

RESOLUTION NO. 35

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST
AND NECESSITY REQUIRE THE ACQUISITION OF
CERTAIN LAND AND DIRECTING THE FILING OF
EMINENT DOMAIN PROCEEDINGS

RESOLVED, by the Board of Directors of the Sunnyslope
County Water District, California, that,

WHEREAS, it is the intention of this District to
construct and maintain a water reservoir site, together with
public utilities and an access roadway therefor in and on the
land hereinafter described,

NOW, THEREFORE, IT IS FOUND, DETERMINED and ORDERED
as follows:

1. That the public interest and necessity require
the acquisition, construction and completion of a water reser-
voir site, together with public utilities and roadway easements
and work auxiliary thereto, in, over, across and upon the parcels
of land more particularly described in Exhibit "A", attached
hereto and by this reference made a part hereof, within the
County of San Benito, and the taking of the fee simple title
in and to Parcel 1, more particularly described in said Exhibit
"A", an easement for public utility and roadway purposes in,
over, across and upon Parcel 2, more particularly described in
said Exhibit "A", together with a temporary secondary easement,
for a period not to exceed 6 months from the date of filing of
said action, 10 feet wide, lying adjacent along the north side
of said Parcel 2, are necessary for said improvements.

2. That said proposed acquisitions and improvements
are planned and located in the manner which will be most compat-
ible with the greatest public good and the least private injury,
and all of said acquisition is situated within the County of
San Benito.

3. That the law firm of Wilson, Harzfeld, Jones & Morton, attorneys for said District be, and they are, hereby directed to institute and conduct to conclusion an action in eminent domain for the acquisition of the said land and easements, and to take such action as is necessary therein, and said law firm of Wilson, Harzfeld, Jones & Morton shall be paid a reasonable fee therefor.

4. That an Order for Immediate Possession and Use be obtained in said action, and that a warrant be issued to the County Clerk, County of San Benito, California, in the amount determined by the Court to be so deposited, as a condition to the right of immediate possession.

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the Board of Directors of the Sunnyslope County Water District, San Benito County, California, at a regular meeting thereof duly held on the 12th day of March, 1964, by the following vote of the members thereof:

AYES, and in favor thereof, Directors: Churchill, Hoofborroug
Porteur, Renz
NOES, Directors: None
ABSENT, Directors: Greer

Herbert W. Bengard
Secretary of the Sunnyslope
County Water District

APPROVED:

Robert L. Renz
President

EXHIBIT "A"

PARCEL OF LAND TO BE ACQUIRED FROM MRS GEORGIA FRAZIER

A parcel of land (hereinafter called Reservoir Site) situate in and being a fractional part of the N 1/2 of the NW 1/4 of Section 6, T.13 S., R. 6 E., M.D.B. & M., County of San Benito, State of California, bounded by a line particularly described as follows:

Parcel 1 "'BEGINNING at a Corner No. 1 of the said Reservoir Site from which the Northwest corner of the said Section 6, bears N.89°37'50"W. 1199.53 feet distant; thence N.89°47'E. 162.01 feet to Corner No. 2; thence S.9°45'30"E. 422.49 feet; to Corner No.3; thence S.89°47'W. 162.01 feet, to Corner No. 4; thence N.9°45'30"W., 422.49 feet to Corner No. 1, the point of beginning;

Containing 1.550 acres.

Parcel 2 TOGETHER WITH a permanent easement for roadway, pipeline, and utility easement purposes 15 feet wide and bounded by a line particularly described as follows:

"BEGINNING at a point on the east line of right of way of the Fairview County Road from which the said northwest corner of Section 6 bears N. 26°44'40"W., 66.90 feet distant; thence N. 89°47'E., 1168.44 feet to Corner No.1 of the above described Reservoir Site thence along line 1-2 of the said Reservoir Site N.89°47'E., 162.01 feet to Corner No. 2 of the said Reservoir Site thence N.0°06'W., 15.00 feet; thence S.89°47'W. 1330.45 feet to a point on the said east line of right of way of the Fairview Road; thence along the said east line of right of way of the Fairview County Road, S.0°06'E. 15.00 feet to the point of beginning,

Containing 0.458 acres.

TOGETHER WITH a temporary easement for a period not to exceed 6 months after the date of execution of this instrument 10 feet wide, lying adjacent along the north side of the above described permanent easement and running from the western terminous of the above described permanent easement and also being the east line of right of way of the Fairview County Road, to the eastern terminous of the above described permanent right of way and being also a point located N.0°06'W. 15.00 feet from said Corner No.2 of the Reservoir Site,

Containing 0.306 acres.