

RESOLUTION NO. 2005-083

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF FEB 15 2005

**RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY
EMINENT DOMAIN FOR THE NORTHGATE BOULEVARD/ARDEN-GARDEN
CONNECTOR INTERSECTION PROJECT
(PN: TG92).**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City of Sacramento intends to acquire through the exercise of the power of eminent domain the interests in the real property hereinafter identified as the "Acquisition Parcels", more particularly described in Exhibits A-1 through A-3 and in Exhibits B-1 through B-3.
2. That the Acquisition Parcels are to be taken for, or in connection with the Northgate Boulevard/Arden-Garden Connector Intersection Project.
3. That the statute authorizing the City of Sacramento to acquire the Acquisition Parcels for the above-mentioned public purpose is Government Code, Section 37350.5.
4. That the Acquisition Parcels are located along Northgate Boulevard near or at the intersection of Arden-Garden Connector in Sacramento, California. The property is more specifically described in the legal descriptions attached hereto as Exhibits A-1 through A-3 and depicted on the plat maps attached hereto as Exhibits B-1 through B-3.
5. That City Council declares that it has found and determined each of the following:
 - a. The public interest and necessity require this transportation project known as the Northgate Boulevard/Arden-Garden Connector Intersection Project.
 - b. The project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.
 - c. The Acquisition Parcels are needed for the project.

FOR CITY CLERK USE ONLY

RESOLUTION NO 2005-083

DATE ADOPTED FEB 15 2005

- d. The offer statement and summary of appraisal required under Section 7267.2 of the Government Code has been made or provided to the owner or representatives of the owners of record.
 - e. The notice required under civil procedure section 1245.235 has been duly served by first class mail to the fee owners of the properties and the leasehold interests.
6. That the City of Sacramento, a municipal corporation, its appropriate officers, employees and agents, are hereby authorized and empowered to:
- a. Acquire in the name of the City of Sacramento, a municipal corporation, the Acquisition Parcels.
 - b. Prepare, file and prosecute in the appropriate court, such proceedings in eminent domain as necessary for the acquisition of the real property interest.
 - c. Deposit the probable amount of just compensation, as fixed by the Director of General Services in accordance with law, in the State Condemnation Fund and to make application to said court for an order permitting the City of Sacramento to take immediate possession and use of the Acquisition Parcels.

7. That the City, by this resolution is authorized to acquire certain real property situated in the City of Sacramento, County of Sacramento, State of California.

HEATHER FARGO

MAYOR

ATTEST:

SHIRLEY CONCOLINO

CITY CLERK

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RESOLUTION NO 2005-083

DATE ADOPTED FEB 15 2005

EXHIBITS A-1
AND
EXHIBITS B-1

THE COUNTY OF SACRAMENTO
LEGAL DESCRIPTIONS
AND
PLAT MAPS

RESOLUTION NO. 2005-083

FEB 15 2004

EXHIBIT A-1

Right of Way Northgate Boulevard

All that real property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of that real property described in deeds from the North Sacramento Land Company to the County of Sacramento filed in the office of the County Recorder of Sacramento County in Book 19860626, Page 731 and Book 19860626, Page 737, Official Records and being more particularly described as follows:

Commencing at the Southeast Corner of Swamp Lands Survey 476, as shown on that Record of Survey filed in the office of the County Recorder of Sacramento County in Book 32 of Surveys at Page 44, from which a 1-1/4" iron pipe tagged L.S. 2651, as shown on said Record of Survey, bears North 08°18'32" West 55.50 feet; thence, South 15°59'30" East 550.60 feet, to the southerly line of that property described in deed from the County of Sacramento to the City of Sacramento filed in the office of the County Recorder of Sacramento County in Book 19980415, Page 145, Official Records, the cusp of a curve the center of which bears North 81°23'17" East 19.83 feet and the Point of Beginning; thence southerly along the arc of said curve, through a central angle of 00°44'31", 0.26 feet; thence South 09°21'10" East 381.50 feet to the beginning of a curve concave to the west, having a radius of 272.00 feet; thence along the arc of said curve, through a central angle of 08°50'33", 41.98 feet; thence South 00°30'36" East 48.23 feet to the beginning of a curve concave to the east, having a radius of 175.00 feet; thence along the arc of said curve, through a central angle of 08°58'59", 27.44 feet; thence South 09°29'35" East 180.10 feet; thence South 80°29'34" West 7.27 feet; thence South 09°30'26" East 401.67 feet; thence South 80°29'34" West 37.04 feet; thence North 10°58'36" West 580.87 feet; thence North 16°41'16" West 90.44 feet; thence North 08°34'20" East 12.89 feet; thence North 10°58'44" West 133.31 feet; thence North 09°21'10" West 299.51 feet to the beginning of a curve concave to the west having a radius of 23.83 feet; thence along the arc of said curve, through a central angle of 00°14'21", 0.10 feet to the southerly line of said property described in deed from the County of Sacramento to the City of Sacramento filed in the office of the County Recorder of Sacramento County in Book 19980415, Page 145, Official Records; thence, continuing along said southerly line, the following four (4) courses, (1) South 74°45'45" East 2.65 feet, (2) South 43°17'11" East 36.65 feet, (3) South 81°27'40" East 42.05 feet and (4) North 55°58'37" East 22.50 feet to the Point of Beginning.

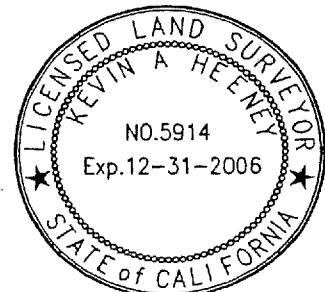
Excepting that portion, lying within the parcel, described in the deed from North Sacramento Land Co. to Pacific Gas and Electric Company, filed in the office of the County Recorder of Sacramento County in Book 64, Page 237, Official Records

Said property contains an area of 67,540 sq. ft., 1.551 acres more or less.

Exhibit B (sheets 1 and 2) attached hereto and made a part of this description.

End of Description

The Basis of Bearing for this description is the North American Datum of 1983 (NAD83).



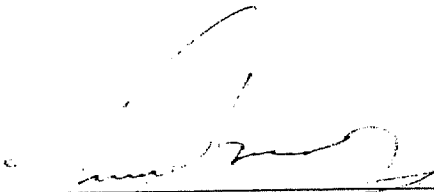
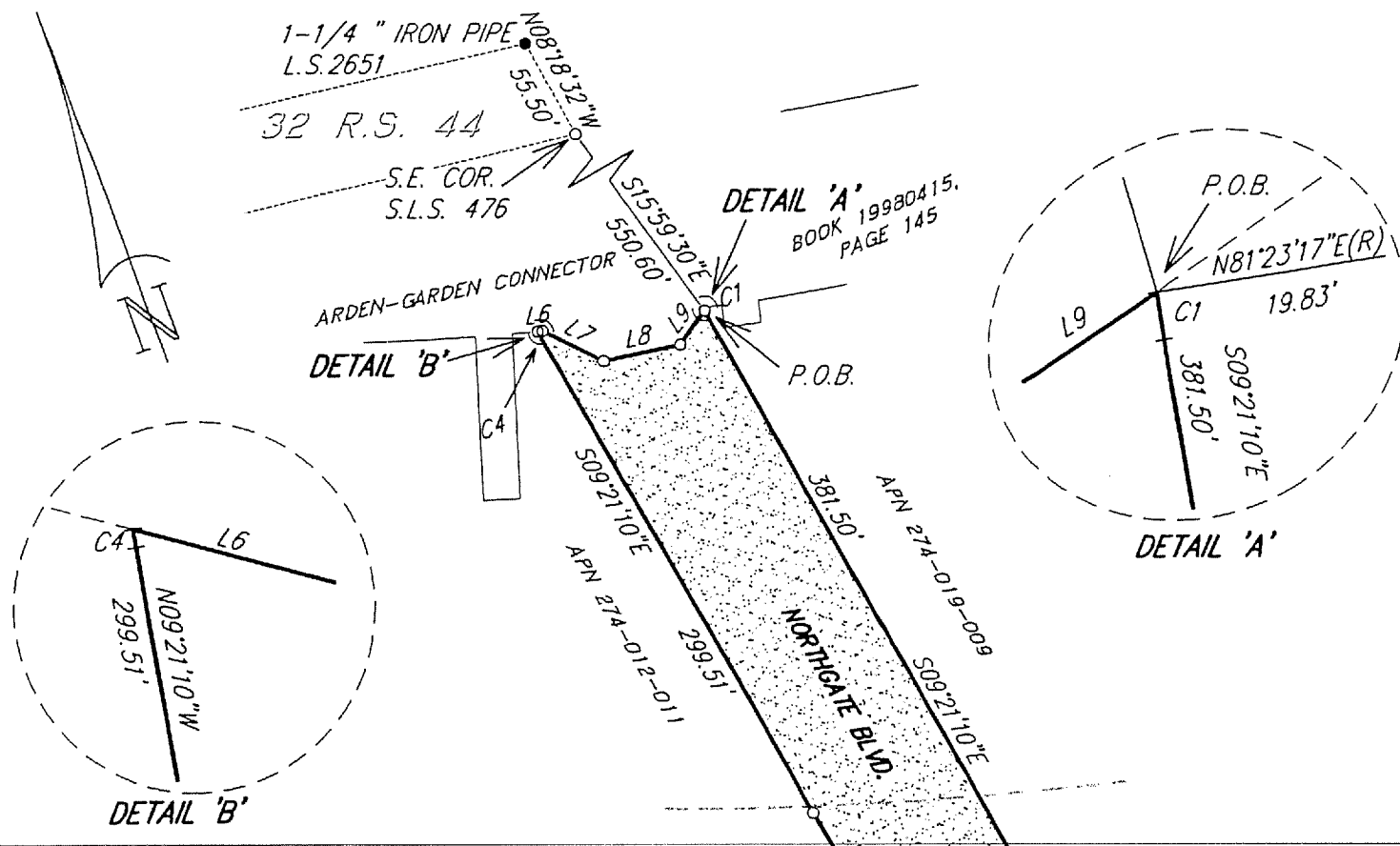

Kevin A. Heeney, L.S. 5914

EXHIBIT B-1



| LINE TABLE | | |
|------------|--------|-------------|
| LINE | LENGTH | BEARING |
| L1 | 48.23' | S00°30'36"E |
| L2 | 17.78' | S09°29'35"E |
| L3 | 43.73' | S09°29'35"E |
| L4 | 7.27' | S80°29'34"W |
| L5 | 12.89' | N08°34'20"E |
| L6 | 2.65' | S74°45'45"E |
| L7 | 36.65' | S43°17'11"E |
| L8 | 42.05' | S81°27'40"E |
| L9 | 22.50' | N55°58'37"E |

| CURVE TABLE | | | |
|-------------|--------|---------|----------|
| CURVE | LENGTH | RADIUS | DELTA |
| C1 | 0.26' | 19.83' | 0°44'31" |
| C2 | 41.98' | 272.00' | 8°50'33" |
| C3 | 27.44' | 175.00' | 8°58'59" |
| C4 | 0.10' | 23.83' | 0°14'21" |



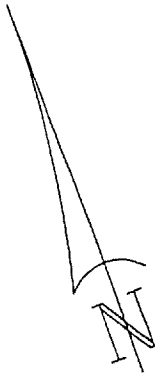
RESOLUTION NO. 2005-083 FEB 16 2006

COOPER, THORNE & ASSOCIATES INC.
Civil Engineering & Land Surveying
3233 Monier Circle, Suite 1
Rancho Cordova, CA 95742
(916) 638-0919
FAX 638-2479



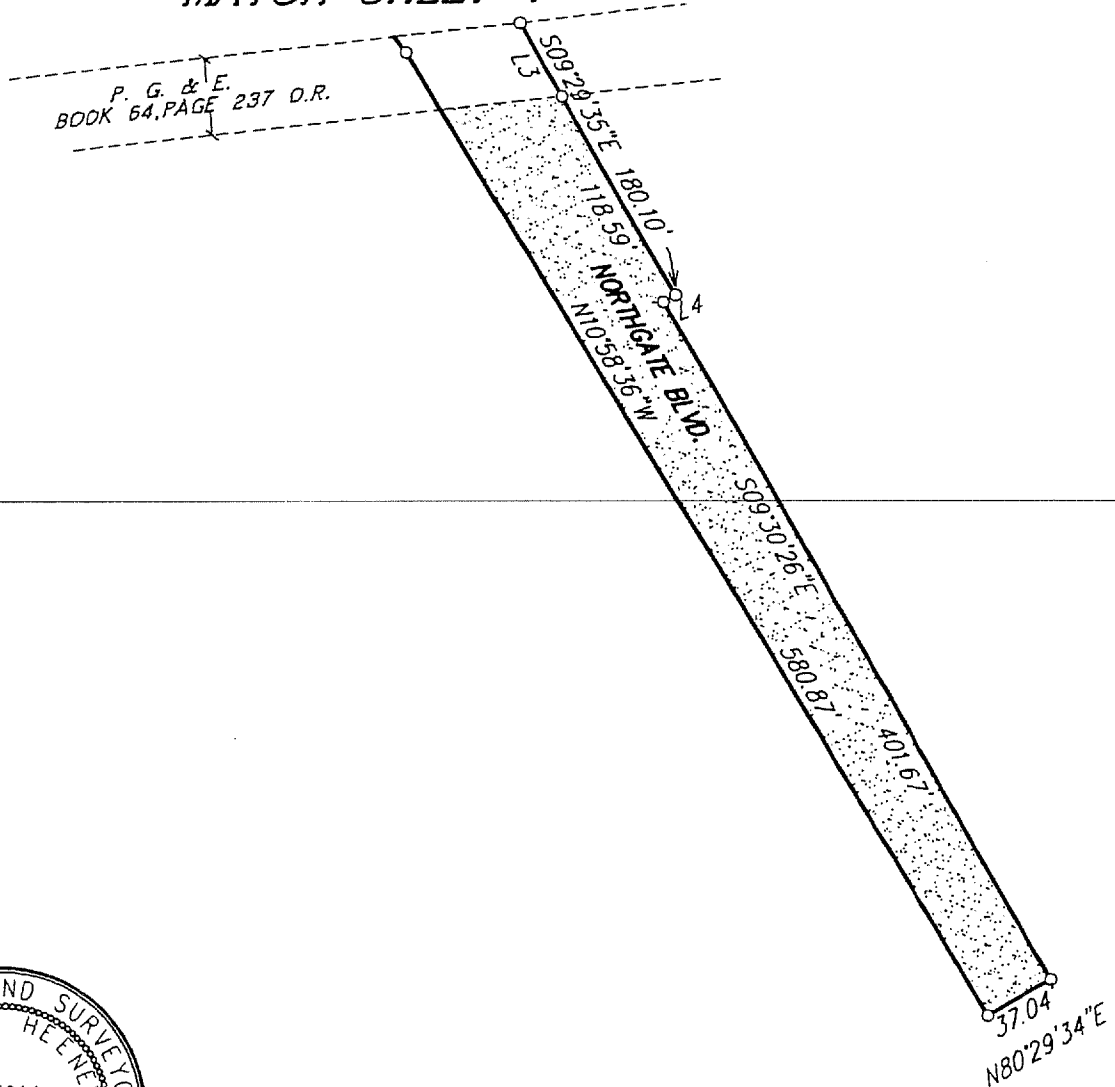
EXHIBIT B
RIGHT OF WAY
Northgate Boulevard
A PORTION OF APN 274-012-011, 015 & 20
AND OF APN 274-019-009 & 022
COUNTY OF SACRAMENTO STATE OF CALIFORNIA

DATE: 01-24-05
BY: cta
SCALE: 1"=100'
SHEET 1 OF 2
JOB NO. 01-103-001



MATCH SHEET 1

P. G. & E.
BOOK 64, PAGE 237 D.R.



APN 274-012-020



RESOLUTION NO. 2005-083

FFR 15 2002

COOPER, THORNE & ASSOCIATES INC.

Civil Engineering & Land Surveying
3233 Monier Circle, Suite 1
Roncho Cordova, CA 95742
(916) 638-0919
FAX 638-2479

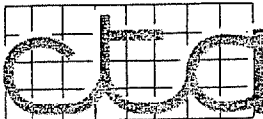


EXHIBIT B
RIGHT OF WAY
Northgate Boulevard
A PORTION OF APN 274-012-011, 015 & 20
AND OF APN 274-019-009 & 022
COUNTY OF SACRAMENTO STATE OF CALIFORNIA

| | |
|---------|------------|
| DATE: | 01-24-05 |
| BY: | cto |
| SCALE: | 1"=100' |
| SHEET | 2 OF 2 |
| JOB NO. | 01-103-001 |

EXHIBITS A-2
AND
EXHIBITS B-2

PACIFIC GAS AND ELECTIC COMPANY
LEGAL DESCRIPTIONS
AND
PLAT MAPS

RESOLUTION NO. 2005-083

FEB 15 2004

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EXHIBIT A-2a

Maintenance Easement Northgate Boulevard

All that real property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of that real property described in deed from North Sacramento Land Co. to Pacific Gas and Electric Company, filed in the office of the County Recorder of Sacramento County in Book 64, Page 237, Official Records and being more particularly described as follows:

Parcel 1

Commencing at the Southeast Corner of Swamp Lands Survey 476, as shown on that Record of Survey filed in the office of the County Recorder of Sacramento County in Book 32 of Surveys at Page 44, from which a 1-1/4" iron pipe tagged L.S. 2651, as shown on said Record of Survey, bears North 08°18'32" West 55.50 feet; thence South 12°05'51" East 1,064.46 feet to a point hereinafter referred to as 'Point A', being a point on the Northerly line of said deed, and the Point of Beginning; thence along said Northerly line South 75°40'01" East 10.07 feet; thence leaving said Northerly line South 08°18'50" East 43.34 feet to the Southerly line of said deed; thence Westerly along said Southerly line North 75°40'01" West 9.09 feet; thence North 09°29'35" West 43.73 feet to the Point of Beginning.

Said property contains an area of 383 sq. ft. more or less.

Parcel 2

Commencing at said 'Point A'; thence along the Northerly line of said deed North 75°40'01" West 66.15 feet to the Point of Beginning; thence South 16°41'16" East 10.13 feet; thence South 10°58'36" East 34.64 feet to the Southerly line of said deed; thence along said Southerly line North 75°40'01" West 11.06 feet; thence leaving said Southerly line North 10°58'36" West 29.41 feet; thence North 16°41'16" West 15.65 feet to the Northerly line of said deed; thence Easterly along said Northerly line South 75°40'01" East 11.67 feet; to the Point of Beginning.

Said property contains an area of 449 sq. ft. more or less.

Exhibit B attached hereto and made a part of this description.

End of Description

The Basis of Bearings for this description is the North American Datum of 1983 (NAD83).



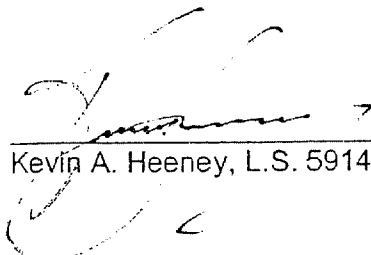
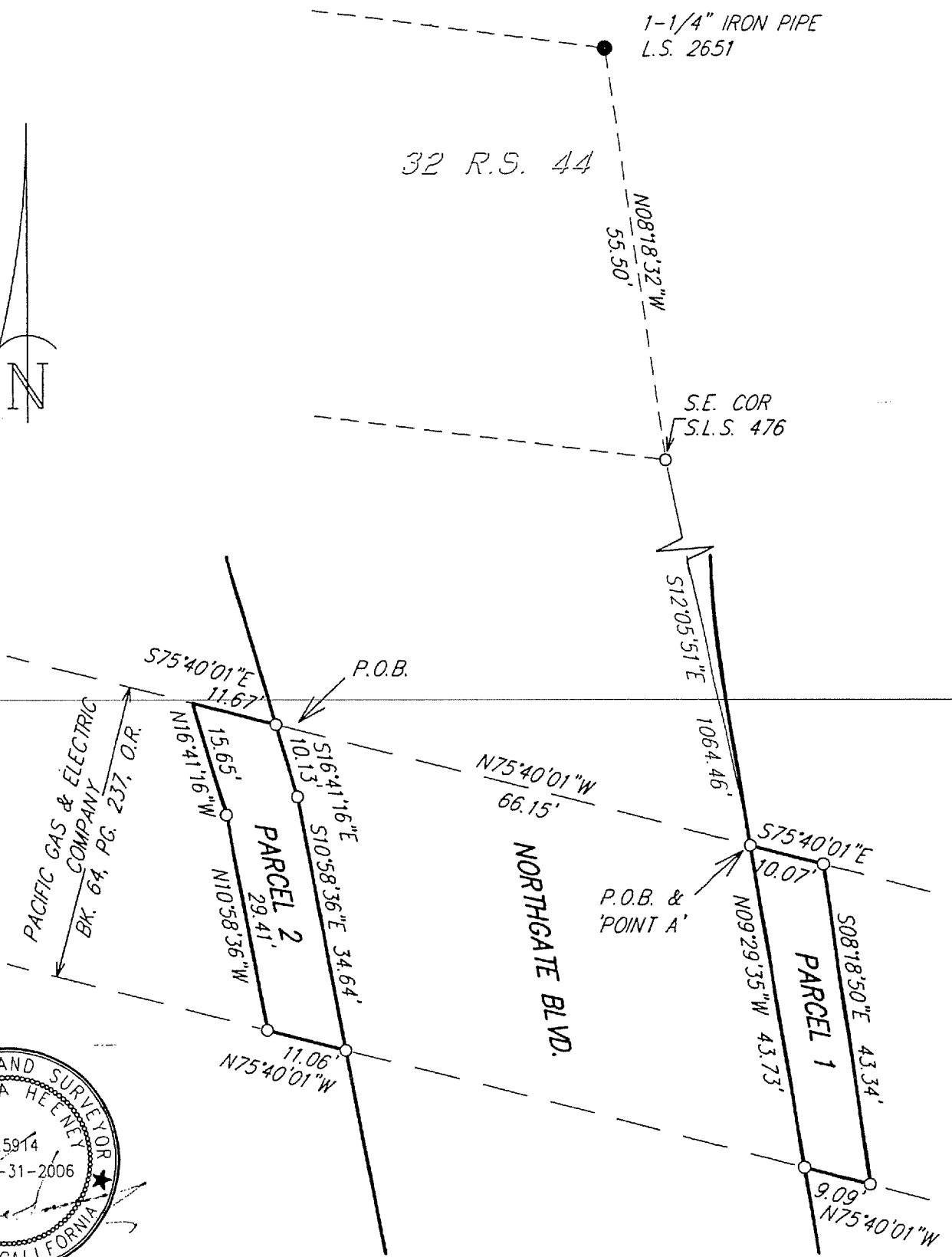

Kevin A. Heeney, L.S. 5914

EXHIBIT B-2a



000-5002
 RESOLUTION NO. 1
 FEB 1 2006

COOPER, THORNE & ASSOCIATES INC.

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 FAX 638-2479

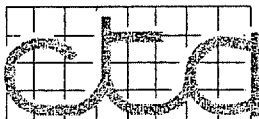


EXHIBIT B
**NORTHGATE BOULEVARD
 MAINTENANCE EASEMENTS**
 APN 274-019-020

COUNTY OF SACRAMENTO STATE OF CALIFORNIA

| |
|-------------------|
| DATE: 01-24-05 |
| BY: cto |
| SCALE: 1"=20' |
| SHEET 1 OF 1 |
| JOB NO 01-103-001 |

EXHIBIT A-2b

Right-of-Way Northgate Boulevard

All that real property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of that real property described in deed from North Sacramento Land Co. to Pacific Gas and Electric Company, filed in the office of the County Recorder of Sacramento County in Book 64, Page 237, Official Records and being more particularly described as follows:

Commencing at the Southeast Corner of Swamp Lands Survey 476, as shown on that Record of Survey filed in the office of the County Recorder of Sacramento County in Book 32 of Surveys at Page 44, from which a 1-1/4" iron pipe tagged L.S. 2651, as shown on said Record of Survey, bears North 08°18'32" West 55.50 feet; thence South 12°05'51" East 1,064.46 feet, to a point of the northerly line of said deed and the Point of Beginning; thence South 09°29'35" East 43.73 feet to the southerly line of said deed; thence along said southerly line North 75°40'01" West 63.79 feet; thence leaving said southerly line North 10°58'36" West 34.64 feet; thence North 16°41'16" West 10.13 feet to the northerly line of said deed; thence easterly along said northerly line South 75°40'01" East 66.15 feet to the Point of Beginning.

Said property contains an area of 2,581 sq. ft., 0.059 acres more or less.

Exhibit B attached hereto and made a part of this description.

End of Description

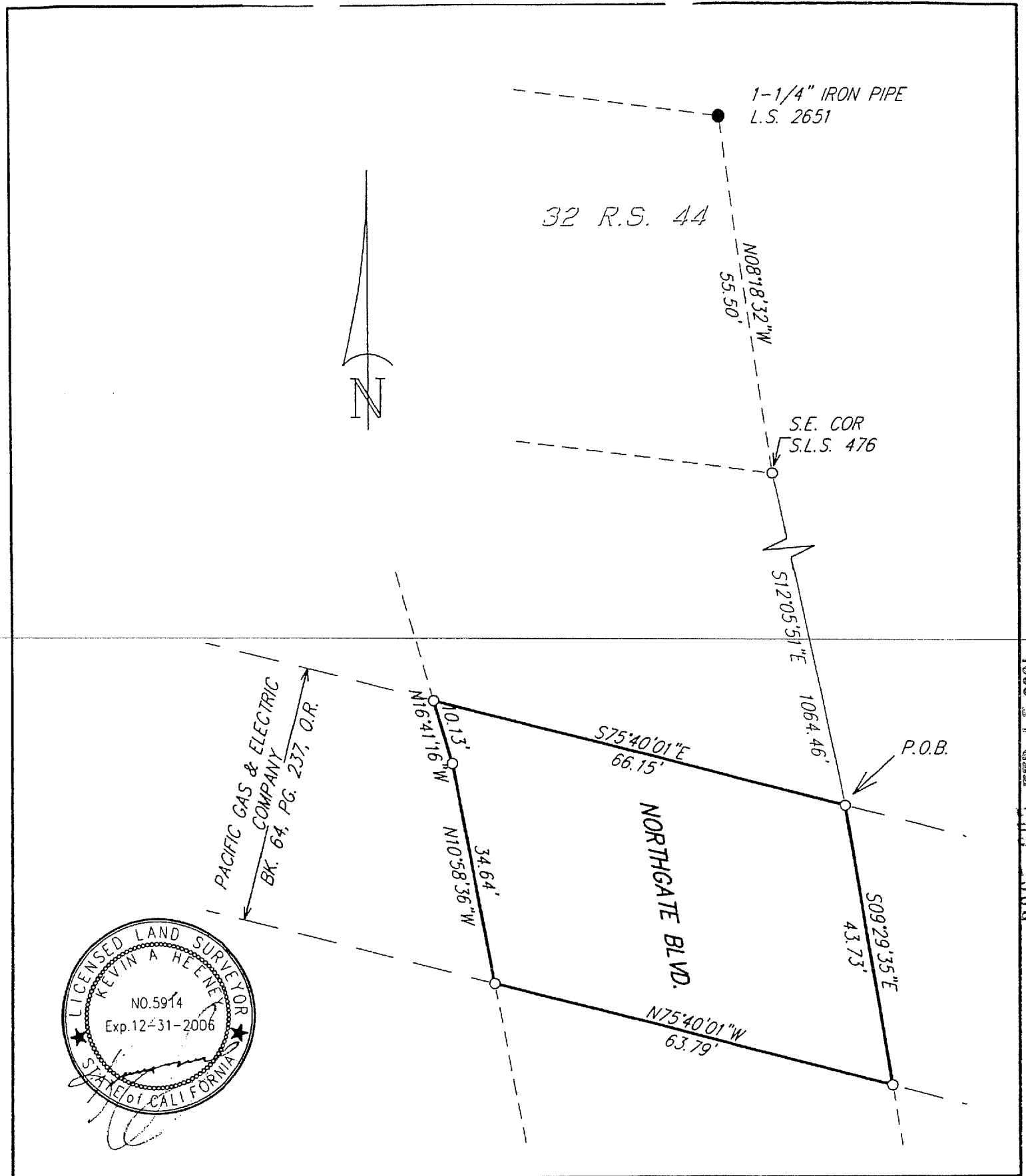
The Basis of Bearings for this description is the North American Datum of 1983 (NAD83).



A handwritten signature in black ink, appearing to read "Kevin A. Heeney", written over a horizontal line.

Kevin A. Heeney, L.S. 5914

EXHIBIT B-2b



400651 BEE 000-0002 CIVIL ENGINEER



COOPER, THORNE & ASSOCIATES INC.

Civil Engineering & Land Surveying
 3233 Monier Circle, Suite 1
 Rancho Cordova, CA 95742
 (916) 638-0919
 FAX 638-2479



EXHIBIT B
 RIGHT-OF-WAY
NORTHGATE BOULEVARD
 APN 274-019-020

COUNTY OF SACRAMENTO STATE OF CALIFORNIA

DATE: 01-24-05
 BY: cta
 SCALE: 1"=20'
 SHEET
 1 OF 116
 JOB NO.
 01-103-001

EXHIBIT A-3
AND
EXHIBIT B-3

THE SCHOMAC GROUP, INC.
LEGAL DESCRIPTION
AND
PLAT MAP

RESOLUTION NO. 2005-083
FEB 15 2006 17

EXHIBIT A-3

Right-of-Way Northgate Boulevard

All that real property situate in the City of Sacramento, County of Sacramento, State of California, being a portion of that real property described as Parcel 3, in Certificate of Compliance for Lot Line Adjustment, filed in the office of the County Recorder of Sacramento County in Book 20040610, Page 2587, Official Records and being more particularly described as follows:

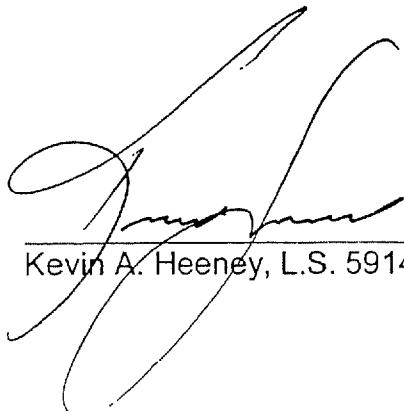
Commencing at the Southeast Corner of Swamp Lands Survey 476, as shown on that Record of Survey filed in the office of the County Recorder of Sacramento County in Book 32 of Surveys at Page 44, from which a 1-1/4" iron pipe tagged L.S. 2651, as shown on said Record of Survey, bears North 08°18'32" West 55.50 feet; thence, along said line common to Swamp Land Survey 484 and Swamp Land Survey 604, South 08°18'27" East 109.73 feet to the Point of Beginning; thence, continuing along said line South 08°18'27" East 31.53 feet; thence, leaving said line common to Swamp Land Survey 484 and Swamp Land Survey 604, along that line, of Parcel TA81-5, described as North 07°29'22" East 180.80 feet, in deed from The Schomac Group, Inc. to City of Sacramento, filed in Book 19990105, Page 1224, Sacramento County Records, South 07°17'53" West 53.78 feet; thence leaving said easterly line North 07°21'54" West 18.74 feet; thence North 04°03'26" East 66.12 feet to the Point of Beginning.

Said property contains an area of 351 sq. ft. more or less.

Exhibit B attached hereto and made a part of this description.

End of Description

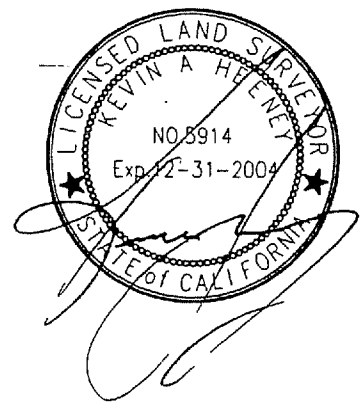
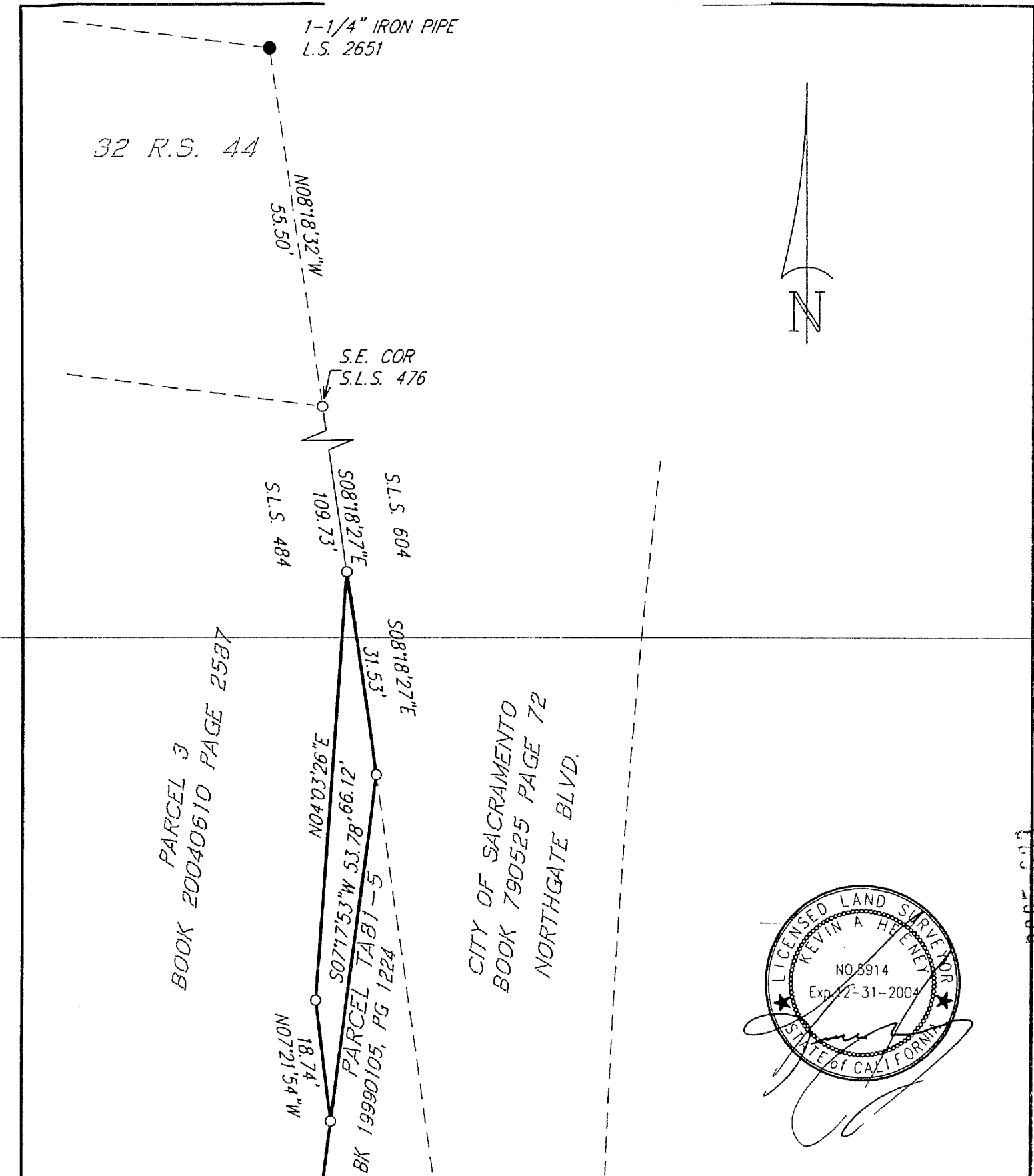
The Basis of Bearings for this description is the North American Datum of 1983 (NAD83).



Kevin A. Heeney, L.S. 5914



EXHIBIT B-3



PARCEL 3
BOOK 20040610 PAGE 2587

CITY OF SACRAMENTO
BOOK 790525 PAGE 72
NORTHGATE BLVD.

RESOLUTION NO 2005 003

COOPER, THORNE & ASSOCIATES INC.

Civil Engineering & Land Surveying
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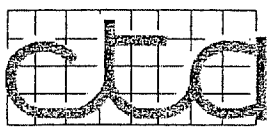


EXHIBIT B

RIGHT-OF-WAY
NORTHGATE BOULEVARD
APN 274-011-060

COUNTY OF SACRAMENTO STATE OF CALIFORNIA

| | |
|---------|------------|
| DATE: | 11-10-04 |
| BY: | cto |
| SCALE: | 1"=20' |
| SHEET | 1 of 119 |
| JOB NO. | 01-103-001 |