

City
TOWN OF SAN ANSELMO

RESOLUTION NO. 700

A RESOLUTION AUTHORIZING THE CONDEMNATION OF
CERTAIN REAL PROPERTY OWNED BY
ROBERT S. CAREY, ET AL.

WHEREAS, the public convenience and necessity require the acquisition of the hereinafter described real property for the construction and completion of a water and gravel storage reservoir and control basin, disposal of storage water, all in the vicinity of Redwood Road in or about Lot 14 of the Rosenthal Tract in the City of San Anselmo as hereinafter more particularly described.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the ~~Town~~^{City} of San Anselmo, and the City Council does hereby find and declare as follows, to-wit:

1. That the public interest and necessity require the acquisition of the hereinafter described real property, and the construction and completion thereon by the ~~Town~~^{City} of San Anselmo of a water and gravel storage reservoir and control basin and for necessary easements for the disposal of storage water, all in the vicinity of Redwood Road in or about Lot 14 of the Rosenthal Tract in the City of San Anselmo as hereinafter more particularly described.

2. That it is hereby found necessary, and the City Council does hereby resolve that all of that said hereinafter described property is necessary to be taken for the purposes hereinabove set forth, and is required as aforesaid by the public interest and necessity.

3. That the following is a particular description of all that certain real property in the ~~Town~~^{City} of San Anselmo,

County of Marin, State of California, which is necessary to be taken for the purposes hereinabove described by eminent domain proceedings, to-wit:

PARCEL 1.

DESCRIPTION OF A PARCEL OF LAND
TO BE USED FOR GRAVEL TRAP, CITY
OF SAN ANSELMO, CAL. (REDWOOD ROAD)

BEGINNING at a point on the southerly line of Redwood Road, distant thereon S.70°23'W. 13.52 feet from its intersection with the westerly line of that certain tract of land conveyed from Carey to Anderson by deed recorded May 3, 1946 in Volume 513, Official Records at page 356, Marin County Records; running thence S.29°16'W. 75.32 feet, S.6°02'W. 96.84 feet, N.59°32'50"W. 121.78 feet, N.55°20'E. 55.54 feet and N.17°08'40"E. 94.96 feet to a lead plug set in a concrete wall; thence N.23°27'E. 28.08 feet to the southwesterly line of said Redwood Road; thence along said road line, S.24°06'E. 67.77 feet and N.70°23'E. 41.89 feet to the point of beginning.

PARCEL 2.

A strip of land 10.0 feet in width to be used for the purpose of drainage easement for storm water the centerline of which is described as follows: BEGINNING at a point on the centerline of Redwood Road, City of San Anselmo, distant thereon N.70°23'E. 22.28 feet from an angle point in said center line, at the junction of courses, "S.24°06'E. and N.70°23'E." and running thence N.11°40'E. 91.0 feet.

PARCEL 3.

DESCRIPTION OF DRAINAGE EASEMENT
ACROSS LOT 135, ROSS VALLEY SUB-
DIVISION #2, SAN ANSELMO, CALIFORNIA

AN EASEMENT for drainage purposes over a strip of land 6.0 feet in width lying 3.0 feet on each side of the following described line: BEGINNING at a point on the easterly line of San Anselmo Avenue, San Anselmo, said point being in the northerly line of Lot 135, Ross Valley Subdivision #2 recorded November 23, 1903, said point being distant, S.83°34'W. 66.67 feet from the northeast corner of said Lot, running thence N.83°34'E. 66.67 feet to said northeast corner.

PARCEL 4.

DESCRIPTION OF DRAINAGE EASEMENT ACROSS
LOT 136, ROSS VALLEY SUBDIVISION #2
SAN ANSELMO, CALIFORNIA.

AN EASEMENT for drainage purposes over a strip of land 3.0 feet in width, lying southerly of and

adjacent to the northerly line of "Parcel A" in the deed recorded December 1, 1953 in Volume 839 of Official Records at page 143, Marin County Records.

PARCEL 5.

ALSO an easement for drainage purposes over a strip of land 3.0 feet in width, lying northerly of and adjacent to the southerly line of "Parcel B" in the deed hereinabove referred to.

4. That the use for which said property is to be taken is necessary for the function of the ^{City} ~~Town~~ of San Anselmo as a city of the sixth class, and the taking thereof is authorized by law, and that all of said land is to be used for the purposes hereinabove mentioned.

5. That the City Attorney be, and he is hereby, ordered and directed to forthwith prepare and file on behalf of the ^{City} ~~Town~~ of San Anselmo, a municipal corporation, an action in the Superior Court of the State of California in and for the County of Marin, to condemn all of the hereinabove described property for the public use and purposes hereinabove set forth, to-wit: A water and gravel storage reservoir and control basin and for necessary easements for the disposal of storage water, all in the vicinity of Redwood Road in or about Lot 14 of the Rosenthal Tract in the City of San Anselmo as hereinabove more particularly described, and the City Engineer of the Town of San Anselmo is hereby authorized and directed to sign and verify said complaint, and said City Engineer and said City Attorney are authorized, directed and empowered to do any and all other acts and things necessary to complete the condemnation of the hereinabove described lands, to the end that the ^{City} ~~Town~~ of San Anselmo, a municipal corporation, shall own the said property described as Parcel 1. in fee simple, and easements over Parcels 2, 3 and 4 and 5.

The foregoing Resolution was duly passed and adopted at an ^{adjourned regular} ~~regular~~ meeting of the City Council of the ^{City} ~~Town~~ of San Anselmo

held in said Town on the 20th day of November, 1956, and passed by the following vote:

AYES: COUNCILMEN: *Ball, Cullen, Smith*
NOES: COUNCILMEN: *none*
ABSENT: COUNCILMEN: *Booth, O'Connell*

Arthur W. Smith

ARTHUR W. SMITH
MAYOR OF THE TOWN OF SAN ANSELMO

ATTEST:

Anita Gannon

ANITA GANNON, City Clerk

I, ANITA GANNON, City Clerk of the Town of San Anselmo, do hereby certify that I have compared the foregoing copy of Resolution with the original thereof on file in my office, and I do hereby certify that the said foregoing is a true copy of said original, passed as indicated by the City Council of the ^{city} ~~Town~~ of San Anselmo.

Anita Gannon

ANITA GANNON, City Clerk.