

FEB 16 1965

AX116554

RE:1580 IM:712

CITY OF SAN LEANDRO

MAIL TO

GLENN A. FORBES, City Attorney
BREED, ROBINSON & STEWART
1215 Financial Center Building
Oakland 12, California
835-8880

ENDORSED
FILED

AUG 20 1965

JACK G. BLUE, County Clerk
B. J. DAVIS
DEPUTY

VANIER -
WASH. ST. WIDENING

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ALAMEDA

CITY OF SAN LEANDRO, a
municipal corporation,

Plaintiff,

-vs-

THOMAS BEVILACQUA, et al,

Defendants.

NO. 340717 (Parcel No. 3)

FINAL ORDER OF CONDEMNATION

A stipulated judgment for condemnation having been heretofore filed in the above entitled action on August 4, 1965, in the office of the County Clerk of the County of Alameda, State of California, and it appearing to the satisfaction of the court that the above named plaintiff, pursuant to that judgment, has paid into court for the defendants, M. J. VANIER and ALVERTA G. VANIER, pursuant to said stipulation, in the sum of Two Thousand Six Hundred (\$2,600.00) Dollars; and

A Receipt and Satisfaction of Judgment having been heretofore filed in the above entitled action on August 20, 1965;

IT IS ORDERED AND ADJUDGED:

The fee simple title to the following described parcel of land, situate in the County of Alameda, State of California, more particularly described as follows:

All that land situated in the City of San Leandro, County of Alameda, State of California, described as follows:

1 BEGINNING at a point on the southwestern line
 2 of Washington Avenue, distant along said line north
 3 28° 00' west 630.05 feet from the northeastern line
 4 of the right of way of the Southern Pacific Company,
 5 formerly the Central Pacific Railroad, thence along
 6 the said southwestern line of Washington Avenue
 7 north 28° 00' west 150.00 feet to the northwestern
 8 line of the said Zugschwerdt parcel; thence along the
 9 last mentioned line south 49° 27' west 12.29 feet to
 10 a line parallel with the said southwestern line of
 11 Washington Avenue and 12.00 feet, measured at right
 12 angles, southwesterly therefrom; thence along said
 13 parallel line south 28° 00' east 150.28 feet to the
 14 northwestern line of the aforementioned Spinardi
 15 parcel; thence along the last mentioned line north
 16 48° 11' 23" east 12.36 feet to the point of beginning.

17 together with all the rights, easements, and appur-
 18 tenances thereunto belonging or in any wise appertaining.

19 is hereby condemned to and taken for the public use stated in the
 20 complaint herein.

21 The fee simple title to that real property is hereby
 22 condemned and taken for a public use, namely, street and highway
 23 purposes.

24 On filing a copy of this Final Order of Condemnation with
 25 the County Recorder of the County of Alameda, State of California,
 26 the fee simple title of the real property described above shall
 27 vest in plaintiff, its successors and assigns.

28 Dated: August 20, 1965.

29 The foregoing instrument is a
 30 correct copy of the original
 31 on file in this office.

32 ATTEST: AUG 20 1965

JACK G. BLUE, County Clerk
 County Clerk and ex-officio Clerk of the
 Superior Court of the State of California in
 and for the County of Alameda

By [Signature] Deputy

Wm. Friedman
 Judge of the Superior Court

AX116554

RECORDED at REQUEST OF
 ATTORNEY

At _____ Min. Past 2:30 P.M.

AUG 20 1965

OFFICIAL RECORDS OF
 ALAMEDA COUNTY, CALIFORNIA
 JACK G. BLUE
 COUNTY RECORDER

DH.

1059

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 64 - 85

RESOLUTION FINDING AND DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION OF CERTAIN PROPERTY FOR THE WIDENING OF WASHINGTON AVENUE BETWEEN THE NORTHERLY LINE OF HALCYON DRIVE AND THE SOUTHERLY LINE OF 143D AVENUE, ALL IN THE CITY OF SAN LEANDRO, ALAMEDA COUNTY, CALIFORNIA, AND FINDING AND DETERMINING THAT THE TAKING THEREOF IN FEE IS NECESSARY.

The City Council of the City of San Leandro does RESOLVE, as follows:

The City Council of the City of San Leandro finds and determines that the public interest and necessity require the acquisition, construction, and completion by said City of San Leandro of a public improvement, to wit:

The widening of Washington Avenue as a public street and highway, between the Northerly line of Halcyon Drive and the Southerly line of 143d Avenue, all in the City of San Leandro, County of Alameda, State of California, and that the property hereinafter in this Resolution described is necessary therefor, and that the acquisition of the following described real property is necessary for said public improvement, to wit:

All that land situated in the City of San Leandro, County of Alameda, State of California, described as follows:

PARCEL I

BEGINNING at the intersection of the southwestern line of Washington Avenue, with the northeastern line of the right of way of the Southern Pacific Company, formerly the Central Pacific Railroad; thence along the said southwestern line of Washington Avenue north 28° 00' west 325.62 feet; thence south 45° 14' west 12.53 feet to a line parallel with the said southwestern line of Washington Avenue and 12.00 feet, measured at right angles, southwesterly therefrom; thence along said parallel line south 28° 00' east 276.04 feet, more or less, to the said northeastern right of way line of the Southern Pacific Company; thence along the last mentioned line south 42° 38' east 47.50 feet to the point of beginning.

together with all the rights, easements, and appurtenances thereunto belonging or in any wise appertaining.

PARCEL II

BEGINNING at the intersection of the northeastern right of way line of the Southern Pacific Company, formerly the Central Pacific Railroad, with the southwestern line of Washington Avenue; thence along the last mentioned line north 28° 00' west 325.62 feet to the ACTUAL POINT OF BEGINNING; thence continuing along the said southwestern line of Washington

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Avenue north 28° 00' west 304.43 feet to the northwestern line of the parcel conveyed by M. J. Vanier, alias et ux to Lorenzo Spinardi by deed dated May 24, 1960, recorded June 10, 1960 on reel 104, Image 311, Official Records of Alameda County, California, thence along the last mentioned line south 48° 11' 23" west 12.36 feet to a line parallel with said southwestern line of Washington Avenue and 12.00 feet, measured at right angles, southwesterly therefrom; thence along the said parallel line south 28° 00' east 305.10 feet to the southeastern line of the said parcel conveyed by Vanier to Spinardi; thence along the last mentioned line north 45° 14' east 12.53 feet to the point of beginning.

together with all the rights, easements, and appurtenances thereunto belonging or in any wise appertaining.

PARCEL III

BEGINNING at a point on the southwestern line of Washington Avenue, distant along said line north 28° 00' west 630.05 feet from the northeastern line of the right of way of the Southern Pacific Company, formerly the Central Pacific Railroad, thence along the said southwestern line of Washington Avenue north 28° 00' west 150.00 feet to the northwestern line of the said Zugschwerdt parcel; thence along the last mentioned line south 49° 27' west 12.29 feet to a line parallel with the said southwestern line of Washington Avenue and 12.00 feet, measured at right angles, southwesterly therefrom; thence along said parallel line south 28° 00' east 150.28 feet to the northwestern line of the aforementioned Spinardi parcel; thence along the last mentioned line north 48° 11' 23" east 12.36 feet to the point of beginning.

together with all the rights, easements, and appurtenances thereunto belonging or in any wise appertaining.

The City Council of said City of San Leandro further finds and determines that the taking of said real property and the whole thereof in fee is necessary; and be it further

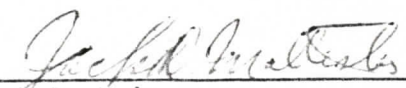
RESOLVED, that the City Attorney be and he hereby is authorized and directed to take any and all action necessary on behalf of the City of San Leandro to acquire in fee said property by eminent domain proceedings; and be it further

RESOLVED, that the City Attorney be and he hereby is authorized to obtain legal assistance in all matters in connection with the acquisition of said property;

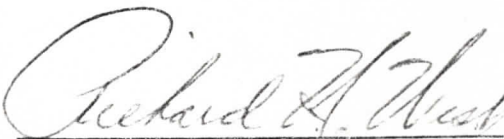
Introduced by Councilman Swift and passed
and adopted this 30th day of March, 1964, by the following called vote:

Members of the Council:

Ayes:	Councilmen: Cheatham, Kant, Suerstedt, Swift,	(6)
	Taylor; and Mayor Maltester	
Noes:	Councilmen: None	(0)
Absent:	Councilmen: Gill	(1)



Jack D. Maltester,
Mayor of the City of San Leandro

Attest: 


Richard H. West, City Clerk.

CITY C N LEANDRO ENGINEERING DIVISION

BY RJE DATE 3-61 SUBJECT WASHINGTON AVE WIDENING SHEET NO. _____ OF _____
 CHKD. BY PH DATE 3-61 M. J. & A. VANIER JOB NO. _____
 _____ PARCEL 41

PARCEL III

Scale: 1" = 50'

 Area to be acquired

AREA = 1801.68 SF ±
 LD 61-102

143 AVE

WASHINGTON AVE.

POINT OF
BEGINNING630.09' from
NE/L SPRR
R/W

N 28°00' W

150.00

150.28

S 28°00' E

12.29'

12.34'

NW line
Zugschwerdt ParcelNW line
Spinardi parcel

SPRR

66654