

## RESOLUTION NO. 114

A RESOLUTION DESCRIBING A PORTION OF SUNNYSLOPE COUNTY WATER DISTRICT PROPOSED TO BE ESTABLISHED AS IMPROVEMENT DISTRICT NO. 2, DECLARING INTENTION TO UNDERTAKE PROJECTS WITHIN SAID IMPROVEMENT DISTRICT NO. 2, DECLARING PROPOSED METHODS OF FINANCING THE PROJECTS, AND PROVIDING FOR NOTICE AND HEARING THEREON

## SUNNYSLOPE COUNTY WATER DISTRICT

RESOLVED, by the Board of Directors of Sunnyslope County Water District, County of San Benito, State of California, as follows:

1. It is hereby determined that the public interest and convenience require the formation and organization of a portion of Sunnyslope County Water District into an improvement district pursuant to the provisions of the County Water District Law, and especially Chapter 5, Part 6 of Division 12 of the Water Code of the State of California, comprising Sections 31585 through 31611 of said Code, and that the name of said proposed improvement district shall be "Improvement District No. 2 of Sunnyslope County Water District".

2. That the territory proposed to be included in said Improvement District No. 2 is situate in the County of San Benito, State of California, and its exterior boundaries are more particularly described as set forth in Exhibit "A" attached hereto and made a part hereof by reference.

3. It is further determined that that portion of Sunnyslope County Water District proposed to be established as Improvement District No. 2 of Sunnyslope County Water District is now without an adequate system of water supply, storage, transmission and distribution facilities and mains and appurtenances necessary therefor, and that this Board intends to undertake a project to provide in and for said Improvement District No. 2 such an adequate system by constructing, purchasing, or otherwise acquiring water supply, storage and distribution facilities, mains and appurtenances, and lands and easements necessary therefor.

4. It is further determined that the portion of Sunnyslope County Water District proposed to be known as Improvement District No. 2 of

Sunnyslope County Water District is now without an adequate system of sewage collection, treatment and disposal facilities and all appurtenances necessary therefor, and that this Board intends to undertake a project to provide in and for said Improvement District No. 2 such an adequate system by constructing, purchasing, or otherwise acquiring sewage collection, treatment and disposal facilities and all appurtenances thereto and lands and easements necessary therefor.

5. That this Board finds and does hereby determine that the projects of constructing, purchasing or otherwise acquiring such water system and facilities and of such sewage system and facilities will be a special benefit to the portion of Sunnyslope County Water District proposed to be designated as Improvement District No. 2 of Sunnyslope County Water District, described in Exhibit "A" hereto attached and by reference incorporated herein.

6. It is further determined that the public interest and necessity of said proposed Improvement District No. 2 of Sunnyslope County Water District and of its inhabitants require the undertaking of the projects of acquisition and construction of said water system and facilities and of said sewer system and facilities and that this Board hereby declares its intention to undertake each of said projects in and for said Improvement District No. 2.

7. The estimated cost of the project for the acquisition and construction of said water system and facilities, including all estimated costs incidental thereto, but not limited to, engineering, inspection, and legal fees, is the sum of Two Hundred Fifty Thousand Dollars (\$250,000) of which Thirty Thousand Dollars (\$30,000) is the cost of the facilities for Unit No. 1 of Ridgemark Subdivision, which facilities are proposed to be constructed and transferred to said Improvement District without the incurring of any bonded indebtedness.

8. The estimated cost of the project for the acquisition and construction of said sewer system and facilities, including all estimated costs incidental thereto, but not limited to, engineering,

inspection, and legal fees, is the sum of One Hundred Eighty Thousand Dollars (\$180,000) of which Twenty-Two Thousand Dollars (\$22,000) is the cost of the facilities for Unit No. 1 of Ridgemark Subdivision, which facilities are proposed to be constructed and transferred to said Improvement District without the incurring of any bonded indebtedness.

9. The projects are proposed to be financed by the developer of Ridgemark Subdivision and transferred to the District following completion and acceptance by the District.

10. That Thursday, the 8th day of June, 1972, at the hour of 7:30 o'clock P.M. of said day, at the meeting place of said Board of Directors of Sunnyslope County Water District, to wit: 1320 Hillcrest Road, Hollister, California, be, and the same are hereby, fixed as the time and place for the hearing by said Board of Directors on the formation of the proposed improvement district, on the boundaries thereof, on the projects proposed to be undertaken therein and on the method by which the projects are proposed to be financed.

11. Notice of the hearing shall be given by the Secretary of the Sunnyslope County Water District by publication of the notice in the Hollister Evening Free Lance, a newspaper printed and published in the County of San Benito, for at least two weeks, two weeks, there being no newspaper of general circulation printed and published within the proposed Improvement District or within the Sunnyslope County Water District. Said publication shall be completed at least seven days prior to said hearing. The Secretary shall also cause the notice to be posted in five (5) conspicuous places within the proposed Improvement District No. 2 at least ten (10) days prior to said hearing.

12. Additional notice of such hearing shall be given by the Secretary of said Board of Directors by mailing a form of notice indicating the time and place of said hearing to each person to whom real property in said proposed Improvement District No. 2 of Sunnyslope County Water District is assessed as shown on the last equalized assessment roll of

the County of San Benito, and to every owner of property assessed by the State under Section 14 of Article XIII of the State Constitution at the address thereof shown on the last Board of Equalization roll transmitted to the County Auditor and to each person, whether owner in fee or having a lien upon or legal or equitable interest in any real property within the said proposed Improvement District No. 2, whose name and address and a description of the real property in which he is interested is on file with the County Assessor of San Benito County and District Secretary. Said mailing shall be made pursuant to Sections 53520 through 53523 and Sections 58900 through 58908 of the Government Code and shall be completed at least fifteen (15) days prior to the date fixed for hearing.

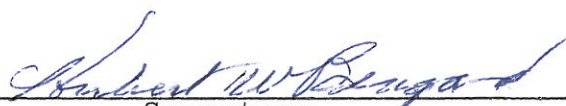
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I hereby certify that the foregoing resolution was duly and regularly adopted at a meeting duly held by the Board of Directors of the Sunnyslope County Water District, San Benito County, California, on the 11th day of May, 1972, by the following vote:

AYES, and in favor thereof, Directors: Churchill, Hassler,  
Loofbourrow, Porteur, Renz

NOES, Directors: None

ABSENT, Directors: None

  
Secretary

APPROVED:

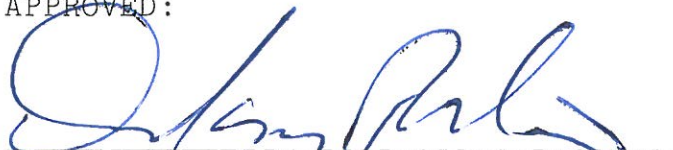
  
President

EXHIBIT "A"

SUNNYSLOPE COUNTY WATER DISTRICT - IMPROVEMENT DISTRICT NO. 2

BEING a portion of Section 7, T. 13 S., R. 6 E., Section 12 T. 13 S., R. 5 E., M.D.B.&M. and Homestead Lot 45 of the Rancho San Justo according to the Map thereof filed July 21, 1876 in Vol. 1 of Maps at page 64, San Benito County Records and being bound by a line particularly described as follows:

BEGINNING at a point on the line between Range 5 East and Range 6 East at the southwesterly corner of said Section 7 and running thence along said Range line

SOUTH  $0^{\circ} 01'$  West 206.54 feet to the easterly corner common to Sections 12 and 13 of T. 13 S., R. 5 E., thence along the line common to Sections 12 and 13

NORTH  $89^{\circ} 47' 20''$  West 2123.51 feet to the easterly boundary of Homestead Lot 45, thence along said easterly boundary

SOUTH  $2^{\circ} 10' 30''$  West 374.83 feet to the centerline of Southside Road (County Road No. 84) thence along the centerline of Southside Road

NORTH  $76^{\circ} 22'$  West 768.24 feet, thence

NORTH  $62^{\circ} 25'$  West 399.96 feet, thence leaving said Southside Road and running along the westerly line of that certain 144 acre tract of land conveyed to John A. Ojeda and Iola V. Ojeda, husband and wife, by Deed dated January 28, 1949 and recorded February 11, 1949 in Vol. 157 of Official Records at page 27, San Benito County Records the following courses and distances:

NORTH  $22^{\circ} 47'$  West 554.40 feet,

NORTH  $41^{\circ} 20'$  West 699.60 feet,

NORTH  $25^{\circ} 11'$  West 792.00 feet, and

NORTH  $0^{\circ} 58'$  East 915.60 feet to a point which is South  $0^{\circ} 58'$  West 15.00 feet from the corner common to Homestead Lots 43, 44 and 45 of the Rancho San Justo, thence leaving the westerly line of said Gomes property

SOUTH  $66^{\circ} 58'$  East 1182.29 feet, thence

SOUTH  $89^{\circ} 15'$  East 1183.87 feet to a point on the easterly line of Homestead Lot 45 which bears North  $2^{\circ} 10' 30''$  East 164.20 feet from the northwesterly corner of that certain 10.00 acre parcel conveyed to Clifton J. Mota and wife by Deed recorded December 2, 1969 in Vol. 351 of Official Records at page 167, San Benito County Records, thence along the easterly line of said Lot 45

SOUTH  $2^{\circ} 10' 30''$  West 592.60 feet to the southwesterly corner of said Mota property, thence along the southerly line of said Mota property

SOUTH  $89^{\circ} 47' 20''$  East 1024.75 feet to the southeasterly corner thereof, thence along the easterly line of the Mota property and the easterly line of that certain parcel of land conveyed to James Garland Dommert and others by Deed recorded December 2, 1969 in Volume 352 of Official Records at page 436

NORTH  $0^{\circ} 12' 40''$  East 606.95 feet to the beginning of a curve, thence

ALONG a curve to the right having a radius of 500.00 feet through a central angle of  $31^{\circ} 31' 07''$  for a distance of 275.05 feet, thence

NORTH  $31^{\circ} 43' 47''$  East 80.57 feet to a point on the southerly line of Airline Highway (State Route 180) thence

ALONG a curve to the left with a radius of 2915.00 feet from a tangent which bears South  $62^{\circ} 10' 48''$  East through a central angle of  $14^{\circ} 47' 12''$  for a distance of 752.29 feet, thence

SOUTH  $76^{\circ} 58'$  East 9.56 feet, thence

SOUTH  $13^{\circ} 33' 34''$  West 50.00 feet, thence

SOUTH  $13^{\circ} 30' 58''$  East 101.12 feet, thence

SOUTH  $59^{\circ} 32' 15''$  East 256.33 feet, thence

NORTH  $31^{\circ} 45' 45''$  East 159.13 feet, thence

NORTH  $13^{\circ} 02'$  East 59.00 feet, thence

SOUTH  $75^{\circ} 26' 21''$  East 450.10 feet, thence

SOUTH  $78^{\circ} 06' 45''$  East 500.00 feet, thence

SOUTH  $76^{\circ} 32' 06''$  East 1194.88 feet, thence

SOUTH  $78^{\circ} 22' 52''$  East 405.07 feet, thence

SOUTH  $8^{\circ} 11' 12''$  West 59.21 feet, thence

SOUTH  $30^{\circ} 18'$  East 20.00 feet, thence

SOUTH  $80^{\circ} 53' 31''$  East 66.44 feet, thence

NORTH  $35^{\circ} 35' 04''$  East 77.96 feet, thence

ALONG a curve to the right with a radius of 2924.24 feet, which bears South  $76^{\circ} 13' 02''$  East through a central angle of  $16^{\circ} 06' 52''$  for a distance of 822.44 feet, thence

ALONG a curve to the right with a radius of 5680.00 feet from a tangent which bears South  $55^{\circ} 32' 37''$  East through a central angle of  $6^{\circ} 23' 40''$  for a distance of 633.47 feet, thence leaving the southerly line of Airline Highway

SOUTH  $0^{\circ} 17' 16''$  East 705.13 feet to a point on the southerly line of the above mentioned Section 7, thence along said Section line

SOUTH  $89^{\circ} 30'$  West 3990.39 feet to the point of beginning, and

CONTAINING THEREIN 340.00 acres of land, more or less.