

RESOLUTION OF INTENTION NO. 3682

Pursuant to a law of the State of California, known as Division 7 of the Streets and Highways Code, the "IMPROVEMENT ACT OF 1911".

It is hereby resolved that it is the intention of the City Council of the City of Sacramento to order the following work of improvement to be done, ~~xxxxxx~~ in Alpine Water Assessment District, to-wit:

The improvement of the following in the City of Sacramento:

Alpine Avenue from the Southerly production of the Easterly line of Lot 38 of Kennedy Acres or Brooke Realty Company's Subdivision No. 107 (as the same is recorded in the office of the Sacramento County Recorder) to a point located 75.25 feet Easterly of the Easterly line of 82nd Street, produced; Belvedere Avenue from the Southerly production of the Easterly line of Lot 16 of said Kennedy Acres or Brooke Realty Company's Subdivision No. 107, to a point located 74.45 feet Easterly of the Easterly line of 82nd Street, produced; 21st Avenue from the West line of Lot 9108, as shown on the "Plat of Cedarhurst" or H. J. Goethe Company's Subdivision No. 91 (as the same is recorded in the office of the Sacramento County Recorder) to a point located 2.00 feet Easterly of the East line of the West one-half of said Lot 9108;

Improving the following described easements:

1. An easement 5.00 feet in width the center line of which is described as follows: Beginning at a point on the center line of Belvedere Avenue 2.00 feet West of the East line of Kennedy Acres or Brooke Realty Company's Subdivision No. 107, according to the official plat thereof filed in the office of the Recorder of Sacramento County, California, on March 19, 1907, in Book 8 of Maps, Map No. 11; thence from said point of beginning Easterly along the Easterly production of the center line of said Belvedere Avenue 12.5 feet; thence South 00° 30' 05" East, parallel to the East line of said Kennedy Acres 878.00 feet, more or less, to the intersection of the Easterly production of the center line of Alpine Avenue; thence Westerly along the

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Easterly production of said center line of Alpine Avenue 12.50 feet to a point on the center line of Alpine Avenue located 2.00 feet West of the East line of said Kennedy Acres.

2. An easement 5.00 feet in width, situate in the City of Sacramento, County of Sacramento, State of California, and being a portion of the Northeast one-quarter of Section 23, T. 8 N., R. 5 E., M. D. B. & M., lying adjacent to and Southerly of the following described line: Beginning at a point from which the Northwest corner of said Northeast one-quarter of Section 23, as shown on Record of Survey Portion of the North one-half of Section 23, T. 8 N., R. 5 E., M. D. B. & M., recorded in the office of the Recorder of Sacramento County in Book 17 of Surveys, Map No. 8, bears the following two courses and distances: (1) South $88^{\circ} 56' 10''$ West 13.00 feet, and (2) North $00^{\circ} 30' 05''$ West 1045.25 feet; thence from said point of beginning North $88^{\circ} 56' 10''$ East 36.5 feet to the point of termination on the Easterly Right of Way line of the Central California Traction Company.

3. A strip of land 5 feet in width by approximately 186 feet in average length in the City of Sacramento, County of Sacramento, State of California, being a portion of the Northeast Quarter of Section 23, Township 8 North, Range 5 East, Mount Diablo Meridian, the Northerly line of said strip being more particularly described as follows: Commencing at the Northeast corner of said Northeast Quarter, thence South $00^{\circ} 39' 20''$ East (Basis of Bearing per Record of Survey filed in Book 17 of Surveys, Map No. 8, Records of said County) along the Eastern line of said Northeast Quarter 1045.22 feet; thence South $88^{\circ} 56' 10''$ West a distance of 2396.27 feet to the TRUE POINT OF BEGINNING for ^{the} Northerly line herein described; thence continuing South $88^{\circ} 56' 10''$ West a distance of 185.54 feet to a point of ending in a line that is parallel with and distant Easterly 49.50 feet measured at right angles from the Westerly line of said North-

east Quarter, said parallel line also being the Easterly line of that certain parcel of land described as Parcel (4) in deed to Central California Traction Company recorded in Book 4289, Page 741, Official Records of said County.

4. An easement 5.00 feet in width lying Southerly of and adjacent to the Northerly property line of the parcel designated as Safe-way Stores, Inc., containing 45.786 Acres, as said parcel is shown on the Record of Survey, Portion Of The North One-Half of Section 23, T. 8 N., R. 5, E. 3, M. D. B. & M., recorded in the office of the Sacramento County Recorder in Book 17 of Surveys, Map No. 8.

5. All that portion of Lot 51 of "Kennedy Acres" or Brooke Realty Co's. Subdivision No: 107, as shown on the official plat thereof filed in the office of the Recorder of Sacramento County, California, on March 19, 1907, in Book 8 of Maps, Map No. 11, and also a portion of a 5.00 foot strip that is the Southerly 5.00 feet of said "Kennedy Acres":

Parcel No. A: A 5.00 foot strip of land lying Easterly of and adjacent to the following described line: Beginning at a point on the North line of said Lot 51, said point is located 117.00 feet Easterly of the Northwest corner of said Lot 51; thence Southerly, parallel to the West line of said Lot 51, a distance of 474.34 feet, more or less to the point of termination on the South line of said Lot 51.

Parcel No. B: A 5.00 foot strip of land lying Southerly of and adjacent to the following described line: Beginning at a point on the South line of said Lot 51, which point is located 117.00 feet Easterly of the Southwest corner of said Lot 51. Said point of beginning is also the point of termination of Parcel No. A. Thence from said point of beginning Easterly along the Southerly line of said Lot 51, a distance of 10.00 feet and the point of termination.

6. All that portion of Lot 9108, as shown on the "Plat of Cedarhurst" or H. J. Goethe Company's Subdivision No. 91, according to the

official plat thereof filed in the office of the Recorder of Sacramento County, California in Book 7 of Maps, Map No. 44, described as follows:

An easement 5.00 feet in width described as the West 5.00 feet of the West one-half of Lot 9108 of said Plat of Cedarhurst or H. J. Goethe Company's Subdivision No. 91; EXCEPTING THEREFROM the Southerly 40 feet which is a dedicated street Right of Way, by constructing a water distribution system, complete with all necessary appurtenances.

All of said work to be done in accordance with the "Standard Specifications of the City of Sacramento" heretofore adopted by the City Council and also in accordance with detailed Plans and Special Provisions made therefore by the City Engineer and on file in his office, having been approved by the City Council on September 26th, 1963; and

WHEREAS, said City Council has found and determined that pursuant to Section 2804 of Division 4 of the Streets and Highways Code of the State of California, the owners of more than 60% of the area of the property subject to assessment for the above described improvement have signed and filed with the City Clerk a written petition, and said owners did in said petition WAIVE the proceedings required by the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, and the said City Council does hereby approve of said WAIVER and resolves to commence proceedings, as provided in Division 7 of the Streets and Highways Code, "THE IMPROVEMENT ACT OF 1911";

WHEREAS, in the opinion of the said City Council, said work is of more than local and ordinary public benefit, said Council hereby orders that the City of Sacramento shall participate in the cost of the above mentioned work in the amount of \$4,000.00, to be paid out of Available Funds of the said City of Sacramento, and said Council

hereby orders that the balance of the costs and expenses of said work and improvement shall be chargeable and charged upon a District of Lands, which District is hereby declared to be the District benefited by said work and improvement, and which is to be assessed to pay the costs and expenses thereof.

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And whereas, in the opinion of said City Council said work is of more than local and ordinary public benefit, said Council hereby orders that the costs and expenses of said work and improvement shall be chargeable and charged upon a district of lands, which district is hereby declared to be the district benefited by said work and improvement and which is to be assessed to pay the costs and expenses thereof.

The exterior boundaries of said district and the extent of the territory included therein are shown upon the map of said district adopted and approved by the City Council on September 26th, 1963, which map is now on file in the office of the City Engineer and to which reference is hereby made for a particular description of the boundaries of said district and of the extent of the territory included therein;

Saving and excepting from the above bounden and described district the area of all public streets, alleys, ways, boulevards, courts and avenues included therein.

Notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of five (5%) per cent per annum will be issued hereunder in the manner provided by the "Improvement Bond Act of 1915", the last installment of which bonds shall mature fourteen (14) years from the second day of July next succeeding ten (10) months from their date.

All persons objecting to said work, or to the extent of said assessment district, are required to file their objections in writing in the office of the City Clerk of the City of Sacramento, as required by law, and notice is hereby given to all persons interested that on the 17th day of October, 1963, at 7:45 o'clock p.m. in the Council Chamber of the City Council of the City of Sacramento, in the City Hall, on "I" Street, between 9th and 10th Streets, in said City, any and all persons having any objections to the proposed work and improvement may appear before said City Council and show cause why the proposed work and improvement shall not be carried out in accordance with this Resolution.

And the City Clerk is hereby directed to publish this Resolution twice in the Sacramento Union, a daily newspaper, as required by law.

The Clerk of said Council shall mail notices of the adoption of this Resolution of Intention to all persons owning real property proposed to be assessed for the work herein described, whose names and addresses appeared on the last equalized assessment roll of the County of Sacramento, or as known to said Clerk, the contents of said Notices to be as required by Law.

IN THE CITY COUNCIL:
Run twice Oct. 1st and 2nd
Adopted by the following vote:

Sacramento, California
September 26th, 1963

AYES _____

NOES _____

Ronald H. Briggs
City Clerk of the City of Sacramento

James B. McKinney
Mayor