



ALAMEDA COUNTY ASSESSMENT APPEALS BOARD

1221 Oak Street, Suite 536, Oakland, CA 94612 (510) 272-6352 or 6347

Date: January 23, 1997

In reply, refer to CT No(s):

1996-93044

Reference Number: 76-445-1-21

Previous Owner:

MORRIS MAX A

(1-311)
CITY OF SAN LEANDRO

JAN 24 1997

CITY CLERK'S OFFICE

SAN LEANDRO CITY OF
ATTN: ALICE CALVERT, CITY
835 E. 14TH ST.
SAN LEANDRO, CA 94577

02-18-97cc: Caughell
Vogeney

CANCELLATION OF TAXES

SUBJECT: Request for Cancellation of Taxes

Enclosed is a copy of the Assessor's Report (Exhibit #1996-93044) in response to your request for cancellation of taxes on the above parcel(s).

Per the Assessor's Report, the Auditor has been requested to cancel a portion or all of the subject taxes.

Sincerely,

Clerk Administrator
ASSESSMENT APPEALS BOARD

By: Lonia White

Encl.

cc: Tax Collector, QIC 20111



OFFICE OF ASSESSOR

ADMINISTRATION BUILDING • ROOM 145 • 1221 OAK STREET
OAKLAND, CALIFORNIA 94612-4288

COUNTY
OF
ALAMEDA

JOHN N. SCOTT, MAI
ASSESSOR

STEPHEN R. SARA, CPA
CHIEF DEPUTY

DATE: DECEMBER 17, 1996
TO: PATRICK O'CONNELL, AUDITOR-CONTROLLER
FROM: JOHN N. SCOTT, MAI, ASSESSOR
SUBJECT: CANCELLATION OF TAXES SPECIFIED BY REVENUE & TAXATION CODE, SECTION 4986
FOR CITY OF SAN LEANDRO

COUNTY OF ALAMEDA
CLERK, BOARD OF
SUPERVISORS' OFFICE
DEC 19 PM 4:13

Pursuant to Revenue and Taxation Code Section 4804, and the Board of Supervisors' Resolution No. 187874, it is requested that a portion or all the taxes on the property indicated by the account numbers listed on the schedule below be cancelled.

Supporting Doc. No. Date of Apportionment	Roll Year Effected	Assessment Roll Account No.	Por.	Assessed Value
			All	
<u>96-152333, 6-24-96.</u>	<u>95-96</u>	<u>76-445-1-21</u>		Ld
			<u>ALL</u>	Imp
	<u>96-97</u>	<u>1</u>		Ld
			<u>ALL</u>	Imp
				Ld
				Imp
				Ld
				Imp
				Ld
				Imp
				Ld
				Imp
				Ld
				Imp
				Ld
				Imp

Request Prepared By

R. Prien

Date

12-17-96

Exhibit #

1996-93044



ALAMEDA COUNTY ASSESSMENT APPEALS BOARD

1221 Oak Street, Suite 536, Oakland, CA 94612 (510) 272-6352 or 6347

CANCELLATION OF TAXES

CITY OF SAN LEANDRO
NOV 20 1996
CITY CLERK'S OFFICE

Date: November 19, 1996

In reply, refer to CT No(s):

1996-93044

Reference Number: 76-445-1-21

Previous Owner: MORRIS, MAX A.

TO: Assessor, Attn: Mapping Section, QIC 20116

FROM: Clerk of the Board

SUBJECT: Request for Cancellation of Taxes

Enclosed is a request for cancellation of taxes from the following:

<u>City or Agency</u>	<u>Recorder's No.</u>	<u>APN or Address</u>	<u>Date of Request</u>
SAN LEANDRO CITY OF	96152333	76-445-1-21	08/02/1996

This is referred to you for processing.

SM:

cc:

**SAN LEANDRO CITY OF
ATTN: ALICE CALVERT, CITY
835 E. 14TH ST.
SAN LEANDRO, CA: 94577**

City of San Leandro
Civic Center, 835 E. 14th Street
San Leandro, California 94577



August 2, 1996

(1-311)

The Honorable Board of Supervisors
County of Alameda
1221 Oak Street
Oakland, California 94612

Subject: Cancellation of Taxes
Final Order of Condemnation

Gentlemen:

The City Council of the City of San Leandro has acquired fee title to the real property described in the attached legal description and all improvements thereon.

Title was taken by Final Order of Condemnation from The Heirs and Devisees of W.C. Frost, aka William Chapman Frost, Deceased; Max A. Morris; Does I Through XVI, Inclusive; for a portion of a vacant parcel adjacent to Root Park; San Leandro, California; APN 076-0445-001-21. The date of apportionment, pursuant to the Revenue and Taxation Code, Section 5082, is April 2, 1995 (pursuant to the attached "Final Judgment--Action in Eminent Domain") and taxes should be canceled as of April 2, 1995, in accordance with the Revenue and Taxation Code, Section 5086, as to the part acquired by the City only.

The above Final Order of Condemnation was recorded in the Official Records of the County of Alameda under the County Recorder's Serial No. 96-152333 on June 24, 1996.

It is requested that your Honorable Board will:

1. (X) Cancel taxes on the above property.
2. () Accept the attached Check No. _____ made by _____ in the amount of \$_____, to cover the accrued current real property taxes to the above date of recordation (included in the check amount is any current personal property taxes which are secured by a lien on the real property) and cancel the current lien from that date on, as provided in Section 4986 of the Revenue and Taxation Code.
3. () Refund to this City Council the unearned portion of the current property taxes, as provided for in Section 1268.440 of the Code of Civil Procedure, in the sum of \$_____.

Upon your approval, we would appreciate receiving a certified copy of the adopting resolution.

Sincerely,


Alice Calvert
City Clerk

AC:dd
Enclosures (2)
cc: Rob Caughell

Ellen K. Forney
Ken Vogney
D:\COUNTY\CANCLTAX.FM2-11

City Council: Gordon A. Galvan;
Joanne M. Lothrop; Julian P. Polvorosa;

Bob Glaze;
Shelia Young;

Garry A. Loeffler;
Mike Oliver, City Manager

RECORDING REQUESTED BY:

CITY OF SAN LEANDRO

WHEN RECORDED MAIL TO:

Michael R. Nave, Esq.
Meyers, Nave, Riback, Silver
& Wilson
777 Davis Street, Suite 300
San Leandro, CA 94577

Recorded in Official Records, Alameda County
Patrick O'Connell, Clerk-Recorder



No Fee

96152333 08:31am 06/24/96

005 746719 35 07 000280
A97 5 7.00 12.00 0.00 0.00 0.00 0.00 0.00
0.00

This Space for Recorder's Use Only

CITY OF SAN LEANDRO

JUL 2 2 1996

CITY CLERK'S OFFICE

City of San Leandro v. The Heirs and Devisees of W. C. Frost, et al.
Alameda County Superior Court Case No. H-182053-9

FINAL ORDER OF CONDEMNATION--ACTION IN EMINENT DOMAIN

TITLE OF DOCUMENT

ENGINEERING

JUL 19 1996

TRANSPORTATION

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(Govt. Code § 27361.6)
(Additional recording fee applies)

ENGINEERING

JUL 19 1996

TRANSPORTATION

MICHAEL R. NAVE, ESQ., SBN: 37226
 DAVID W. SKINNER, ESQ., SBN: 146285
 MEYERS, NAVE, RIBACK, SILVER & WILSON
 A Professional Law Corporation
 777 Davis Street, Suite 300
 San Leandro, CA 94577
 Telephone: (510) 351-4300

ENDORSED
 FILED
 ALAMEDA COUNTY

MAY 29 1996

Attorneys for Plaintiff
 CITY OF SAN LEANDRO

RONALD G. OVERHOLT, Exec. Off./Clerk
 By Linda Steffens

OK to certify

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

CITY OF SAN LEANDRO, a
 municipal corporation,

NO. H-182053-9

Plaintiff,

FINAL ORDER OF
 CONDEMNATION--ACTION
IN EMINENT DOMAIN

vs.

APN 076-0445-001-21

THE HEIRS AND DEVISEES OF
 W.C. FROST, aka WILLIAM
 CHAPMAN FROST, Deceased;
 MAX A. MORRIS; DOES I through
 XVI, inclusive,

Defendants.

Pursuant to the Stipulation and Order for Judgment and Judgment entered in
 this proceeding,

IT IS HEREBY ORDERED AND ADJUDGED that the fee simple title in and
 to the property situated in the County of Alameda, State of California, and more
 particularly described in Exhibit "A" attached hereto and made a part hereof, be

1 condemned to Plaintiff and as against said Defendant;

2 IT IS FURTHER ORDERED AND ADJUDGED that a certified copy of this
3 Order be recorded in the office of the Recorder of Alameda County, State of
4 California, and thereupon title to said property described in Exhibit "A" shall vest in
5 Plaintiff, and all interests of Defendant MAX A. MORRIS in and to said property
6 shall be terminated.
7

8 DATED: MAY 29 1996
9

10 PC JUDGE KRAEZTER
11 JUDGE OF THE SUPERIOR COURT
12

13 City of San Leandro v. The Heirs and Devisees of W.C. Frost, et al.
14 Alameda County Superior Court, Case No. H-182053-9
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The land referred to in this report is situated in the State of California, County of Alameda and is described as follows:

That parcel of land in the City of San Leandro, County of Alameda, State of California, described as follows:

All that portion of the San Leandro Creek lying between the center line thereof and the northern bank of said creek and bounded on the west by the eastern line of East 14th Street and bounded on the east by the western line of the land described as "Parcel 8" in the deed from California Pacific Title Insurance Company to F.W. Valley, et.ux., recorded June 6, 1960, Reel 100, Image 768, Alameda County Official Records said lands bounded on the east having been quitclaimed by W.C. Frost et.ux. by instrument recorded March 9, 1950, Book 6046, Page 455, Alameda County Official Records.

A.P.N. 076-0445-001-21



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

ATTEST: MAY 29 1996

RONALD G. OVERHOLT
Executive Officer/Clerk of the Superior Court,
State of California, County of Alameda.
BY *[Signature]*

EXHIBIT A

BY _____
attest to the signing of this document
Executive Order of the President
RONALD C. REAGAN

WITNESSES: MAY 5 1988

on file in this office.
correct copy of the original
THE SECRETARY OF STATE

CITY OF SAN LEANDRO

MEMORANDUM

DATE: July 22, 1996
TO: Debbie Dettmer, City Clerk's Office
FROM: Rob Caughell, Administrative Assistant
Engineering & Transportation Dept.
SUBJECT: DEED FILE - MAX A. MORRIS/W.C. FROST

CITY OF SAN LEANDRO
JUL 22 1996
CITY CLERK'S OFFICE

(1-311)

Rob

Attached, for your file, is a copy of the Final Order of Condemnation for the above subject deed file. This document is considered the grant deed that was recorded with the County for the City's purchase of property for the Root Park/Urban Creek Project on E.14th Street at Chumalia Street.

Please proceed to cancel the taxes with the County.

Thanks.

RFC.

CITY OF SAN LEANDRO
MEMORANDUM

CITY OF SAN LEANDRO
JUN 06 1996
CITY CLERK'S OFFICE

DATE: *June 6* May 17, 1996
TO: *Debbie Dettmer*
Alice Calvert, City Clerk
FROM: Rob Caughell, Administrative Assistant
Engineering & Transportation Department
SUBJ: CANCEL TAXES @ VACANT PROPERTY ADJACENT TO ROOT PARK
APN: 076-0445-001-21 (W.C. Frost and Max A. Morris)

(1-311)

Attached is a Stipulated Judgement and Final Order of Condemnation for the above subject property. This legal document will serve as the Grant Deed to close the property acquisition with Max A. Morris. Approximately 30 days from today, you should receive a copy of the recorded Judgement from the County Assessor. Upon receipt of this document, please inform the County Tax Collector to cancel the property taxes.

Also, please send me a copy of the recorded Judgement for my file. Call me at ext. 3432 if you have any questions.

Rob

*Updated & signed copies for your file.
Just recorded on May 29th - you should
be receiving endorsed Judgement & Final Order
from the County next month -*

Rob
6/6/96

1 MICHAEL R. NAVE, ESQ., SBN: 37226
2 DAVID W. SKINNER, ESQ., SBN: 146285
3 MEYERS, NAVE, RIBACK, SILVER & WILSON
4 A Professional Law Corporation
5 777 Davis Street, Suite 300
6 San Leandro, CA 94577
7 Telephone: (510) 351-4300

8 Attorneys for Plaintiff
9 CITY OF SAN LEANDRO

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 IN AND FOR THE COUNTY OF ALAMEDA

12 CITY OF SAN LEANDRO, a
13 municipal corporation,

14 Plaintiff,

15 vs.

NO. H-182053-9

16 FINAL ORDER OF
17 CONDEMNATION--ACTION
18 IN EMINENT DOMAIN

19 APN 076-0445-001-21

20 THE HEIRS AND DEVISEES OF
21 W.C. FROST, aka WILLIAM
22 CHAPMAN FROST, Deceased;
23 MAX A. MORRIS; DOES I through
24 XVI, inclusive,

25 Defendants.
26 _____/

27 Pursuant to the Stipulation and Order for Judgment and Judgment entered in
28 this proceeding,

IT IS HEREBY ORDERED AND ADJUDGED that the fee simple title in and
to the property situated in the County of Alameda, State of California, and more
particularly described in Exhibit "A" attached hereto and made a part hereof, be

~~EXHIBIT C~~

1 condemned to Plaintiff and as against said Defendant;

2 IT IS FURTHER ORDERED AND ADJUDGED that a certified copy of this
3 Order be recorded in the office of the Recorder of Alameda County, State of
4 California, and thereupon title to said property described in Exhibit "A" shall vest in
5 Plaintiff, and all interests of Defendant MAX A. MORRIS in and to said property
6 shall be terminated.
7

8 DATED: _____
9

10 _____
11 JUDGE OF THE SUPERIOR COURT
12

13 City of San Leandro v. The Heirs and Devisees of W.C. Frost, et al.
14 Alameda County Superior Court, Case No. H-182053-9
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5-8
The land referred to in this report is situated in the State of California, County of Alameda and is described as follows:

That parcel of land in the City of San Leandro, County of Alameda, State of California, described as follows:

All that portion of the San Leandro Creek lying between the center line thereof and the northern bank of said creek and bounded on the west by the eastern line of East 14th Street and bounded on the east by the western line of the land described as "Parcel 8" in the deed from California Pacific Title Insurance Company to F.W. Valley, et.ux., recorded June 6, 1960, Reel 100, Image 768, Alameda County Official Records said lands bounded on the east having been quitclaimed by W.C. Frost et.ux. by instrument recorded March 9, 1950, Book 6046, Page 455, Alameda County Official Records.

A.P.N. 076-0445-001-21

EXHIBIT A

1 MICHAEL R. NAVE, ESQ., SBN: 37226
2 DAVID W. SKINNER, ESQ., SBN: 146285
3 MEYERS, NAVE, RIBACK, SILVER & WILSON
4 A Professional Law Corporation
5 777 Davis Street, Suite 300
6 San Leandro, CA 94577
7 Telephone: (510) 351-4300

ENDORSED
FILED
ALAMEDA COUNTY

MAY 29 1996

RONALD G. OVERHOLT, Exec. Off./Clerk
By Linda Steffens

8 Attorneys for Plaintiff
9 CITY OF SAN LEANDRO

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
11
12 IN AND FOR THE COUNTY OF ALAMEDA

13 CITY OF SAN LEANDRO, a
14 municipal corporation,

15 Plaintiff,

16 vs.

NO. H-182053-9

JUDGMENT IN
CONDEMNATION--ACTION IN
EMINENT DOMAIN

APN 076-0445-001-21

17 THE HEIRS AND DEVISEES OF
18 W.C. FROST, aka WILLIAM
19 CHAPMAN FROST, Deceased;
20 MAX A. MORRIS; DOES I through
21 XVI, inclusive,

Defendants.
_____ /

22 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that just
23 compensation to be paid for the acquisition of the fee simple title in and to the real
24 property described in the Final Order of Condemnation is the sum of TWENTY-
25 THREE THOUSAND FIVE HUNDRED DOLLARS (\$23,500), inclusive of all
26 interest and costs, for the benefit of Defendant MAX A. MORRIS, as the agreed-
27
28

1 upon just compensation.

2 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon
3 payment of said sum for the benefit of Defendant MAX A. MORRIS, the fee simple
4 title in and to said real property shall be condemned to Plaintiff and as against said
5 Defendant, Plaintiff shall be entitled to record the Final Order of Condemnation--
6 Action in Eminent Domain, and all interest of said Defendant in and to said real
7 property shall be terminated.
8
9

10 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the
11 payment of said sum shall be in full payment for the fee simple title, hereinabove
12 described, and for all damages of every kind and nature under the California Eminent
13 Domain Law accruing by reason of the acquisition of said property and the
14 construction and maintenance thereon of the public improvements as proposed by
15 Plaintiff.
16

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the public
18 use and necessity require the project for which said real property is acquired, that the
19 said project is planned and located in the manner that will be most compatible with
20 the greatest public good and the least private injury, that the said property is
21 necessary for the said project, and that the purpose for which said property is
22 acquired is a public use authorized by law.
23
24

25 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all ad
26 valorem real property taxes and any penalties and costs thereon pertaining to the
27 property described in Plaintiff's Complaint shall be canceled as of April 2, 1995, the
28

1 effective date of the Order for Possession on file herein, pursuant to Sections
2 4986, 5082, 5085, and 5086 of the Revenue and Taxation Code.

3 MAY 29 1996
4 DATED: _____

5 PC JUDGE KRAEZ
6 JUDGE OF THE SUPERIOR COURT

7
8 City of San Leandro v. The Heirs and Devisees of W.C. Frost, et al.
9 Alameda County Superior Court, Case No. H-182053-9

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1 MICHAEL R. NAVE, ESQ., SBN: 37226
2 DAVID W. SKINNER, ESQ., SBN: 146285
3 MEYERS, NAVE, RIBACK, SILVER & WILSON
4 A Professional Law Corporation
5 777 Davis Street, Suite 300
6 San Leandro, CA 94577
7 Telephone: (510) 351-4300

8 Attorneys for Plaintiff
9 CITY OF SAN LEANDRO

ENDORSED
FILED
ALAMEDA COUNTY

MAY 29 1996

RONALD G. OVERHOLT, Exec. Off./Clerk
By Linda Steffens

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 IN AND FOR THE COUNTY OF ALAMEDA

12 CITY OF SAN LEANDRO, a
13 municipal corporation,

14 Plaintiff,

15 vs.

NO. H-182053-9

FINAL ORDER OF
CONDEMNATION--ACTION
IN EMINENT DOMAIN

APN 076-0445-001-21

16 THE HEIRS AND DEVISEES OF
17 W.C. FROST, aka WILLIAM
18 CHAPMAN FROST, Deceased;
19 MAX A. MORRIS; DOES I through
20 XVI, inclusive,

21 Defendants.
22 _____/

23 Pursuant to the Stipulation and Order for Judgment and Judgment entered in
24 this proceeding,

25 IT IS HEREBY ORDERED AND ADJUDGED that the fee simple title in and
26 to the property situated in the County of Alameda, State of California, and more
27 particularly described in Exhibit "A" attached hereto and made a part hereof, be
28

1 condemned to Plaintiff and as against said Defendant;

2 IT IS FURTHER ORDERED AND ADJUDGED that a certified copy of this
3 Order be recorded in the office of the Recorder of Alameda County, State of
4 California, and thereupon title to said property described in Exhibit "A" shall vest in
5 Plaintiff, and all interests of Defendant MAX A. MORRIS in and to said property
6 shall be terminated.
7

8 DATED: MAY 29 1996

9
10 pc JUDGE KRAEZTER
11 JUDGE OF THE SUPERIOR COURT
12

13 City of San Leandro v. The Heirs and Devisees of W.C. Frost, et al.
14 Alameda County Superior Court, Case No. H-182053-9
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The land referred to in this report is situated in the State of California, County of Alameda and is described as follows:

That parcel of land in the City of San Leandro, County of Alameda, State of California, described as follows:

All that portion of the San Leandro Creek lying between the center line thereof and the northern bank of said creek and bounded on the west by the eastern line of East 14th Street and bounded on the east by the western line of the land described as "Parcel 8" in the deed from California Pacific Title Insurance Company to F.W. Valley, et.ux., recorded June 6, 1960, Reel 100, Image 768, Alameda County Official Records said lands bounded on the east having been quitclaimed by W.C. Frost et.ux. by instrument recorded March 9, 1950, Book 6046, Page 455, Alameda County Official Records.

A.P.N. 076-0445-001-21

EXHIBIT A

1 MICHAEL R. NAVE, ESQ., SBN: 37226
2 DAVID W. SKINNER, ESQ., SBN: 146285
3 MEYERS, NAVE, RIBACK, SILVER & WILSON
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7 Telephone: (510) 351-4300

8 Attorneys for Plaintiff
9 CITY OF SAN LEANDRO

ENDORSED
FILED
ALAMEDA COUNTY

MAY 29 1996

RONALD G. OVERHOLT, Exec. Off./Clerk
By Linda Steffens

10 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 IN AND FOR THE COUNTY OF ALAMEDA

12 CITY OF SAN LEANDRO, a
13 municipal corporation,

14 Plaintiff,

15 vs.

16 THE HEIRS AND DEVISEES OF
17 W.C. FROST, aka WILLIAM
18 CHAPMAN FROST, Deceased;
19 MAX A. MORRIS; DOES I through
20 XVI, inclusive,

21 Defendants.
22 _____/

NO. H-182053-9

STIPULATION AND ORDER
FOR JUDGMENT IN CONDEMNATION
AND FINAL ORDER OF
CONDEMNATION--ACTION IN
EMINENT DOMAIN

APN 076-0445-001-21

23 IT IS STIPULATED between Plaintiff CITY OF SAN LEANDRO, a municipal
24 corporation, and Defendant MAX A. MORRIS, through their attorneys, as follows:

25 1. Plaintiff's Complaint in this Eminent Domain action was filed on
26 March 3, 1995, to condemn the fee simple title in and to the property described in
27 said Complaint. Said property is more particularly described in Exhibit "A" attached
28

1 hereto and incorporated herein.

2 2. All named Defendants having an interest in the subject property have
3 appeared in this action.

4 3. Defendants THE HEIRS AND DEVISEES OF W.C. FROST, aka
5 WILLIAM CHAPMAN FROST, Deceased, were dismissed from this action on
6 October 6, 1995, and have no interest or title in said property.

7 4. Defendant MAX A. MORRIS filed a First Amended Answer to
8 Complaint in Condemnation on or about October 2, 1995.

9 5. Said Defendant, having appeared in this action, is fully informed as to
10 all matters affecting said property and expressly waives any and all other process of
11 notice and any rights affected thereby.

12 6. That the Court is authorized and petitioned to enter without further
13 notice a Judgment in Condemnation and a Final Order of Condemnation, copies of
14 which are attached hereto as ~~Exhibits "B" and "C", respectively~~, decreeing that the
15 fee simple title in and to the property, more particularly described in Exhibit "A", is
16 taken and condemned as authorized by law and adjudging that the sum of
17 TWENTY-THREE THOUSAND FIVE HUNDRED DOLLARS (\$23,500) is full,
18 adequate and just compensation for the taking thereof and any and all claims or
19 damages under the California Eminent Domain Law asserted by said Defendants.

20 7. That on March 2, 1995, Plaintiff CITY OF SAN LEANDRO deposited
21 with the State Treasury Condemnation Fund the sum of EIGHT THOUSAND
22 NINE HUNDRED TWENTY-FIVE DOLLARS (\$8,925) as probable just
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1 compensation.

2 8. That the amount due and owing to Defendant MAX A. MORRIS
3 pursuant to this Stipulation and order is TWENTY-THREE THOUSAND FIVE
4 HUNDRED DOLLARS (\$23,500).
5

6 9. That said amount shall be made by check payable to "MAX A.
7 MORRIS" and mailed to his attorney of record, Hallgrimson McNichols McCann,
8 LLP, on or before June 15, 1996.
9

10 10. That the real property taxes, including any delinquencies, costs, and
11 interest, if any, shall be apportioned and prorated in accordance with Revenue and
12 Taxation Code Section 4986 as of April 2, 1995, and such portion of said taxes as is
13 attributable to the period from and after said date be, and the same are hereby,
14 canceled, and that the lien for real property taxes, insofar as it affects the subject
15 parcel, be canceled, and the Auditor of the County of Alameda is directed to take
16 whatever steps as are necessary to cancel said taxes, and the lien for real property
17 taxes, insofar as the lien for real property taxes affects the subject property, is to be
18 canceled and extinguished.
19
20

21 DATED: May 17, 1996

MEYERS, NAVE, RIBACK, SILVER
& WILSON

22
23
24 By Michael R. Nave
MICHAEL R. NAVE
25 Attorneys for Plaintiff
26 CITY OF SAN LEANDRO
27
28

1 DATED: May 16, 1996

HALLGRIMSON McNICHOLS McCANN,
LLP

2
3 By Leslie Baxter
4 LESLIE A. BAXTER
5 Attorneys for Defendant
6 MAX A. MORRIS

7 ORDER ON STIPULATION FOR JUDGMENT IN
8 CONDEMNATION AND FINAL ORDER OF CONDEMNATION

9 IT IS SO ORDERED.

10 DATED: MAY 29 1996

11 JUDGE KRAEZTER
12 _____
13 JUDGE OF THE SUPERIOR COURT

14 City of San Leandro v. The Heirs and Devisees of W.C. Frost, et al.
15 Alameda County Superior Court, Case No. H-182053-9

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EXHIBIT A

A.P.N. 076-0445-001-21

All that portion of the San Leandro Creek lying between the center line thereof and the northern bank of said creek and bounded on the west by the eastern line of East 14th Street and bounded on the east by the western line of the land described as "Parcel 8" in the deed from California Pacific Title Insurance Company to F.W. Valley, et. ux., recorded June 6, 1960, Reel 100, Image 768, Alameda County Official Records said lands bounded on the east having been quitclaimed by W.C. Frost et. ux. by instrument recorded March 9, 1950, Book 6046, Page 455, Alameda County Official Records.

The land referred to in this report is situated in the State of California, County of Alameda and is described as follows:

That parcel of land in the City of San Leandro, County of Alameda, State of California, described as follows:

**CITY OF SAN LEANDRO
MEMORANDUM**

DATE: May 17, 1996

TO: Alice Calvert, City Clerk

FROM: Rob Caughell, Administrative Assistant
Engineering & Transportation Department

SUBJ: CANCEL TAXES @ VACANT PROPERTY ADJACENT TO ROOT PARK
APN: 076-0445-001-21 (W.C. Frost and Max A. Morris)

CITY OF SAN LEANDRO

MAY 20 1996

CITY CLERK'S OFFICE

Attached is a Stipulated Judgement and Final Order of Condemnation for the above subject property. This legal document will serve as the Grant Deed to close the property acquisition with Max A. Morris. Approximately 30 days from today, you should receive a copy of the recorded Judgement from the County Assessor. Upon receipt of this document, please inform the County Tax Collector to cancel the property taxes.

Also, please send me a copy of the recorded Judgement for my file. Call me at ext. 3432 if you have any questions.

A handwritten signature in black ink, appearing to read "Rob", with a long horizontal stroke extending to the right.

CITY ATTORNEY
CITY OF SAN LEANDRO

INTER-OFFICE MEMORANDUM

ENGINEERING

JUN 05 1996

TRANSPORTATION

TO: Rob Caughell
FROM: Jackie Maupin
RE: CITY OF SAN LEANDRO v. FROST; MORRIS
DATE: June 5, 1996

Enclosed, please find a copy of the Stipulation, Judgment and Final Order for the above-entitled eminent domain action.

/jm