

For additional information
see files 726 and 727.

CHABOT ROAD WIDENING

1969

David J. Rust condemnation

No final order of condemnation received from City Attorney

CITY OF SAN LEANDRO

INTEROFFICE MEMO

TO City Clerk DATE July 15, 1969

FROM L. E. Riordan, Assistant City Manager

SUBJECT Certificate of Acceptance -- Rust property

1 Please prepare a certificate of acceptance for the acquisition of the Rust
 2 property on Lake Chabot Road which was approved for acquisition by the City Council
 3 on July 15, 1969. Please send the certificate to this office so that it may be
 4 sent to the Title Company along with our letter of instructions. Thank you.

L. Riordan
 Lee Riordan *ed*

7 LER:ed

10 7/16/69 - Attached

R. H. West
 R. H. West

OFFICE OF THE
CITY MANAGER



714

CITY OF SAN LEANDRO

CITY HALL - 835 EAST 14TH STREET
SAN LEANDRO, CALIFORNIA

July 17, 1969

Title Insurance & Trust Company
1409 Washington Avenue
San Leandro, California 94577

Gentlemen:

Enclosed are the following: a City warrant in the amount of \$3,490, a signed but undated certificate of authorization by the City Clerk accepting the deed on behalf of the City, a grant of easement and conveyance of storm drain, a deed for the property being acquired by the City which includes an easement for the construction and maintenance of slopes of cuts and fills adjacent to the property described in the deed, and an option describing the property to be conveyed.

Please open an escrow for this transaction. Upon recordation of the deed conveying title from David J. Rust and Edloe B. Rust to the City of San Leandro, a Municipal Corporation, and issuance of the policy of title insurance showing title vested in the City free and clear of all liens and encumbrances, you are authorized to deliver payment to the persons entitled thereto.

Please have the deed recorded and returned to the City Manager's Office, City Hall, San Leandro, California. Please make a note of this last instruction on the back of the deed. Also, send title insurance and closing statement to the City Manager's Office.

If you have any questions, please contact me.

Very truly yours,


L. E. Riordan
Assistant City Manager

LER:ed

Encl.

cc: Public Works Dept. (79-15-1-2)
Finance Office (#50-927)
City Clerk ✓
D. J. and E. B. Rust

U.S. and P. O. Box
City Clerk
Business Office (420-333)
City of San Francisco (42-72-1-3)
Post
Date

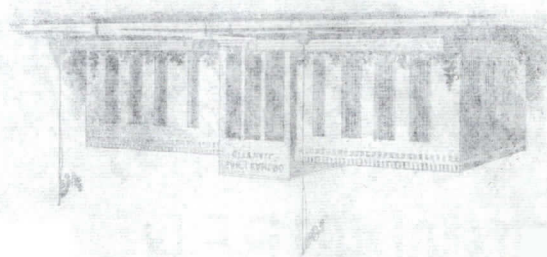
Very truly yours,
G. E. Brown

City Clerk

It is hereby ordered that the
proceedings in the case of the
City of San Francisco, et al.,
be continued to the next
meeting of the Board of
Supervisors, to be held on
the 15th day of the month
of May, 1934, at 10 o'clock
a.m. in the City Clerk's
office, at the City Hall,
San Francisco, California.
The City Clerk is directed
to cause this order to be
published in the City and
County Record, and to file
a copy of this order with
the Board of Supervisors.

Witness my hand and the seal of the City of San Francisco, this 15th day of April, 1934.

CITY OF SAN FRANCISCO
CITY CLERK - 422 BAY STREET
SAN FRANCISCO, CALIFORNIA

CITY MANAGER
OFFICE OF THE



O P T I O N

In consideration of TEN AND NO/100----- 10.00 (\$ -----) DOLLARS,
THE CITY OF SAN

THE RECEIPT WHEREOF IS HEREBY ACKNOWLEDGED, I HEREBY GIVE TO -----
LEANDRO, a Municipal Corporation

----- HEREINAFTER REFERRED
THREE THOUSAND FIVE
TO AS OPTIONEE, THE OPTION OF BUYING, FOR THE FULL PRICE OF
HUNDRED AND NO/100----- 3,305.00

(\$ -----) DOLLARS,
San Leandro

THE FOLLOWING DESCRIBED REAL PROPERTY SITUATED IN THE CITY OF -----

COUNTY OF Alameda, STATE OF CALIFORNIA, AND MORE PARTICULARLY

DESCRIBED AS FOLLOWS, TO WIT: -----

OPTIONEE SHALL HAVE THE RIGHT TO CLOSE THIS APPLICATION AT ANY TIME WITHIN
90 days FROM DATE HEREOF, AND I AGREE TO EXECUTE AND DELIVER TO

OPTIONEE, OR TO ANY ONE NAMED BY OPTIONEE, A GOOD AND SUFFICIENT GRANT DEED. ON
THREE THOUSAND FOUR HUNDRED

EXECUTION OF SAID DEED I AM TO BE PAID THE FURTHER SUM OF -----
NINETY AND NO/100----- 3,490.00

(\$ -----) DOLLARS, IN FULL PAYMENT
OF THE PURCHASE PRICE OF SAID REAL PROPERTY: BUT IF SAID OPTION IS NOT CLOSED
WITHIN 90 days

FROM DATE HEREOF, I AM TO RETAIN THE SAID SUM OF
TEN AND NO/100----- 10.00
(\$ -----) DOLLARS, SO PAID AS AFORESAID, AS LIQUIDATED
90 days

DAMAGES. IF SAID OPTION IS CLOSED WITH THE SAID -----, THE
AMOUNT PAID AS AFORESAID IS TO BE APPLIED TOWARDS THE PURCHASE PRICE. TIME IS
OF THE ESSENCE OF THIS CONTRACT.

DATED THIS 9th DAY OF July, 1989

David J. Rust

State of California)
County of Alameda) ss

On this ----- day of -----, 19-----, before me, the undersigned
Notary Public, personally appeared

Known to me to be the person described in and whose name ----- subscribed
to and who executed the within instrument and acknowledged to me that -----
executed the same.

Notary Public in and for said County and State -----

Notary Name Typed

My Commission Expires: -----

O P T I O N

TEW AND NO/100-----

10.00

In consideration of ----- (\$ -----) DOLLARS,

THE RECEIPT WHEREOF IS HEREBY ACKNOWLEDGED, I HEREBY GIVE TO -----
LEANDRO, a Municipal Corporation

----- HEREINAFTER REFERRED
TO AS OPTIONEE, THE OPTION OF BUYING, FOR THE FULL PRICE OF
HUNDRED AND NO/100----- 3,505.00

----- (\$ -----) DOLLARS,
San Leandro

THE FOLLOWING DESCRIBED REAL PROPERTY SITUATED IN THE CITY OF -----
Alameda

COUNTY OF -----, STATE OF CALIFORNIA, AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS, TO WIT: -----

cc # 726

cc # 714
Redundant
with cc#
726 &
727

Real property in the City of San Leandro,
County of Alameda, State of California, described as
follows:

A portion of the land of David J. Rust and
Edloe B. Rust, his wife, as said land is described
in the instrument recorded April 14, 1959, in Book
8993, page 281, Official Records of Alameda County,
described as follows:

Chabot widening

BEGINNING at the intersection of the
northeastern line of the 409.85 acre tract of land
described Eighth in the Final Decree of Distribu-
tion in the Matter of the Estate of Georges LeRoy,
deceased, dated May 6, 1946, in the Superior Court
of Contra Costa County, Probate Case No. 11748, a
certified copy of said Decree was recorded November
22, 1948, in Book 5660, page 403, Official Records
of Alameda County, with the northern line of Lake
Chabot Road (County Road No. 7759), said point
being on a curve concave to the south, having a
radius of 230 feet, and a central angle of 5° 38' 15",
a radial line to said point bears north 1° 36' 05"
east; thence along the said northern line of Lake
Chabot Road the following courses: westerly 22.63
feet along said curve to a tangent line; thence
along said tangent line south 85° 57' 50" west
104.02 feet to a tangent curve concave to the
northeast, having a radius of 170 feet and a cen-
tral angle of 38° 42' 25"; thence along said curve
southwesterly, westerly, and northwesterly 114.85
feet to a tangent line; thence along said tangent
line north 55° 19' 45" west 146.57 feet to a point
of cusp with a nontangent curve concave to the
northeast, having a radius of 770 feet and a central
angle of 17° 16' 41", a radial line to said point
bears south 28° 07' 24" west; thence leaving said
northern line of Lake Chabot Road and proceeding
along said curve southeasterly 232.20 feet to a
tangent line; thence along said tangent line south
79° 09' 17" east 139.48 feet to the aforementioned
northeastern line of said 409.85 acre tract; thence
along said northeastern line south 15° 10' 05" east
2.01 feet to the point of beginning.

55
177
232

The above described parcel of land contains
7,988 square feet, more or less.

LD-66-91

Real property in the City of San Leandro, County of Alameda, State of California, described as follows:

A portion of the land of David J. Rust and Elise B. Rust, his wife, as said land is described in the instrument recorded April 14, 1959, in Book 8993, page 214, Official Records of Alameda County, described as follows:

Commencing at the intersection of the northern line of Lake Chabot Road (County Road No. 7759) with the northeastern line of the 409.85 acre tract of land described Eighth in the Final Decree of Distribution in the Matter of the Estate of Georges Le Roy, deceased, dated May 6, 1946, in the Superior Court of Contra Costa County, Probate Case No. 11748, a certified copy of said Decree was recorded November 22, 1948, in Book 5660, page 403, Official Records of Alameda County; thence along said northeastern line north 15° 10' 05" west 2.01 feet; thence north 79° 09' 17" west 123.98 feet to the ACTUAL POINT OF BEGINNING; thence curving continuing north 79° 09' 17" west 15.50 feet to a tangent curve concave to the northeast, having a radius of 770 feet and a central angle of 13° 10' 15"; thence along said curve north-westerly 177.00 feet to a non-tangent line; thence along said non-tangent line north 15° 21' 46" west 106.53 feet; thence north 48° 47' 39" east 30.00 feet; thence south 46° 43' 30" east 260.12 feet to the actual point of beginning.

The above described parcel of land contains 13,273 square feet, more or less.

14-89 07

The above described parcels of land contain 16,272 square feet, more or less.

69-97314
Re 2468 Em 63
July 10, 1969
cc # 727

Real property in the City of San Leandro, County of Alameda, State of California, described as follows:

A portion of the land of David J. Rust and Edloe B. Rust, his wife, as said land is described in the instrument recorded April 14, 1959, in Book 8993, page 281, Official Records of Alameda County, described as follows:

Parcel I: A strip of land 15 feet wide, the centerline of said strip being described as follows:

Commencing at the intersection of the northern line of Lake Chabot Road (County Road No. 7759) with the northeastern line of the 409.85 acre tract of land described Eighth in the Final Decree of Distribution in the Matter of the Estate of Georges Le Roy, deceased, dated May 6, 1946, in the Superior Court of Contra Costa County, Probate Case No. 11748, a certified copy of said Decree was recorded November 22, 1948, in Book 5660, page 403, Official Records of Alameda County; thence along said northeastern line, north $15^{\circ} 10' 05''$ west 2.01 feet; thence north $79^{\circ} 09' 17''$ west 139.48 feet to a tangent curve concave to the northeast, having a radius of 770 feet, and a central angle of $3^{\circ} 51' 40''$; thence along said curve, northwesterly 51.89 feet to its intersection with a non-tangent line, said non-tangent line being the centerline of said 15 foot wide strip of land, said point of intersection being the Actual Point of Beginning; thence along said centerline, north $41^{\circ} 12' 21''$ west 204.71 feet to the northwestern terminus of said Parcel I.

Parcel II: A strip of land 30 feet wide described as follows:

Beginning at the northwestern terminus of the said centerline of Parcel I; thence north $48^{\circ} 47' 39''$ east 15.00 feet; thence north $41^{\circ} 12' 21''$ west 42.05 feet; thence south $40^{\circ} 59' 35''$ west 30.28 feet; thence south $41^{\circ} 12' 21''$ east 37.94 feet; thence north $48^{\circ} 47' 39''$ east 15.00 feet to the point of beginning.

Parcel III: A strip of land 15 feet wide, the centerline of said strip being described as follows:

Commencing at the northeastern corner of said Parcel II; thence along the northwestern line said Parcel II, south $40^{\circ} 59' 35''$ west 16.09 feet to the centerline of said 15 foot wide strip of land, being the Actual Point of Beginning; thence along said centerline north $49^{\circ} 00' 25''$ west 22.29 feet; thence north $37^{\circ} 18' 52''$ west 101.42 feet; thence north $18^{\circ} 36' 17''$ west 76.70 feet to a tangent curve concave to the southwest, having a radius of 620 feet, and a central angle of $12^{\circ} 29' 22''$; thence along said curve, northwesterly 135.15 feet to a tangent line; thence along said tangent line, north $31^{\circ} 05' 39''$ west 144.50 feet to the northwestern terminus of said Parcel III.

Parcel IV: A strip of land 30 feet wide, the centerline of said strip being described as follows:

Beginning at the northwestern terminus of said centerline of Parcel III; thence north $31^{\circ} 05' 39''$ west 160 feet, more or less, to the centerline of San Leandro Creek, being the northwestern terminus of said Parcel IV.

The above described parcels of land contain 16,272 square feet, more or less.