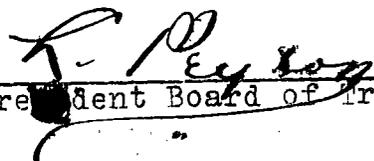


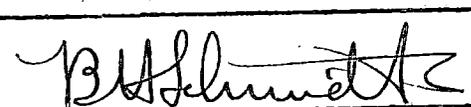
San Anselmo, California,

April 12, 1927

I hereby call a Special meeting of the Board of Trustees of the Town of San Anselmo, to be held Monday, April 18th, 1927, at the hour of 8 o'clock P. M., for the purpose of considering and executing an agreement with the Town of Ross, for the joint use, as between Ross and San Anselmo, of the recently constructed Bolinas Avenue storm drain.


President Board of Trustees

^{Town Trustees}
We the undersigned of the Town of San Anselmo, hereby consent to the holding of the above meeting.





MINUTES OF APRIL 11, 1927.

An adjourned meeting of the Board of Trustees of the Town of San Anselmo was held on Monday, April 11, 1927, at the hour of 8 o'clock P.M.

Present: Trustees Schmidt, Carl, Smith, Hensley and Peyton.
Absent: None.
Trustee Peyton presiding.

The Minutes of the previous meeting were read and approved.

This was the date to which was continued the hearing on petitions for the improvement of Park Drive, Taylor Street, and Tamal Ave. After considerable discussion, and upon motion of Trustee Schmidt the petition calling for the scarifying of the existing roadbed where necessary and the laying of $2\frac{1}{2}$ inches of asphaltic concrete thereon was accepted by the Board as the type of street construction for the tract, and the Engineer was instructed to prepare plans and specifications for such work. Motion was seconded by Trustee Carl and carried by the following vote:

Ayes: Trustees Schmidt, Carl, Hensley and Peyton.
Noes: Trustee Smith.

Upon motion of Trustee Hensley, seconded by Trustee Schmidt, an extension of sixty days time in which to complete their contract on Canyon Road was granted to McDonald and Maggiora.

There being no further business to come before the Board, the meeting was adjourned to Monday, April 25, 1927, at the hour of 8 o'clock P.M.

Read and approved April 25th, 1927

L. B. Brown
Clerk.

MINUTES OF APRIL 18, 1927.

Pursuant to call of the President of the Board of Trustees, and in accordance with law, a special meeting of the Board of Trustees of the Town of San Anselmo was held this 18th day of April 1927, as evidenced by the following:

There was then presented to the Board Resolution No.63 as adopted by the Town of Ross, same being a certified copy "Determining that it will be for the interest and advantage of the Town of San Anselmo to enter into a contract with the Town of Ross for the joint use by the Town of San Anselmo and the Town of Ross of the storm sewer or drain in and along the northerly side of Bolinas Avenue in said Town of San Anselmo. Authorizing the execution of such contract, and permitting the Town of Ross to construct culverts or conduits in Bolinas Avenue in the Town of San Anselmo connecting with said storm sewer or drain."

Thereupon Trustee Hensley introduced the following resolution and moved its adoption:-

RESOLUTION NO. _____.

DETERMINING THAT IT WILL BE FOR THE INTEREST AND ADVANTAGE OF THE TOWN OF SAN ANSELMO TO ENTER INTO A CONTRACT WITH THE TOWN OF ROSS FOR THE JOINT USE BY THE TOWN OF SAN ANSELMO AND THE TOWN OF ROSS OF THE STORM SEWER OR DRAIN IN AND ALONG THE NORTHERLY SIDE OF BOLINAS AVENUE IN SAID TOWN OF SAN ANSELMO. AUTHORIZING THE EXECUTION OF SUCH CONTRACT, AND PERMITTING THE TOWN OF ROSS TO CONSTRUCT CULVERTS OR CONDUITS IN BOLINAS AVENUE IN THE TOWN OF SAN ANSELMO CONNECTING WITH SAID STORM SEWER OR DRAIN.

WHEREAS, the center line of Bolinas Avenue from the intersection of said line with the westerly line of Red Hill and Ross Landing Road, westerly to the intersection of said center line with the center line of Oak Avenue, is and constitutes a portion of the common boundary line between the Town of San Anselmo and the Town of Ross, that portion of Bolinas Avenue lying north of said Avenue above described being within the corporate limits of the Town of San Anselmo, and the remaining portion of said Bolinas Avenue being within the said Town of Ross; and,

WHEREAS, the Town of San Anselmo has heretofore constructed a certain storm sewer or drain under and along the gutter on the northerly line of said Bolinas Avenue in said Town from a point approximately seventy (70) feet westerly of the intersection of the westerly line of Richmond Road with said Bolinas Avenue easterly to the San Anselmo Creek in the Town of Ross, as shown and designated on the map attached hereto and made a part hereof; and,

WHEREAS, said Town of Ross desires to be permitted to connect with said storm sewer or drain and to be

granted the right or easement of diverting and discharging its storm waters into said storm sewer or drain in consideration of the payment by said Town of Ross to said Town of San Anselmo of the sum of Two Thousand Two Hundred (\$2,200) Dollars, (being approximately one-third (1/3) of the cost of the portion of said storm sewer or drain which will be used by said Town of Ross), and further in consideration of said permit and grant said Town of Ross agrees to pay one third (1/3) of the cost of the repair, maintenance and upkeep of said portion of said storm sewer or drain; and

WHEREAS, it will be to the interest and advantage of said Town of San Anselmo to grant said permit and said right and easement so desired by said Town of Ross:

NOW THEREFORE, it is by the Board of Trustees of said Town of San Anselmo, after full examination and consideration,

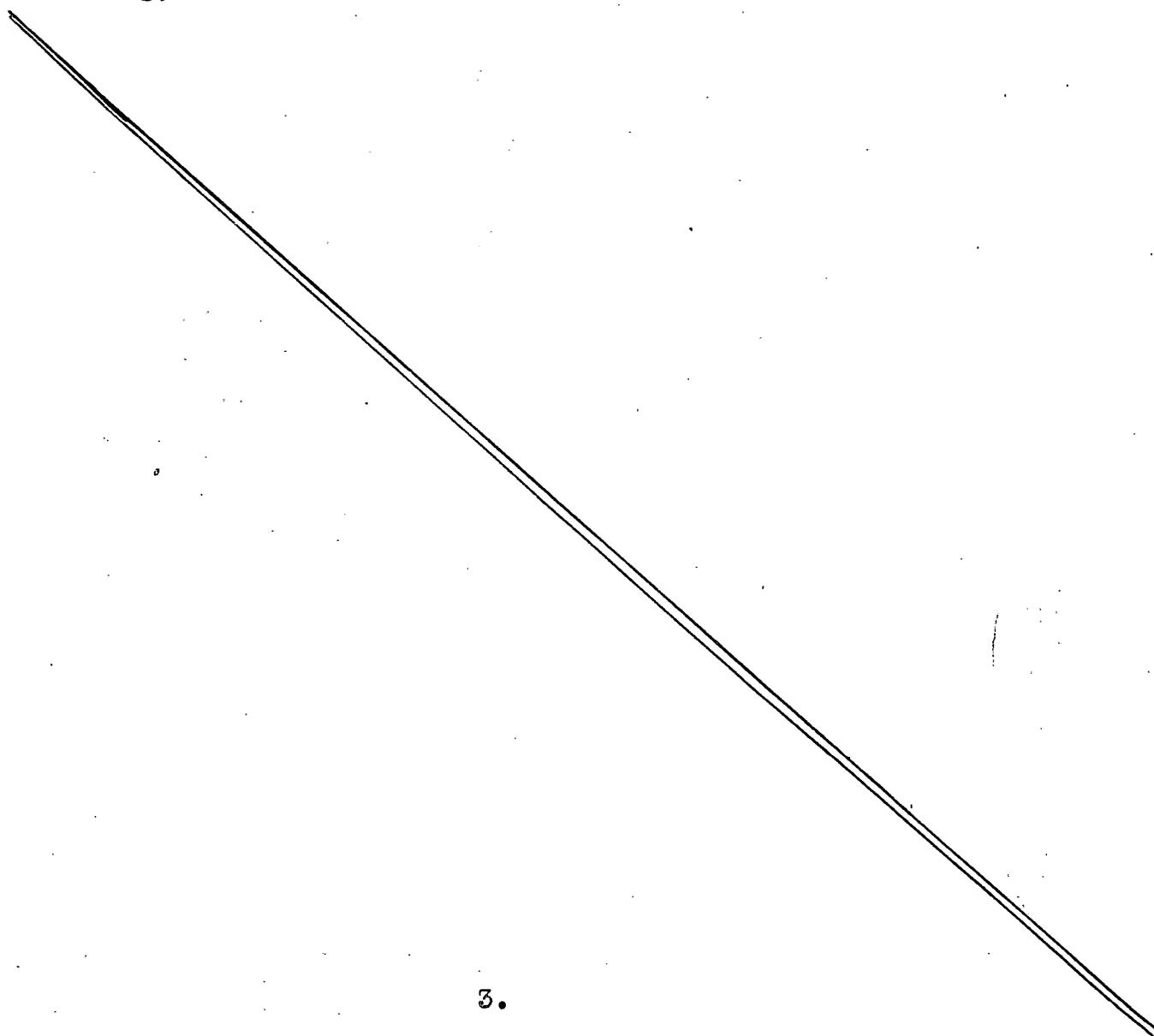
R E S O L V E D:

Section 1. That the Board of Trustees of the Town of San Anselmo hereby finds, determines and declares that it will be for the interest and advantage of said Town of San Anselmo to permit the said Town of Ross to construct four (4) culverts or conduits leading from the said southerly line of said Bolinas Avenue in and across the northerly side of said Bolinas Avenue within the corporate limits of said Town of San Anselmo and connecting with said storm sewer or drain of said Town of San Anselmo.

Section 2. That said Board of Trustees hereby further finds, determines and declares that it will be for the interest and advantage of said Town of San Anselmo to enter

into an agreement with said Town of Ross, permitting said Town of Ross to construct said four (4) culverts or conduits and for the joint use by said Town of San Anselmo and said Town of Ross of the said storm sewer or drain heretofore constructed by said Town of San Anselmo in and along the northerly half of said Bolinas Avenue, upon the terms and conditions contained in the agreement hereinafter in this resolution set forth and made a part hereof.

Section 3. That the President of the Board of Trustees of the Town of San Anselmo, and the Town Clerk of said Town, be, and they are hereby authorized and instructed for, on behalf of, in the name of, under the corporate seal of, and as the act and deed of the Town of San Anselmo, to make, execute and deliver an agreement with said Town of Ross in words and figures following, to-wit:



THIS AGREEMENT, made and entered into in duplicate this 18th day of April, 1927, by and between the Town of SAN ANSELMO, a municipal corporation of the sixth class, duly created, organized and existing under and by virtue of the laws of the State of California, and situate in the County of Marin, in said State, the party of the first part, and the Town of ROSS, a municipal corporation of the sixth class, duly created, organized and existing under and by virtue of the laws of the State of California, and situate in said County of Marin, in said State, the party of the second part,

W I T N E S S E T H:

WHEREAS, the center line of Bolinas Avenue from the intersection of said line with the westerly line of Red Hill and Ross Landing Road, westerly to the intersection of said center line with the center line of Oak Avenue, is and constitutes a portion of the common boundary line between the said Town of SAN ANSELMO and the said Town of ROSS, that portion of said Bolinas Avenue lying north of said center line of said Avenue above described being within the corporate limits of the Town of San Anselmo, and the remaining portion of said Bolinas Avenue being within the Town of Ross; and,

WHEREAS, the Town of San Anselmo has heretofore constructed a certain storm sewer or drain under and along the gutter on the northerly side of said Bolinas Avenue in said Town of San Anselmo from a point approximately seventy(70)feet westerly of the intersection of the westerly line of Richmond Road with said Bolinas Avenue easterly to the San Anselmo Creek in the Town of Ross, as shown and designated upon the map attached hereto and made a part hereof; and,

WHEREAS, the Town of Ross desires to acquire the permission, right and easement from the said Town of San Anselmo to discharge into said storm sewer or drain the storm waters from the gutters along the southerly side of said Bolinas Avenue in said Town of Ross, and to enter into an agreement with the said Town of San Anselmo for the joint use with said Town of San Anselmo of said storm sewer or drain upon the terms and conditions hereinafter set forth:

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and promises hereinafter contained, said parties hereto do hereby covenant, promise and agree as follows, to wit:

1. The said Town of San Anselmo covenants and agrees to, and does hereby grant to the said Town of Ross permission to use jointly, with the said Town of San Anselmo, in perpetuity, the said storm sewer or drain hereinbefore described, from the said westerly end thereof easterly to the outfall of said storm sewer or drain in the San Anselmo Creek in the said Town of Ross; and said Town of San Anselmo does hereby further grant and convey unto the said Town of Ross the right, privilege and easement of discharging the storm waters from, and of draining the southerly portion of, said Bolinas Avenue across the portion of said Avenue within the Town of San Anselmo into the said storm sewer or drain, by means of four (4) culverts or conduits, to be constructed by the said Town of Ross at its own expense but under the supervision and to the satisfaction of said Town of San Anselmo, said culverts to be of the size, material and at the locations shown on the said map attached hereto and made a part hereof; and also the right and easement of conducting and carrying said waters through and by means of said storm sewer or drain into the said San Anselmo Creek.

2. The said Town of Ross, in consideration of the grant by said Town of San Anselmo of the rights, privileges and easements hereinabove described, covenants and agrees to pay to the said Town of San Anselmo the sum of Two Thousand Two Hundred (\$2,200) Dollars, upon the execution of this agreement, receipt of which sum is hereby acknowledged by said Town of San Anselmo.

3. The said Town of Ross further covenants and agrees to pay to the said Town of San Anselmo, upon demand, one-third of the reasonable cost of the repair, maintenance and upkeep of that portion of said storm sewer or drain lying easterly of the westerly line of said Richmond Road so long as the same shall be used by said Town of Ross; and also to pay the whole of the cost of repair, maintenance, upkeep, reconstruction and replacement of the said culverts or conduits across the portion of said Bolinas Avenue within the Town of San Anselmo connecting with said sewer, it being expressly understood and agreed, however, that any and all work upon the portion of said culverts or conduits within the Town of San Anselmo shall be done by said Town of Ross under the supervision and to the satisfaction and approval of the said Town of San Anselmo.

4. It is further expressly understood and agreed that in the event that at any time in the future the said storm sewer or drain, or any portion thereof, should, from any cause, be destroyed, or damaged to such an extent that it will be necessary to reconstruct the same, the said Town of Ross shall pay one-third of the reasonable cost of such reconstruction and replacement, or, in default thereof, shall forfeit all of the rights, privileges and easements acquired by it hereunder, and said Town of San Anselmo shall thereupon be released of all obligations, in law or in equity, hereunder, and this agreement shall thereupon become null and void, and the Town of Ross shall thereupon be deemed

to have relinquished all of its right and interest in and to the said storm sewer or drain, and in and to the portion of said culverts or conduits within the corporate limits of said Town of San Anselmo.

IN WITNESS WHEREOF, the said parties hereto have caused their corporate names to be hereunto subscribed and their corporate seals to be hereunto affixed by their respective officers thereunto duly authorized, the day and year first hereinabove written.

TOWN OF SAN ANSELMO

By: L. Peyton
President of its Board
of Trustees.

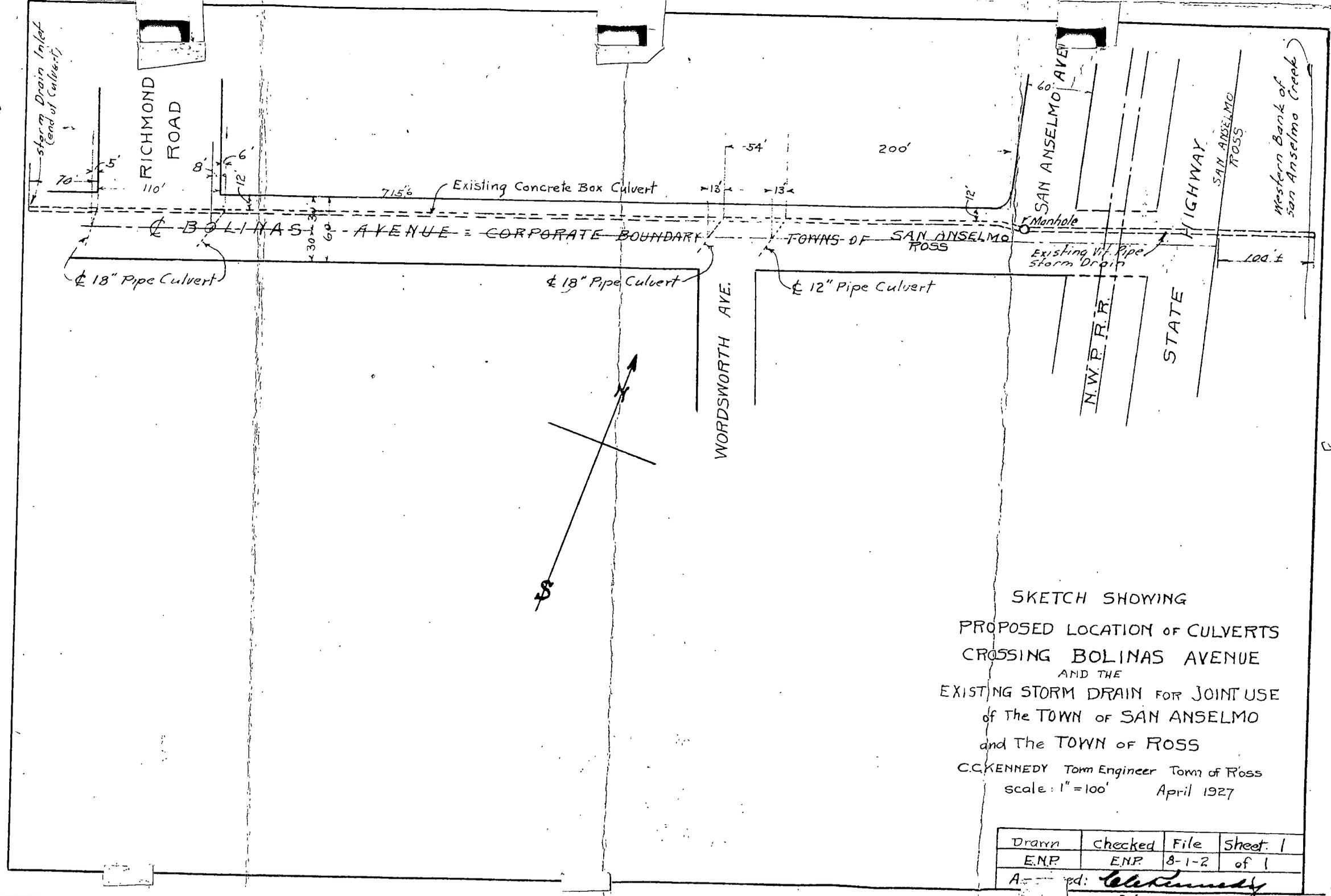
(Seal)

By: A. Brown
Town Clerk

TOWN OF ROSS

By: Thomas O'Connell
President of its Board
of Trustees

By: C. Bradley
Town Clerk.



SKETCH SHOWING
 PROPOSED LOCATION OF CULVERTS
 CROSSING BOLINAS AVENUE
 AND THE
 EXISTING STORM DRAIN FOR JOINT USE
 of the TOWN of SAN ANSELMO
 and the TOWN of ROSS

C.C. KENNEDY Town Engineer Town of Ross
 scale: 1" = 100' April 1927

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ENR	ENR	8-1-2	of 1
Approved: <i>C.C. Kennedy</i>			

Section 4. That said Town of Ross and its duly authorized officers and employees be and they hereby are duly permitted to enter in and upon said portion of Bolinas Avenue in the Town of San Anselmo and construct therein and thereupon said four (4) culverts or conduits, and permission is hereby given to said Town of Ross and its duly authorized officers and employees to do any and all things that may be reasonably required of them in, under or by or in fulfilment or performance of, or pursuant to the terms and conditions of said agreement. hereinbefore set forth between said Town of San Anselmo and said Town of Ross.

Section 5. That the Town Clerk of said Town of San Anselmo be, and he is hereby, authorized and instructed to enter this resolution at length in the minutes of the meeting of the Board of Trustees of said Town this day held, and to deliver a certified copy of this resolution to the Board of Trustees of the Town of Ross.

Passed and adopted this 18th day of April, 1927, by the following vote:

AYES:	TRUSTEES	<u>Carl Smith, Neusley & Peyton</u>
NOES:	TRUSTEES	<u>None</u>
ABSENT:	TRUSTEES	<u>Schmidt</u>

L. Peyton
 President of the Board of Trustees
 of the Town of San Anselmo.

ATTEST:
A. Brown
 Town Clerk of the Town of
 San Anselmo.

STATE OF CALIFORNIA,)
) SS.
 COUNTY OF MARIN.)

I, F. D. BURROWS, Town Clerk of the Town of San Anselmo, do hereby certify and declare the foregoing to be a full, true and correct copy of a resolution duly and regularly adopted by the Board of Trustees of the Town of San Anselmo, at a meeting of said Board, duly and regularly convened and held in the Town Hall of the Town of San Anselmo on Monday, the 18th day of April, 1927, at the hour of eight o'clock P.M. of said day, at which said meeting a quorum of said Board were present and voting; and that said resolution has not been amended, repealed or rescinded, and is now in full force and effect.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed the corporate seal of said Town of San Anselmo this 18th day of April, 1927.


 Town Clerk of the Town of
 San Anselmo

(SEAL)

Resolution was seconded by Trustee Carl, and carried by the following vote:

Ayes: Trustees Carl, Smith, Hensley and Peyton.
 Noes: None.
 Absent: Trustee Schmidt.

There being no further business, the meeting was adjourned to Monday, April 25th, 1927, at the hour of 8 o'clock P.M.

Read and approved

April 25th 1927


 CLERK