

RESOLUTION NO. 103

A RESOLUTION AUTHORIZING CONNECTION TO 12" WATER
MAIN BETWEEN SUNSET DRIVE AND FAIRVIEW ROAD

SUNNYSLOPE COUNTY WATER DISTRICT

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

WHEREAS, District desires to construct a 12" water main, valves, fittings and appurtenances, over lands of Cerro Vista Development Co. and the Mary C. Holliday Estate between Fairview Road and Sunset Drive;

WHEREAS, Cerro Vista Development Co. and the Mary C. Holliday Estate will offer, by appropriate deeds, to dedicate easements for water main purposes to District, satisfactory to District, and temporary construction easements to terminate upon completion of installation of said water main;

WHEREAS, District intends to cause said 12" water main, valves, fittings and appurtenances to be constructed within said easement;

WHEREAS, District is willing to permit connections to be made to the main installed within said easements for and on behalf of the remaining properties of the Cerro Vista Development Co. and the Mary C. Holliday Estate and/or their successors in interest without obligation on their part except for payment of the cost of an 8" main which would be required to serve said properties and except as to the payment of the regular permit, connection and water service charges of the District; and

WHEREAS, the public interest and convenience will be served thereby;

NOW, THEREFORE, IT IS ORDERED, as follows:

1. That said Estate of Mary C. Holliday, as Grantor, and its successors in interest, shall have, and it is hereby granted, the right to connect to the water main and appurtenances to be installed

within said easement for the purpose of providing water service to the immediately adjacent lands of Grantor upon payment of the cost of an 8" water main for the frontage of the property proposed to be connected to said main as said cost has been determined by District on the basis of competitive bids received by it at the rate of Three and 11/100 Dollars (\$3.11) per front foot of said property.

2. Any such connection shall be made to said main within said easement only under appropriate permit granted by the District and subject to the supervision of the District.

3. Grantor shall pay all costs necessary to make the physical connection to the main proposed to be constructed within the easement to be granted and shall pay all connection, water permit and water charges at the regular rates established by the District.

4. The provisions of this resolution shall not be effective until after the Estate of Mary C. Holliday has caused an appropriate deed to the water main easement referred to herein to be executed, covering the real property described in Exhibit "A" hereto attached and by reference incorporated herein, satisfactory to the District, which deed has been accepted by the District by appropriate action of its legislative body, the completion and construction of the water main, valves, fittings and appurtenances by District and the endorsement of written consent to the terms of this resolution by and on behalf of the Estate of Mary C. Holliday.

5. Following adoption hereof and endorsement of the written consent hereto on behalf of the Estate of Mary C. Holliday, a certified copy of this resolution shall be delivered, by the Secretary, to said Estate of Mary C. Holliday.

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted by the Board of Directors of the Sunnyslope County Water District, San Benito County, California, at a meeting thereof held on the 10th day of June, 1971, by the following vote of the members thereof:

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

NOES, Directors: None

ABSENT, Directors: None *Loofbourrow*

Robert B. ...
Secretary

APPROVED:

Kenneth M. Churchill
President *pro tem*

* * * * *

The undersigned, for and on behalf of the Estate of Mary C. Holliday, hereby consent to all of the terms and conditions contained in the resolution to which this consent is attached.

Dated: June 15, 1971.

ESTATE OF MARY C. HOLLIDAY

By BANK OF AMERICA, N.T. & S.A.

By *[Signature]*
By *[Signature]* Vice President
Assistant Trust Officer Executor

Ralph Gabriel
Ralph Gabriel
Executor

EXHIBIT "A"

ESTATE OF MARY C. HOLLIDAY

A non-exclusive easement 10 feet in width to construct and maintain a water main across that certain property conveyed by Corrine L. Garat to Mary C. Holliday by Deed dated July 17, 1951 and recorded August 1, 1951, in Volume 179 of Official Records at Page 266, San Benito County Records, the centerline of which is described as follows:

BEGINNING at a point on the westerly line of the above described Holliday property distant thereon North 1° 04' West 143.21 feet from the southwesterly corner thereof, thence from said point of beginning parallel with and 143.17 feet distant from measured at right angles to the southerly line of the Holliday property South 89° 48' East 1623.15 feet to the westerly line of Fairview Road.