

TRANSPORTATION COMMISSION
RESOLUTION NO.

C-21473

CALIFORNIA TRANSPORTATION COMMISSION
RESOLUTION OF NECESSITY
TO ACQUIRE CERTAIN REAL PROPERTY
OR INTEREST IN REAL PROPERTY BY EMINENT DOMAIN
HIGHWAY 01-Hum-36-PM 37.84 PARCEL 12344-1, 2
OWNER: James Pevy, a single man

Resolved by the California Transportation Commission after notice (and hearing) pursuant to Code of Civil Procedure Section 1245.235 that it finds and determines and hereby declares that:

The hereinafter described real property is necessary for State Highway purposes and is to be acquired by eminent domain pursuant to Streets and Highways Code Section 102; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use; and Code of Civil Procedure Section 1240.320 in that a portion of the property is being acquired for conveyance to Pacific Gas and Electric for utility purposes;

The public interest and necessity require the proposed public project, namely a State highway;

The proposed project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury;

The property sought to be acquired and described by this resolution is necessary for the public project;

The offer required by Section 7267.2 of the Government Code

APPROVED AS TO FORM AND PROCEDURE

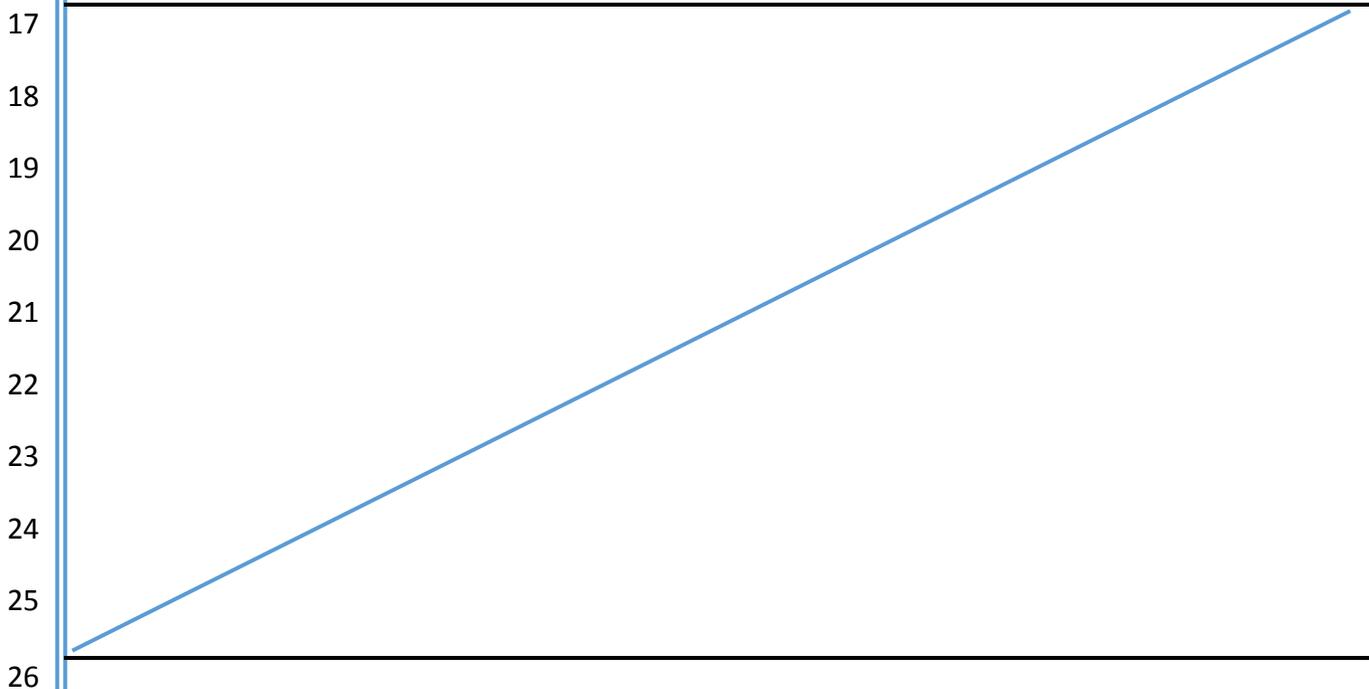
APPROVAL RECOMMENDED

1 has not been made to the owner of record because he could not be
2 located with reasonable diligence; and be it further

3 RESOLVED by this Commission that the Department of
4 Transportation be and said Department is hereby authorized and
5 empowered;

6 To acquire, in the name of the People of the State of
7 California, in fee simple absolute, unless a lesser estate is
8 hereinafter expressly described, the said hereinafter described
9 real property, or interests in real property, by condemnation
10 proceeding or proceedings in accordance with the provisions of the
11 Streets and Highways Code, Code of Civil Procedure and of the
12 Constitution of California relating to eminent domain;

13 The real property or interests in real property, which the
14 Department of Transportation is by this resolution authorized to
15 acquire, is situated in the County of Humboldt, State of
16 California, 01-Hum-36 and described as follows:



PARCEL 12344-1

For State highway purposes, that portion of Parcel 4 of Parcel Map No. 1660 recorded in Book 14 of Parcel Maps, Pages 92 to 95 inclusive, Humboldt County Records (HCR), located in the northeast quarter of Section 18, Township 1 North, Range 5 East, Humboldt Meridian, Humboldt County, State of California, described as follows:

Commencing at a found 1 inch galvanized iron pipe with plastic plug marked "LS 3115" set for the quarter corner to Sections 7 & 8, T1N, R5E, HM, by Book 22 of Surveys, Pages 106-109, HCR; thence S. 00° 52' 02" W., 2672.49 feet to a found 1 inch galvanized iron pipe with 2.5 inch diameter brass cap stamped "T1N R5E 7 8 17 18 LS 3115" set for the corner to Sections 7, 8, 17, and 18 in T1N, R5E, HM, by Book 23 of Surveys, Pages 113 to 115, HCR; thence S. 80° 20' 39" W., 2502.46 feet to the Point of Beginning;

- 1) Thence N. 00° 00' 00" E., 124 feet more or less, to the north line of said Parcel 4;
- 2) Thence easterly along said north line, 94 feet more or less, to the centerline of Road B as shown on said Parcel Map No. 1660, said centerline being the easterly boundary of said Parcel 4;
- 3) Thence southerly along said centerline and boundary to a point that bears S. 24° 53' 57" E. from the Point of Beginning;
- 4) Thence N. 24° 53' 57" W., 114 feet more or less to the Point of Beginning.

PARCEL 12344-2

For State highway purposes, an easement to the State of California (STATE), its successors or assigns, for utility purposes, including the right, from time to time, to construct, reconstruct, install, inspect, maintain, replace, remove, and use utility facilities, together with a right of way therefor, within the EASEMENT AREA as hereinafter set forth, and also ingress thereto and egress therefrom over and across Parcel 4 of Parcel Map No. 1660 filed in Book 14 of Parcel Maps, Pages 92 to 95, Humboldt County Records (HCR) by such route or routes as practicable which cause the least damage or inconvenience to the owner;

EASEMENT AREA being that portion of said Parcel 4 lying within a strip of land forty (40) feet wide, the centerline of which is described as follows:

Commencing at a found copper clad steel rod monument with 1.5 inch diameter brass cap stamped "1/4 S 19/30 HK" set for the quarter corner between Sections 19 and 30 in T1N R5E HM, as shown on Book 15 of Parcel Maps, pages 4 to 6, HCR; thence N. 16° 45' 16" E., 11,032.68 feet to found 1 inch galvanized iron pipe with 2.5 inch diameter brass cap stamped "T1N R5E 7 8 17 18 LS 3115" set for the corner to Sections 7, 8, 17, and 18 in T1N, R5E, HM, by Book 23 of Surveys, Pages

113 to 115, HCR; thence S. 78° 26' 40" W., 2450.78 feet to an existing utility pole located within Parcel 6 of said Parcel Map No. 1660 and installed under and by virtue of the unrecorded easement from Loren C. Bliss, Jr. and wife to PG&E dated July 22, 1953, said pole being the Point of Beginning of this description;

- 1) Thence N. 83° 00' 00" W., 55.00 feet, to a point within said Parcel 4.

This easement includes the right, from time to time, to trim or to cut down any and all trees and brush now or hereafter within said EASEMENT AREA, and includes the further right, from time to time, to trim and cut down trees and brush along each side of said EASEMENT AREA which, in the opinion of the STATE, its successors or assigns, now or hereafter may interfere with or be a hazard to the facilities installed hereunder, or as STATE, its successors or assigns, deems necessary to comply with applicable state or federal regulations.

Owner shall not erect or construct any building or other structure or drill or operate any well within said easement area.

The bearings and distances used in the above descriptions are on the California Coordinate System of 1983, Zone 1, CCS83(2011) (EPOCH 2010.00). To obtain ground level distances, divide distances given by 0.9997871.

The aforementioned monuments have established grid coordinates of:

Quarter corner iron pipe: North 2,062,570.48 feet
 East 6,103,715.14 feet

Section corner iron pipe: North 2,059,898.30 feet
 East 6,103,674.69 feet

Quarter corner copper clad steel rod:
 North 2,049,333.98 feet
 East 6,100,494.28 feet

Portion of APN 210-192-014