

RESOLUTION OF TOWN OF SAN ANSELMO # 531

RESOLUTION AUTHORIZING AND DIRECTING THE  
EXCHANGE OF EASEMENTS WITH PAUL E. EOFAHL  
AND MRS. PAUL E. EOFAHL

WHEREAS, EDISON W. CASWELL and GRACE E. CASWELL conveyed to the Town of San Anselmo a certain easement for roadway purposes described as follows:

A non-exclusive right of way for roadway over a strip of land 12 feet wide lying Southerly and Westerly of and adjacent to a line described as follows:

Commencing at a point on the Easterly line of Nokomis Avenue, distant thereon 173.5 feet Northerly from the most Southerly corner of Lot 2 in Block E "Amended Map No. 2 of Carrigan Tract", running thence South 72° 31' East 30 feet more or less, to the Easterly line of said Lot, 2, running thence Southerly along said Easterly line 85 feet more or less to the Southeasterly corner of said Lot 2.

said property being in the Town of San Anselmo, County of Marin, State of California; and

WHEREAS, the Town of San Anselmo, in consideration of the foregoing, grant to the Town, did contemporaneously therewith convey to the said Caswells all right, title and interest in an easement on a triangular and southerly portion of the real property owned by the said Caswells; and

WHEREAS, it has now developed that the said easement conveyed to the Town of San Anselmo as aforesaid, is of little or no value to the said Town for the reason that the primary purpose for said easement was to give the Town of San Anselmo ingress and egress to that portion of the creek lying near the bridge across Nokomis Avenue for the purpose of dredging and cleaning said creek bed as required; and

WHEREAS, said Caswells have conveyed the property to PAUL E. EOFAHL and his wife; and

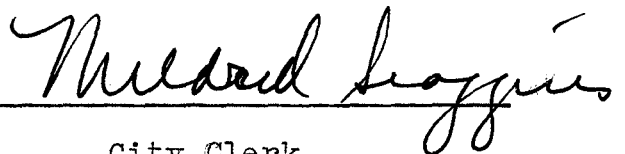
WHEREAS, the said PAUL E. EOFAHL is desirous of conveying to the Town a 12 foot strip on the southerly portion of his property in order to give the Town of San Anselmo ingress and egress to the creek area in and about said bridge, in order that proper maintenance of the creek bed may be maintained; and

WHEREAS, in consideration of said grant of easement on the southerly portion the Town of San Anselmo is desirous of relinquishing and quitclaiming any right to the said easement granted on the northerly and easterly portion of said property;

NOW, THEREFORE, BE IT RESOLVED, that the premises and foregoing facts are true, and

BE IT FURTHER RESOLVED that the Mayor of the Town of San Anselmo be and is hereby authorized to execute a quit-claim deed to the present existing easement in favor of the Town of San Anselmo, which said easement is recorded in Volume 623 of Marin County Official Records, at page 161 thereof, in exchange for a grant of right of way over a 12 foot strip on the southerly portion of the property owned by the said Eofahls, said 12 foot strip to be selected by the appropriate city officials so as to assure ingress and egress to the creek in and about said bridge, said 12 foot strip to be as far distant from the dwelling of the Eofahls as consistent with necessity in the premises.

BE IT FURTHER RESOLVED that the City Attorney be authorized to draft any and all necessary papers to effectuate the foregoing resolution.

  
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City Clerk

TOWN OF  
**SAN ANSELMO**  **MARIN COUNTY**

15 July, 1951

Mr. John G. Buresh, City Attorney  
Town Hall  
San Anselmo, California.

Subject: Right of Way swap between the Town and  
Paul Pofahl et al of 32 Nokomis Avenue  
San Anselmo.

Dear Sir:

At the request of mr Samuel S. Knoles,  
San Anselmo street Commissioner, a have worked  
out a right of way description which will allow  
ingress and egress to San Anselmo Creek from  
Nokomis Avenue. Dates of reference deed and  
filing volume number and page can be furnished  
by the Title Company selected.

-----, situate in the City  
of San Anselmo, County of Marin, State of Cal-  
ifornia and described as follows to wit:

A 12 foot right of way, for ingress and egress:  
the center line of which is described as,  
beginning at a point on the Easterly line of  
Nokomis Avenue distant South 2 degrees 50 minutes  
West 20.0 feet from the intersection of bound-  
aries South 17 degrees 29 minutes West 114.626  
feet, and South 2 degrees 50 minutes West 62.5  
feet, as said boundaries are set down and de-  
lineated in that certain deed-----  
----- (Caswell and wife to Pofahl and  
wife)-----, recorded-----  
----- at page --- thereof; and  
running thence South 85 degrees 10 minutes East  
36 feet more or less to the Southeasterly line  
of the aforementioned deed.

Trusting this will give you the necessary  
information to complete the transaction, I am,

Yours very truly,



Albert H. Siemer, City Engineer

eps:

City Clerk for file  
S. S. Knoles.  
Paul Pofahl