center line of 213th Street East, with the center line of Pearblossom Highway, said intersection also being the Northwest corner of Section 29, Township 5 North, Range 8 West, San Bernardino Meridian, according to the Official plat of said land; thence Easterly along said center line of Pearblossom Highway, said center line also being the North line of the Northwest quarter of said Section 29, N 89° 39' 25" E, 1,324.64 feet to the Northwest corner of the Northeast quarter of the Northwest quarter of said Section 29; thence Southerly along the West line of the Northeast quarter of the Northwest quarter of said Section 29, S 00° 29' 00" E, 216.35 feet to the BEGINNING OF THE DESCRIBED LINE; thence S 87° 28' 50" E, 148.90 feet to a tangent curve, concave Southerly and having a radius of 1,835.00 feet; thence Easterly along said curve through a central angle of 16° 39' 39", a length of 533.59 feet; thence tangent to said curve, S 70° 49' 11" E, 340.82 feet to a tangent curve, concave Northerly and having a radius of 2,175.00 feet; thence Easterly along said curve through a central angle of 18° 45' 58", a length of 712.38 feet; thence tangent to said curve, S 89° 35' 09" E, 1154.56 feet to a tangent curve, concave Northerly and having a radius of 2,175.00 feet; thence Easterly along said curve through a central angle of 16° 03' 13", a length of 609.41 feet; thence tangent to said curve, N 74° 21' 38" E, 547.55 feet to the East line of Northeast quarter of said Section 29; END OF DESCRIBED LINE.

The above described land shall be bounded Southwesterly by the Northeasterly line of the Antelope Highway, 150.00 feet wide, and Easterly by the East line of the Northeast quarter of said Section 29.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

Part "B"

TOGETHER with the above described Part "A," being a 90.00 foot wide strip of land, the Southwesterly boundary of said strip being coincident with the Northeasterly boundary of Antelope Highway, being 150.00 feet wide, as described in Book 13604, page 102 in the Office of the Registrar-Recorder/County Clerk of said county.

The sidelines of the above described strip shall be lengthened or shortened so as to terminate Northwesterly with that land described above in Part "A" and Southeasterly with the Easterly line of said Section 29.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

The bearings and distances used in this description are on the California Coordinate System of 1983 (Epoch 1991.35), Zone 5. The distances used in this description are grid distances (except record), divide said distances by 0.9997706 to obtain ground level distances.

END OF DESCRIPTION

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21759**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 07-LA-138-PM 67.6 PARCEL 76655-1
9 OWNER: Gabriel Tejero and Josefina M. Tejero, husband and wife, as joint tenants

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102; Code of Civil Procedure Section 1240.510 in that the property being acquired is for a
16 compatible use; and Code of Civil Procedure Section 1240.610 in that the property is
17 required for a more necessary public use;

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

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

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

24 The offer required by Section 7267.2 of the Government Code has not been made to
25 the owners of record because they are deceased and the authorized representatives of the
26 estate cannot be located with reasonable diligence; and be it further

APPROVED AS TO FORM AND PROCEDURE

APPROVAL RECOMMENDED

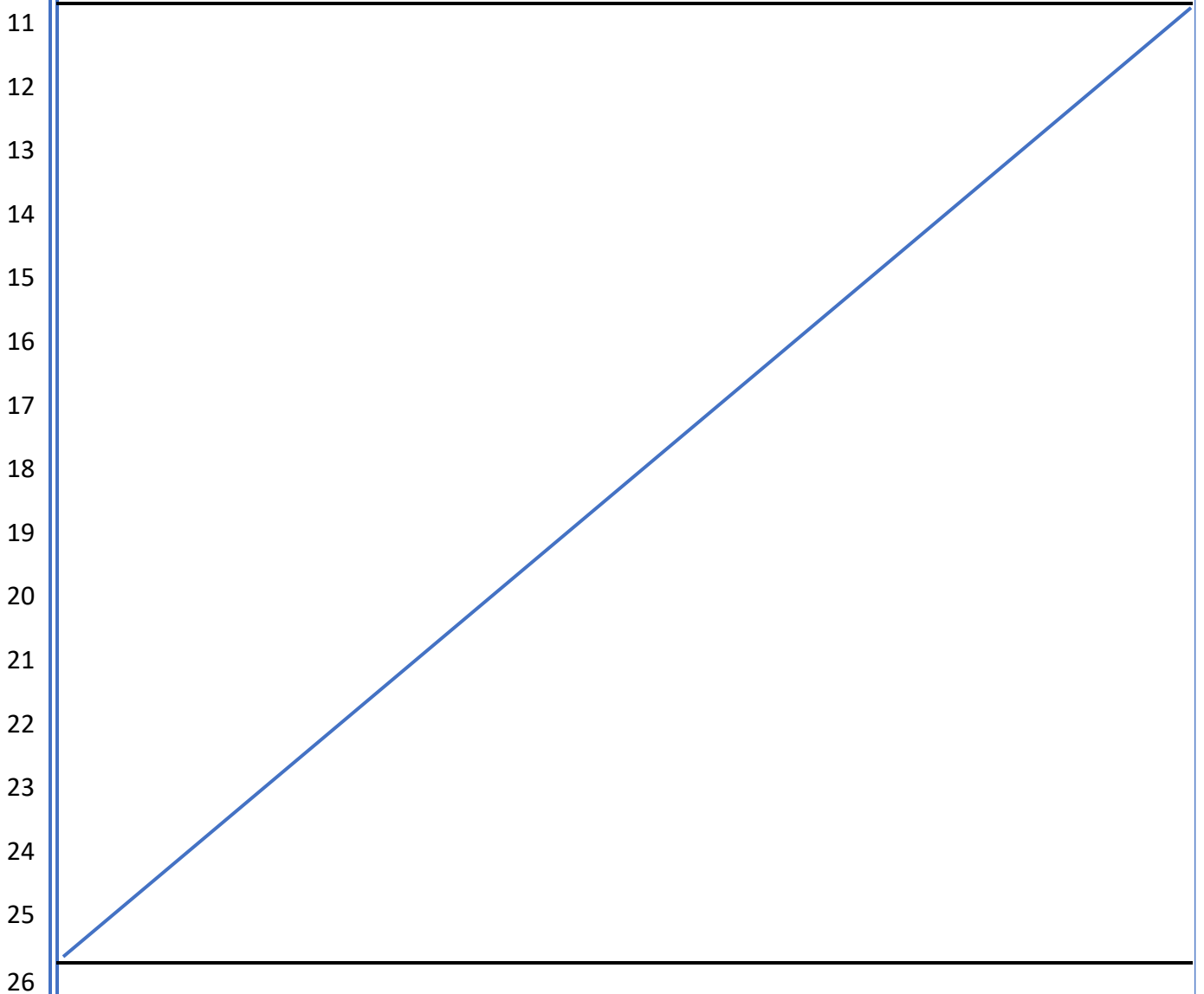
Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

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

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



RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76655-1:

For State Highway purposes, that portion of the land conveyed by deed recorded January 16, 1978 as Instrument No. 78-59621, Official Records, in the Office of the Registrar-Recorder/County Clerk of Los Angeles county, State of California, lying within the Southerly 165.00 feet of the Southeast quarter of Section 24, Township 5 North, Range 9 West, San Bernardino Meridian, according to the Official plat of said land.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

END OF DESCRIPTION

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21760**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 07-LA-138-PM 67.6 PARCEL 76669-1
9 OWNER: James D. McDonald, Jr. and Karen Ann McDonald, husband and wife as
10 community property and doing business as Old McDonald Trucking

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

14 The hereinafter described real property is necessary for State Highway purposes
15 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
16 102; Code of Civil Procedure Section 1240.510 in that the property being acquired is for a
17 compatible use; and Code of Civil Procedure Section 1240.610 in that the property is
18 required for a more necessary public use;

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

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

23 The property sought to be acquired and described by this resolution is necessary for
24 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

APPROVAL RECOMMENDED

Attorney, Department of Transportation

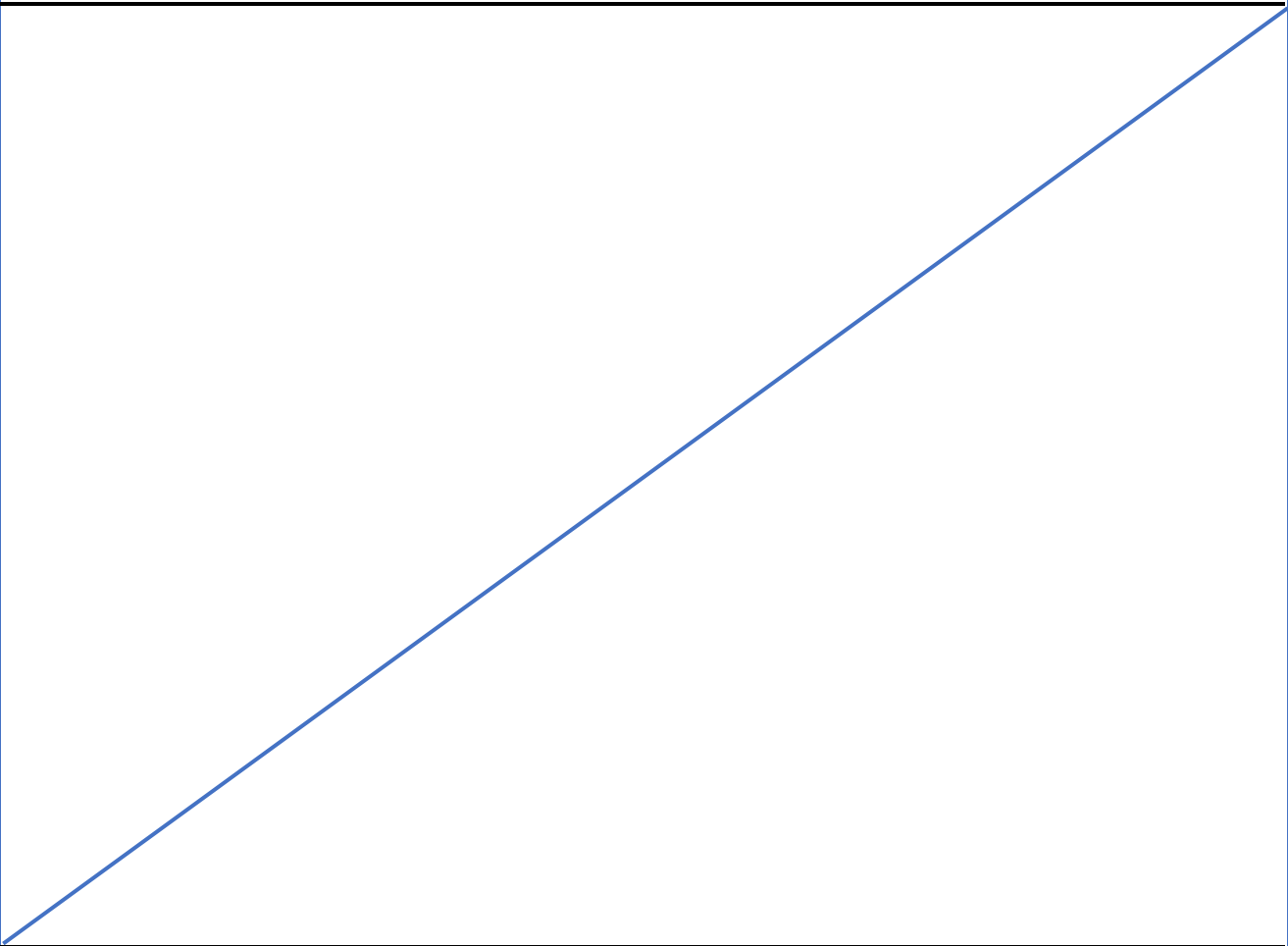
DIVISION OF RIGHT OF WAY

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

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

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

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RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 76669-1:

For State Highway purposes, that portion of land in the County of Los Angeles, State of California, conveyed in a deed recorded August 5, 1999 as Instrument No. 99-1469596, Official Records, in the Office of the Registrar-Recorder/County Clerk of said county, lying within the Northerly 165.00 feet of the Northeast quarter of Section 25, Township 5 North, Range 9 West, San Bernardino Meridian, according to the Official plat of said land.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

END OF DESCRIPTION

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21761**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 07-LA-138-PM 66.6 PARCEL 76680-1
9 OWNER: Nick Nikodinov, et al.

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102; Code of Civil Procedure Section 1240.510 in that the property being acquired is for a
16 compatible use; and Code of Civil Procedure Section 1240.610 in that the property is
17 required for a more necessary public use;

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

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

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

24 The offer required by Section 7267.2 of the Government Code has been made to
25 some but not all the owners of record because one owner of record is deceased and the
26 authorized representative of the estate cannot be located with reasonable diligence; and

APPROVED AS TO FORM AND PROCEDURE

APPROVAL RECOMMENDED

Attorney, Department of Transportation

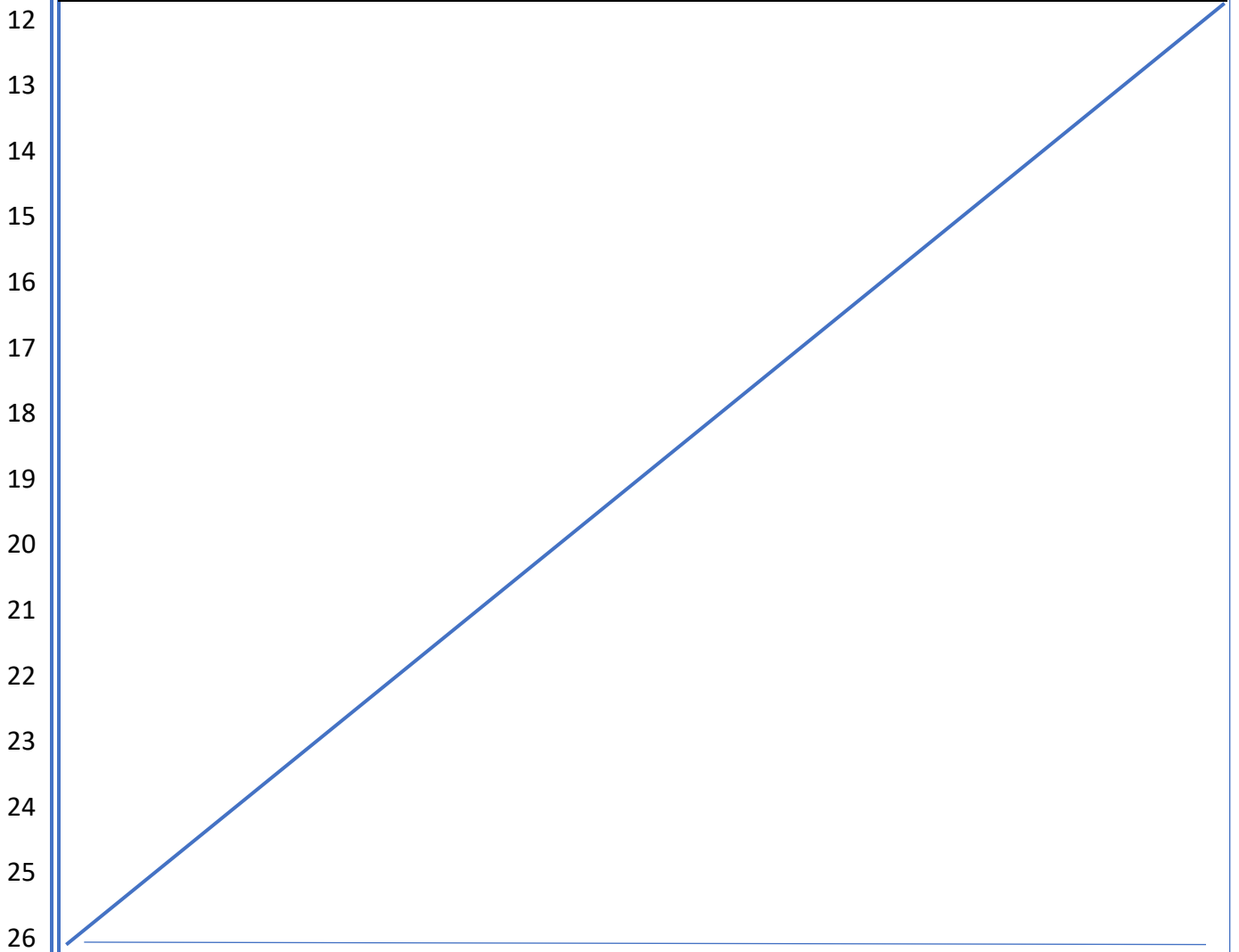
DIVISION OF RIGHT OF WAY

1 be it further

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

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

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



RESOLUTION OF NECESSITY DESCRIPTION

Parcel 76680-1:

For State Highway purposes, that portion of the land in the unincorporated territory of the County of Los Angeles, State of California, conveyed by deed recorded April 7, 2004, as Instrument No. 04-0832039 of Official Records, in the Office of the Registrar–Recorder/County Clerk of said county, described as follows:

The Northerly 165.00 feet of the Northeast quarter of Section 26, Township 5 North, Range 9 West, San Bernardino Meridian, according to the Official plat of said land.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

**TRANSPORTATION COMMISSION
RESOLUTION NO.**

C-21762

**CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 07-LA-138-PM 69.8 PARCEL 77191-1
OWNER: Aim High LLC, a Limited Liability Co.**

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; 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

APPROVAL RECOMMENDED

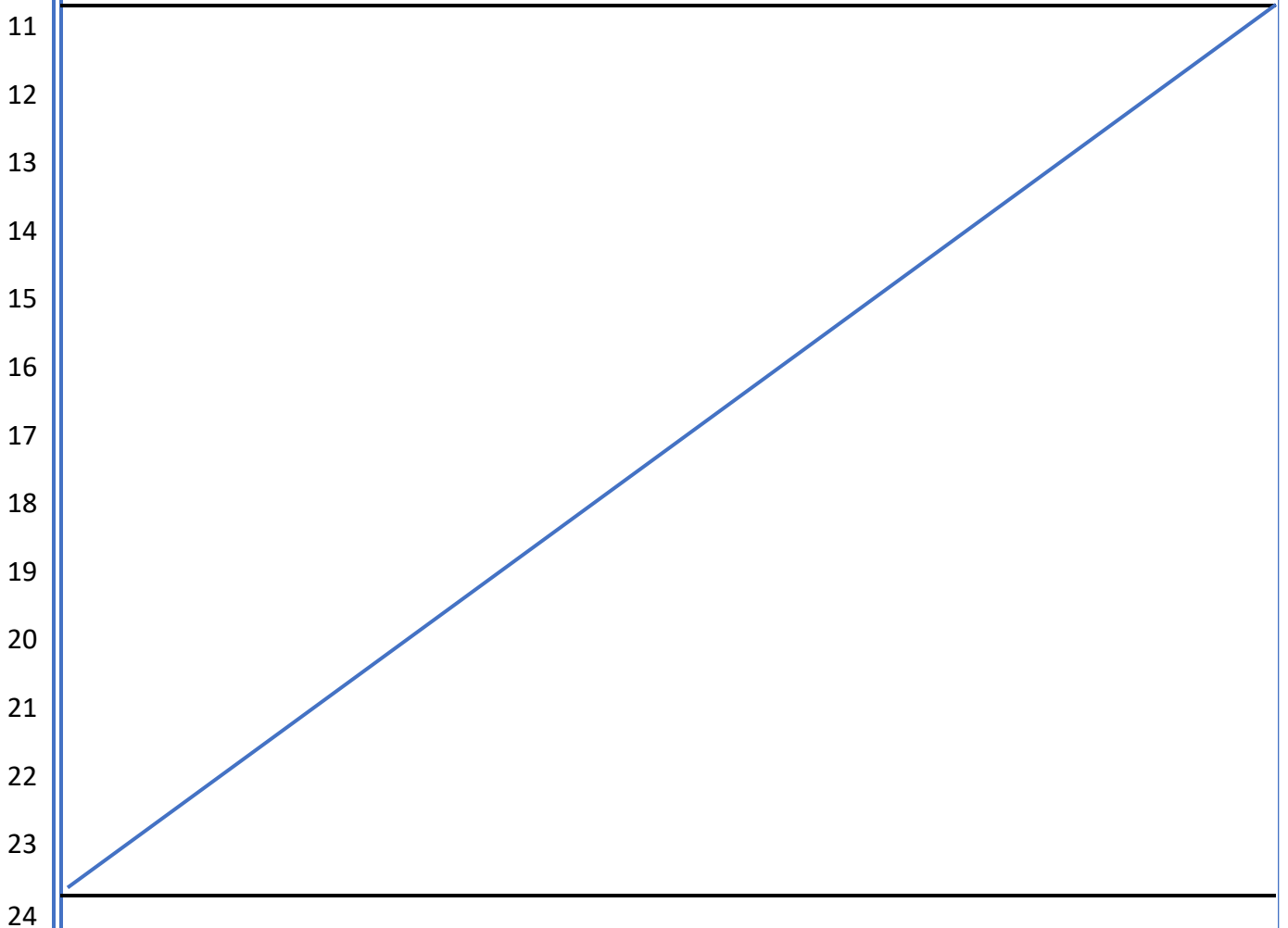
Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

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

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



RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 77191-1:

For State Highway purposes, that portion of Parcel 3, conveyed in a deed recorded on September 22, 2005 as Instrument No. 05-2284715, Official Records, in the Office of the Registrar-Recorder/County Clerk of the County of Los Angeles, State of California, described as follows:

A strip of land 40.00 feet wide, the Northeasterly line being coincident with the Southwesterly line of Antelope Highway, being 150.00 feet wide as described in Book 13604, page 102, in the Office of the Registrar-Recorder/County Clerk of said county.

The sidelines of said strip shall be prolonged or shortened to end westerly at the Northwest line of said Parcel 3 and Easterly at the East line of said Parcel 3.

TOGETHER with underlying fee interest, if any, contiguous to the above described property, in and to the adjoining public way.

END OF DESCRIPTION

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21763**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 07-LA-405-PM 14.4/15.6 PARCEL 80774-1, 2
9 OWNER: Michael Alan Freedman, Trustee, etc., et al.
10 LESSEE: International Coffee & Tea, LLC, dba The Coffee Bean & Tea Leaf

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

14 The hereinafter described real property is necessary for State Highway purposes
15 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
16 102;

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

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

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

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

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

APPROVED AS TO FORM AND PROCEDURE

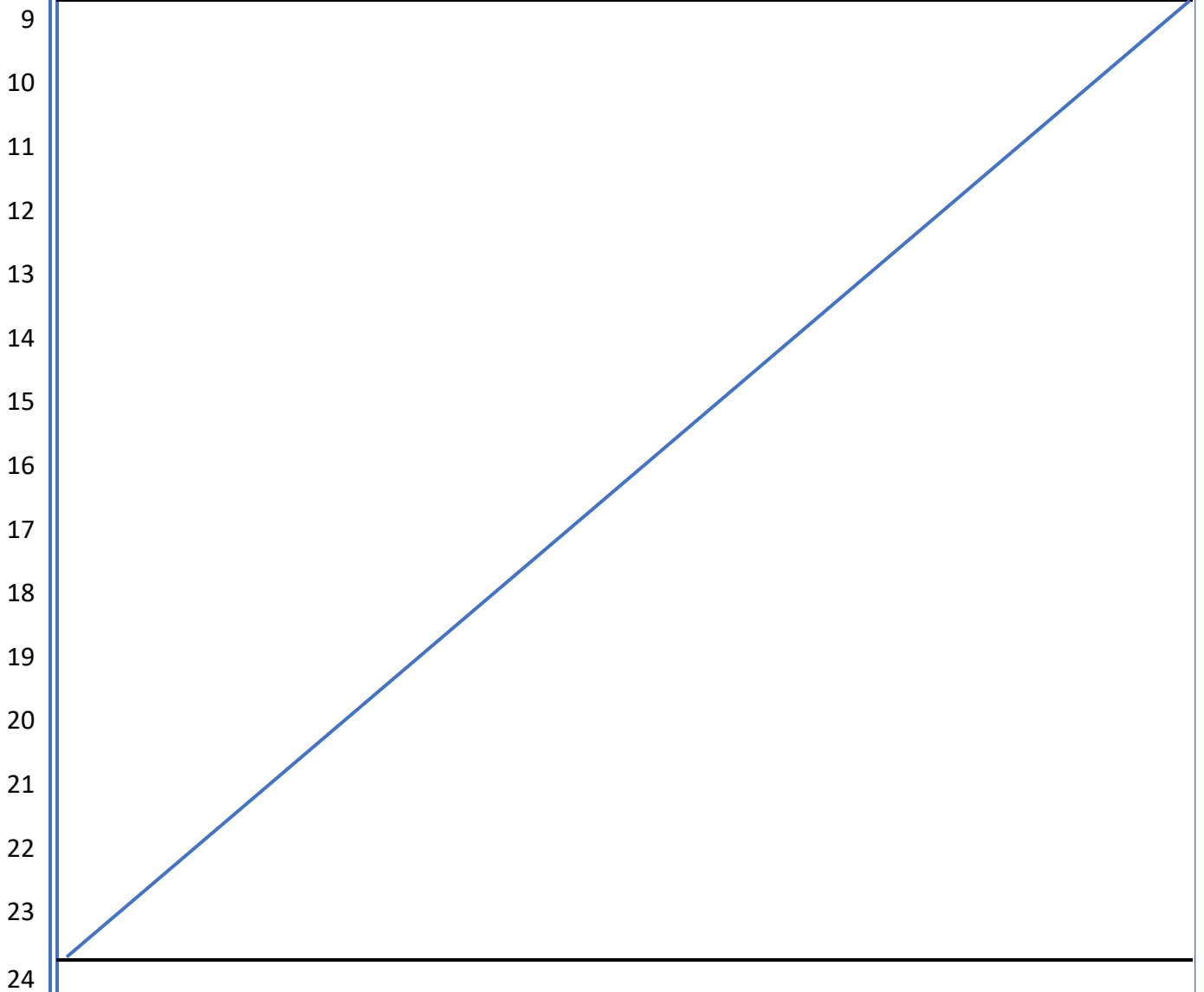
APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

6 The real property or interests in real property, which the Department of
7 Transportation is by this resolution authorized to acquire, is situated in the County of Los
8 Angeles, State of California, Highway 07-LA-405 and described as follows:



RESOLUTION OF NECESSITY DESCRIPTION

PARCEL 80774-1:

For State Highway purposes, that portion of Lot 43 of the McDonald Tract, in the City of Torrance, County of Los Angeles, State of California, as per map recorded in Book 15, pages 21 and 22 of Miscellaneous Records, Records of said County, lying Northerly and Northeasterly of following described lines: Commencing at a point in the Northerly line of said Lot 43, said point being distant N 89° 52' 16" W 145.00 feet from the Northeast corner of said Lot 43, said point also being a point in the Southwesterly right of way line of 182nd Street, 60.00 feet wide, and the Northeast corner of the land described in the deed to Matthew John Nolan et al. recorded in Book D16, Page 821 of Official Records of said county; Thence S 00° 06' 48" W along the Easterly line of said land of Nolan et al, a distance of 10.00 feet to a point in a line that is parallel with and distant Southerly 10.00 feet, measured at right angles from said Northerly line of said Lot 43; Thence parallel with the Northerly line of said Lot 43, S 89° 52' 16" E, 42.49 feet to the TRUE POINT OF BEGINNING, Thence S 86° 57' 34" E, 45.12 feet to a tangent curve concave Southwesterly, having a radius of 39.50 feet; Thence Southeasterly along said curve thru a central angle of 84° 52'35", an arc distance of 58.51 feet to the Westerly line of Crenshaw Boulevard, 100 feet wide.

EXCEPTING THEREFROM an easement for Public Street and Highway purposes to the City of Torrance, recorded on April 7, 1969 as instrument No. 3021, in the Office of the Registrar-Recorder/County Clerk of said county.

ALSO EXCEPTING THEREFROM that portion of said Lot 43 included in State Parcel 7205 as described in deed recorded on December 1, 1960 in Book D1051, pages 358 through 392 in said office.

PARCEL 80774-2:

For State Highway purposes, a temporary easement for purposes incidental to the construction of Route 405, in, on, over and across that portion of Lot 43 of the McDonald Tract, in the City of Torrance, County of Los Angeles, State of California, as per map recorded in Book 15, pages 21 and 22 of Miscellaneous Records, Records of said County lying within following described lines:

Commencing at a point in the Northerly line of said Lot 43, said point being distant S 89° 52' 16" W, 145.00 feet from the Northeast corner of said Lot 43, said point also being a point in the Southerly right of way line of 182nd Street, 60.00 feet wide and the Northeast corner of the land described in the deed to Matthew John Nolan et al. recorded in Book D16, Page 821 of Official Records of said county; Thence S 0° 06' 48" W along the Easterly line of said land of Nolan et al, a distance of 10.00 feet to a point in a line that is parallel with and distant Southerly 10.00 feet, measured at right angles from the Northerly line of said Lot 43, said point being the TRUE POINT OF BEGINNING; Thence parallel with the Northerly line of said Lot 43, S 89° 52' 16" E, 42.49 feet; Thence S 86° 57' 34" E, 45.12 feet to a tangent curve concave Southwesterly, having a radius of 39.50 feet; Thence Southeasterly along said curve thru a central angle of 84° 52' 35", an arc distance of 58.51 feet to the Westerly line of Crenshaw Boulevard, 100 feet wide; Thence Southerly along said Westerly line, S 0° 06' 48" W, 4.10 feet to a non-tangent curve concave Northeasterly and having a radius of 16.90 feet to which a radial line bears S 8° 11' 25" W; Thence Northwesterly along said curve thru a central angle of 79° 59' 54", an arc distance of 23.60 feet; Thence N 1° 43' 57" E, 13.71 feet; Thence N 89° 52' 16" W, 57.30 feet; Thence N 0° 07' 44" E, 10.09 feet; Thence N 89° 52' 16" W, 25.59 feet; Thence S 21° 47' 40" W, 4.47 feet to a non-tangent curve concave Northwesterly, having a radius of 6.00 feet, to which a radial line bears S 68° 12' 21" E; Thence Southwesterly along said curve thru a central angle of 68° 20' 57", an arc distance of 7.16 feet; Thence N 89° 52' 16" W,

20.75 feet to the Easterly line of the land described in said deed to Matthew John Nolan et al; Thence along said Easterly line, N 0° 06' 48" E, 12.30 feet to the TRUE POINT OF BEGINNING.

The above described parcel of land is to be used for temporary construction purposes and incidents thereto in connection with the construction of State Freeway Route 405 project designated as 07-LA-405-PM-14.4/15.6 on maps in the Office of the Department of Transportation, State of California, and the rights to the above described temporary easement shall cease and terminate on March 31, 2022. Said rights maybe terminated prior above date by the STATE upon notice to the OWNER.

END OF DESCRIPTION

PARCELS 80774-1 & -2

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21764**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 08-Riv-79-PM 25.79 PARCEL 24650-1, 2
9 OWNER: Gopher, LLC

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102 and Code of Civil Procedure Section 1240.510 in that the property being acquired is for
16 a compatible use;

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

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

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

23 The offer required by Section 7267.2 of the Government Code has been made to the
24 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

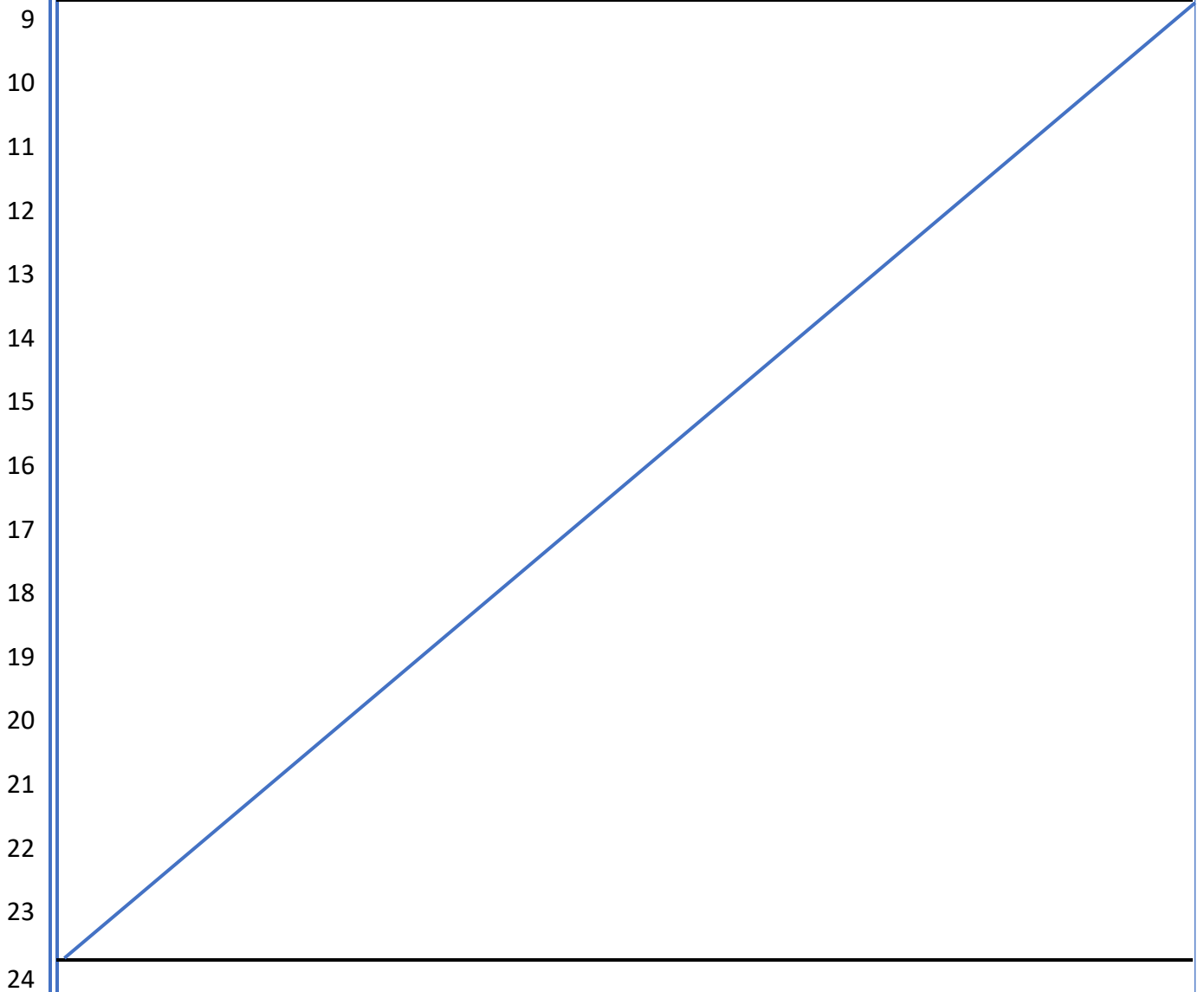
APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

6 The real property or interests in real property, which the Department of
7 Transportation is by this resolution authorized to acquire, is situated in the County of
8 Riverside, State of California, Highway 08-Riv-79 and described as follows:



LEGAL DESCRIPTION

Parcel 24650-1:

For highway purposes, those portions of Lot 2 and Lot 3 in Block 142 of LANDS OF THE HEMET LAND CO, in the City of Hemet, County of Riverside, State of California, as shown on a map filed in Book 1, Pages 14 and 15 of Maps, in the Office of the County Recorder of said County, described as follows:

The West 7.00 feet of the real property described as Parcel 1 and Parcel 2 in the Quitclaim Deed recorded April 19, 2006 as Document No. 2006-0283255 of Official Records in the Office of the County Recorder of said County.

Parcel 24650-2:

A temporary easement for construction purposes and incidents thereto in and to those portions of Lot 2 and Lot 3 in Block 142 of LANDS OF THE HEMET LAND CO, in the City of Hemet, County of Riverside, State of California, as shown on a map filed in Book 1, Pages 14 and 15 of Maps, in the Office of the County Recorder of said County, described as follows:

COMMENCING at the southwest corner of the real property described as Parcel 1 in the Quitclaim Deed recorded April 19, 2006 as Document No. 2006-0283255 of Official Records in the Office of the County Recorder of said County; thence South 89°55'47" East 7.00 feet along the southerly boundary of said real property to the **POINT OF BEGINNING**; thence South 89°55'47" East 8.51 feet continuing along said boundary; thence North 00°06'37" East 15.94 feet; thence North 89°55'47" West 5.50 feet; thence North 00°06'37" East 27.89 feet; thence South 89°55'47" East 3.00; thence North 00°06'37" East 21.70 feet; thence North 89°55'47" West 3.00 feet; thence North 00°06'37" East 36.32 feet; thence South 89°55'47" East 3.00 feet; thence North 00°05'09" East 30.30 feet; thence North 89°55'47" West 3.00 feet; thence North 00°05'09" East 17.85 feet to the northerly boundary of the real property described in said Deed; thence North 89°55'47" West 3.01 feet continuing along said northerly boundary to a line parallel with and 7.00 feet easterly of the westerly boundary of the real property described as Parcel 2 in said Deed; thence South 00°05'09" West 50.00 feet along said parallel line to the westerly boundary of the real property described as Parcel 1 in

said Deed; thence South 00°06'37" West 100.00 feet along said parallel line to the **POINT OF BEGINNING.**

Rights to the above described temporary easement shall cease and terminate on January 11, 2022. The 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 on the California Coordinate System of 1983, Zone 6 (Epoch 1992.88). Divide the above distances by 0.99990910 to obtain ground level distances.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21765**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 10-Mer-165-PM 9.25 PARCEL 16869-1, 2
9 OWNER: Manuel Avila

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102;

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

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

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

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

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

APPROVED AS TO FORM AND PROCEDURE

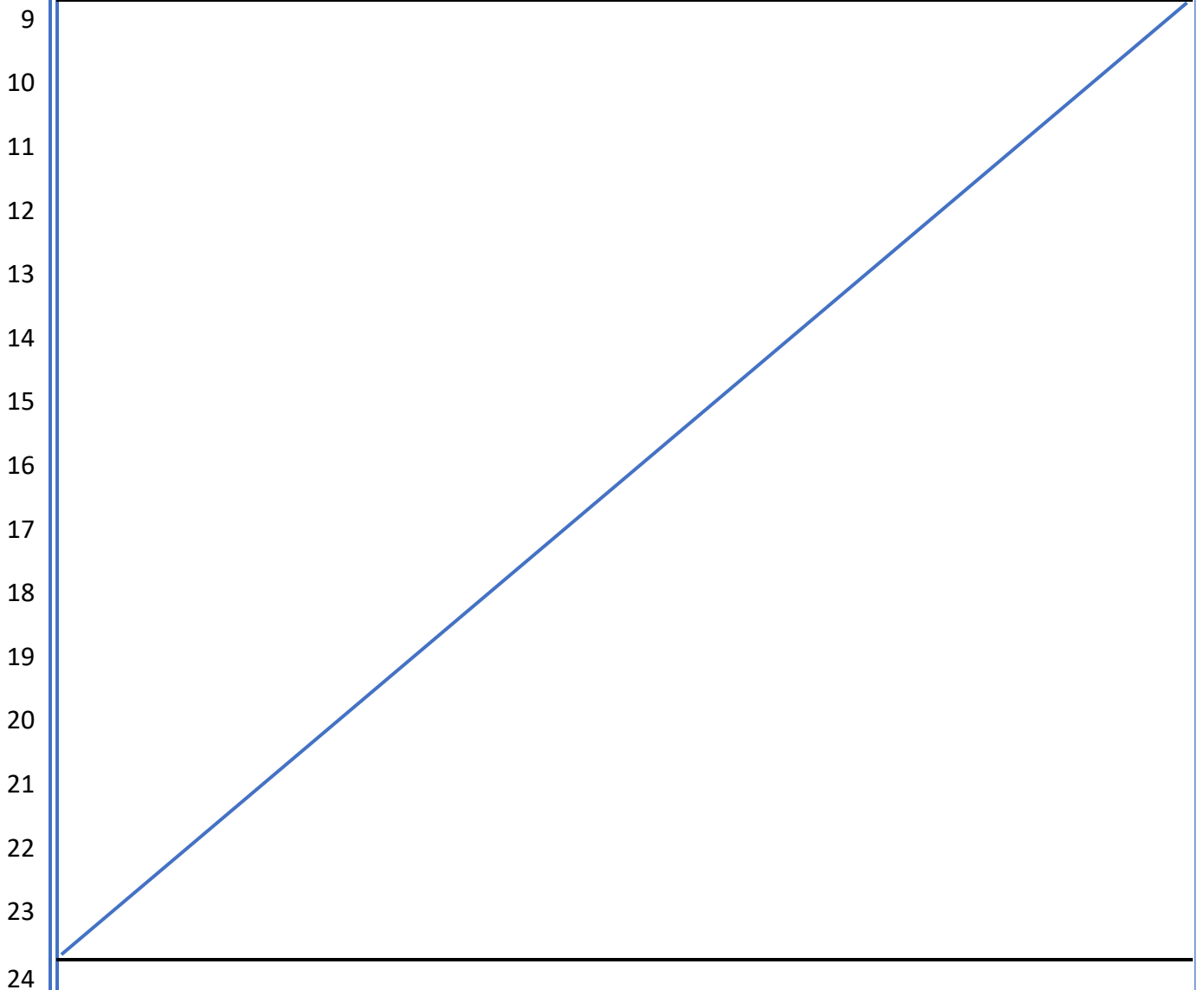
APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

6 The real property or interests in real property, which the Department of
7 Transportation is by this resolution authorized to acquire, is situated in the County of
8 Merced, State of California, Highway 10-Mer-165 and described as follows:



Parcel 16869-1A

For State Highway Purposes, all that portion of real property described in that Interspousal Transfer Deed recorded March 16, 2012 as Document Number 2012-009530, Official Records of Merced County, situated in the southwest quarter of Section 13, T. 10 S., R. 10 E., M.D.M., said portion described as follows:

All that portion of said real property lying westerly of a line that is 41.50 feet easterly, measured at right angles, and parallel with the westerly line of said Section 13.

EXCEPTING the underlying fee interest, if any, contiguous to the above described property in and to the adjoining State Highway Route MER-165.

Parcel 16869-1B

TOGETHER WITH the underlying fee interest, if any, contiguous to the above described property in and to the adjoining State Highway Route MER-165.

Parcel 16869-2

For State Highway Purposes, a temporary easement for construction purposes.

All that portion of real property described in that Interspousal Transfer Deed recorded March 16, 2012 as Document Number 2012-009530, Official Records of Merced County, situated in the southwest quarter of Section 13, T. 10 S., R. 10 E., M.D.M., said portion lying westerly of a line that is 43.50 feet easterly, measured at right angles, and parallel with the westerly line of said Section 13.

TOGETHER WITH a strip of land 28.75 feet in width upon, over and across said real property, the east line of said strip being parallel with and 45.50 feet easterly of the West line of said Section 13, said strip lying 14.40 feet on each side of the centerline of an existing southerly driveway, said centerline being 28.40 feet, more or less, northerly of the southerly line of said real property.

TOGETHER WITH a strip of land 24.00 feet in width upon, over and across said real property, the east line of said strip being parallel with and 45.50 feet easterly of the West line of said Section 13, said strip lying 12.00 feet on each side of the centerline of an existing northerly driveway, said centerline being 26.20 feet, more or less, southerly of the northerly line of said real property.

EXCEPTING THEREFROM all that portion of said real property lying westerly of a line that is 41.50 feet easterly, measured at right angles, and parallel with the westerly line of said Section 13.

Rights to the above described temporary easement shall cease and terminate on December 1, 2022. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21766**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 10-Mer-165-PM 9.3 PARCEL 16870-1,2
9 OWNER: Manuel Avila

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102;

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

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

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

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

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

APPROVED AS TO FORM AND PROCEDURE

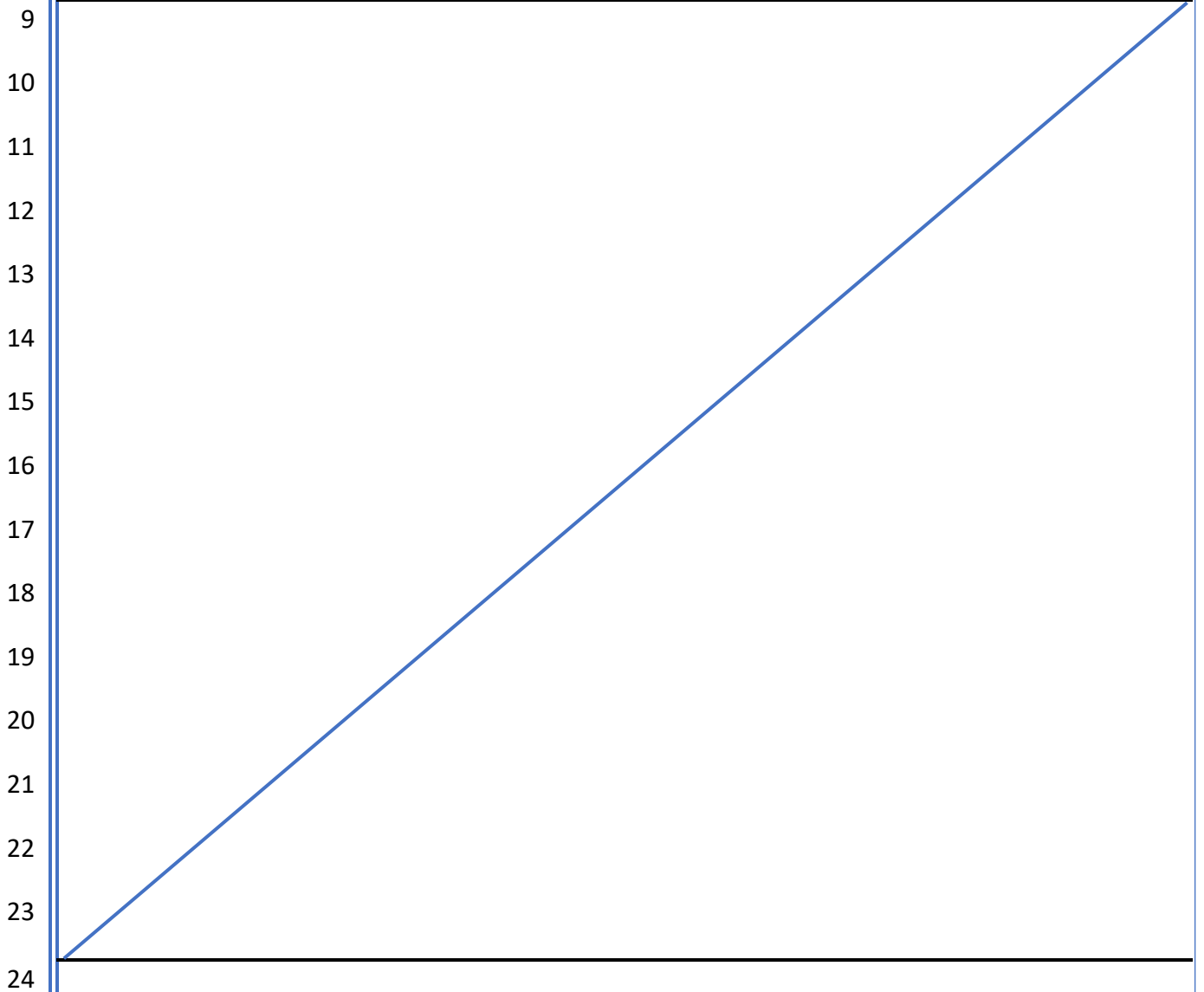
APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

6 The real property or interests in real property, which the Department of
7 Transportation is by this resolution authorized to acquire, is situated in the County of
8 Merced, State of California, Highway 10-Mer-165 and described as follows:



Parcel 16870-1

~~For State Highway Purposes, all that portion of real property described in that Grant Deed recorded January 2, 2001 in Volume 4109 at Page 350, Official Records of Merced County, situated in the southwest quarter of Section 13, T. 10 S., R. 10 E., M.D.M., said portion described as follows:~~

All that portion of said real property lying westerly of a line that is 41.50 feet easterly, measured at right angles, and parallel with the westerly line of said Section 13.

Parcel 16870-2

For State Highway Purposes, a temporary easement for construction purposes.

A 2 foot strip of land upon, over and across that property described in that Grant Deed recorded January 2, 2001 in Volume 4109 at Page 350, Official Records of Merced County, the west line of said strip of land being parallel with and 41.50 feet easterly of the West line of Section 13, T. 10 S., R. 10 E., M.D.M.

TOGETHER WITH a strip of land 19.00 feet in width upon, over and across said real property, the east line of said strip being parallel with and 45.50 feet easterly of the West line of said Section 13, said strip lying 9.50 feet on each line of the centerline of an existing driveway, said centerline being 33.80 feet, more or less, northerly from the southerly line of said real property.

EXCEPTING THEREFROM, all that portion of said real property lying westerly of a line that is 41.50 feet easterly, measured at right angles, and parallel with the westerly line of said Section 13.

Rights to the above described temporary easement shall cease and terminate on December 1, 2022. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21767**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 12-Ora-5-PM 18.0 PARCEL 202082-1
9 OWNER: Southern California Edison Company, a corporation

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102 and Code of Civil Procedure Section 1240.510 in that the property being acquired is for
16 a compatible use;

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

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

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

23 The offer required by Section 7267.2 of the Government Code has been made to the
24 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

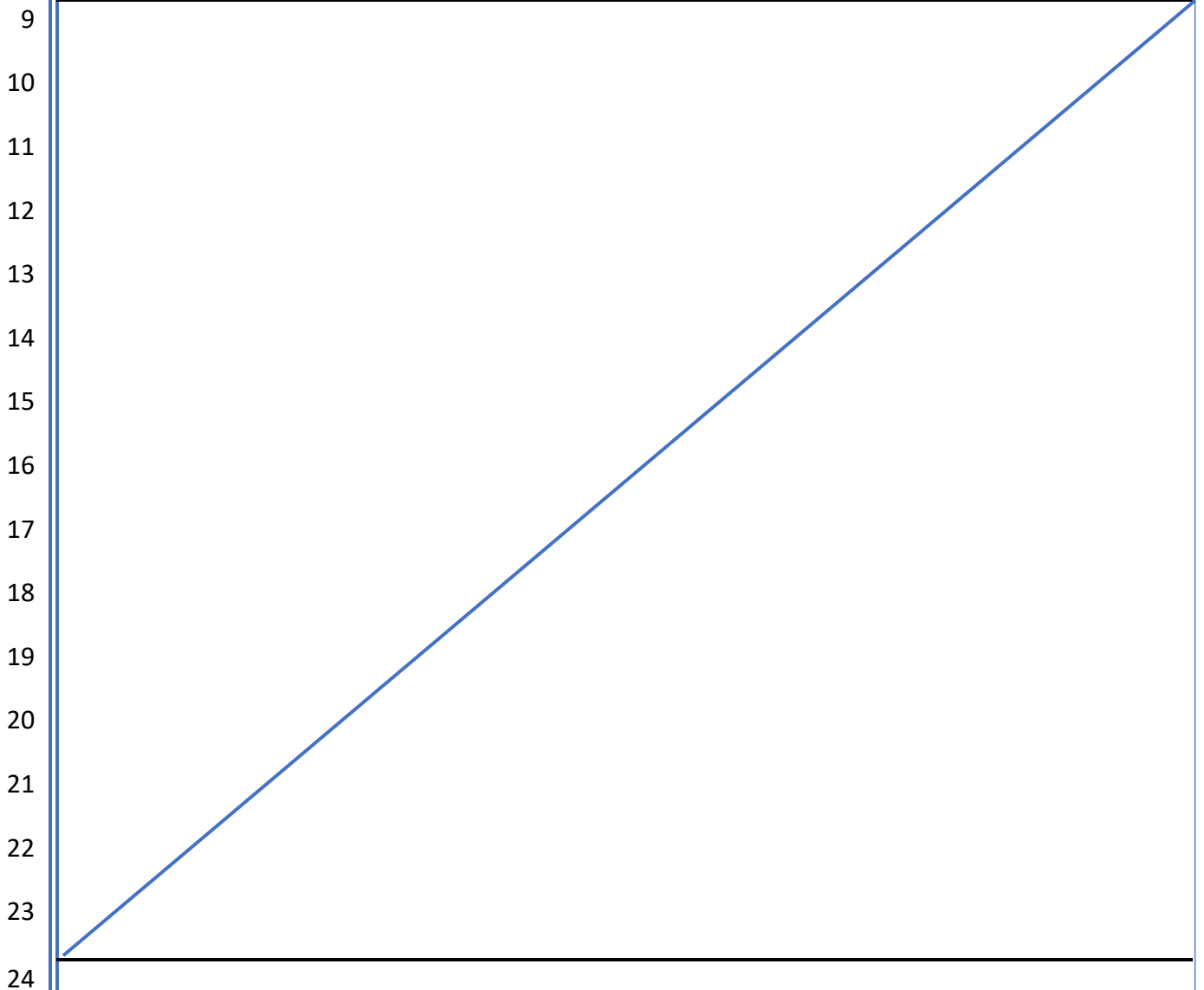
APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

6 The real property or interests in real property, which the Department of
7 Transportation is by this resolution authorized to acquire, is situated in the County of
8 Orange, State of California, Highway 12-Ora-5 and described as follows:



Legal Description

PARCEL 202082-1 Temporary Construction Easement

An easement for temporary construction purposes, that portion of Lot 1 of the Rancho Canada de La Alisos, in the City of Mission Viejo, County of Orange, State of California, as per the map filed in Book 1, Pages 187 and 188 of Miscellaneous Records, in the office of the County Recorder of Los Angeles County, California, described as follows:

Commencing at the southeasterly terminus of that certain course in the northeasterly line of Parcel 2 as described in the Deed to the State of California, recorded December 30, 1959 in Book 5035, Page 383 of Official Records having a bearing and distance of "North 66°10'38" West, 801.56 feet", the bearing of said course being North 65°26'27" West for purposes of this description;

thence along said course North 65°26'27" West 263.90 feet to the northwesterly line of the Road Easement to The County of Orange, recorded May 12, 1983 as Instrument No. 83-200146 of Official Records and the **True Point of Beginning**;

thence continuing along said course North 65°26'27" West 18.97 feet;

thence leaving said course North 26°29'04" East 24.22 feet;

thence South 68°34'46" East 19.49 feet to said northwesterly line being a curve concave northwesterly having a radius of 950.00 feet, a radial line to said curve bears South 63°14'56" East;

thence along said northwesterly line the following two courses:

1. southwesterly 22.05 feet along said curve through a central angle of 01°19'48";
2. South 28°04'52" West 3.25 feet to the **True Point of Beginning**.

Unless otherwise noted, all bearings and distances are in terms of the California Coordinate System of 1983, Zone VI, based on the North American Datum of 1983 Epoch 1991.35 as locally adjusted by the Orange County Surveyor. The distances shown herein are grid distances. Ground distances may be obtained by dividing grid distances by the combination factor of 0.99995203.

Rights to the above described temporary easement shall cease and terminate on January 31, 2024. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

Legal Description

PARCEL 202082-1 Temporary Construction Easement

An easement for temporary construction purposes, that portion of Lot 1 of the Rancho Canada de La Alisos, in the City of Mission Viejo, County of Orange, State of California, as per the map filed in Book 1, Pages 187 and 188 of Miscellaneous Records, in the office of the County Recorder of Los Angeles County, California, described as follows:

Commencing at the southeasterly terminus of that certain course in the northeasterly line of Parcel 2 as described in the Deed to the State of California, recorded December 30, 1959 in Book 5035, Page 383 of Official Records having a bearing and distance of "North 66°10'38" West, 801.56 feet", the bearing of said course being North 65°26'27" West for purposes of this description;

thence along said course North 65°26'27" West 263.90 feet to the northwesterly line of the Road Easement to The County of Orange, recorded May 12, 1983 as Instrument No. 83-200146 of Official Records and the **True Point of Beginning**;

thence continuing along said course North 65°26'27" West 18.97 feet;

thence leaving said course North 26°29'04" East 24.22 feet;

thence South 68°34'46" East 19.49 feet to said northwesterly line being a curve concave northwesterly having a radius of 950.00 feet, a radial line to said curve bears South 63°14'56" East;

thence along said northwesterly line the following two courses:

1. southwesterly 22.05 feet along said curve through a central angle of 01°19'48";
2. South 28°04'52" West 3.25 feet to the **True Point of Beginning**.

Unless otherwise noted, all bearings and distances are in terms of the California Coordinate System of 1983, Zone VI, based on the North American Datum of 1983 Epoch 1991.35 as locally adjusted by the Orange County Surveyor. The distances shown herein are grid distances. Ground distances may be obtained by dividing grid distances by the combination factor of 0.99995203.

Rights to the above described temporary easement shall cease and terminate on January 31, 2024. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21768**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 12-Ora-5-PM 17.3 PARCEL 202086-1
9 OWNER: Davenport Laguna Hills Partners LP, a California limited partnership

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102;

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

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

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

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

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

APPROVED AS TO FORM AND PROCEDURE

APPROVAL RECOMMENDED

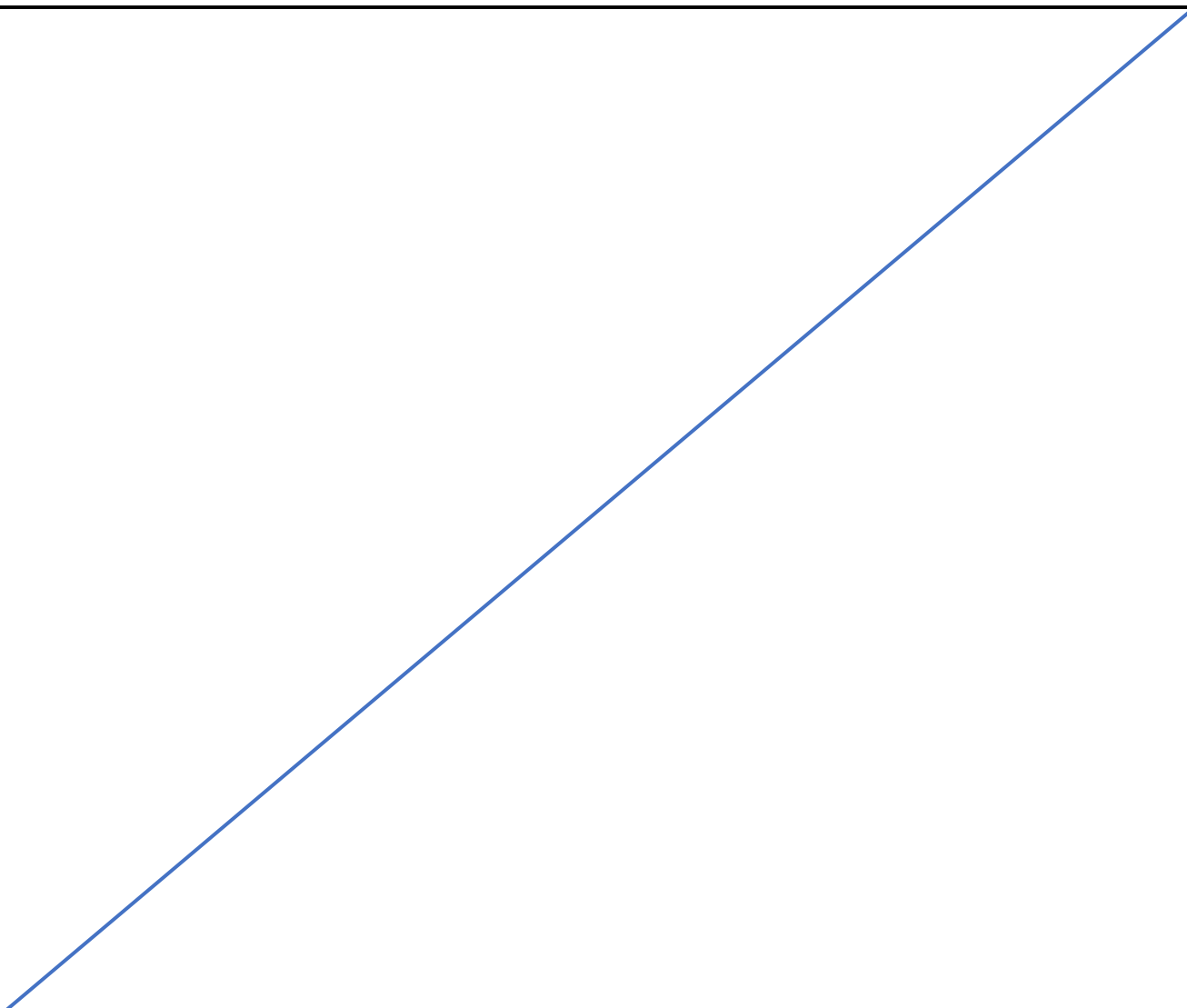
Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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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 Orange, State of California, Highway 12-Ora-5 and described as follows:



Legal Description

PARCEL 202086-1 Fee

For freeway purposes, in the City of Laguna Hills, County of Orange, State of California, being that portion of Parcel 2, Parcel Map No. 2006-145, filed in Book 354, Pages 39 through 41 of Parcel Maps, in the office of the County Recorder of said County, described as follows:

Beginning at the northwesterly corner of said Parcel 2;

thence along the northeasterly line of said Parcel 2, South 59°46'00" East 208.97 feet to the northeasterly corner thereof;

thence South 75°01'27" West 15.32 feet;

thence North 59°46'00" West 136.43 feet;

thence North 49°47'01" West 62.70 feet to the **Point of Beginning**.

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

Unless otherwise noted, all bearings and distances are in terms of the California Coordinate System of 1983, Zone VI, based on the North American Datum of 1983 Epoch 1991.35 as locally adjusted by the Orange County Surveyor. The distances shown herein are grid distances. Ground distances may be obtained by dividing grid distances by the combination factor of 0.99995203.

Legal Description

PARCEL 202086-1 Fee

For freeway purposes, in the City of Laguna Hills, County of Orange, State of California, being that portion of Parcel 2, Parcel Map No. 2006-145, filed in Book 354, Pages 39 through 41 of Parcel Maps, in the office of the County Recorder of said County, described as follows:

Beginning at the northwesterly corner of said Parcel 2;

thence along the northeasterly line of said Parcel 2, South 59°46'00" East 208.97 feet to the northeasterly corner thereof;

thence South 75°01'27" West 15.32 feet;

thence North 59°46'00" West 136.43 feet;

thence North 49°47'01" West 62.70 feet to the **Point of Beginning**.

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

Unless otherwise noted, all bearings and distances are in terms of the California Coordinate System of 1983, Zone VI, based on the North American Datum of 1983 Epoch 1991.35 as locally adjusted by the Orange County Surveyor. The distances shown herein are grid distances. Ground distances may be obtained by dividing grid distances by the combination factor of 0.99995203.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21769**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 12-Ora-5-PM 18.8 PARCEL 202093-1, 2
9 OWNER: Laguna Hills Restaurants, LLC, a California Limited Liability Company
10 LESSEE: Farmer Boys Food, Inc., a California corporation

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

14 The hereinafter described real property is necessary for State Highway purposes
15 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
16 102;

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

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

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

23 The offer required by Section 7267.2 of the Government Code has been made to the
24 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

APPROVAL RECOMMENDED

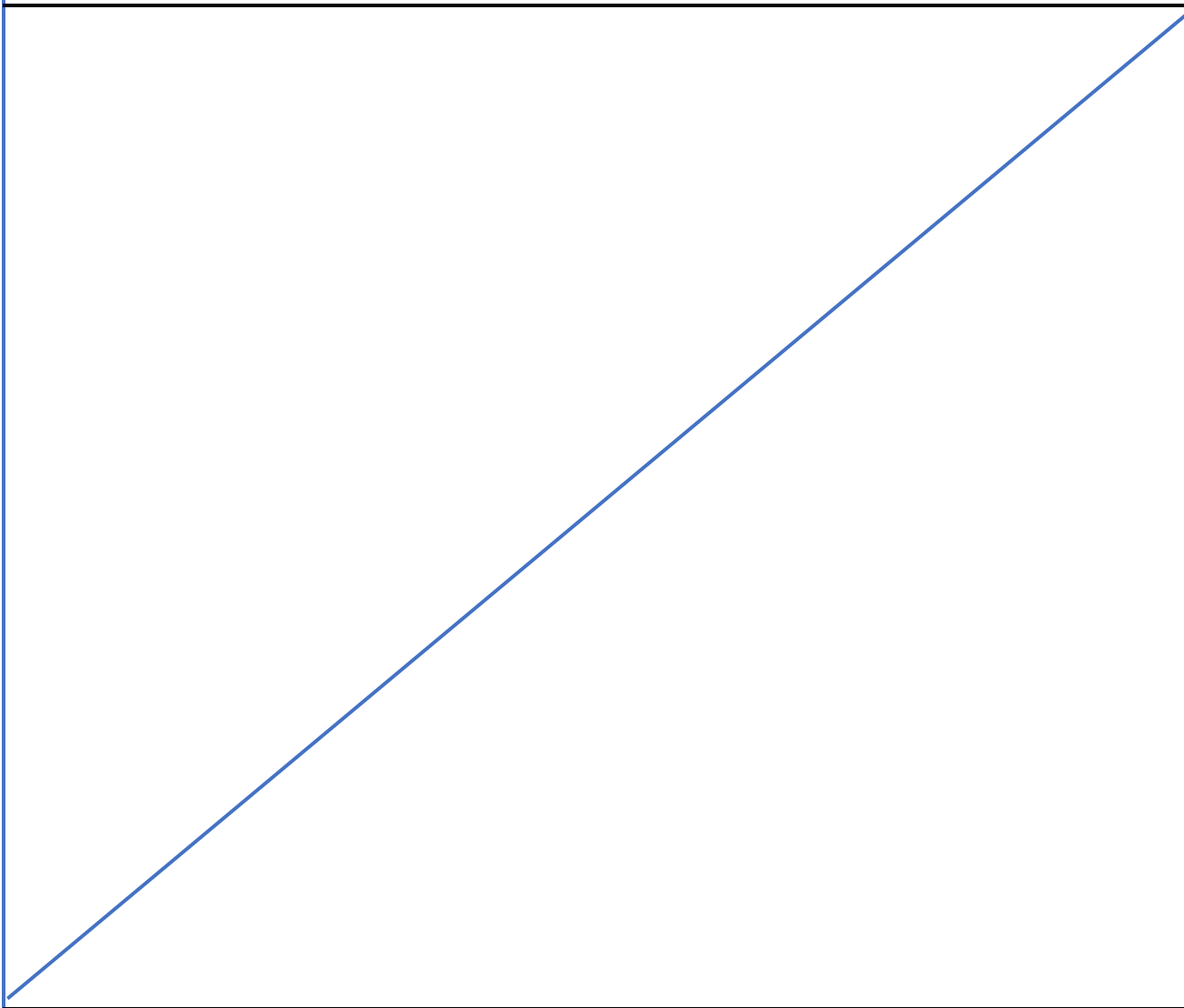
Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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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 Orange, State of California, Highway 12-Ora-5 and described as follows:



Legal Description

PARCEL 202093-1 Maintenance Access Easement

For maintenance access purposes, that portion of Parcel 1, in the City of Laguna Hills, County of Orange, State of California, as per the map filed in Book 31, Page 33 of Parcel Maps, in the office of the County Recorder of said County, described as follows:

Commencing at the most easterly corner of said Parcel 1;

thence along the northeasterly line of said Parcel 1 the following two courses:

1. North 42°45'38" West 88.76 feet;
2. North 37°33'11" West 16.93 feet to the **True Point of Beginning**;

thence leaving said northeasterly line South 52°26'49" West 5.00 feet;

thence North 37°33'11" West 96.19 feet to a non-tangent curve concave southerly having a radius of 195.00 feet, a radial line to said curve bears North 25°46'05" East;

thence westerly 183.85 feet along said curve through a central angle of 54°01'09";

thence non-tangent to said curve South 30°07'25 West 23.62 feet;

thence North 59°52'35" West 5.00 feet to the northwesterly line of said Parcel 1;

thence along said northwesterly line North 30°07'25" East 25.03 feet to a non-tangent curve concave southerly having a radius of 200.00 feet, a radial line to said curve bears North 28°39'33" West;

thence easterly 191.18 feet along said curve and the northerly line of said Parcel 1 through a central angle of 54°46'08" to said northeasterly line;

thence along said northeasterly line South 37°33'11" East 97.37 feet to the **True Point of Beginning**.

PARCEL 202093-2 Temporary Construction Easement

An easement for temporary construction purposes, that portion of Parcel 1, in the City of Laguna Hills, County of Orange, State of California, as per the map filed in Book 31, Page 33 of Parcel Maps, in the office of the County Recorder of said County, described as follows:

Commencing at the most easterly corner of said Parcel 1;

thence along the northeasterly line of said Parcel 1 the following two courses:

1. North 42°45'38" West 88.76 feet
2. North 37°33'11" West 114.30 feet to the **True Point of Beginning**;

thence along said northeasterly line South 37°33'11" East 3.43 feet to a non-tangent curve concave southerly having a radius of 198.50 feet, a radial line to said curve bears North 26°59'54" East;

thence leaving said northeasterly line and traveling westerly 195.33 feet along said curve through a central angle of 56°22'46" to the northwesterly line of said Parcel 1;

thence along said northwesterly line North 30°07'25" East 2.92 feet to a non-tangent curve concave southerly having a radius of 200.00 feet, a radial line to said curve bears North 28°39'33" West;

thence easterly 191.18 feet along said curve and the northerly line of said Parcel 1 through a central angle of 54°46'08" to the **True Point of Beginning**.

Rights to the above described temporary easement shall cease and terminate on January 31, 2024. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

Unless otherwise noted, all bearings and distances are in terms of the California Coordinate System of 1983, Zone VI, based on the North American Datum of 1983 Epoch 1991.35 as locally adjusted by the Orange County Surveyor. The distances shown herein are grid distances. Ground distances may be obtained by dividing grid distances by the combination factor of 0.99995203.

1 **TRANSPORTATION COMMISSION**
2 **RESOLUTION NO.**

3 **C-21770**

4 CALIFORNIA TRANSPORTATION COMMISSION
5 RESOLUTION OF NECESSITY
6 TO ACQUIRE CERTAIN REAL PROPERTY
7 OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
8 HIGHWAY 03-ED-50-PM 23.60 PARCEL 37414-1, 2, 3
9 OWNER: Douglas W Alberts, a single man

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

13 The hereinafter described real property is necessary for State Highway purposes
14 and is to be acquired by eminent domain pursuant to Streets and Highways Code Section
15 102; and Code of Civil Procedure Section 1240.330 in that the property is necessary for
16 relocation of a public use pursuant to a court order, judgment or agreement; and Code of
17 Civil Procedure Section 1240.320 in that a portion of the property is being acquired for
18 conveyance to County of El Dorado for slope purposes;

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

21 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

APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

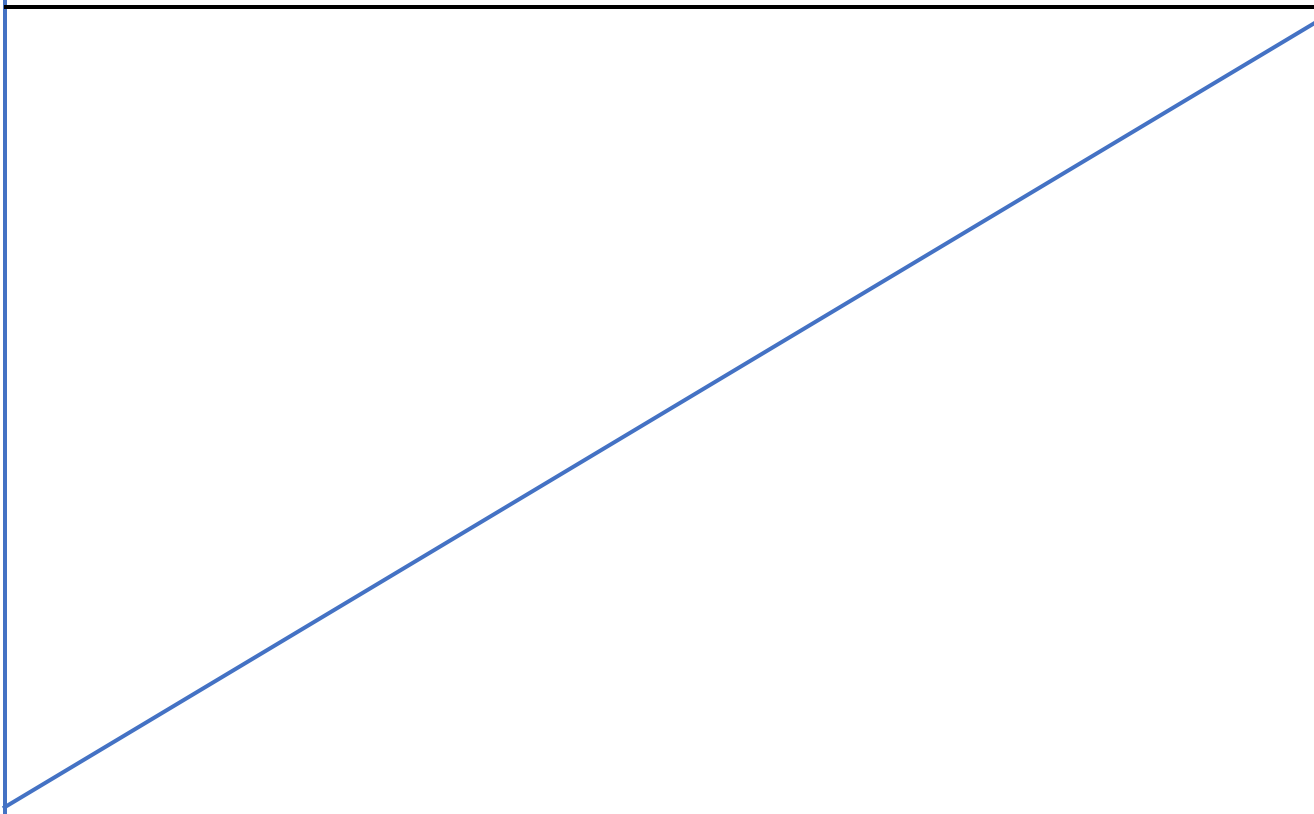
1 The offer required by Section 7267.2 of the Government Code has been made to the
2 owner or owners of record; and be it further

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

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

10 The real property or interests in real property, which the Department of
11 Transportation is by this resolution authorized to acquire, is situated in the County of El
12 Dorado, State of California, Highway 03-ED-50 and described as follows:

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PARCEL 37414-1:

A slope easement over all that portion of that real property conveyed in that Grant Deed recorded March 12, 2014 as Document Number 2014-0009373, Official Records of El Dorado County, being a portion of Northeast quarter of Section 12, Township 10 North, Range 11 East, M.D.M., and a portion of the Northwest quarter of Section 7, Township 10 North, Range 12 East M.D.M., in the unincorporated County of El Dorado, State of California, more particularly described as follows:

COMMENCING at a point on the existing Northerly Right of Way line of State Route 50, marked by a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on that certain Record of Survey filed in Book 32 of Record of Surveys at Page 11, of said County, said 1" iron pipe bears North 81°48'32" East, 425.87 feet from a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on said filed Record of Survey;

THENCE (1) North 73°45'42" East, 82.36 feet along said Northerly Right of Way line to a point of intersection with the Southerly line of Carson Ct as relinquished to said County by Document recorded December 31, 1957, Book 422, Page 487, Official Records of El Dorado County, said point being the TRUE POINT OF BEGINNING;

THENCE (2) continuing along said Northerly Right of Way line, North 73°45'42" East, 37.34 feet to the beginning of a non-tangent curve, concave northerly, having a radius of 4128.61 feet, a radial to said point bears South 13°40'53" East;

THENCE (3) continuing along said Northerly Right of Way line, Easterly along said curve an arc distance of 45.34 feet through a central angle of 00°37'45";

THENCE (4) leaving said Northerly Right of Way line of state Route 50, North 45°23'41" East, 76.79 feet;

THENCE (5) North 47°20'35" East, 60.82 feet;

THENCE (6) North 56°07'06" East, 77.48 feet;

THENCE (7) North 70°59'14" East, 48.75 feet;

THENCE (8) North 10°14'47" West, 1.77 feet; to a point on the said Southerly line of Carson Ct;

THENCE along said Southerly line of Carson Ct the following 6 courses: (9) South 86°24'48" West, 4.51 feet; (10) South 77°49'48" West, 43.42 feet; (11) South 68°18'57" West, 42.53 feet; (12) South 63°45'49" West, 44.89 feet; (13) South 58°10'40" West, 44.57 feet; (14) South 51°43'21" West, 58.94 feet; (15) South 47°19'39" West, 106.74 feet to the TRUE POINT OF BEGINNING.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2004.69, Zone 2. Divide distances by 0.999794415 to obtain ground distances.

PARCEL 37414-2:

An easement for temporary construction purposes being a portion of that real property conveyed in that Grant Deed recorded March 12, 2014 as Document Number 2014-0009373, Official Records of El Dorado County, being a portion of Northeast quarter of Section 12, Township 10 North, Range 11 East, M.D.M., and a portion of the Northwest quarter of Section 7, Township 10 North, Range 12 East M.D.M., in the unincorporated County of El Dorado, State of California, more particularly described as follows:

COMMENCING at a point on the existing Northerly Right of Way line of State Route 50, marked by a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on that certain Record of Survey filed in Book 32 of Record of Surveys at Page 11, of said County, said 1" iron pipe bears North 81°48'32" East, 425.87 feet from a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on said filed Record of Survey;

THENCE (1) North 73°45'42" East, 119.70 feet along said Northerly Right of Way line to the beginning of a non-tangent curve, concave northerly, having a radius of 4128.61 feet, a radial to said point bears South 13°40'53" East;

THENCE (2) continuing along said Northerly Right of Way line, Easterly along said curve an arc distance of 45.34 feet through a central angle of 00°37'45" to the TRUE POINT OF BEGINNING;

THENCE (3) continuing along said Northerly Right of Way line, Easterly along said curve having a radius of 4128.61 feet, through a central angle of 02°42'14", an arc distance of 194.85 feet;

THENCE (4) leaving said Northerly Right of Way line, North 27°22'18" West, 85.03 feet;

THENCE (5) South 56°07'06" West, 59.15 feet;

THENCE (6) South 47°20'35" West, 60.82 feet;

THENCE (7) South 45°23'41" West, 76.79 feet to the TRUE POINT OF BEGINNING.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2004.69, Zone 2. Divide distances by 0.999794415 to obtain ground distances.

The rights to the above-described temporary easement shall cease and terminate no later than December 1, 2022. Said rights may also be terminated prior to stated date by the STATE upon notice to OWNER.

PARCEL 37414-3:

An easement for temporary construction purposes being a portion of that real property conveyed in that Grant Deed recorded March 12, 2014 as Document Number 2014-0009373, Official Records of El Dorado County, being a portion of Northeast quarter of Section 12, Township 10 North, Range 11 East, M.D.M., and a portion of the Northwest quarter of Section 7, Township 10 North, Range 12 East M.D.M., in the unincorporated County of El Dorado, State of California, more particularly described as follows:

COMMENCING at a point on the existing Northerly Right of Way line of State Route 50, marked by a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on that certain Record of Survey filed in Book 32 of Record of Surveys at Page 11, of said County, said 1" iron pipe bears North 81°48'32" East, 425.87 feet from a 1" iron pipe with a yellow plastic plug stamped "CALIF DOT" as shown on said filed Record of Survey;

THENCE (1) North 73°45'42" East, 119.70 feet along said Northerly Right of Way line to the beginning of a non-tangent curve, concave northerly, having a radius of 4128.61 feet, a radial to said point bears South 13°40'53" East;

THENCE (2) continuing along said Northerly Right of Way line, Easterly along said curve an arc distance of 393.45 feet through a central angle of 05°27'37" to the TRUE POINT OF BEGINNING;

THENCE (3) continuing Easterly along said curve having a radius of 4128.61 feet, through a central angle of 03°00'18", an arc distance of 216.53 feet to a point of intersection with the southerly line of Carlson Ct;

THENCE (4) leaving said Northerly Right of Way line and along said southerly line of Carson Ct., South 86°23'35" West, 200.00 feet;

THENCE (5) leaving said southerly line of Carson Ct., South 03°36'25" East, 30.00 feet;

THENCE (6) South 86°23'35" West, 7.00 feet;

THENCE (7) South 03°36'25" East, 33.43 feet to the TRUE POINT OF BEGINNING.

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2004.69, Zone 2. Divide distances by 0.999794415 to obtain ground distances.

The rights to the above-described temporary easement shall cease and terminate no later than December 1, 2022. Said rights may also be terminated prior to stated date by the STATE upon notice to OWNER.

**TRANSPORTATION COMMISSION
RESOLUTION NO.**

C-21771

**CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 03-ED-50-PM 23.61 PARCEL 37413-1, 2
OWNER: Camino Vino, 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; and Code of Civil Procedure Section 1240.330 in that the property is necessary for relocation of a public use pursuant to a court order, judgment or agreement; and Code of Civil Procedure Section 1240.320 in that a portion of the property is being acquired for conveyance to the County of El Dorado and American Telephone & Telegraph (AT&T) for slope and utilities purposes; and Code of Civil Procedure Section 1240.510 in that the property being acquired is for a compatible 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;

APPROVED AS TO FORM AND PROCEDURE

APPROVAL RECOMMENDED

Attorney, Department of Transportation

DIVISION OF RIGHT OF WAY

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

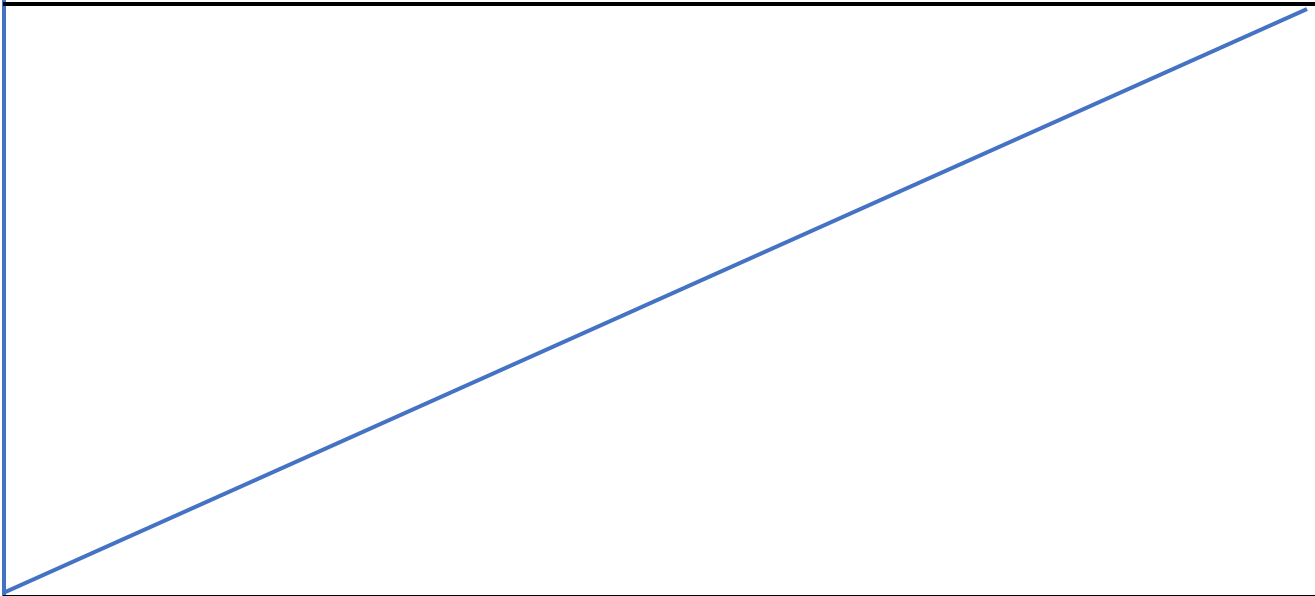
3 The offer required by Section 7267.2 of the Government Code has been made to the
4 owner or owners of record; and be it further

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

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

12 The real property or interests in real property, which the Department of
13 Transportation is by this resolution authorized to acquire, is situated in the County of El
14 Dorado, State of California, Highway 03-ED-50 and described as follows:

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PARCEL 37413-1:

A slope easement over all that portion of land conveyed in the Grant Deed recorded May 18, 2012 as Document Number 2012-0024218, Official Records of El Dorado County, being a portion of the Northeast Quarter of Section 12, Township 10 North, Range 11 East, M.D.M. and the Northwest quarter of Section 7, Township 10 North, Range 12 East, M.D.M., in the unincorporated County of El Dorado, State of California, being more particularly described as follows:

COMMENCING at a point on the existing Southerly Right of Way line of Carson Road, marked by a rebar with 2" aluminum cap stamped "E.D CO. PUBLIC WORKS R.C.E. 14674 1983" as shown on that certain Parcel Map filed in Book 33 of Parcel Maps, at Page 51 of said County, said rebar bears South 47°11'07" East, 80.00 feet from a rebar with 2" aluminum cap stamped "E.D CO. PUBLIC WORKS R.C.E. 14674 1983" as shown on that said filed Parcel Map;

THENCE (1) South 37°03' 20" East, 64.88 feet along the Westerly line of PARCEL A of said Parcel Map to the Northerly right of way line of Carson Ct;

THENCE (2) North 38°53' 01" East, 11.41 feet along said Northerly right of way line of Carson Ct to the TRUE POINT OF BEGINNING;

THENCE continuing along said Northerly right of way line of Carson Ct the following 6 courses: (3) North 47°19' 39" East, 116.22 feet to a 3/4" capped iron pipe stamped "RCE 21984 2003" as shown on that certain Record of Survey filed in Book 26 of Record of Surveys at Page 13 in the office of said County; (4) North 51° 43' 21" East, 64.62 feet; (5) North 58°10' 40" East, 50.88 feet to a 3/4" capped iron pipe stamped "RCE 21984 2003" as shown on said Record of Survey (6) North 63°45' 49" East, 50.20 feet; (7) North 68°18' 57" East, 49.91 feet; (8) North 77°49' 48" East, 39.96 feet to the beginning of a non-tangent curve, concave southerly, having a radius of 400.00 feet, a radial to said point bears North 08°41'55" West;

THENCE (9) leaving said Northerly right of way line of Carson Ct, Southwesterly along said curve an arc distance of 159.73 feet through a central angle of 22°52'48";

THENCE (10) South 55°46' 33" West, 135.76 feet;

THENCE (11) South 57°45' 37" West, 33.31 feet to the Southerly line of said PARCEL A;

THENCE (12) South 24° 01' 31" West, 50.29 feet along said Southerly line of said PARCEL A to the Northerly Right of Way line of Carson Ct and the POINT OF BEGINNING;

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2004.69, Zone 2. Divide distances by 0.999794415 to obtain ground distances.

PARCEL 37413-2:

An easement for utility purposes being a portion of that certain parcel of land described in that Grant Deed recorded May 18, 2012 as Document Number 2012-0024218, Official Records of El Dorado County, said parcel of land being a portion of the Northeast Quarter of Section 12, Township 10 North, Range 11 East, M.D.M. and the Northwest quarter of Section 7, Township 10 North, Range 12 East, M.D.M., in the unincorporated County of El Dorado, State of California, being more particularly described as follows:

COMMENCING at a point on the Northwesterly corner of Parcel A, marked by a rebar with 2" aluminum cap stamped "E.D CO. PUBLIC WORKS R.C.E. 14674 1983" as shown on that certain Parcel Map filed in Book 33 of Parcel Maps, at Page 51 of said County, said rebar bears South 47°11'07" East, 80.00 feet from a rebar with 2" aluminum cap stamped "E.D CO. PUBLIC WORKS R.C.E. 14674 1983" as shown on said Parcel Map;

THENCE (1) South 37° 03' 20" East, 21.05 feet along said Westerly boundary line of said Parcel A;

THENCE (2) leaving said Westerly boundary line, North 71° 33' 01" East, 55.98 feet to a point in the Southerly boundary line of said Parcel A, said point being the TRUE POINT OF BEGINNING;

THENCE (3) North 71° 33' 01" East, 4.35 feet;

THENCE (4) North 43° 06' 36" West, 2.81 feet;

THENCE (5) North 47° 19' 45" East, 20.00 feet;

THENCE (6) South 43° 06' 36" East, 20.00 feet to the Southerly boundary line of said Grant Deed and the Northerly right of way line of Carson Ct;

THENCE (7) South 47° 19' 39" West, 20.00 feet along said Southerly boundary line and Northerly right of way line;

THENCE (8) leaving said Southerly boundary line and Northerly right of way line, North 43° 06' 36" West, 11.69 feet;

THENCE (9) South 71° 33' 01" West, 11.22 feet to said Southerly boundary line of said Parcel A;

THENCE (10) North 24° 01' 31" East, 6.78 feet along said Southerly boundary line of said Parcel A to the POINT OF BEGINNING;

The bearings and distances used in this description are on the California Coordinate System of 1983, Epoch 2004.69, Zone 2. Divide distances by 0.999794415 to obtain ground distances