

## **MEMORANDUM**

**To:** CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

**CTC Meeting:** June 24-25, 2020

**From:** STEVEN KECK, Chief Financial Officer

**Reference Number:** 2.4b., Action Item

**Prepared By:** Mark Phelan, Chief (Acting)  
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-21920 through C-21927 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 with the greatest public good and the least private injury.
3. The property is necessary for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

*“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-21920 - 995 NORD RETAIL LLC, a California Limited Liability Company

03-But-32-PM 7.75 - Parcel 37459-1, 2, 3 - EA 2H2409.

Right of Way Certification (RWC) Date: 08/18/20; Ready To List (RTL) Date: 01/20/21.

Conventional highway - intersection improvements on State Route (SR) 32 at the intersection of West Sacramento Avenue (West) and West Sacramento Avenue (East).

Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, an easement for non-exclusive ingress/egress to be conveyed to adjacent property owners, and underlying fee. Located in the city of Chico at 995 Nord Avenue. APN 043-290-069.

C-21921 - MOHAN SINGH, an unmarried man and JASVIR SINGH, an unmarried man as Joint Tenants

03-But-32-PM 7.75 – Parcel 37461-1, 2, 4; 15185-1 - EA 2H2409.

RWC Date: 08/18/20; RTL Date: 01/20/21. Conventional highway - intersection improvements on SR 32 at the intersection of West Sacramento Avenue (West) and West Sacramento Avenue (East). Authorizes condemnation of land in fee for a State highway, a temporary easement for construction purposes and underlying fee. Located in the city of Chico at 952 Nord Avenue. APN 043-210-052.

C-21922 - Gary L. Taylor, Trustee of the Gary L. Taylor Living Trust, dated February 16, 2010

03-But-162-PM 19.06 - Parcel 37492-1, 2, 3 - EA 2H6309.

RWC Date: 06/26/20; RTL Date: 06/30/20. Conventional highway - construct turn pockets, widen shoulders, and clear recovery zones. Authorizes condemnation of land in fee for a State highway and two temporary easements for highway construction. Located in the city of Oroville at 3590 Olive Highway. APN 068-210-055.

C-21923 - Mnemic Train, LLC, a California Limited Liability Company

03-Yol-16-PM 27.8 - Parcel 37417-1, 2 - EA 4F1719.

RWC Date: 09/14/20; RTL Date: 10/01/20. Conventional highway - pedestrian improvements including crosswalks, curb bulb outs, and improved lighting. Authorizes condemnation of a permanent easement for drainage, and temporary easement for construction. Located in the town of Esparto at 26580 Woodland Avenue. APN 049-240-017-000.

C-21924 - Georgia Love and Cheri Love, as Co-Trustees of the Georgia Love Trust, dated March 22, 2019

03-Yub-70-PM 20.0 - Parcel 37064-1 - EA 4F3809.

RWC Date: 10/16/20; RTL Date: 10/20/20. Conventional highway - widen shoulders and improve clear recovery zone from Laurellen Road to South Honcut Creek Bridge. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the unincorporated area of the County of Yuba near the city of Marysville at 9113 State Highway 70, Marysville, CA. APN 005-190-015.

C-21925 - Pamela Herman also known of record as Pamela A. Herman, as surviving joint tenant

03-Yub-70-PM 21.3 - Parcel 37081-1 - EA 4F3809.

RWC Date: 10/16/20; RTL Date: 10/20/20. Conventional highway - widen shoulders and improve clear recovery zone from Laurellen Road to South Honcut Creek Bridge. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the unincorporated area of the County of Yuba near the city of Marysville at 9646 State Highway 70. APN 005-160-031.

C-21926 - Quinco, Inc., a California corporation

03-Yub-70-PM 22.2 - Parcel 37102-1 - EA 4F3809.

RWC Date: 10/16/20; RTL Date: 10/20/20. Conventional highway - widen shoulders and improve clear recovery zone from Laurellen Road to South Honcut Creek Bridge. Authorizes condemnation of land in fee for a State highway and underlying fee. Located in the unincorporated area of the County of Yuba near the city of Marysville at 10200 State Highway 70. APN 005-010-045.

C-21927 - Roger J. Mehrtens; Roger J. Mehrtens, also known of record as Roger J. Mehertens, Successor Trustee of the Minnie B. Mehrtens Revocable Trust created November 15, 1990; Roger J. Mehrtens as Trustee of the Roger J. Mehrtens 1997 Trust, dated September 8, 1997; also known of record as being dated September 3, 1997; Daniel B. Mehrten, also known of record as Daniel B. Mehrtens, who also acquired title as Daniel Mehrtens; Janice Mehrten, also known of record as Janice Mehrtens; Joseph H. Mehrtens; Joseph H. Mehrten, Trustee of the Mehrten Revocable Trust, dated June 19, 2003, and Joseph H. Mehrten and Ann M. Mehrten, Trustees of The Mehrten Revocable Trust dated June 19, 2003 as Restated April 5, 2017 and Roger J. Mehrtens, Trustee of The Roger J. Mehrtens 1997 Trust, dated September 3, 1997, all as their interests appear of record.

10-SJ-88-PM 22.1 - Parcel 16941-1 - EA 1E5319.

RWC Date: 05/15/20; RTL Date: 5/29/20. Conventional highway - construct single lane rural roundabout. Amends Resolution No. C-21838, adopted January 29, 2020, which authorized condemnation of land in fee for a State highway, and underlying fee. This amendment is to correct the omission of reference to Code of Civil Procedure Sections 1240.510. and 1240.610. Located in the unincorporated area of Clements at 27550 North SR 88. APN 021-200-23.



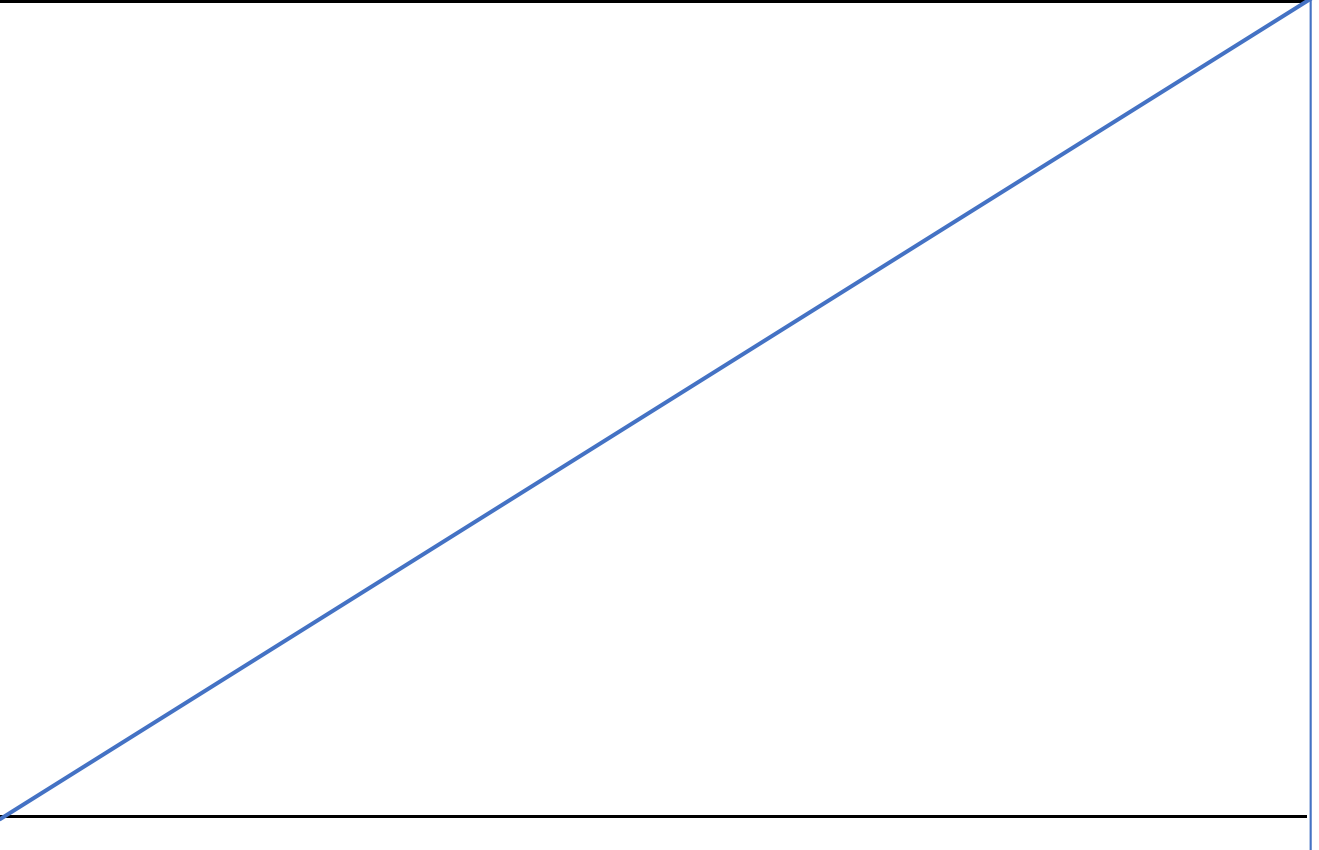
1 The offer required by Section 7267.2 of the Government Code has been made to the owner  
2 or owners of record; and be it further

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 Butte,  
12 State of California, Highway 03-But-032 and described as follows:

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**PARCEL 37459-1:** For State highway purposes, all that real property situated in the City of Chico, County of Butte, State of California, being a portion of the lands described in that certain Grant Deed recorded May 10, 2013 in Document No. 2013-0018694, Official Records, Butte County Records, said portion being all that part lying northeasterly of the following described line:

COMMENCING at a 3/4 inch iron pipe with plastic cap stamped "RCE 18151" marking a point on the southerly right of way line of West Sacramento Avenue and being the northeasterly corner of Parcel 1 as shown on that certain Parcel Map filed in Book 46 of Maps, at Page 55, Butte County Records, said point lying South 88°53'33" East 189.59 feet from a 3/4 inch open iron pipe marking a point on said southerly right of way line of West Sacramento Avenue and being the northerly terminus of that certain course having a bearing and distance of "North 00°00'06" West 635.38 feet" as shown on said Parcel Map; THENCE along said southerly right of way line the following two (2) courses: 1) North 0°28'16" West 5.00 feet; and 2) North 89°38'33" East 96.08 feet to a point thereon being the POINT OF BEGINNING, said point being the beginning of a non-tangent curve to the left, having a radius of 1232.00 feet, to which point a radial line bears South 29°47'36" West; THENCE from said point of beginning leaving said southerly right of way line southeasterly along said curve through a central angle of 1°27'27" an arc distance of 31.34 feet; THENCE South 16°47'49" East 2.12 feet to the beginning of a non-tangent curve to the left, having a radius of 1233.50 feet, to which point a radial line bears South 28°15'57" West; THENCE southeasterly along said curve through a central angle of 4°08'30" an arc distance of 89.16 feet; THENCE North 71°12'57" East 2.20 feet to the beginning of a non-tangent curve to the left, having a radius of 1232.00 feet, to which point a radial line bears South 24°02'57" West; THENCE southeasterly along said curve through a central angle of 2°59'29" an arc distance of 64.32 feet; THENCE South 24°39'20" East 1.88 feet; THENCE South 69°36'25" East 30.62 feet; THENCE North 65°20'40" East 1.86 feet; THENCE South 69°52'20" East 147.32 feet to a point on that certain course having a bearing and distance of "South 20°07'44" West 6.00 feet" as described in that certain Grant Deed recorded June 17, 1981 in Book 2632, at Page 128, Official Records, Butte County Records, said point being the POINT OF TERMINUS, said point lying North 22°44'10" East 5.90 feet from a nail and brass tag marked "RCE 28998" purportedly marking the southwesterly terminus of said certain course having a bearing and distance of "South 20°07'44" West 6.00 feet" as shown on that certain Record of Survey filed in Book 151 of Maps, at Page 13, Butte County Records.

**PARCEL 37459-2:** A temporary easement for construction purposes and incidents thereto in and to that real property situated in the City of Chico, County of Butte, State of California, being a portion of the lands described in that certain Grant Deed recorded May 10, 2013 in Document No. 2013-0018694, Official Records, Butte County Records, said portion being all that part of a strip of land the uniform width of 1.00 feet, the northeasterly sideline of said strip of land being described as follows:

COMMENCING at a 3/4 inch iron pipe with plastic cap stamped "RCE 18151" marking a point on the southerly right of way line of West Sacramento Avenue and being the northeasterly corner of Parcel 1 as shown on that certain Parcel Map filed in Book 46 of Maps, at Page 55, Butte County Records, said point lying South 88°53'33" East 189.59 feet from a 3/4 inch open iron pipe marking a point on said southerly right of way line of West Sacramento Avenue and being the northerly terminus of that certain course having a bearing and distance of "North 00°00'06" West 635.38 feet" as shown on said Parcel Map; THENCE along said southerly

right of way line the following two (2) courses: 1) North 0°28'16" West 5.00 feet; and 2) North 89°38'33" East 96.08 feet to a point thereon being the POINT OF BEGINNING, said point being the beginning of a non-tangent curve to the left, having a radius of 1232.00 feet, to which point a radial line bears South 29°47'36" West; THENCE from said point of beginning leaving said southerly right of way line southeasterly along said curve through a central angle of 1°27'27" an arc distance of 31.34 feet; THENCE South 16°47'49" East 2.12 feet to the beginning of a non-tangent curve to the left, having a radius of 1233.50 feet, to which point a radial line bears South 28°15'57" West; THENCE southeasterly along said curve through a central angle of 4°08'30" an arc distance of 89.16 feet; THENCE North 71°12'57" East 2.20 feet to the beginning of a non-tangent curve to the left, having a radius of 1232.00 feet, to which point a radial line bears South 24°02'57" West; THENCE southeasterly along said curve through a central angle of 2°59'29" an arc distance of 64.32 feet; THENCE South 24°39'20" East 1.88 feet; THENCE South 69°36'25" East 30.62 feet; THENCE North 65°20'40" East 1.86 feet; THENCE South 69°52'20" East 147.32 feet to a point on that certain course having a bearing and distance of "South 20°07'44" West 6.00 feet" as described in that certain Grant Deed recorded June 17, 1981 in Book 2632, at Page 128, Official Records, Butte County Records, said point being the POINT OF TERMINUS, said point lying North 22°44'10" East 5.90 feet from a nail and brass tag marked "RCE 28998" purportedly marking the southwesterly terminus of said certain course having a bearing and distance of "South 20°07'44" West 6.00 feet" as shown on that certain Record of Survey filed in Book 151 of Maps, at Page 13, Butte County Records.

The southwesterly sideline of said 1.00-foot wide strip of land to be prolonged so as to begin on said southerly right of way line of West Sacramento Avenue.

TOGETHER WITH all that portion of said lands being bounded by the southwesterly sideline of the above-described 1.00-foot wide strip of land and the following described line:

COMMENCING at a point on the northeasterly sideline of the above-described 1.00-foot wide strip of land being the northwesterly terminus of that certain 1233.50-foot radius curve, to which point a radial line bears South 28°15'57" West, as said curve is described herein; THENCE along said northeasterly sideline southeasterly along said curve through a central angle of 0°50'07" an arc distance of 17.98 feet to a point thereon; THENCE leaving said northeasterly sideline South 27°25'51" West 1.00 feet to a point on said southwesterly sideline being the POINT OF BEGINNING; THENCE from said point of beginning leaving said southwesterly sideline South 27°25'51" West 1.88 feet; THENCE South 63°49'35" East 54.18 feet; THENCE North 24°55'10" East 1.88 feet to a point on said southwesterly sideline, said point being the POINT OF TERMINUS.

The rights to the above-described temporary easement shall cease and terminate no later than December 1, 2021. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

**PARCEL 37459-3:** An easement for non-exclusive ingress and egress purposes and incidents thereto in and to that real property situated in the City of Chico, County of Butte, State of California, being a portion of the lands described in that certain Grant Deed recorded May 10, 2013 in Document No. 2013-0018694, Official Records, Butte County Records, said portion being all that part of the lands described as follows:



COMMENCING at a 3/4 inch iron pipe with plastic cap stamped "RCE 18151" marking a point on the southerly right of way line of West Sacramento Avenue and being the northeasterly corner of Parcel 1 as shown on that certain Parcel Map filed in Book 46 of Maps, at Page 55, Butte County Records, said point lying South 88°53'33" East 189.59 feet from a 3/4 inch open iron pipe marking a point on said southerly right of way line of West Sacramento Avenue and being the northerly terminus of that certain course having a bearing and distance of "North 00°00'06" West 635.38 feet" as shown on said Parcel Map; THENCE along said southerly right of way line the following two (2) courses: 1) North 0°28'16" West 5.00 feet; and 2) North 89°38'33" East 96.08 feet to a point thereon, said point being the beginning of a non-tangent curve to the left, having a radius of 1232.00 feet, to which point a radial line bears South 29°47'36" West; THENCE leaving said southerly right of way line southeasterly along said curve through a central angle of 1°27'27" an arc distance of 31.34 feet; THENCE South 16°47'49" East 2.12 feet to the beginning of a non-tangent curve to the left, having a radius of 1233.50 feet, to which point a radial line bears South 28°15'57" West; THENCE southeasterly along said curve through a central angle of 1°01'10" an arc distance of 21.95 feet to the POINT OF BEGINNING; THENCE from said point of beginning continuing along last said curve through a central angle of 2°17'13" an arc distance of 49.24 feet; THENCE South 47°04'38" West 11.70 feet; THENCE South 31°00'09" West 16.43 feet to the beginning of a curve to the left, having a radius of 5.00 feet; THENCE along said curve through a central angle of 96°17'32" an arc distance of 8.40 feet; THENCE South 65°17'23" East 30.84 feet to the beginning of a curve to the left, having a radius of 16.00 feet; THENCE along said curve through a central angle of 65°24'26" an arc distance of 18.27 feet to the beginning of a reverse curve to the right, having a radius of 47.00 feet; THENCE along said curve through a central angle of 61°45'17" an arc distance of 50.66 feet; THENCE South 24°39'20" East 1.88 feet; THENCE South 69°36'25" East 30.62 feet; THENCE North 65°20'40" East 1.86 feet; THENCE South 69°52'20" East 82.19 feet to the beginning of a curve to the right, having a radius of 36.00 feet; THENCE along said curve through a central angle of 56°23'11" an arc distance of 35.43 feet to the beginning of a reverse curve to the left, having a radius of 26.00 feet; THENCE along said curve through a central angle of 53°48'09" an arc distance of 24.41 feet; THENCE South 67°17'19" East 33.54 feet to the beginning of a curve to the left, having a radius of 10.00 feet; THENCE along said curve through a central angle of 91°59'47" an arc distance of 16.06 feet; THENCE North 20°42'54" East 15.25 feet to a point on the southwesterly right of way line of State Route 32 as described in that certain Grant Deed recorded June 20, 1980 in Book 2525, at Page 550, Official Records, Butte County Records, said point being the beginning of a non-tangent curve to the right, having a radius of 1163.97 feet, to which point a radial line bears North 20°42'54" East; THENCE along said southwesterly right of way line southeasterly along said curve through a central angle of 2°58'41" an arc distance of 60.50 feet to a point thereon; THENCE leaving said southwesterly right of way line South 23°41'35" West 40.13 feet; THENCE North 67°17'19" West 102.80 feet to the beginning of a curve to the right, having a radius of 40.00 feet; THENCE along said curve through a central angle of 53°48'09" an arc distance of 37.56 feet to the beginning of a reverse curve to the left, having a radius of 22.00 feet; THENCE along said curve through a central angle of 56°23'11" an arc distance of 21.65 feet; THENCE North 69°52'20" West 95.46 feet to the beginning of a curve to the right, having a radius of 1246.00 feet; THENCE along said curve through a central angle of 0°55'48" an arc distance of 20.23 feet to the beginning of a reverse curve to the left, having a radius of 33.00 feet; THENCE along said curve through a central angle of 61°45'17" an arc distance of 35.57 feet to the beginning of a reverse curve to the right, having a radius of 30.00 feet; THENCE along said curve through a central angle of 65°24'26" an arc distance of 34.25 feet; THENCE North 65°17'23" West 77.58 feet; THENCE

North 24°42'37" East 36.24 feet; THENCE North 18°50'31" East 11.71 feet to the point of beginning.

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 1991.35. Distances are in feet unless otherwise noted. Divide distances by 0.999973 to obtain ground level distances.

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

3 **C-21921**

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-But-32-PM 7.75 PARCEL 37461-1, 2, 4  
9 OWNER: MOHAN SINGH, an unmarried man and JASVIR SINGH,  
10 an unmarried man as Joint Tenants

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  
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**

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**Attorney, Department of Transportation**

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**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 Butte,  
8 State of California, Highway 03-But-32 and described as follows:

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**PARCEL 37461-1&2:** For State highway purposes, all that real property situated in the City of Chico, County of Butte, State of California, being a portion of Parcel I as said parcel is described in that certain Grant Deed recorded May 26, 2017 in Document No. 2017-0018016, Official Records, Butte County Records, said portion being all that part lying southwesterly of the following described line:

COMMENCING at a 3/4 inch iron pipe tagged "LS 5442" purportedly marking a point on the northeasterly right of way line of Nord Avenue (State Route 32) and being the northwesterly terminus of that certain course having a bearing and distance of "South 56°11'57" East 115.00 feet" as shown on that certain Record of Survey filed in Book 151 of Maps, at Page 9, Butte County Records, said point lying South 56°12'28" East 246.07 feet from a 3/4 inch iron pipe tagged "RCE 24016" purportedly marking the most westerly corner of the 0.29-acre parcel as shown on that certain Record of Survey filed in Book 101 of Maps, at Page 62, Butte County Records; THENCE South 56°00'40" East 16.67 feet to a point on the northeasterly right of way line of Nord Avenue (State Route 32) being the POINT OF BEGINNING; THENCE from said point of beginning leaving said northeasterly right of way line North 78°48'33" East 1.96 feet; THENCE South 56°15'20" East 25.85 feet; THENCE South 11°11'27" East 1.95 feet to a point on said northeasterly right of way line; THENCE along said northeasterly right of way line South 56°15'20" East 59.23 feet to a point thereon; THENCE leaving said northeasterly right of way line North 33°44'40" East 4.50 feet; THENCE South 56°15'20" East 17.05 feet; THENCE South 33°44'40" West 2.80 feet; THENCE South 56°15'20" East 4.72 feet; THENCE North 33°44'40" East 2.80 feet; THENCE South 56°15'20" East 48.20 feet; THENCE South 33°44'40" West 3.00 feet; THENCE South 56°15'20" East 17.47 feet; THENCE North 37°27'31" East 3.01 feet; THENCE South 56°15'20" East 15.26 feet; THENCE South 27°15'06" West 3.02 feet; THENCE South 56°15'20" East 7.72 feet; THENCE South 33°44'40" West 1.50 feet to a point on said northeasterly right of way line; THENCE along said northeasterly right of way line South 56°15'20" East 82.22 feet to a point thereon; THENCE leaving said northeasterly right of way line South 59°02'11" East 27.38 feet to a point on the northerly line of the lands described in that certain Corporation Grant Deed recorded October 3, 1974 in Book 1942, at Page 480, Official Records, Butte County Records, said point being the beginning of a non-tangent curve to the left, having a radius of 100.00 feet, to which point a radial line bears South 17°42'58" West; THENCE along said northerly line easterly along said curve through a central angle of 5°16'10" an arc distance of 9.20 feet to the point of intersection thereof with the southwesterly line of the portion of West Sacramento Avenue abandoned and vacated by the City of Chico by Resolution No. 102 81-82 recorded March 15, 1982 in Book 2701, at Page 445, Official Records, Butte County Records, said point being the beginning of a non-tangent curve to the left, having a radius of 1164.97 feet, to which point a radial line bears South 29°51'27" West; THENCE along said southwesterly line southeasterly along said curve through a central angle of 2°50'10" an arc distance of 57.67 feet to a point thereon; THENCE leaving said southwesterly line South 13°58'23" East 3.02 feet to the beginning of a non-tangent curve to the left, having a radius of 1167.25 feet, to which point a radial line bears South 26°55'27" West; THENCE southeasterly along said curve through a central angle of 5°34'34" an arc distance of 113.60 feet; THENCE North 65°10'43" East 2.68 feet; THENCE South 69°43'36" East 107.61 feet; THENCE South 24°49'17" East 2.66 feet; THENCE South 69°52'20" East 67.04 feet to a point on that certain course having a bearing and distance of "South 20°07'44" West 5.00 feet" as said course is described in that certain Grant Deed recorded September 17, 1981 in Book 2658, at Page 61, Official Records, Butte County Records; THENCE along last said certain course and the northeasterly projection thereof North 20°07'40" East 4.83 feet to the beginning of a non-tangent curve to the left,

having a radius of 27.00 feet, to which point a radial line bears South 16°58'45" West; THENCE easterly along said curve through a central angle of 63°20'08" an arc distance of 29.85 feet; THENCE South 44°03'06" East 4.14 feet to a point on the westerly right of way line of West Sacramento Avenue shown as Segment No. 2 on that certain Relinquishment Map filed in State Highway Map Book No. 4, at Page 63, Butte County Records, said point being the POINT OF TERMINUS, said point lying South 37°06'35" East 92.87 feet from a 3/4 inch open iron pipe marking the easterly terminus of that certain course having a bearing and distance of "North 89°31'01" East 196.96 feet" as said course is shown on Sheet 2 of that certain Parcel Map filed in Book 50 of Maps, at Page 70, Butte County Records.

**PARCEL 37461-4:** A temporary easement for construction purposes and incidents thereto in and to that real property situated in the City of Chico, County of Butte, State of California, being a portion of Parcels I and II as said parcels are described in that certain Grant Deed recorded May 26, 2017 in Document No. 2017-0018016, Official Records, Butte County Records, said portion being all that part of a strip of land the uniform width of 1.00 feet, the southerly sideline of said strip of land being described as follows:

COMMENCING at a 3/4 inch iron pipe tagged "LS 5442" purportedly marking a point on the northeasterly right of way line of Nord Avenue (State Route 32) and being the northwesterly terminus of that certain course having a bearing and distance of "South 56°11'57" East 115.00 feet" as shown on that certain Record of Survey filed in Book 151 of Maps, at Page 9, Butte County Records, said point lying South 56°12'28" East 246.07 feet from a 3/4 inch iron pipe tagged "RCE 24016" purportedly marking the most westerly corner of the 0.29-acre parcel as shown on that certain Record of Survey filed in Book 101 of Maps, at Page 62, Butte County Records; THENCE South 56°00'40" East 16.67 feet to a point on the northeasterly right of way line of Nord Avenue (State Route 32); THENCE leaving said northeasterly right of way line North 78°48'33" East 1.96 feet; THENCE South 56°15'20" East 25.85 feet; THENCE South 11°11'27" East 1.95 feet to a point on said northeasterly right of way line; THENCE along said northeasterly right of way line South 56°15'20" East 59.23 feet to a point thereon; THENCE leaving said northeasterly right of way line North 33°44'40" East 4.50 feet; THENCE South 56°15'20" East 17.05 feet; THENCE South 33°44'40" West 2.80 feet; THENCE South 56°15'20" East 4.72 feet; THENCE North 33°44'40" East 2.80 feet; THENCE South 56°15'20" East 48.20 feet; THENCE South 33°44'40" West 3.00 feet; THENCE South 56°15'20" East 17.47 feet; THENCE North 37°27'31" East 3.01 feet; THENCE South 56°15'20" East 15.26 feet; THENCE South 27°15'06" West 3.02 feet; THENCE South 56°15'20" East 7.72 feet; THENCE South 33°44'40" West 1.50 feet to a point on said northeasterly right of way line; THENCE along said northeasterly right of way line South 56°15'20" East 82.22 feet to a point thereon; THENCE leaving said northeasterly right of way line South 59°02'11" East 27.38 feet to a point on the northerly line of the lands described in that certain Corporation Grant Deed recorded October 3, 1974 in Book 1942, at Page 480, Official Records, Butte County Records, said point being the beginning of a non-tangent curve to the left, having a radius of 100.00 feet, to which point a radial line bears South 17°42'58" West; THENCE along said northerly line easterly along said curve through a central angle of 5°16'10" an arc distance of 9.20 feet to the point of intersection thereof with the southwesterly line of the portion of West Sacramento Avenue abandoned and vacated by the City of Chico by Resolution No. 102 81-82 recorded March 15, 1982 in Book 2701, at Page 445, Official Records, Butte County Records, said point being the beginning of a non-tangent curve to the left, having a radius of 1164.97 feet, to which point a radial line bears South 29°51'27" West; THENCE along said southwesterly line southeasterly along said curve through a central angle of 2°50'10" an arc

distance of 57.67 feet to a point thereon; THENCE leaving said southwesterly line South 13°58'23" East 3.02 feet to the beginning of a non-tangent curve to the left, having a radius of 1167.25 feet, to which point a radial line bears South 26°55'27" West; THENCE southeasterly along said curve through a central angle of 5°34'34" an arc distance of 113.60 feet to the POINT OF BEGINNING; THENCE from said point of beginning North 65°10'43" East 2.68 feet; THENCE South 69°43'36" East 107.61 feet; THENCE South 24°49'17" East 2.66 feet; THENCE South 69°52'20" East 67.04 feet to a point on that certain course having a bearing and distance of "South 20°07'44" West 5.00 feet" as said course is described in that certain Grant Deed recorded September 17, 1981 in Book 2658, at Page 61, Official Records, Butte County Records; THENCE along last said certain course and the northeasterly projection thereof North 20°07'40" East 4.83 feet to the beginning of a non-tangent curve to the left, having a radius of 27.00 feet, to which point a radial line bears South 16°58'45" West; THENCE easterly along said curve through a central angle of 63°20'08" an arc distance of 29.85 feet; THENCE South 44°03'06" East 4.14 feet to a point on the westerly right of way line of West Sacramento Avenue shown as Segment No. 2 on that certain Relinquishment Map filed in State Highway Map Book No. 4, at Page 63, Butte County Records, said point being the beginning of a non-tangent curve to the left, having a radius of 30.00 feet, to which point a radial line bears South 44°03'06" East; THENCE along said westerly right of way line the following two (2) courses: 1) northeasterly along said curve through a central angle of 24°02'50" an arc distance of 12.59 feet; and 2) North 21°54'04" East 25.45 feet to a point thereon being the POINT OF TERMINUS, said point lying South 61°03'57" East 82.84 feet from a 3/4 inch open iron pipe marking the easterly terminus of that certain course having a bearing and distance of "North 89°31'01" East 196.96 feet" as said course is shown on Sheet 2 of that certain Parcel Map filed in Book 50 of Maps, at Page 70, Butte County Records.

The northerly sideline of said 1.00-foot wide strip of land to be prolonged to begin on the northeasterly line of the above-described Parcel 37461-1.

The rights to the above-described temporary easement shall cease and terminate no later than December 1, 2021. Said rights may also be terminated prior to the above date by STATE upon notice to OWNER.

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 1991.35. Distances are in feet unless otherwise noted. Divide distances by 0.999973 to obtain ground level distances.

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

3 **C-21922**

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-But-162-PM 19.06 PARCEL 37492-1, 2, 3  
9 OWNER: Gary L. Taylor, Trustee of the Gary L. Taylor Living Trust dated February 16,  
10 2010

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; and Code of Civil Procedure Section 1240.510 in that the property being acquired is  
17 for a compatible 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;

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**

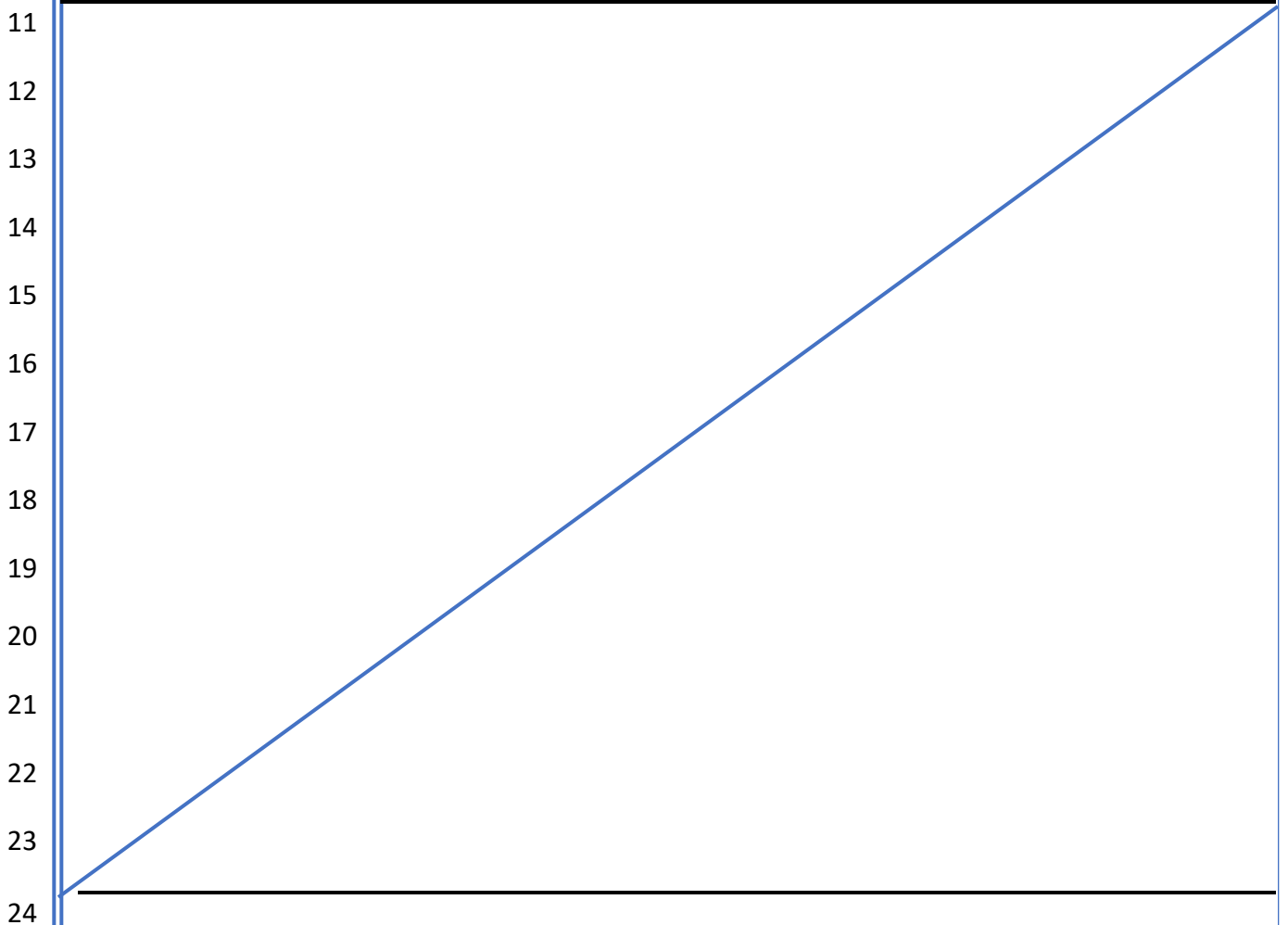
\_\_\_\_\_  
**DIVISION OF RIGHT OF WAY**



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 Butte,  
10 State of California, Highway 03-But-162 and described as follows:



## Exhibit A

### Parcel: 37492-1

For Highway purposes, a portion of the Southwest quarter of the Northwest quarter of Section 15, and a portion of the Southeast quarter of the Northeast quarter of Section 16, Township 19 North, Range 4 East, M.D.M. described in the Grant Deed recorded February 19, 2010 as document number 2010-0005534 of Butte County Official Records lying Northerly of the following described line:

Commencing at a point on the Southerly Right of Way Line of State Highway 162, Said point being on the curve described as "...having a radius of 1540 feet (the long chord of which at this point bears N.78° 45' E. 345.07 feet) through an angle of 12° 57' an arc distance of 348.07 feet ..." in the indenture to the County of Butte recorded June 28, 1949 in Volume 288 at page 108 Official Records of Butte County, and bears North 33°28'43" West, 319.56 feet from a 3/4" Iron Pipe tagged RCE 11553 marking the intersection of Parcels 1 through 4 as shown in the Parcel Map filed October 5 1979, in Book 73 of Maps at page 41 Butte County Official Records; thence, along said Right of Way, along said curve and the prolongation thereof, said curve concave Northerly, has a radius of 1,540.00 feet, at which said point a radial line bears South 14°13'39" East, Easterly through a central angle of 6°44'42" an arc distance of 181.29 feet to the Point of Beginning;

THENCE (1) From said Point of Beginning, Leaving said Right of Way Line, North 69°01'39" East, 103.21 feet;

THENCE (2) South 22°32'23" East, 14.61 feet;

THENCE (3) North 67°27'37" East, 381.99 feet;

THENCE (4) North 22°32'23" West, 16.56 feet to a point on said Southerly Right of Way of State Highway 162, said point being the end of the herein described line and bears South 87°15'30" East, 181.52 feet from a 1/2" Iron Pipe with tag RCE 11553, marking the southeast corner of Parcel 3 as shown on the Parcel Map filed November 20, 2003, in Book 158 of Maps at Pages 61-64 of Butte County Official Records;

### End Parcel: 37492-1

### Parcel 37492-2

A temporary easement for construction purposes over and across a portion of the Southwest quarter of the Northwest quarter of Section 15, and a portion of the Southeast quarter of the Northeast quarter of Section 16, Township 19 North, Range 4 East, M.D.M. described in the Grant Deed recorded February 19, 2010 as document number 2010-0005534 of Butte County Official Records described as follows:

Beginning at a point on the Southerly Right of Way Line of State Highway 162, said point being the Northerly terminus of the course described as "thence South 30° 52' East, a distance of 269.35 feet..." in said Grant deed;

Thence (1) Along said Southerly Right of Way Line, South 67°30'10" West, 48.82 feet to a point, said point being the Northerly terminus of Course 4 of Parcel 37492-1, herein above described,

Thence (2) along said course 4 and the prolongation there of, South 22°32'23" East, 28.18 feet;

Thence (3) North 67°25'06" East, 52.93 feet to a point on the course described as "thence South 30° 52' East, a distance of 269.35 feet..." in said Grant deed;

Thence (4) along said course, North 30°51'59" West, 28.41 feet to the Point of Beginning.

Rights to the above described temporary easement shall cease and terminate on December 31, 2022. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

**End Parcel 37492-2**

**Parcel 37492-3**

A temporary easement for construction purposes over and across a portion of the Southwest quarter of the Northwest quarter of Section 15, and a portion of the Southeast quarter of the Northeast quarter of Section 16, Township 19 North, Range 4 East, M.D.M. described in the Grant Deed recorded February 19, 2010 as document number 2010-0005534 of Butte County Official Records described as follows:

A strip of land adjacent and contiguous to, and lying Southerly of, course 3 described in Parcel 37492-1, herein above described, said strip being 6.00 feet wide measured parallel from said course.

Excepting there from the Easterly 8.35 feet of said course.

Rights to the above described temporary easement shall cease and terminate on December 31, 2022. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

**End Parcel 37492-3**

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 2017.5.

Distances are in U.S. Feet unless otherwise noted. Multiply distances by 1.000059 to obtain ground level distances.

**End Exhibit A**

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

3 **C-21923**

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-Yol-16-PM 27.8 PARCEL 37417-1, 2  
9 OWNER: Mhemic Train, LLC, a California Limited Liability Company

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 Procedures Section 1240.510 in that the property being acquired is  
16 for 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**

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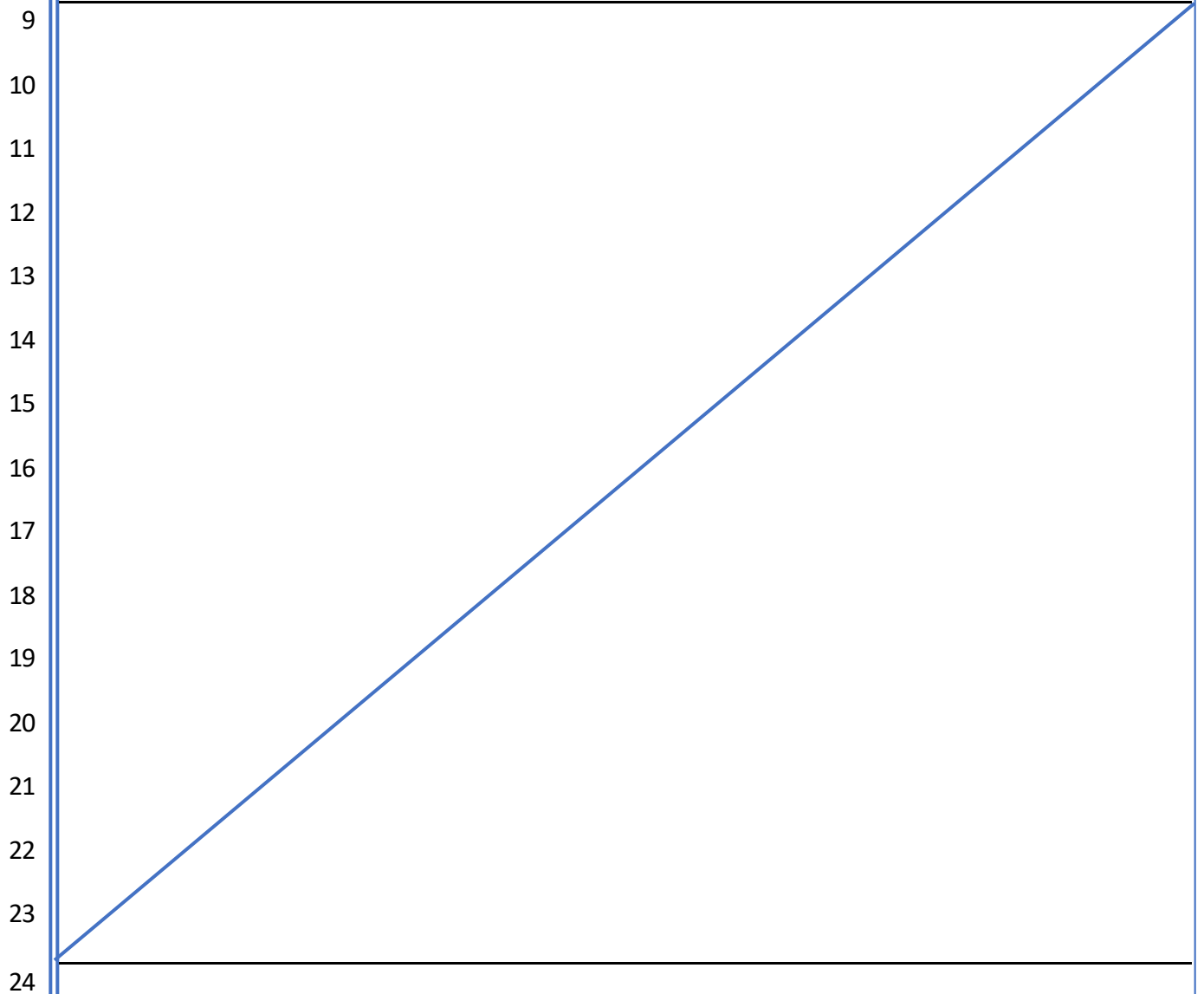
**Attorney, Department of Transportation**

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**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 Yolo,  
8 State of California, Highway 03-Yol-16 and described as follows:



## EXHIBIT A

### **PARCEL 37417-1**

An easement for drainage purposes and incidents thereto, upon, over and across that certain real property described in the Grant Deed recorded May 31, 2011, as Document number 2011-0014870-00 of Yolo County Official Records described as follows:

Commencing at a 3" Brass disk in Monument Well at the intersection of the centerlines of Woodland Ave. and Fremont St. as shown in that Record of Survey filed October 23, 2003, in Book 2003 of Maps at page 151 from which a 2" Button head monument in well at the intersection of the centerlines of Woodland Ave. and Bonyng St. as shown on said map, bears South 79°39'09" East, 954.97 feet. Thence, South 83°48'21" East, 448.73 feet to a point, said point being the intersection of the Westerly Right of Way Line of County Road No. 87 with the Northerly Right of Way Line of State Highway 16 (A.K.A. Woodland Ave.) and the Point of Beginning.

THENCE (1) From said Point of Beginning, along said Westerly Right of Way Line North 10°19'09" East, 20.59 feet;

THENCE (2) Leaving said Westerly Right of Way Line, North 79°39'23" West, 12.17 feet;

THENCE (3) South 10°50'04" West, 20.59 feet to a point on said Northerly Right of Way Line;

THENCE (4) Along said Northerly Right of Way Line South 79°39'09" East, 12.36 feet to the Point of Beginning.

TOGETHER with the right to construct, reconstruct, improve and maintain said drainage facilities, and to pass or repass along and over said easement whenever and wherever necessary for the purpose set forth; provided however, that grantor, his successors and assigns, may use the surface of the above described easement area without, however, the right to build permanent structures thereon

**END PARCEL 37417-1**

### **PARCEL 37417-2**

A temporary easement for construction purposes in and to that portion of real property described in the Grant Deed recorded May 31, 2011, as Document number 2011-0014870-00 of Yolo County Official Records described as follows:

Commencing at a 3" Brass disk in Monument Well at the intersection of the centerlines of Woodland Ave. and Fremont St. as shown in that Record of Survey filed October 23, 2003, in Book 2003 of Maps at page 151 from which a 2" Button head monument in well at the intersection of the centerlines of Woodland Ave. and Bonyng St. as shown on said map, bears South 79°39'09" East, 954.97 feet. Thence, South 83°48'21" East, 448.73 feet to a point, said point being the intersection of the Westerly Right of Way Line of County Road No. 87 with

the Northerly Right of Way Line of State Highway 16 (A.K.A. Woodland Ave.). Thence, along said Northerly Right of Way Line North 79°39'09" West, 12.36 feet to the Point of Beginning.

THENCE (1) From said Point of Beginning, continuing along said Northerly Right of Way North 79°39'09" West, 5.00 feet;

THENCE (2) Leaving said Right of Way, North 10°44'19" East, 25.59 feet;

THENCE (3) South 79°39'23" East, 17.17 feet to a point on Said Westerly Right of Way of County Road No. 87.

THENCE (4) Along said Westerly Right of Way Line, South 10°19'09" West, 5.00 feet;

THENCE (5) Leaving said Westerly Right of Way Line, North 79°39'23" West, 12.17 feet;

THENCE (6) South 10°50'04" West, 20.59 feet to the Point of Beginning.

Rights to the above described temporary easement shall cease and terminate on November 1, 2021. The rights may also be terminated prior to the above date by STATE upon notice to OWNER.

**END PARCEL 37417-2**

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 1991.35. Distances are in U.S. Feet unless otherwise noted. Multiply distances by 1.0000645 to obtain ground level distances.



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

3 **C-21924**

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-Yub-70-PM 20.0 PARCEL 37064-1  
9 OWNER: Georgia Love and Cheri Love, as Co-Trustees of the Georgia Love Trust,  
10 dated March 22, 2019

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**

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**Attorney, Department of Transportation**

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**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 Yuba,  
8 State of California, Highway 03-Yub-70 and described as follows:

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**PARCEL 37064-1:** For State highway purposes, all that real property situated in the unincorporated area of the County of Yuba, State of California, being a portion of the lands described in that certain Trust Transfer Deed recorded September 11, 2019 in Document No. 2019-011861, Official Records, Yuba County Records, said portion being all that part lying westerly of the following described line:

COMMENCING at a 1/2 inch rebar marking a point on the centerline of Woodruff Lane and purportedly marking the northerly terminus of that certain course along the westerly line of the lands of District 10 Rice Dryer having a bearing and distance of "North 01°15'00" West 510.21 feet", as said centerline, lands and course are shown on Parcel Map No. 80-17, filed in Book 33 of Maps, at Page 13, Yuba County Records, said point lying South 88°04'55" West 1428.50 feet from a 3/4 inch iron pin marking a point on said centerline and being the Southeast corner of Section 23, Township 16 North, Range 3 East as projected into the Honcut Rancho, as shown on said Parcel Map No. 80-17; THENCE leaving said centerline North 15°54'18" West 951.12 feet in a direct line to a point on the easterly right of way line of State Route 70, said point being the POINT OF BEGINNING; THENCE from said point of beginning leaving said easterly right of way line North 2°47'26" East 563.32 feet; THENCE North 6°03'53" East 799.43 feet; THENCE North 5°07'53" East 369.48 feet; THENCE North 2°21'39" East 2099.35 feet; THENCE North 0°25'33" East 1133.91 feet to a point on the northerly line of the lands described in that certain Grant Deed recorded on March 28, 1997 in Document No. 97-003013, Official Records, Yuba County Records, said point being the POINT OF TERMINUS, said point lying South 73°43'48" West 1775.64 feet from a nail in lieu of a nail and shiner marking a point on the centerline of Magnolia Road and the northwesterly corner of Lot 2 of Subdivision No. 1 of the Scandinavian-American Colonies of California as shown on Parcel Map No. 5.37 filed in Book 23 of Maps, at Page 8, Yuba County Records.

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Distances are in feet unless otherwise noted. Divide distances by 0.99992 to obtain ground level distances.

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

3 **C-21925**

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-Yub-70-PM 21.3 PARCEL 37081-1  
9 OWNER: Pamela Herman, also known of record as Pamela A. Herman, as surviving joint  
10 tenant

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; and Code of Civil Procedure Section 1240.510 in that the property being acquired is  
17 for a compatible 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;

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**

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**Attorney, Department of Transportation**

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**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 Yuba,  
10 State of California, Highway 03-Yub-70 and described as follows:

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**PARCEL 37081-1:** For State highway purposes, all that real property situated in the unincorporated area of the County of Yuba, State of California, being a portion of the lands described in that certain Joint Tenancy Grant Deed recorded July 6, 1972 in Book 537 of Official Records, at Page 286, Yuba County Records, said portion being all that part lying easterly of the following described line:

BEGINNING at a 1/2 inch rebar with plastic cap stamped "RCE 18842" in lieu of a 1/2 inch rebar with cap stamped "LS 3341" marking a point on the westerly right of way line of State Route 70, also being the southeasterly corner of Parcel 1 as shown on Parcel Map No. 79-18 filed in Book 30 of Maps, at Page 45, Yuba County Records, said point lying South 2°11'40" East 560.00 feet from a 3/4 inch open iron pipe marking the northeasterly corner of said Parcel 1; THENCE from said point of beginning leaving said westerly right of way line along the southerly line of said Parcel 1, North 84°52'59" West 15.68 feet to a point thereon, said point being the beginning of a non-tangent curve to the right having a radius of 4980.00 feet to which point a radial line bears South 89°03'02" East; THENCE leaving said southerly line southerly along said curve through a central angle of 5°33'08" an arc distance of 482.57 feet; THENCE South 6°30'06" West 2019.43 feet to the beginning of a curve to the left having a radius of 5125.00 feet; THENCE along said curve through a central angle of 4°41'36" an arc distance of 419.80 feet; THENCE South 1°48'30" West 650.95 feet; THENCE South 3°32'30" West 351.42 feet; THENCE South 2°48'13" West 428.46 feet; THENCE South 2°27'52" West 844.15 feet to the beginning of a non-tangent curve to the right having a radius of 4980.00 feet to which point a radial line bears South 87°11'47" East; THENCE southerly along said curve through a central angle of 4°45'06" an arc distance of 413.01 feet; THENCE South 7°33'19" West 3214.07 feet; THENCE South 7°35'11" West 1141.07 feet to the beginning of a non-tangent curve to the left having a radius of 18070.00 feet to which point a radial line bears North 82°20'09" West; THENCE southerly along said curve through a central angle of 1°25'44" an arc distance of 450.61 feet; THENCE South 6°14'07" West 760.15 feet to the beginning of a curve to the left having a radius of 18070.00 feet; THENCE along said curve through a central angle of 1°46'39" an arc distance of 560.61 feet; THENCE South 4°27'28" West 687.52 feet to the beginning of a curve to the left having a radius of 18070.00 feet; THENCE along said curve through a central angle of 1°22'22" an arc distance of 432.93 feet; THENCE South 3°05'06" West 5822.47 feet; THENCE South 3°47'08" West 397.72 feet; THENCE South 2°44'31" West 292.89 feet to a point on the northerly line of Parcel A as said parcel is described in Lot Line Adjustment 94-08 recorded on September 6, 1994 in Document No. 94-10787, Official Records, Yuba County Records; THENCE along said northerly line South 86°47'56" East 8.09 feet to a point thereon, said point being the beginning of a non-tangent curve to the left having a radius of 8351.75 feet to which point a radial line bears North 88°58'07" West; THENCE leaving said northerly line southerly along said curve through a central angle of 2°14'23" an arc distance of 326.48 feet; THENCE South 0°39'47" East 199.67 feet to the beginning of a curve to the right having a radius of 10630.00 feet; THENCE along said curve through a central angle of 3°15'29" an arc distance of 604.48 feet; THENCE South 2°35'42" West 53.27 feet to a point on the southerly line of Parcel C as said parcel is described in said Lot Line Adjustment 94-08; THENCE along said southerly line South 86°57'19" East 11.92 feet to the point of intersection thereof with the westerly right of way line of State Route 70, said point being the POINT OF TERMINUS, said point lying North 2°48'06" East 191.99 feet from a 5/8 inch rebar with plastic cap stamped "RCE 18003" marking a point on said westerly right of way line and the northeasterly corner of Parcel 1 as shown on Parcel Map No. 89-04, filed in Book 51 of Maps, at Pages 35 and 36, Yuba County Records.

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Distances are in feet unless otherwise noted. Divide distances by 0.99992 to obtain ground level distances.

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

3 **C-21926**

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-Yub-70-PM 22.2 PARCEL 37102-1  
9 OWNER: Quinco, Inc., a California 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;

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

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**

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**Attorney, Department of Transportation**

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**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 Yuba,  
8 State of California, Highway 03-Yub-70 and described as follows:

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**PARCEL 37102-1:** For State highway purposes, all that real property situated in the unincorporated area of the County of Yuba, State of California, being a portion of Parcels Two and Three as said parcels are described in that certain Grant Deed recorded January 10, 2014 in Document No. 2014R-000242, Official Records, Yuba County Records, said portion being all that part lying easterly of the following described line:

BEGINNING at a 1/2 inch rebar with plastic cap stamped "RCE 18842" in lieu of a 1/2 inch rebar with cap stamped "LS 3341" marking a point on the westerly right of way line of State Route 70, also being the southeasterly corner of Parcel 1 as shown on Parcel Map No. 79-18 filed in Book 30 of Maps, at Page 45, Yuba County Records, said point lying South 2°11'40" East 560.00 feet from a 3/4 inch open iron pipe marking the northeasterly corner of said Parcel 1; THENCE from said point of beginning leaving said westerly right of way line along the southerly line of said Parcel 1, North 84°52'59" West 15.68 feet to a point thereon, said point being the beginning of a non-tangent curve to the right having a radius of 4980.00 feet to which point a radial line bears South 89°03'02" East; THENCE leaving said southerly line southerly along said curve through a central angle of 5°33'08" an arc distance of 482.57 feet; THENCE South 6°30'06" West 2019.43 feet to the beginning of a curve to the left having a radius of 5125.00 feet; THENCE along said curve through a central angle of 4°41'36" an arc distance of 419.80 feet; THENCE South 1°48'30" West 650.95 feet; THENCE South 3°32'30" West 351.42 feet; THENCE South 2°48'13" West 428.46 feet; THENCE South 2°27'52" West 844.15 feet to the beginning of a non-tangent curve to the right having a radius of 4980.00 feet to which point a radial line bears South 87°11'47" East; THENCE southerly along said curve through a central angle of 4°45'06" an arc distance of 413.01 feet; THENCE South 7°33'19" West 3214.07 feet; THENCE South 7°35'11" West 1141.07 feet to the beginning of a non-tangent curve to the left having a radius of 18070.00 feet to which point a radial line bears North 82°20'09" West; THENCE southerly along said curve through a central angle of 1°25'44" an arc distance of 450.61 feet; THENCE South 6°14'07" West 760.15 feet to the beginning of a curve to the left having a radius of 18070.00 feet; THENCE along said curve through a central angle of 1°46'39" an arc distance of 560.61 feet; THENCE South 4°27'28" West 687.52 feet to the beginning of a curve to the left having a radius of 18070.00 feet; THENCE along said curve through a central angle of 1°22'22" an arc distance of 432.93 feet; THENCE South 3°05'06" West 5822.47 feet; THENCE South 3°47'08" West 397.72 feet; THENCE South 2°44'31" West 292.89 feet to a point on the northerly line of Parcel A as said parcel is described in Lot Line Adjustment 94-08 recorded September 6, 1994 in Document No. 94-10787, Official Records, Yuba County Records; THENCE along said northerly line South 86°47'56" East 8.09 feet to a point thereon, said point being the beginning of a non-tangent curve to the left having a radius of 8351.75 feet to which point a radial line bears North 88°58'07" West; THENCE leaving said northerly line southerly along said curve through a central angle of 2°14'23" an arc distance of 326.48 feet; THENCE South 0°39'47" East 199.67 feet to the beginning of a curve to the right having a radius of 10630.00 feet; THENCE along said curve through a central angle of 3°15'29" an arc distance of 604.48 feet; THENCE South 2°35'42" West 53.27 feet to a point on the southerly line of Parcel C as said parcel is described in said Lot Line Adjustment 94-08; THENCE along said southerly line South 86°57'19" East 11.92 feet to the point of intersection thereof with the westerly right of way line of State Route 70, said point being the POINT OF TERMINUS, said point lying North 2°48'06" East 191.99 feet from a 5/8 inch rebar with plastic cap stamped "RCE 18003" marking a point on said westerly right of way line and the northeasterly corner of Parcel 1 as shown on Parcel Map No. 89-04, filed in Book 51 of Maps, at Pages 35 and 36, Yuba County Records.

EXCEPTING THEREFROM all oil, gas and other hydrocarbons and minerals now or at any time situate therein and thereunder, together with all easements and rights necessary or convenient for the production, storage and transportation thereof and the exploration and testing of said real property and also the right to drill for, produce and use water from the said real property in connection with its drilling or mining operations thereon, as reserved by Capital Company in the Deed recorded June 28, 1945 in Book 90, Page 34 of Official Records.

The bearings and distances used in the above description are based on the California Coordinate System of 1983, Zone 2, as determined by ties to the California High Precision Geodetic Network, Epoch 2004.69. Distances are in feet unless otherwise noted. Divide distances by 0.99992 to obtain ground level distances.

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

3 **C-21927**

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 10-SJ-88-PM P.M. 22.1 PARCEL 16941-1**

9 OWNER: Roger J. Mehrtens, Roger J. Mehrtens, also known of record as Roger J. Mehrtens, Successor Trustee of the Minnie B. Mehrtens Revocable Trust created November 15, 1990; Roger J. Mehrtens as Trustee of the Roger J. Mehrtens 1997 Trust, dated September 8, 1997; also known of record as being dated September 3, 1997; Daniel B. Mehrtens, also known of record as Daniel B. Mehrtens, who also acquired title as Daniel B. Mehrtens; Janice Mehrtens, also known of record as Janice Mehrtens; Joseph H. Mehrtens; Joseph H. Mehrtens, Trustee of the Mehrtens Revocable Trust, dated June 19, 2003, and Joseph H. Mehrtens and Ann M. Mehrtens, Trustees of the Mehrtens Revocable Trust dated June 19, 2003 as Restated April 5, 2017 and Roger J. Mehrtens, Trustee of the Roger J. Mehrtens 1997 Trust, dated September 3, 1997, all as their interests appear of record.

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-21838, adopted January 29, 2020, is amended to  
14 adding citations 1240.510 and 1240.610

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; and Code of Civil Procedure Section 1240.610 in that the property is  
19 required for a more necessary public use;

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

**APPROVED AS TO FORM AND PROCEDURE**

**APPROVAL RECOMMENDED**

\_\_\_\_\_  
**Attorney, Department of Transportation**

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**DIVISION OF RIGHT OF WAY**

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

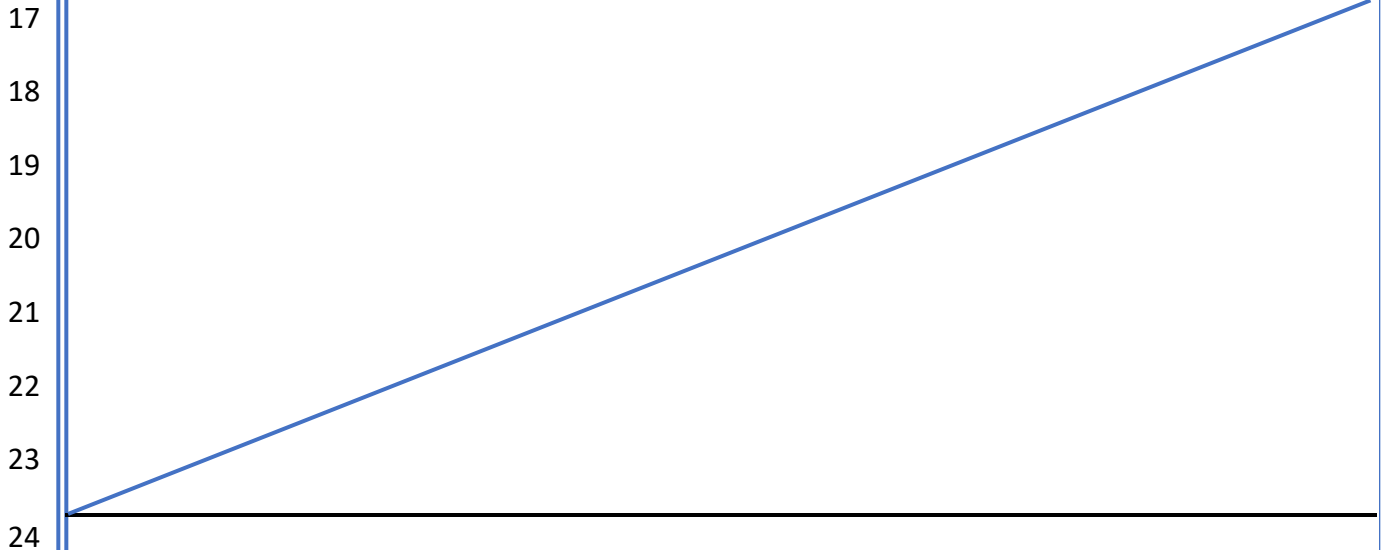
3 The property sought to be acquired and described by this resolution is necessary for  
4 the public project;

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

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

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

14 The real property or interests in real property, which the Department of  
15 Transportation is by this resolution authorized to acquire, is situated in the County of San  
16 Joaquin, State of California, Highway 10-SJ-88 and described as follows:



Parcel 16941-1

For State highway purposes, a portion of the North half of Section 1, Township 4 North, Range 8 East, M.D.M., lying southerly of Liberty Road and easterly of State Highway 88 as shown on that map filed for record March 26, 1982 in Book 11 of Parcel Maps at Page 35, San Joaquin County Records, lying westerly of the following described line:

COMMENCING, at a 3/4" inch iron pipe in a S. J. Co. monument box shown as the Northwest corner of the Northeast quarter of Section 1, T. 4 N., R 8 E., M.D.M., on said map, from which a 3/4 inch iron rod with brass tag stamped L.S. 4124 shown on said map bears North 88°58'41" East, 1422.15 feet, thence South 13°16'26" West, 560.57 feet to a point on the easterly right of way of State Highway 88, said point being the true POINT OF BEGINNING;

THENCE (1) South 57°33'10" East, 25.00 feet;

THENCE (2) North 32°26'50" East, 272.15 feet on a line parallel with and 25.00 feet east of the easterly line of said highway;

THENCE (3) South 57°33'10" East, 5.00 feet to the southwesterly corner of Parcel 1 as shown on that map filed for record December 13, 2004 in Book 23 of Parcel Maps at Page 79, said County Records;

THENCE (4) North 32°26'50" East, 333.16 feet along the westerly line of said Parcel 1 to a 3/4 inch iron rod with cap as shown on said map;

THENCE (5) North 78°05'35" West, 32.04 feet along the southerly right of way of Liberty Road as shown on said map to the easterly right of way of said highway;

THENCE (6) North 76°53'09" West, 195.11 feet to the point of COMMENCEMENT.

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