

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 63 - 67

AN ORDINANCE VACATING EASEMENTS (RESERVES) - BEST  
MANOR SUBDIVISION

Whereas, the City Council of the City of San Leandro on October 14, 1963, passed its Resolution of Intention No. 63-207, to vacate easements (reserves) - Best Manor Subdivision, as herein-after described; and

Whereas, a public hearing was set for November 18, 1963, at which time any person objecting to such vacation was given the opportunity to appear and show cause why such vacation should not be ordered, and notice of such meeting was duly published and posted; and

Whereas, such hearing was held by the City Council on November 18, 1963, and the City Council at the time of such hearing determined that said easements (reserves) were unnecessary for present or prospective public use:

Now, therefore, the City Council of the City of San Leandro does ORDAIN as follows:

Section 1. The easements (reserves) which are described in the above-mentioned Resolution of Intention and hereinafter described are unnecessary for present or prospective public use and said easements (reserves) be and they hereby are vacated and abandoned, to wit:

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

All those certain strips of land designated "Reserve 5 ft. Wide" as shown on the map of Best Manor, filed March 5, 1926 in Map Book 3, page 73, Alameda County Records.

Section 2. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman Swift on this 18th day  
of November, 1963, and passed to print by the following called  
vote:

Members of the Council:

Ayes:	Councilmen:	Cheatham, Gill, Kant, Suerstedt, Swift, Taylor; and Mayor Maltester	( 7 )
Noes:	None		( 0 )
Absent:	None		( 0 )

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

Passed and adopted this 25th day of November, 1963, after  
publication on December 1, , 1963, by the following called  
vote:

Members of the Council:

Ayes:	Councilmen:	Cheatham, Gill, Kant, Suerstedt, Swift, Taylor; and Mayor Maltester	( 7 )
Noes:	None		( 0 )
Absent:	None		( 0 )

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

11/13/63/nf

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 63 - 207

RESOLUTION OF INTENTION TO VACATE EASEMENTS  
(RESERVES) - BEST MANOR SUBDIVISION

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

That the City Council of the City of San Leandro hereby elects to proceed herein under the provisions of Chapter a.1 of Title V of the San Leandro Municipal Code of 1957;

It is the intention of the City Council to vacate certain easements (reserves). Said easements (reserves) so proposed to be vacated are described as follows:

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

All those certain strips of land designated "Reserve 5 Ft. Wide" as shown on the map of Best Manor, filed March 5, 1926 in Map Book 3, page 73, Alameda County Records.

Reference is hereby made to a map of said proposed vacation entitled "BEST MANOR RESERVE VACATION," on file in the office of the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, November 18, 1963, at 8:15 o'clock p.m. in the Council Chambers of the City Council of said City, City Hall, 835 East 14th Street, San Leandro, California, any and all persons having any objections to the proposed vacation of easements (reserves) may appear before said Council and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to be published once in the official newspaper of the City of San Leandro. Said publication shall be not less than ten days prior to the date of hearing;

This resolution shall be posted conspicuously along the line of the easement proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman Swift and passed and adopted this 14th day of October, 1963, by the following called vote:

Members of the Council:

Ayes:	Councilmen: Cheatham, Gill, Suerstedt, Swift; and Mayor Maltester	( 5 )
Noes:	Councilmen: None	( 0 )
Absent:	Councilmen: Kant, Taylor	( 2 )

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

Attest: /s/ Richard H. West  
Richard H. West, City Clerk

CITY OF SAN LEANDRO

INTEROFFICE MEMO

TO Jack DATE 10/14/63

FROM R Howard

SUBJECT Abandonment of Easements in Best Manor

1 See memos attached from Glenn Forbes 10/9/63

2 Lanning 10/10/63

3

4 Prepare LD for abandonment of all  
5 easements in tract if they are not being  
6 used by the public or the public utilities.

7  
8 cc: Glenn Forbes

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10 Glenn - Refer to easement between  
11 Pershing Dr + Lafayette Ave.

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attached herewith of which -  
referred to in the report of the

cc: [illegible]

No. of [illegible] of [illegible]  
[illegible] in [illegible] [illegible]  
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[illegible]

ITY OF SAN LEANDRI

INTEROFFICE MEMO

C 2557

TO G. Homer Hamlin, Dir. Public Works

DATE Oct. 9, 1963

FROM Glenn A. Forbes, Asst. City Attorney

SUBJECT

1 At the City Council meeting last night this office was directed to prepare a  
2 Resolution of Intention to vacate a public utility easement between Parshing Drive  
3 and Lafayette Avenue. This easement is located to the rear of properties fronting  
4 on Best and Peralta Avenues. Please furnish us with a legal description of the  
5 easement involved and a map of the proposed vacation.

*Glenn A. Forbes*

Glenn A. Forbes

9 GAF:nf

10 *10/11/63 Irene brot down map + legal description with City*  
11 *Engineer's Report this afternoon*

25 *Set for 11-18-63.*

2-21-11 4/6/2

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*Handwritten notes:*  
The City of San Diego is currently reviewing the proposed easement for the proposed vacation and a map of the proposed vacation.

*Signature:* Glenn A. Foster  
*Typed name:* Glenn A. Foster

1 a. The City Council meeting last night the office was directed to prepare a  
2 report of the proposed vacation and a map of the proposed vacation.  
3 This report is located at the rear of the proposed vacation and  
4 please refer to the map of the proposed vacation and refer to the  
5 map of the proposed vacation and a map of the proposed vacation.

TO: B. Homer Howell, Dir. Public Works  
FROM: Glenn A. Foster, Asst. City Attorney  
DATE: Oct. 2, 1983

1222



CITY OF SAN LEANDRO

INTEROFFICE MEMO

C 2557

TO City Attorney

DATE 10-9-63

FROM City Clerk's Office

SUBJECT City Council Meeting - 10/7/63, Requests from

*request  
of  
council*

1) Petition from residents of Lafayette Ave. & Pershing Drive (copy attached).

Council recommended abandonment of easement, and resolution of intention requested on motion of Councilman Kant.

*done  
by*

2) A-63-35 - Rezoning application of Rose Snyder to change 58 Oakes Blvd. from R-2 to R-3 approved and staff instructed to prepare ordinance.

*report  
prepared*

Councilman Suerstedt stated he had learned that law covering loitering around schools had been declared unconstitutional. City Attorney to check and report.

*RS*  
Richard H. West

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DYLE 10-1-83

INTELLIGENCE WENO

CITY OF SAN FRANCISCO

12289

We, the undersigned, hereby petition the abandonment of the easement between Lafayette Ave. and Pershing Drive, a public utility easement

approximately 12 feet wide.

DATE	SIGNATURE	ADDRESS
9-21-63	R. S. McAllen	230 Rivetta Ave
9-23-63	Sam Schmitt	235 Rivetta Ave
9-23-63	J. Stevens	250 Rivetta Ave
9-23-63	William F. Lyons	270 Rivetta Ave
9-23-63	Mr & Mrs. Jones	288 Rivetta Ave
9-23-63	Mr & Mrs. Jones	298 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	299 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	293 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	281 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	273 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	265 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	257 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	249 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	241 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	213 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	206 Rivetta Ave
9-23-63	Mr & Mrs. Lyons	198 Rivetta Ave

CITY OF SAN LE...

RECEIVED

Sept 27 1963

CITY ENGINEER'S REPORT ON  
PROPOSED VACATION OF FIVE FOOT PLATTED RESERVES  
IN BEST MANOR

1. Reference is made to City Engineer's Drawing No. 90, Case 1601 and land description LD 63-53 which are a part of this report.

2. The final map of Best Manor subdivision, located west of East 14th Street and north of Peralta Avenue in San Leandro, filed March 5, 1926, indicates in various locations: "Reserve 5 Ft. Wide" and the dedication to the City of San Leandro on said map stipulates that such reserves are for sewers, conduits, pole lines, gas and water pipes, etc.

3. The reserves have not been used to date for the stipulated purposes and there is no foreseeable need for them as all utilities, sewers, conduits, etc. are now located in the streets and other dedicated rights-of-way within the subdivision.

4. Therefore, the vacation of all such 5 ft. reserves, in accordance with the above referred to Drawing 90, Case 1601 and LD 63-53 is recommended.

G. Homer Hamlin  
Public Works Director and  
City Engineer

Attach: Dwg. 90, Case 1601  
LD 63-53

FD 93-23  
DATE: 00' 00' 1900

CITY ENGINEER,  
BUREAU OF PUBLIC WORKS AND  
CITY ENGINEER, BUREAU OF

*[Handwritten signature]*

- 1. The City Engineer is requested to...
- 2. The City Engineer is requested to...
- 3. The City Engineer is requested to...
- 4. The City Engineer is requested to...
- 5. The City Engineer is requested to...
- 6. The City Engineer is requested to...
- 7. The City Engineer is requested to...

IN WITNESS WHEREOF  
I HAVE HEREUNTO SET MY HAND AND SEAL  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 1900

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

All those certain strips of land designated "Reserve 5 Ft.  
Wide" as shown on the map of Best Manor, filed March 5, 1926 in  
Map Book 3, page 73, Alameda County Records.

ID 63-53  
Best Manor Reserve Vacation

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 63 - 56

AN ORDINANCE VACATING STORM DRAINAGE EASEMENT-  
WILLIAMS STREET AT NEPTUNE DRIVE

Whereas, the City Council of the City of San Leandro on September 23, 1963, passed its Resolution of Intention No. 63-188 to vacate a storm drainage easement, Williams Street at Neptune Drive, as hereinafter described; and

Whereas, a public hearing was set for October 7, 1963, at which time any person objecting to such vacation was given the opportunity to appear and show cause why such vacation should not be ordered, and notice of such meeting was duly published and posted; and

Whereas, such hearing was held by the City Council on October 7, 1963, and the City Council at the time of such hearing determined that said storm drainage easement was unnecessary for present or prospective public use:

Now, therefore, the City Council of the City of San Leandro does **ORDAIN** as follows:

Section 1. The easement which is described in the above-mentioned Resolution of Intention and hereinafter described is unnecessary for present or prospective public use and said storm drainage easement be and it hereby is vacated and abandoned, to wit:

Real property in the City of San Leandro, County of Alameda, State of California, being all of that parcel of land described in the Grant of Easement from John D. White and Norma J. White, his wife, to the City of San Leandro, a municipal corporation, recorded October 20, 1960, in Book 6261, page 405, Official Records of Alameda County, being also that easement described in paragraph 4 in Judgment No. 316286 in the Superior Court of the State of California, in and for the County of Alameda between Robert C. Joughin and Janet M. Joughin - Plaintiffs - vs. W. Porter Davis et al, - Defendants - dated March 12, 1962, and recorded March 13, 1962 in Reel 535, Image 192, Official Records of Alameda County, being more particularly described as follows:

All that real property situate in the Township of Eden, County of Alameda, State of California, described as follows:

A portion of West Avenue 129, formerly Williams Street, as said street is shown on the "Map of Mulford Gardens Addition, Alameda County, California," filed February 1, 1928 in Book 7 of Maps, at page 55, in the office of the County Recorder of Alameda County, bounded as follows:

BEGINNING at the point of intersection of the western line of Neptune Drive, formerly Bay Street, with the southeastern line of West Avenue 129, formerly Williams Street, as said streets are shown on said map; running thence North 9° 53' west along the said western line of Neptune Drive, produced northerly, a distance of 31.48 feet to a point on the northwestern boundary line of said "Mulford Gardens Addition"; thence along the said last mentioned line, south 62° 30' west 278.05 feet to a point on the western boundary line of said "Mulford Gardens Addition"; thence along the said last mentioned line, south 9° 47' east 10.49 feet, more or less, to the intersection with a line drawn parallel with said northwestern boundary line of "Mulford Gardens Addition" and distant at right angles 10.00 feet southeasterly therefrom; thence north 62° 30' east along said parallel line 128.07 feet; thence easterly in a direct line to the point of beginning, excepting a strip of land five feet (5') in width, the northwestern line of said strip being the northwestern line of said parcel.

Section 2. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman Suerstedt on this 7th day of October, 1963, and passed to print by the following called vote:

Members of the Council:

Ayes:	Councilmen:	Cheatham, Kant, Suerstedt, Swift; Mayor Maltester	( 5 )
Noes:			( 0 )
Absent:	Councilmen:	Gill, Taylor	( 2 )

Attest: \_\_\_\_\_  
Richard H. West, City Clerk



Passed and adopted this 14th day of October, 1963, after  
publication on October 11 , 1963, by the following called vote:

Members of the Council:

Ayes:	Councilmen:	Cheatham, Gill, Suerstedt, Swift; Mayor Maltester	( 5 )
Noes:		None	( 0 )
Absent:	Councilmen:	Kant, Taylor	( 2 )

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Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 63 - 188

RESOLUTION OF INTENTION TO VACATE STORM DRAINAGE  
EASEMENT - WILLIAMS STREET AT NEPTUNE DRIVE

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

That the City Council of the City of San Leandro hereby elects to proceed herein under the provisions of Chapter a.1 of Title V of the San Leandro Municipal Code of 1957;

It is the intention of the City Council to vacate a storm drainage easement. Said easement so proposed to be vacated is described as follows:

Real property in the City of San Leandro, County of Alameda, State of California, being all of that parcel of land described in the Grant of Easement from John D. White and Norma J. White, his wife, to the City of San Leandro, a municipal corporation, recorded October 20, 1960, in Book 6261, page 405, Official Records of Alameda County, being also that easement described in paragraph 4 in Judgment No. 316286 in the Superior Court of the State of California, in and for the County of Alameda between Robert C. Joughin and Janet M. Joughin - Plaintiffs - vs. W. Porter Davis et al., Defendants - dated March 12, 1962, and recorded March 13, 1962 in Reel 535, Image 192, Official Records of Alameda County, being more particularly described as follows:

All that real property situate in the Township of Eden, County of Alameda, State of California, described as follows:

A portion of West Avenue 129, formerly Williams Street, as said street is shown on the "Map of Mulford Gardens Addition, Alameda County, California," filed February 1, 1928 in Book 7 of Maps, at page 55, in the office of the County Recorder of Alameda County, bounded as follows:

BEGINNING at the point of intersection of the western line of Neptune Drive, formerly Bay Street, with the southeastern line of West Avenue 129, formerly Williams Street, as said streets are shown on said map; running thence North 9° 53' west along the said western line of Neptune Drive, produced northerly, a distance of 31.48 feet to a point on the north-western boundary line of said "Mulford Gardens Addition"; thence along the said last mentioned line, south 62° 30' west 278.05 feet to a point on the western boundary line of said Mulford Gardens Addition"; thence along the said last mentioned line, south 9° 47' east 10.49 feet, more or less,

to the intersection with a line drawn parallel with said northwestern boundary line of "Mulford Gardens Addition" and distant at right angles 10.00 feet southeasterly therefrom; thence north 62° 30' east along said parallel line 128.07 feet; thence easterly in a direct line to the point of beginning, excepting a strip of land five feet (5') in width, the northwestern line of said strip being the northwestern line of said parcel.

Reference is hereby made to a map of said proposed vacation entitled "STORM DRAINAGE EASEMENT - WILLIAMS AT NEPTUNE," on file in the office of the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, October 7, 1963, at 8:15 p.m., in the Council Chambers of the City Council of said City, City Hall, 835 East 14th Street, San Leandro, California, any and all persons having any objections to the proposed vacation of easement may appear before said Council and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to be published once in the official newspaper of the City of San Leandro. Said publication shall be not less than ten days prior to the date of hearing;

This Resolution shall be posted conspicuously along the line of the easement proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman **Suerstedt** and passed and adopted this **23rd** day of September, 1963, by the following called vote:

Members of the Council:

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

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Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

9/19/63/nf

*S. D. Easement Vacation (By City)*

Real property in the City of San Leandro, County of Alameda, State of California, being all of that parcel of land described in the Grant of Easement from John D. White and Norma J. White, his wife, to the City of San Leandro, a municipal corporation, recorded October 20, 1960, in Book 6261, page 405, Official Records of Alameda County, being also that easement described in paragraph 4 in Judgement No. 316286 in the Superior Court of the State of California, in and for the County of Alameda between Robert C. Joughin and Janet M. Joughin - Plaintiffs - vs. W. Porter Davis et al., - Defendants - dated March 12, 1962, and recorded March 13, 1962 in Reel 535, Image 192, Official Records of Alameda County, being more particularly described as follows:

All that real property situate in the Township of Eden, County of Alameda, State of California, described as follows:

A portion of West Avenue 129, formerly Williams Street, as said street is shown on the "Map of Mulford Gardens Addition, Alameda County, California", filed February 1, 1928 in Book 7 of Maps, at page 55, in the office of the County Recorder of Alameda County, bounded as follows:

BEGINNING at the point of intersection of the western line of Neptune Drive, formerly Bay Street, with the southeastern line of West Avenue 129, formerly Williams Street, as said streets are shown on said map; running thence North  $9^{\circ} 53'$  west along the said western line of Neptune Drive, produced northerly, a distance of 31.48 feet to a point on the northwestern boundary line of said "Mulford Gardens Addition"; thence along the said last mentioned line, south  $62^{\circ} 30'$  west 278.05 feet to a point on the western boundary line of said "Mulford Gardens Addition"; thence along the said last mentioned line, south  $9^{\circ} 47'$  east 10.49 feet, more or less, to the intersection with a line drawn parallel with said northwestern boundary line of "Mulford Gardens Addition" and distant at right angles 10.00 feet southeasterly therefrom; thence north  $62^{\circ} 30'$  east along said parallel line 128.07 feet; thence easterly in a direct line to the point of beginning, excepting a strip of land five feet (5') in width, the northwestern line of said strip being the northwestern line of said parcel.

"I HEREBY CERTIFY THAT THE ABOVE LEGAL DESCRIPTION IS A TRUE AND COMPLETE DESCRIPTION SUFFICIENT FOR THE PURPOSE FOR WHICH IT IS INTENDED."

LD 63-49  
Dwg. 130 Case 1603

*John C. Singer*  
Senior Engrs.

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 62 - 41

AN ORDINANCE VACATING MARTELL COURT

Whereas, the City Council of the City of San Leandro on July 16, 1962, passed its Resolution of Intention No. 62-118 to vacate Martell Court (a public street in the City of San Leandro) as hereinafter described; and

Whereas, a public hearing was set for August 6, 1962, at which time any person objecting to such vacation was given the opportunity to appear and show cause why such vacation should not be ordered, and notice of such meeting was duly published and posted; and

Whereas, such hearing was held by the City Council on August 6, 1962, and the City Council at the time of such hearing determined that except for the reservations and exceptions hereinafter set forth, said Martell Court was unnecessary for present or prospective public use:

Now, therefore, the City Council of the City of San Leandro does ORDAIN as follows:

Section 1. That except for the reservations and exceptions hereinafter set forth, Martell Court, a public street located within the City of San Leandro, Alameda County, California, is unnecessary for present or prospective public use and said Martell Court be and it hereby is vacated and abandoned; said Martell Court is more particularly described as follows:

All of Martell Court between the intersection thereof of Harold Avenue and the westerly termination of said Martell Court.

Section 2. The City retains, for the benefit of all interested parties, the following reservations and exceptions: easements pursuant to existing franchises therefor to construct, maintain, operate, replace, remove, renew, and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment, and fixtures for the operation of gas pipe lines, telegraphic and telephone lines, for the

transportation or distribution of electric energy, gas, water, and incidental purposes including access, and the right to keep the property free from inflammable materials, wood growth, and otherwise protect the same from all hazards in, upon and over the street hereby vacated.

Section 3. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman Taylor on the 6th day of August, 1962, and passed to print by the following called vote:

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

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

Passed and adopted this 13th day of August, 1962, after publication on August 10 , 1962, by the following called vote:

Ayes:	Councilmen:	Cheatham, Gill, Kant, Suerstedt, Swift, Taylor and Mayor Maltester	( 7 )
Noes:	Councilmen:	None	( 0 )
Absent:	Councilmen:	None	( 0 )

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

C2181

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 62- 118

RESOLUTION OF INTENTION TO VACATE MARTELL COURT

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

That the City Council of the City of San Leandro hereby elects to proceed herein under the provisions of Chapter a.1 of Title V of the San Leandro Municipal Code of 1957.

It is the intention of the City Council to vacate all of Martell Court. Said Martell Court is a public street in the City of San Leandro, Alameda County, California, officially known and designated as "Martell Court." Said street so proposed to be vacated and abandoned is described as follows:

All of Martell Court between the intersection thereof of Harold Avenue and the westerly termination of said Martell Court.

These proceedings are taken subject to the following reservations and exceptions: easements pursuant to existing franchises therefor to construct, maintain, operate, replace, remove, renew, and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment, and fixtures for the operation of gas pipe lines, telegraphic and telephone lines, for the transportation or distribution of electric energy, gas, water, and incidental purposes including access, and the right to keep the property free from inflammable materials, wood growth, and otherwise protect the same from all hazards in, upon and over the street proposed to be vacated.

Reference is hereby made to a map of said proposed vacation entitled, "Plat to Accompany Engineer's Report for Vacation of Martell Court as said Court is Shown on the Map of Tract 1919, filed February 27, 1958 in Book 38 of Maps, page 68, Alameda County Records," Drawing

101, Case 1603, on file in the office of the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, August 6, 1962, at 8:15 o'clock p.m. in the Council Chambers of the City Council of said City, City Hall, 835 East 14th Street, San Leandro, California, any and all persons having any objections to the proposed vacation of said Martell Court (a public street in the City of San Leandro) may appear before said Council and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to be published once in the official newspaper of the City of San Leandro. Said publication shall be not less than ten days prior to the date of hearing.

This resolution shall be posted conspicuously along the lines of Martell Court proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman Swift and passed and adopted this 16th day of July, 1962, by the following called vote:

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

/s/ Jack D. Maltester

Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

7/12/62/nf



July 10, 1962

CITY ENGINEER'S REPORT

ON

VACATION OF MARTELL COURT

1. Martell Court, a cul-de-sac, was dedicated to the City of San Leandro, at the time of the development of Tract 1919. Six lots front on the cul-de-sac, none of which have been improved by building.
2. Sewers, water, gas and electrical facilities were constructed within the right-of-way during original construction of the tract.
3. The serving utility companies have indicated they would not object to the abandonment of Martell Court, provided easements were granted, which would permit them the right at any time to construct, maintain, operate, replace, remove, renew and enlarge their facilities and further allow access to protect their property.
4. The serving utility companies have also indicated that if their facilities are to be removed at any time, now or in the future, that the cost of said removal or relocation will be borne by the property owner.
5. Now, therefore, as there appears to be no objection to the proposed abandonment, it is recommended that Martell Court be vacated on the following conditions:
  - a. Existing utilities remain in place and that easements therefor be reserved.
  - b. Property owner assume responsibility for constructing curb, gutter and sidewalk on the west side of Harold Ave. across the vacated Martell Court, if required.
  - c. Property owner agrees to bear the cost of removing, extending or modifying the existing utilities as required to conform to the ultimate use of the adjacent property.

ORIGINAL SIGNED BY  
G. HOMER HAMLIN

---

G. Homer Hamlin  
City Engineer

Attachment: Dwg. 101, Case 1603

ic

STATE ENGINEER  
OF MISSISSIPPI

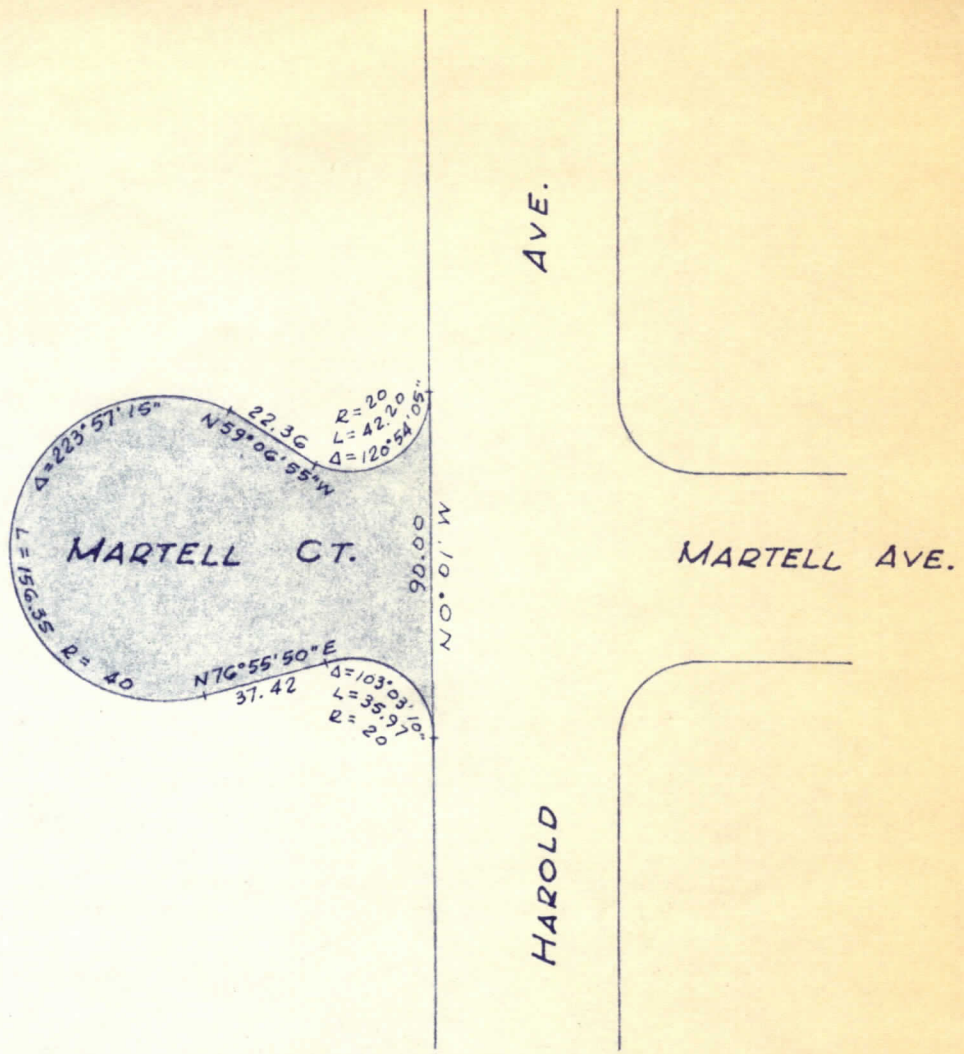
OFFICE OF THE STATE ENGINEER  
MEMPHIS, TENNESSEE

- 1. The applicant has not been licensed as a State Engineer in Mississippi.
- 2. The applicant has not been licensed as a State Engineer in Mississippi.
- 3. The applicant has not been licensed as a State Engineer in Mississippi.
- 4. The applicant has not been licensed as a State Engineer in Mississippi.
- 5. The applicant has not been licensed as a State Engineer in Mississippi.
- 6. The applicant has not been licensed as a State Engineer in Mississippi.
- 7. The applicant has not been licensed as a State Engineer in Mississippi.


REGISTRATION OF STATE ENGINEERS

1943

STATE ENGINEER'S LICENSE



Scale: 1" = 50'

 indicates parcel to be vacated

Plat to accompany Engineer's Report for vacation of Martell Court as said court is shown on the map of Tract 1919, filed February 27, 1958 in Book 38 of Maps, page 68, Alameda County Records.

*D. Homer Hamlin*  
 CITY ENGINEER

*July 10, 1962.*  
 DATE

copy

QUITCLAIM DEED

The City of San Leandro, a municipal corporation, does hereby quit-claim to R. B. Wilson, all right, title, and interest of said City in that certain land situated in the City of San Leandro, County of Alameda, State of California, described as follows:

A portion of Lot 3 in Block 3, Bellevue Park, as shown on the map filed November 28, 1894, in Book 17 of Maps, page 68, Alameda County Records, described as follows:

Commencing at the most southerly corner of said Block 3, being the most northerly corner of the intersection of Graff Avenue and Sandelin Avenue as shown on said map; thence along the northeastern line of said Graff Avenue northwesterly 230 feet to the northwestern line of Sandelin Court as described in the Quitclaim deed from U. B. Lee and Ruth M. Lee, his wife, to the City of San Leandro, dated May 26, 1959, and recorded August 4, 1959 in Book 9110, page 212, Official Records of Alameda County; thence along the said northwestern line of Sandelin Court north 54° 46' 35" east (north 54° 46' 35" east being assumed as the bearing of this line for the purpose of this description) 115 feet to the ACTUAL POINT OF BEGINNING; thence continuing along the said northwestern line of Sandelin Court north 54° 46' 35" east 30 feet to the northeastern line of said Sandelin Court; thence along the said northeastern line of Sandelin Court south 35° 13' 25" east 30 feet to a point of cusp with a non-tangent curve concave to the south, having a radius of 52.57 feet and a central angle of 47° 40' 30" (a radial line at said point bears north 33° 36' 50" east); thence along said curve northwesterly, westerly and southwesterly 43.74 feet to a point of cusp with a non-tangent line, said point being the point of beginning.

In Witness Whereof, the City has caused this Deed to be executed by its Mayor, attested by its City Clerk, and its Official Seal to be hereunto affixed this

CITY OF SAN LEANDRO, a municipal corporation

Attest: Richard H. West  
Richard H. West, City Clerk

By Jack D. Maltester  
Jack D. Maltester, Mayor

STATE OF CALIFORNIA )  
                                  ) ss.  
COUNTY OF ALAMEDA )

On February 7, 1962, before me, R. Ross, a Notary Public in and for said County and State, personally appeared Jack D. Maltester, known to me to be the Mayor of and to be the person who executed the within instrument on behalf of the municipal corporation therein named and acknowledged to me that such municipal corporation executed the same.

R. Ross  
R. Ross, Notary Public in and for said County and State

CITY OF SAN LEANDRO

INTEROFFICE MEMO

TO G. Homer Hamlin, Public Works Director DATE February 2, 1962

FROM Arthur M. Carden, City Attorney

SUBJECT Quitclaim Deed R. B. Wilson

1 Please refer to your Interoffice Memo dated 10/27/61. Ordinance No. 1359 N.S.  
2 VACATING A PORTION OF SANDELIN COURT (R. B. Wilson) was adopted on the 11th day of  
3 December, 1961. Please have the attached Quitclaim Deed executed and return a copy to  
4 this office.

Arthur M. Carden  
Arthur M. Carden  
City Attorney

6 AMC:aw

8 Executed copy rec'd 2/7/62 from City Clerk. Told  
9 Dick to check with Lee + Public Works re. if any  
10 money involved.

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*Handwritten notes in red ink, including the phrase "This is the..."*

*Handwritten signature or stamp in blue ink.*

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 1359 N.S.

AN ORDINANCE VACATING A PORTION OF SANDELIN COURT  
(R. B. Wilson)

Whereas, the City Council of the City of San Leandro on November 13, 1961, passed a resolution of intention No. 4692 C.M.S. to vacate a portion of Sandelin Court (a public street in the City of San Leandro) as hereinafter described; and

Whereas, a public hearing was set for December 4, 1961, at which time any person objecting to such vacation was given the opportunity to appear and show cause why such vacation should not be ordered, and notice of such meeting was duly published and posted; and

Whereas, such hearing was held by the City Council on December 4, 1961, and the City Council at the time of such hearing determined that said portion of Sandelin Court was unnecessary for present or prospective public use:

Now, therefore, the City Council of the City of San Leandro does ORDAIN as follows:

Section 1. That a portion of Sandelin Court located within the City of San Leandro, Alameda County, California, is unnecessary for present or prospective public use and said portion of Sandelin Court be and it hereby is vacated and abandoned; said portion of Sandelin Court is more particularly described as follows:

A portion of Lot 3 in Block 3, Bellevue Park, as shown on the map filed November 28, 1894, in Book 17 of Maps, page 68, Alameda County Records, described as follows:

Commencing at the most southerly corner of said Block 3, being the most northerly corner of the intersection of Graff Avenue and Sandelin Avenue as shown on said map; thence along the northeastern line of said Graff Avenue northwesterly 230 feet to the northwestern line of Sandelin Court as described in the Quit Claim deed from U. B. Lee and Ruth M. Lee, his wife, to the City of San Leandro, dated May 26, 1959, and recorded August 4, 1959 in Book 9110, page 212, Official Records of Alameda County; thence along the said northwestern line of Sandelin Court north 54° 46' 35" east (north 54° 46' 35" east being assumed as the bearing of this line for the purpose of this description) 115 feet to the ACTUAL POINT

OF BEGINNING; thence continuing along the said north-western line of Sandelin Court north 54° 46' 35" east 30 feet to the northeastern line of said Sandelin Court; thence along the said northeastern line of Sandelin Court south 35° 13' 25" east 30 feet to a point of cusp with a non-tangent curve concave to the south, having a radius of 52.57 feet and a central angle of 47° 40' 30" (a radial line at said point bears north 33° 36' 50" east); thence along said curve northwesterly, westerly and southwesterly 43.74 feet to a point of cusp with a non-tangent line, said point being the point of beginning.

Section 2. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman \_\_\_\_\_ on this 4th day of December, 1961, and passed to print by the following called vote:

Ayes:	Councilmen:	( 6 )
Noes:	Councilmen:	( 0 )
Absent:	Councilmen: <i>Chatham</i>	( 1 )

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

Passed and adopted this *11th* day of December, 1961, after publication on December \_\_\_\_\_, 1961, by the following called vote:

Ayes:	Councilmen:	( 7 )
Noes:	Councilmen:	( 0 )
Absent:	Councilmen:	( 0 )

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk



IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 4692 C.M.S.

RESOLUTION OF INTENTION TO VACATE  
A PORTION OF SANDELIN COURT  
(R. B. Wilson)

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

That the City Council of the City of San Leandro hereby  
elects to proceed herein under the provisions of Chapter a.1  
of Title V of the San Leandro Municipal Code of 1957;

It is the intention of the City Council to vacate a portion  
of Sandelin Court. Said Sandelin Court is a public street  
officially known and designated as "Sandelin Court." Said  
portion of said Sandelin Court so proposed to be vacated and  
abandoned is described as follows:

Real property in the City of San Leandro, County  
of Alameda, State of California, being a portion  
of Lot 3 in Block 3, Bellevue Park, as shown on  
the map filed November 28, 1894, in Book 17 of  
Maps, page 68, Alameda County Records, described  
as follows:

Commencing at the most southerly corner of said  
Block 3, being the most northerly corner of the  
intersection of Graff Avenue and Sandelin Avenue  
as shown on said map; thence along the northeastern  
line of said Graff Avenue northwesterly 230 feet to  
the northwestern line of Sandelin Court as described  
in the Quit Claim deed from U. B. Lee and Ruth M.  
Lee, his wife, to the City of San Leandro, dated  
May 26, 1959, and recorded August 4, 1959 in Book 9110,  
page 212, Official Records of Alameda County; thence  
along the said northwestern line of Sandelin Court  
north  $54^{\circ} 46' 35''$  east (north  $54^{\circ} 46' 35''$  east being  
assumed as the bearing of this line for the purpose of  
this description) 115 feet to the ACTUAL POINT OF  
BEGINNING; thence continuing along the said north-  
western line of Sandelin Court north  $54^{\circ} 46' 35''$  east  
30 feet to the northeastern line of said Sandelin  
Court; thence along the said northeastern line of  
Sandelin Court south  $35^{\circ} 13' 25''$  east 30 feet to a  
point of cusp with a non-tangent curve concave to the  
south, having a radius of 52.57 feet and a central  
angle of  $47^{\circ} 40' 30''$  (a radial line at said point  
bears north  $33^{\circ} 36' 50''$  east); thence along said curve  
northwesterly, westerly and southwesterly 43.74 feet  
to a point of cusp with a non-tangent line, said  
point being the point of beginning.

Reference is hereby made to a map of said proposed vacation entitled "MAP SHOWING PROPOSED VACATION OF A PORTION OF SANDELIN COURT," Drawing 13, Case 1602, on file in the office of the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, December 4, 1961, at 8:15 o'clock p.m. in the Council Chambers of the City Council of said City, City Hall, 835 East 14th Street, San Leandro, California, any and all persons having any objections to the proposed vacation of a portion of said Sandelin Court (a public street in the City of San Leandro) may appear before said Council and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to be published once in the official newspaper of the City of San Leandro. Said publication shall be not less than ten days prior to the date of hearing.

This resolution shall be posted conspicuously along the line of the portion of Sandelin Court proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman *Saylor* and passed and adopted this 13th day of November, 1961, by the following called vote:

Ayes:	Councilmen:	( 7 )
Noes:	Councilmen:	( 0 )
Absent:	Councilmen:	( 0 )

---

Jack D. Maltester  
Mayor of the City of San Leandro

Attest: 

---

Richard H. West, City Clerk

11/8/61/aw

CITY OF SAN LEANDRO

INTEROFFICE MEMO

C 2011

TO Mr. Carden, City Attorney

DATE 10/27/61

FROM G. Homer Hamlin, P. W. D.

SUBJECT Sandelin Court

Attached are plats and legal descriptions of that portion of Sandelin Court proposed to be deeded or otherwise transferred to Mr. R. B. Wilson.

Note that the Sandelin Court right-of-way was obtained through quit claim deed; I don't know whether this will have any bearing on our action or not. Furthermore, I understand that you are handling the legal matters for the City so I will leave it in your capable hands.

G. Homer Hamlin  
P. W. D.

GHH/mic

Attach.

November 8, 1961

To: G. Homer Hamlin, Public Works Director

Resolution of Intention prepared for 11/13/61 agenda. Hearing set for December 4, 1961.

Map to be filed with the City Clerk and following title should be put on map:

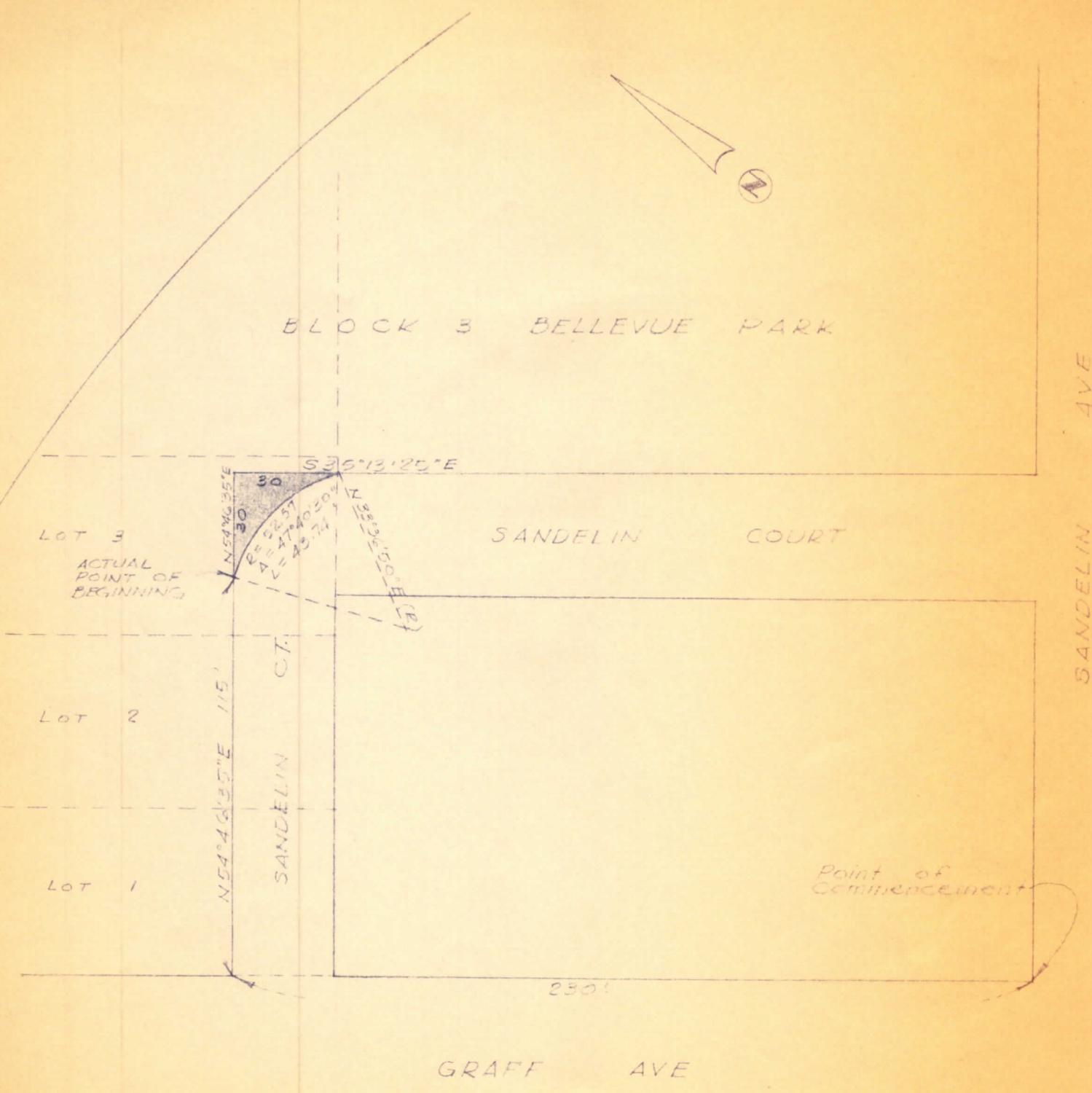
"MAP SHOWING PROPOSED VACATION OF A PORTION OF SANDELIN COURT."

Arthur M. Carden  
City Attorney

AMC:aw

CITY OF SAN LEANDRO ENGINEERING DIVISION

BY R.P. DATE Oct 1961 SUBJECT PORTION OF SANDELIN COURT TO BE VACATED SHEET NO. 1 OF 1  
CHKD. BY R.P. DATE 04/1961 JOB NO. \_\_\_\_\_



REF: LD-GI-138

MAP SHOWING PROPOSED VACATION OF SANDELIN COURT

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of Lot 3 in Block 3, Bellevue Park, as shown on the map filed November 28, 1894, in Book 17 of Maps, page 68, Alameda County Records, described as follows:

Commencing at the most southerly corner of said Block 3, being the most northerly corner of the intersection of Graff Avenue and Sandelin Avenue as shown on said map; thence along the northeastern line of said Graff Avenue northwesterly 230 feet to the northwestern line of Sandelin Court as described in the Quit Claim deed from U. B. Lee and Ruth M. Lee, his wife, to the City of San Leandro, dated May 26, 1959, and recorded August 4, 1959 in Book 9110, page 212, Official Records of Alameda County; thence along the said northwestern line of Sandelin Court north  $54^{\circ} 46' 35''$  east (north  $54^{\circ} 46' 35''$  east being assumed as the bearing of this line for the purpose of this description) 115 feet to the ACTUAL POINT OF BEGINNING; thence continuing along the said northwestern line of Sandelin Court north  $54^{\circ} 46' 35''$  east 30 feet to the northeastern line of said Sandelin Court; thence along the said northeastern line of Sandelin Court south  $35^{\circ} 13' 25''$  east 30 feet to a point of cusp with a non-tangent curve concave to the south, having a radius of 52.57 feet and a central angle of  $47^{\circ} 40' 30''$  (a radial line at said point bears north  $33^{\circ} 36' 50''$  east); thence along said curve northwesterly, westerly and southwesterly 43.74 feet to a point of cusp with a non-tangent line, said point being the point of beginning.

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 4693 C.M.S.

RESOLUTION OF INTENTION TO VACATE A  
PORTION OF WASHINGTON AVENUE  
(Redevelopment Agency)

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

That the City Council of the City of San Leandro hereby elects to proceed herein under the provisions of Chapter a.1 of Title V of the San Leandro Municipal Code of 1957:

It is the intention of the City Council to vacate a portion of Washington Avenue. Said Washington Avenue is a public street officially known and designated as "Washington Avenue." Said portion of said Washington Avenue so proposed to be vacated and abandoned is described as follows:

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of Washington Avenue, formerly Watkins Street, described as follows:

BEGINNING at the most northern corner of Block 4 as shown on the Map of the Town of San Leandro, filed February 27, 1855 in Map Book 2, page 43, Alameda County Records; thence along the southwestern line of Washington Avenue, being also the northeastern line of said Block 4, southeasterly 125 feet; thence at right angles northeasterly 10 feet; thence parallel to the said southwestern line of Washington Avenue northwesterly 125 feet; thence at right angles southwesterly 10 feet to the point of beginning.

Reference is hereby made to a map of said proposed vacation entitled "MAP SHOWING PROPOSED VACATION OF A PORTION OF WASHINGTON AVENUE," Drawing 100, Case 1603, on file in the office of the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, December 4, 1961, at 8:15 o'clock p.m. in the Council Chambers of the City Council of said City, City Hall, 835 East 14th Street, San Leandro, California, any and all

persons having any objections to the proposed vacation of a portion of said Washington Avenue (a public street in the City of San Leandro) may appear before said Council and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to be published once in the official newspaper of the City of San Leandro. Said publication shall be not less than ten days prior to the date of hearing.

This resolution shall be posted conspicuously along the line of the portion of Washington Avenue proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman *Taylor* and passed and adopted this 13th day of November, 1961, by the following called vote:

Ayes:	Councilmen:	( 7 )
Noes:	Councilmen:	( 0 )
Absent:	Councilmen:	( 0 )

---

Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Richard H. West, City Clerk

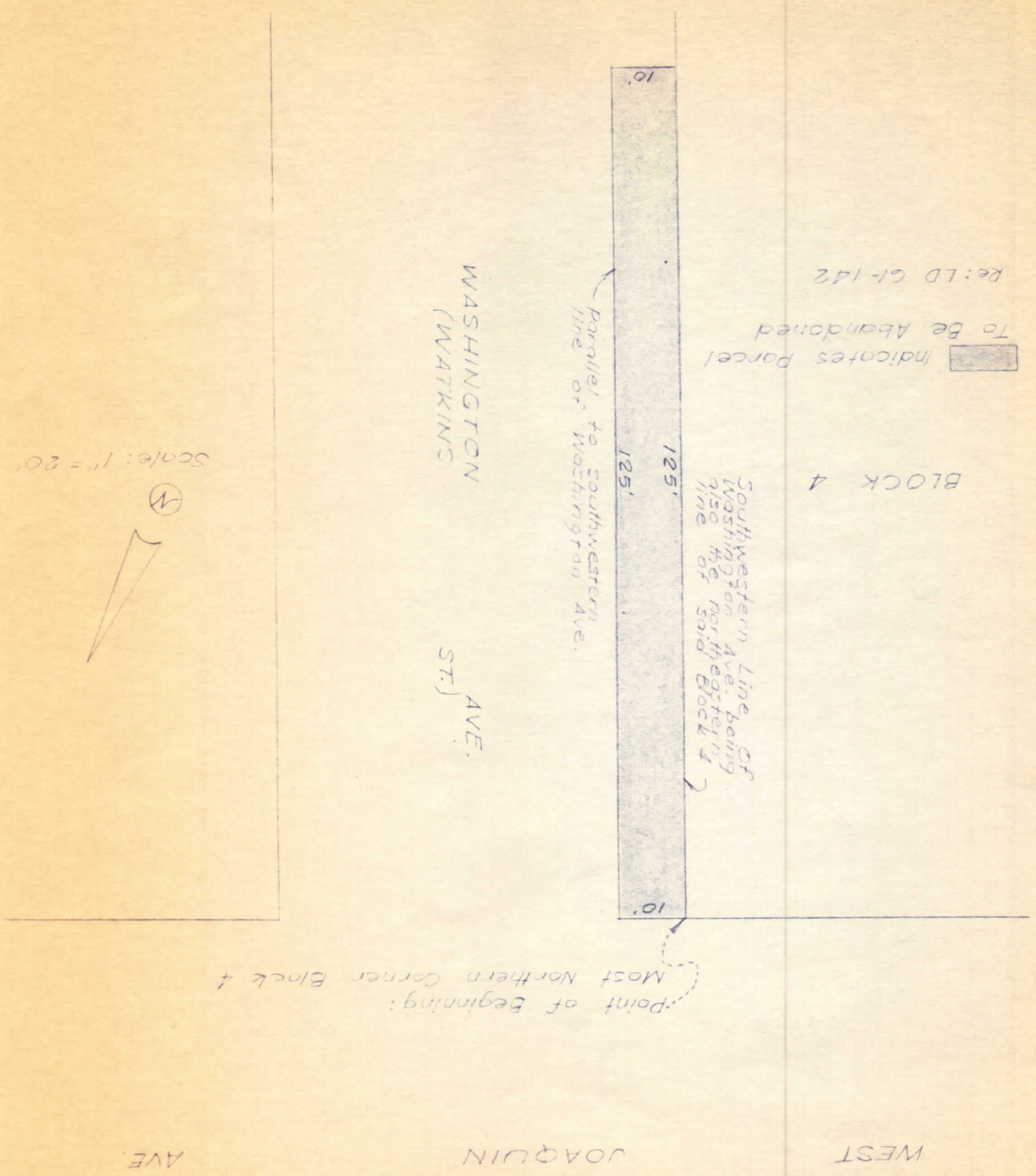
11/10/61/nf

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of Washington Avenue, formerly Watkins Street, described as follows:

BEGINNING at the most northern corner of Block 4 as shown on the Map of the Town of San Leandro, filed February 27, 1855 in Map Book 2, page 43, Alameda County Records; thence along the southwestern line of Washington Avenue, being also the northeastern line of said Block 4, southeasterly 125 feet; thence at right angles northeasterly 10 feet; thence parallel to the said southwestern line of Washington Avenue northwesterly 125 feet; thence at right angles southwesterly 10 feet to the point of beginning.



ABANDONMENT OF A PORTION OF WASHINGTON AVENUE



Re: LD 67-142  
 To Be Abandoned  
 Indicates Parcel

BLOCK 4

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 1313 N.S.

AN ORDINANCE VACATING EASEMENTS (RESERVES) -  
IN LOTS 20 TO 23, BLOCK "B" BANCROFT GARDENS  
(Milton)

Whereas, the City Council of the City of San Leandro on March 6, 1961, passed a resolution of intention (No. 4479 C.M.S.) to vacate certain easements (reserves) as hereinafter described; and

Whereas, a public hearing was set for April 3, 1961, at which time any person objecting to such vacation was given the opportunity to appear and show cause why such vacation should not be ordered, and notice of such meeting was duly published and posted; and

Whereas, such hearing was held by the City Council on April 3, 1961, and the City Council at the time of such hearing determined that said easements (reserves) were unnecessary for present or prospective public uses:

Now, therefore, the City Council of the City of San Leandro does ORDAIN as follows:

Section 1. That certain easements (reserves) located within the City of San Leandro, Alameda County, California, are unnecessary for present or prospective public uses and said easements (reserves) be and hereby are vacated; said easements (reserves) are more particularly described as follows:

A five foot wide reserve along the eastern line of Lots 20, 21, 22 and 23 in Block "B" as said reserves, Lots and Block are shown on the map of Bancroft Gardens filed April 11, 1927, in Map Book 12, Page 67, Alameda County Records.

Section 2. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman *Saylor* on this *10* th day of April, 1961, and passed to print by the following called vote:

Ayes: Councilmen: (7)

Noes: Councilmen: (0)

Absent: Councilmen: (0)

Attest: \_\_\_\_\_  
Emily M. Simpson, Acting City Clerk  
-----

Passed and adopted this *17* day of *April* 1961, after publication on \_\_\_\_\_, 1961, by the following called vote:

Ayes: Councilmen: (7)

Noes: Councilmen: (0)

Absent: Councilmen: (0)

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Emily M. Simpson, Acting City Clerk

4/5/61/aw

C1745  
C1863

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 4479 C.M.S.

RESOLUTION OF INTENTION TO VACATE  
EASEMENTS (RESERVES) - IN LOTS 20  
TO 23, BLOCK "B" BANCROFT GARDENS  
(Milton)

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

That the City Council of the City of San Leandro hereby  
elects to proceed herein under the provisions of Chapter a.1 of  
Title V of the San Leandro Municipal Code of 1957;

It is the intention of the City Council to vacate certain  
easements (reserves). Said easements (reserves) so proposed to  
be vacated are described as follows:

A five foot wide reserve along the eastern  
line of Lots 20, 21, 22 and 23 in Block "B"  
as said reserves, Lots and Block are shown  
on the map of Bancroft Gardens filed April 11,  
1927, in Map Book 12, Page 67, Alameda County  
Records

all in the City of San Leandro, Alameda County, California;

Reference is hereby made to a map of said proposed vacation  
entitled "BLOCK 'B' BANCROFT GARDENS," on file in the office of  
the City Clerk for particulars as to the proposed vacation;

Notice is hereby given that on Monday, April 3, 1961, at  
8:15 o'clock p.m. in the Council Chambers of the City Council of  
said City, City Hall, 835 East 14th Street, San Leandro, Cali-  
fornia, any and all persons having any objections to the proposed  
vacation of easements (reserves) may appear before said Council  
and show cause why said proposed vacation should not be ordered;

The City Clerk shall cause this Resolution of Intention to  
be published once in the official newspaper of the City of San Le-  
andro. Said publication shall be not less than ten days prior to  
the date of hearing;

This resolution shall be posted conspicuously along the line

of the easement proposed to be vacated at least ten days before the date of hearing. Such resolution shall be posted not more than 300 feet apart but at least three shall be posted.

Introduced by Councilman *Surrstedt* and passed and adopted this 6th day of March, 1961, by the following called vote:

Ayes:	Councilmen:	( 7 )
Noes:	Councilmen:	( 0 )
Absent:	Councilmen:	( 0 )

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Emily M. Simpson, Acting City Clerk

CONTENTS - RESOLUTION OF INTENTION TO VACATE  
(Streets, easements, reserves)

- ✓1. Council elects to proceed under Code. Such election to be expressed in Resolution of Intention.
2. If vacating street, reference to street by name.
- ✓3. Vacation of easement. Briefly describe easement.
- ✓4. Reference to map on file in Clerk's office. (Title also)
- ✓5. Resolution shall contain
  - ✓a) Notice
  - ✓b) Day
  - ✓c) Time  
(Time not less than 15 nor more than 60 days from passage)
  - ✓f) Place
  - ✓g) Where any persons may appear and show cause.
6. Resolution published once  
(Not less than 10 days prior to hearing)
7. Resolution shall be posted  
(Not less than 10 days before hearing).

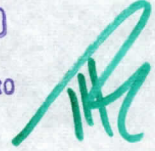
Posting not more than 300 feet apart but not less than 3.

CITY ATTORNEY'S OFFICE

JUL 31 1970

CITY OF SAN LEANDRO

July 30, 1970



Mr. E. E. Hall  
Land Department  
Pacific Gas & Electric Company  
245 Market  
San Francisco, California 94106

Attention: Mr. Gary Orton

Subject: Vacation of West Avenue 137

Dear Mr. Hall:

Herewith are copies of the following:

1. Ordinance No. 70-34 and plat attached re:

Vacating West Avenue 137, from Easterly (Northerly) side of Western Pacific Railroad right of way to Easterly (Northerly) side of Southern Pacific Railroad right of way.

2. Easement from East Bay Municipal Utility District to your firm for a private right to travel over the vacated street referred to above.

These documents are fully executed and are ready for recordation. A copy of Mr. Hess's letter from EBMUD is also enclosed which further explains this matter.

This was a lengthy and complicated project and we appreciate the many hours Mr. John Gavey of Western Pacific spent on it. We are pleased with the outcome and hope it will prove beneficial to all.

Very truly yours,

James F. Vivrette  
Director of Public Works

cc: Mr. Ralph Hess  
Right of Way Agent  
East Bay Municipal Utility District  
2130 Adeline Avenue  
Oakland, California 94623

SECRETARY GENERAL  
ST30 VICTORIO VASQUEZ  
HEAD OF MINISTRY OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL  
cc: MR. VICTOR VASQUEZ

DIRECTOR OF PUBLIC WORKS  
JAMES E. ALLEN

MR. JAMES ALLEN

Reference is made to the report of the Public Works Department dated 10/10/50, which was received by the Ministry of Justice on 10/10/50, and to the report of the Public Works Department dated 10/10/50, which was received by the Ministry of Justice on 10/10/50.

The report of the Public Works Department dated 10/10/50, which was received by the Ministry of Justice on 10/10/50, and to the report of the Public Works Department dated 10/10/50, which was received by the Ministry of Justice on 10/10/50.

The attached report dated 10/10/50, which was received by the Ministry of Justice on 10/10/50, and to the report of the Public Works Department dated 10/10/50, which was received by the Ministry of Justice on 10/10/50.

MR. JAMES ALLEN  
DIRECTOR OF PUBLIC WORKS  
OFFICE OF THE ATTORNEY GENERAL  
ST30 VICTORIO VASQUEZ  
HEAD OF MINISTRY OF JUSTICE

I. Ordinance No. 10-50 and other attached to:

Reference is made to the following:

MR. JAMES ALLEN

Director: Association of Head VASQUEZ ST30

Association: MR. VICTOR VASQUEZ

ST30 VICTORIO VASQUEZ  
HEAD OF MINISTRY OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL  
ST30 VICTORIO VASQUEZ  
HEAD OF MINISTRY OF JUSTICE

10/10/50

OFFICE OF THE ATTORNEY GENERAL

ST30 VICTORIO VASQUEZ

OFFICE OF THE ATTORNEY GENERAL



CITY ATTORNEY'S OFFICE

JUL 31 1970

CITY OF SAN LEANDRO

July 30, 1970

Mr. Jack Smolin  
Assistant Manager of Manufacturing  
Hudson Lumber Company  
Hudson Lane & Cherry Street  
San Leandro, California 94577

Subject: Vacation of West Avenue 137

Dear Mr. Smolin:

Herewith are copies of the following:

1. Ordinance No. 70-34 and plat attached re:

Vacating West Avenue 137, from Easterly  
(Northerly) side of Western Pacific Rail-  
road right of way to Easterly (Northerly)  
side of Southern Pacific Railroad right of  
way.

2. Easement from East Bay Municipal Utility District  
to your firm for a private right to travel over  
the vacated street referred to above.

These documents are fully executed and are ready for recorda-  
tion. A copy of Mr. Hess's letter from EBMUD is also enclosed which  
further explains this matter.

This was a lengthy and complicated project and we appreciate the  
many hours Mr. John Gavey of Western Pacific spent on it. We are  
pleased with the outcome and hope it will prove beneficial to all.

Very truly yours,

James F. Vivrette  
Director of Public Works

cc: Mr. Ralph Hess  
Right of Way Agent  
East Bay Municipal Utility District  
2130 Adeline Avenue  
Oakland, California 94623

OFFICE OF THE ATTORNEY GENERAL  
STATE OF MISSISSIPPI  
MEMPHIS, MISSISSIPPI  
cc: Mr. Nathan Davis

Director of Public Works  
James E. Alexander

Dear Mr. Alexander:

Reference is made to the letterhead memorandum dated July 1, 1954, captioned as above, and to the letterhead memorandum dated July 1, 1954, captioned as above, and to the letterhead memorandum dated July 1, 1954, captioned as above.

It is noted that the letterhead memorandum dated July 1, 1954, captioned as above, and the letterhead memorandum dated July 1, 1954, captioned as above, are in conflict with each other.

The letterhead memorandum dated July 1, 1954, captioned as above, is hereby approved and the letterhead memorandum dated July 1, 1954, captioned as above, is hereby disapproved.

Very truly yours,  
Attorney General  
John W. Alexander

I. Enclosure No. 10-34 and other enclosures to:

Memorandum and copies of the following:

Dear Mr. Nathan:

Enclosure No. 10-34  
Enclosure No. 10-34  
Enclosure No. 10-34  
Enclosure No. 10-34  
Enclosure No. 10-34

Subject: Assertion of State's Right

July 30, 1954

CITY OF MEMPHIS

JUL 31 1954

CITY ATTORNEY'S OFFICE

CITY ATTORNEY'S OFFICE

JUL 31 1970

CITY OF SAN LEANDRO

July 30, 1970

Mr. A. W. Carlson, Chief Engineer  
Western Pacific Railroad Company  
526 Mission Street  
San Francisco, California 94105

Subject: Vacation of West Avenue 137

Dear Mr. Carlson:

Herewith are copies of the following:

1. Ordinance No. 70-34 and plat attached re:

Vacating West Avenue 137, from Easterly  
(Northerly) side of Western Pacific Rail-  
road right of way to Easterly (Northerly)  
side of Southern Pacific Railroad right of  
way.

2. Easement from East Bay Municipal Utility District  
to your firm for a private right to travel over  
the vacated street referred to above.

These documents are fully executed and are ready for recorda-  
tion. A copy of Mr. Hess's letter from EBMUD is also enclosed which  
further explains this matter.

This was a lengthy and complicated project and we appreciate the  
many hours Mr. John Gavey of Western Pacific spent on it. We are  
pleased with the outcome and hope it will prove beneficial to all.

Very truly yours,

James F. Vivrette  
Director of Public Works

cc: Mr. Ralph Hess  
Right of Way Agent  
East Bay Municipal Utility District  
2130 Adeline Avenue  
Oakland, California 94623



CITY ENGINEER'S REPORT

ON PROPOSED VACATION OF PORTION OF

SAN LEANDRO BOULEVARD

1. Reference is made to City Engineer's Drawing No. 212, Case 1603 and land description ID 66-30 which are a part of this report.

2. San Leandro Boulevard (Bouldillo Street) between the Western Pacific Railroad Company right of way and Castro Street is shown as a public street on the map of San Leandro, filed February 27, 1895, in Map Book 2, page 43, Alameda County Records; this portion of San Leandro Boulevard (Bouldillo Street) is shown as a public street also on the map of the Henne tract, filed October 7, 1889, in Map Book 9, page 33, Alameda County Records.

3. That portion of San Leandro Boulevard between the Western Pacific Railroad Company right of way and Castro Street has not been used for street or utility easement purposes and there is no foreseeable need for that portion of street other than for street purposes or as a utility easement, excepting that a strip of land along the northern line of Castro Street should be retained for future widening of Castro Street and to widen the intersection of San Leandro Boulevard and Castro Street, and widen the railroad crossing, required by construction of Bay Area Rapid Transit facilities.

4. Therefore, it is recommended that the City vacate that portion of San Leandro Boulevard as delineated on said Drawing 212, Case 1603 and as described in ID 66-30.

In order to fully accomplish the widening of the intersection of San Leandro Boulevard and Castro Street, an additional parcel of land will be required immediately adjacent to and westerly of the subject parcel. The piece required is shown on Drawing 214, Case 1603 and described in ID 66-31, hereto attached. The area of this parcel is only 316 square feet, compared to some 4,800 square feet in the proposed abandonment. It is recommended that as a condition of the abandonment, the owner of this land, who was requested and will be the recipient of the abandoned land, grant to the City the land that the City needs for the purpose.

*G. Homer Hamilton*  
G. Homer Hamilton  
Public Works Director and  
City Engineer

Attach:  
Dwg. 212, Case 1603  
Dwg. 214, Case 1603  
ID 66-30 and ID 66-31

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

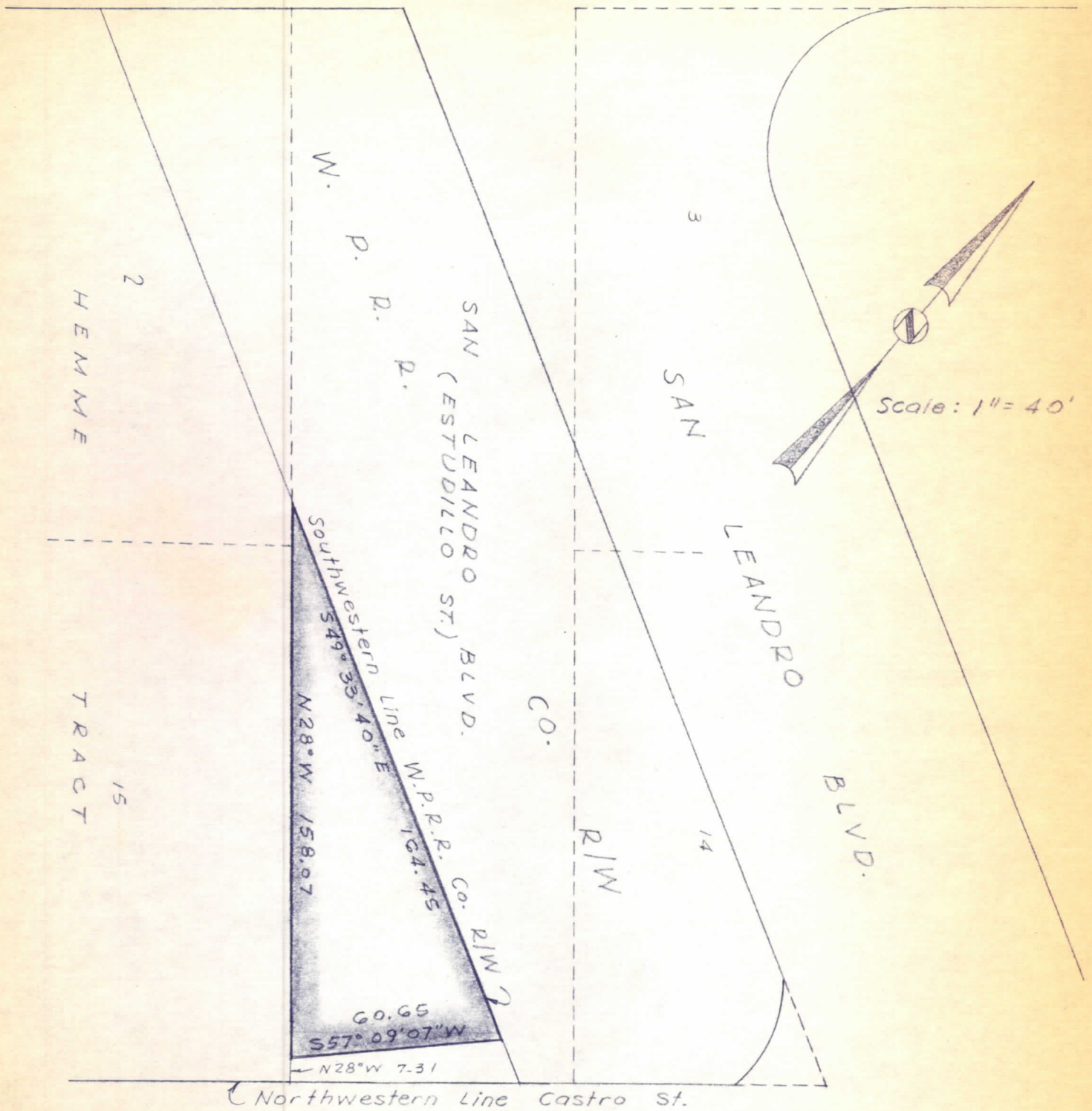
A portion of San Leandro Boulevard, formerly Estudillo Street, as said street is shown on the map of the Hemme Tract, filed October 1, 1889, in Map Book 9, page 33, Alameda County Records, described as follows:

Commencing at the intersection of the northwestern line of Castro Street with the southwestern line of San Leandro Boulevard, as shown on said map, thence along the said southwestern line of San Leandro Boulevard, north  $28^{\circ}$  west 7.31 feet to the Actual Point of Beginning; thence continuing along the said southwestern line of San Leandro Boulevard, north  $28^{\circ}$  west 158.07 feet to its intersection with the southwestern line of the Western Pacific Railroad Company right of way; thence along the said southwestern line of the Western Pacific Railroad Company right of way, south  $49^{\circ} 33' 40''$  east 164.45 feet; thence south  $57^{\circ} 09' 07''$  west 60.65 feet to the actual point of beginning.

LD 66-30  
Dwg. 212 Case 1603  
Vacation of Portion of  
San Leandro Blvd. (@ WPRR & Castro)

WILLIAMS

STREET



Scale: 1" = 40'



Indicates Parcel To Be Vacated

PLAT TO ACCOMPANY ENGINEER'S REPORT  
FOR VACATION OF A PORTION  
OF SAN LEANDRO BOULEVARD

*J. Horner Hamlin*

CITY ENGINEER

Feb. 7, 1966

DATE

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

A portion of Lot 15 as shown on the map of the Hemme Tract, filed October 1, 1889, in Map Book 9, page 33, Alameda County Records, described as follows:

Beginning at the intersection of the northwestern line of Castro Street with the southwestern line of San Leandro Boulevard (formerly Estudillo Street) as shown on said map, said point of beginning being also the southeastern corner of said Lot 15; thence along the said southwestern line of San Leandro Boulevard north  $28^{\circ}$  west 7.31 feet; thence south  $57^{\circ} 09' 07''$  west 76.87 feet to a tangent curve concave to the northwest, having a central angle of  $4^{\circ} 50' 53''$  and a radius of 228.08 feet; thence along said curve southwesterly 19.30 feet to a point of cusp with a tangent line, said tangent line being the aforementioned northwestern line of Castro Street; thence along the said northwestern line of Castro Street north  $62^{\circ}$  east 95.88 feet to the point of beginning.

The above described parcel of land contains 316 square feet, more or less.

LD-66-31  
Dwg. 214 Case 1603  
Castro St. Widening  
@ San Leandro Blvd.



IN THE  
Superior Court of the County of Alameda

State of California

In the matter of

Resolution of Intention to Vacate  
Easement (Reserve) 725 Glen Drive

AFFIDAVIT OF PUBLICATION

of

RESOLUTION NO. 66-60

STATE OF CALIFORNIA  
County of Alameda

ss.

IN THE CITY COUNCIL OF THE  
CITY OF SAN LEANDRO  
RESOLUTION NO. 66-60  
RESOLUTION OF INTENTION  
TO VACATE EASEMENT  
(RESERVE) — 725 Glen Drive  
The City Council of the City of  
San Leandro does RESOLVE as  
follows:

That the City Council of the  
City of San Leandro hereby elects  
to proceed herein under the pro-  
visions of Chapter 4.1 of Title V  
of the San Leandro Municipal  
Code of 1957.

It is the intention of the City  
Council to vacate a certain ease-  
ment (reserve). Said easement  
(reserve) so proposed to be va-  
cated is described as follows:

Real property in the City of  
San Leandro, County of Alame-  
da, State of California, de-  
scribed as follows:

That certain reserve ten feet  
wide in Lot 1, Block "G," as  
shown on the map of Bancroft  
Gardens, filed April 11, 1927, in  
Map Book 12, Page 67, Alameda  
County Records.

Reference is hereby made to a  
map of said proposed vacation  
entitled "PLAT TO ACCOMPANY  
ENGINEER'S REPORT FOR VA-  
CATION OF A RESERVE IN LOT  
1, BLOCK G, AS SHOWN ON  
THE MAP OF BANCROFT GAR-  
DENS, FILED APRIL 11, 1927 IN  
MAP BOOK 12, PAGE 67, ALA-  
MEDA COUNTY RECORDS," on  
file in the office of the City  
Clerk for particulars as to the  
proposed vacation:

Notice is hereby given that on  
Monday, April 11, 1966, at 7:15  
o'clock p.m., in the Council  
Chambers of the City Council of  
said City, City Hall, 835 East 14th  
Street, San Leandro, California,  
any and all persons having any  
objections to the proposed vaca-  
tion of easement (reserve) may  
appear before said Council and  
show cause why said proposed  
vacation should not be ordered.

The City Clerk shall cause this  
Resolution of Intention to be pub-  
lished once in the official news-  
paper of the City of San Leandro.  
Said publication shall be not less  
than ten days prior to the date  
of hearing:

This resolution shall be posted  
conspicuously along the line of  
the easement proposed to be va-  
cated at least ten days before  
the date of hearing. Such resolu-  
tion shall be posted not more  
than 300 feet apart but at least  
three shall be posted.

Introduced by Councilman Kant  
and passed and adopted this 21st  
day of March, 1966, by the fol-  
lowing called vote:

Members of the Council:  
Ayes: Councilmen: Kant, Pol-  
vorosa, Pomares, Suerstedt, Swift,  
Taylor and Mayor Maltester (7).  
Noes: None (0).  
Absent: None (0).

JACK D. MALTESTER,  
Mayor of the City of  
San Leandro.

Attest:  
RICHARD H. WEST,  
City Clerk.  
No. S-151. Publish: March 25, 1966.

M. Kofman

of said County, being duly sworn, says:

That he is and was during the time herein mentioned, a citizen of the United States, over the age of twenty-one years, not a party to or interested in the matter or action above named.

That he is now and at all times hereinafter mentioned, was the principal clerk of the publisher and printer of THE MORNING NEWS, which was during all the time hereinafter mentioned, and now is a newspaper of general circulation, as that term is defined by Section 6000 of the Government Code, and as provided by said Section, is printed and published in the City of San Leandro, County of Alameda, State of California, for the dissemination of local and telegraphic news and intelligence of a general character, having a bonafide subscription list of paying subscribers, and is not devoted to the interests or published for the entertainment or instruction of a particular class, profession, trade, calling, race or denomination, or for any number of such classes, professions, trades, callings, races or denominations, and as such clerk has now and at all of such times had charge of all advertisements in said newspaper.

That said newspaper has been established, printed and published at regular intervals in the said City of San Leandro, County of Alameda, State of California, for more than one year preceding the date of the first publication of the notice herein mentioned; that said notice was set and printed in type not smaller than nonpareil; and was preceded with the words printed in black face type not smaller than nonpareil, describing and expressing in general terms, the purport and character of the notice intended to be given.

That the Notice Resolution No. 66-60

of which the annexed is a printed copy, was printed and published in said newspaper

Published first time March 25, 1966  
(Date)

from and including the 25th day of March A.D. 1966

to and including the 25th day of March A.D. 1966

to wit—on: 25th day of March 1966.

M. Kofman

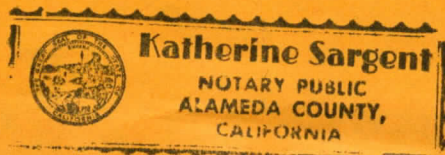
Subscribed and sworn to before me this

the 29 day of March A.D. 1966

Katherine Sargent

Notary Public in and for said County  
of Alameda, State of California  
Katherine Sargent

My Commission Expires 9/3 1969



No.....

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# AFFIDAVIT

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IN THE MATTER OF

---

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## AFFIDAVIT OF PUBLICATION

—of—

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Filed

19

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Clerk.

By

---

Deputy.

RECEIVED  
CLERK OF THE COURT  
JAN 10 1910

QUITCLAIM DEED

The grantors, ROBERT C. JOUGHIN and JANET M. JOUGHIN do hereby quitclaim unto the CITY OF SAN LEANDRO, a municipal corporation, all right, title and interest of said grantors in and to the following described real property, to wit:

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of the parcel of land described in the Grant of Easement from John D. White and Norma J. White, his wife, to the City of San Leandro, a municipal corporation, recorded October 20, 1950, in Book 6261, page 405, Official Records of Alameda County, said portion being more particularly described as follows:

BEGINNING at the intersection of the western line of Neptune Drive, formerly Bay Street, with the southeastern line of Williams Street, formerly West Avenue 129, as said streets are shown on the map of Mulford Gardens Addition, filed February 1, 1928, in Book 7 of Maps, page 55, Alameda County Records; thence along the northerly prolongation of the said western line of Neptune Drive, north 9° 53' west 31.48 feet to the northwestern line of said Mulford Gardens Addition; thence along the said northwestern line of Mulford Gardens Addition south 62° 30' west 9.53 feet; thence south 27° 30' east 30.00 feet to the point of beginning.

The above described parcel of land contains 142.95 square feet, more or less.

IN WITNESS WHEREOF, the grantors hereto have hereunto caused their names to be affixed this \_\_\_\_\_ day of \_\_\_\_\_, 1963.

STATE OF CALIFORNIA )  
                                  ) ss.  
COUNTY OF ALAMEDA )

On \_\_\_\_\_, 1963, before me, a Notary Public in and for the County of Alameda, State of California, personally appeared Robert C. Joughin and Janet M. Joughin, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same.

(Seal)

\_\_\_\_\_  
Notary Public in and for the County of Alameda, State of California

(1922)

Witnesseth that the above named parties have entered into a certain agreement in relation to the property described in the foregoing recitals, to wit: the certain parcel of land situated in the County of San Francisco, California, and more particularly described as follows: ...

COUNTY OF SAN FRANCISCO  
CITY AND COUNTY OF SAN FRANCISCO

1922

To have and to hold unto the said parties and their heirs and assigns forever...

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals at San Francisco, California, this 15th day of June, 1922.

Witness my hand and seal of office at San Francisco, California, this 15th day of June, 1922.

Witness my hand and seal of office at San Francisco, California, this 15th day of June, 1922.

Witness my hand and seal of office at San Francisco, California, this 15th day of June, 1922.

This is to certify that the interest in real property conveyed by the grant of easement dated \_\_\_\_\_ from Robert C. Joughin and Janet M. Joughin, his wife, to the City of San Leandro, a municipal corporation, is hereby accepted by order of the City Council of the City of San Leandro on June 19, 1961, and the grantee consents to recordation thereof by its duly authorized officer.

Dated:

\_\_\_\_\_  
Richard H. West, City Clerk

Richard H. Meier, City Clerk

Dated:

Official:

and the grantee consents to recordation thereof by its duly authorized  
of the City Council of the City of San Leandro on June 10, 1961,  
of San Leandro, a municipal corporation, is hereby accepted by order  
from Robert C. Longhin and Janet M. Longhin, his wife, to the City  
conveyed by the grant of easement dated \_\_\_\_\_

This is to certify that the interest in real property

Street Right-of-Way Acquisition (To City)

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of the parcel of land described in the Grant of Easement from John D. White and Norma J. White, his wife, to the City of San Leandro, a municipal corporation, recorded October 20, 1950, in Book 6261, page 405, Official Records of Alameda County, said portion being more particularly described as follows:

BEGINNING at the intersection of the western line of Neptune Drive, formerly Bay Street, with the southeastern line of Williams Street, formerly West Avenue 129, as said streets are shown on the map of Mulford Gardens Addition, filed February 1, 1928, in Book 7 of Maps, page 55, Alameda County Records; thence along the northerly prolongation of the said western line of Neptune Drive, north  $9^{\circ} 53'$  west 31.48 feet to the northwestern line of said Mulford Gardens Addition; thence along the said northwestern line of Mulford Gardens Addition south  $62^{\circ} 30'$  west 9.53 feet; thence south  $27^{\circ} 30'$  east 30.00 feet to the point of beginning.

The above described parcel of land contains 142.95 square feet, more or less.

To City - From: Robert C. and Janet M. Joughin

LD 63-44

"I HEREBY CERTIFY THAT THE ABOVE LEGAL  
DESCRIPTION IS A TRUE AND COMPLETE  
DESCRIPTION SUFFICIENT FOR THE PURPOSE  
FOR WHICH IT IS INTENDED."

*John C. Simpson*  
Senior Engineer

GRANT OF EASEMENT

NELSON HYDE CHICK, THOMAS K. McMANUS and JOHN C. GUTLEBEN hereby grant to the CITY OF SAN LEANDRO, a municipal corporation, an easement for storm drainage purposes over, in and under all that land situated in the City of San Leandro, County of Alameda, State of California, described as follows:

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of the parcel of land described in Parcel 2 in the Quit Claim Deed from Bank of America National Trust and Savings Association, a National Banking Association, to Oakland Scavenger Company, a California corporation, dated June 11, 1948, and recorded June 15, 1948, in Book 5529, page 365, Official Records of Alameda County, said portion being more particularly described as follows:

A strip of land five feet (5') in width, the south-eastern line of said strip being the centerline of said parcel.

Dated:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

STATE OF CALIFORNIA    )  
                                  )  
County of                    )    ss.

On \_\_\_\_\_, 1963, before me,  
a Notary Public in and for the County of \_\_\_\_\_, State of  
California, personally appeared \_\_\_\_\_  
known to me to be the person whose name  
subscribed to the within instrument, and acknowledged that  
executed the same.

(Seal)

\_\_\_\_\_  
Notary Public in and for the County of \_\_\_\_\_  
State of California



State of California  
Notary Public in and for the County of

(Seal)

executed the same.  
subscribed to the within instrument, and acknowledged that  
man whose name is known to me to be the person whose name  
California, personally appeared  
to appear and for the County of State of  
on " 1933" before me

County of )  
STATE OF CALIFORNIA ) ss.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated:

said parcel.  
to and the center line of said strip being the center line of  
A strip of land five feet (5) in width that to give a

as follows:  
County, said portion being more particularly described  
book 2252, page 302, Official Records of Alameda  
dated June 11, 1918, and recorded June 12, 1918, in  
to Oakland Scavenger Company, a California corporation,  
Savings Association, a National Banking Association,  
the Trust National Bank of America National Bank  
of San Francisco, California, in the deed to the  
State of California, and the parcel to be described  
to appear and for the County of State of California

as follows:  
land situated in the City of San Leandro, County of Alameda, State of California, that  
the right to use the same for the purpose of a storm drainage easement for the purpose of  
the City of San Leandro, a municipal corporation, and the City of San Leandro, a municipal corporation,  
and the City of San Leandro, a municipal corporation, and the City of San Leandro, a municipal corporation,

MELSON MADE CHICK, THOMAS K. MCNAMUS and JOHN C. GUTTENBERG

GRANT OF EASEMENT

This is to certify that the interest in real property conveyed by the grant of easement from Nelson Hyde Chick, Thomas K. McManus and John C. Gutleben is hereby accepted by order of the City Council of the City of San Leandro on June 19, 1961, and the grantee consents to recordation thereof by its duly authorized officer.

Dated:

Richard H. West, City Clerk

Michael H. West, City Clerk

Dated:

Authorized Officer:

and the grantee consents to recordation thereof by its duly  
the City Council of the City of San Leandro on June 18, 1981,  
K. McManus and John C. Gutierrez is hereby accepted by order of  
conveyed by the grant of easement from Nelson Hyde Chick, Thomas  
This is to certify that the interests in real property

S.D. EASEMENT ACQUISITION (To City)

Real property in the City of San Leandro, County of Alameda, State of California, being a portion of the parcel of land described in Parcel 2 in the Quit Claim Deed from Bank of America National Trust and Savings Association, a National Banking Association, to Oakland Scavenger Company, a California corporation, dated June 11, 1948, and recorded June 15, 1948, in Book 5529, page 365, Official Records of Alameda County, said portion being more particularly described as follows:

A strip of land five feet (5') in width, the southeastern line of said strip being the centerline of said parcel.

To City

From: Nelson Hyde Chick, Thomas K. McManus and John C. Gutleben

"I HEREBY CERTIFY THAT THE ABOVE LEGAL DESCRIPTION IS A TRUE AND COMPLETE DESCRIPTION SUFFICIENT FOR THE PURPOSE FOR WHICH IT IS INTENDED."

*John C. Simpson*  
Senior Engineer

COPY

CITY ATTORNEY'S OFFICE

June 14, 1962

JUN 15 1962

CITY OF SAN LEANDRO

City of San Leandro  
City Hall  
San Leandro, California

Attention: Mr. G. Homer Hamlin  
Public Works Director

Gentlemen:

We will not protest the abandonment of Martel Court provided that our utilities remain in place and that the City of San Leandro reserves us an easement to cover same. Any relocation or extension of these utilities shall be at the developer's expense.

With this statement, it in no way changes the requested recommendation mentioned in our letter to you dated May 16, 1962.

Very truly yours

ANDREW J. PERRY, Jr.  
Manager, San Leandro

By ORIGINAL SIGNED  
BY H. T. HALLBERG

HTH:ml  
cc MEGross  
OJensen

JBlack  
HHerlitz  
Art Carden ✓

*pg 2*

Handwritten initials or marks in the top right corner.

COPIES OF THIS DOCUMENT  
TO BE MAINTAINED IN  
CONFIDENTIALITY

ORIGINAL SIGNED

CONFIDENTIAL AND PROPRIETARY  
INFORMATION

CONFIDENTIAL

THIS DOCUMENT IS THE PROPERTY OF THE COMPANY AND IS TO BE KEPT IN STRICTLY CONFIDENTIALITY. IT IS TO BE RETURNED TO THE COMPANY UPON REQUEST AND NOT REPRODUCED OR DISTRIBUTED TO ANY OTHER PERSONS WITHOUT THE WRITTEN PERMISSION OF THE COMPANY.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE. DATE 12/12/93 BY 1045/STP/STP

CONFIDENTIAL

CONFIDENTIAL AND PROPRIETARY  
INFORMATION

CONFIDENTIAL

CONFIDENTIAL

CONFIDENTIAL

CONFIDENTIAL

CONFIDENTIAL

CONFIDENTIAL

COPY

May 16, 1962

CITY ATTORNEY'S OFFICE

MAY 17 1962

CITY OF SAN LEANDRO

City of San Leandro  
City Hall  
San Leandro, California

Attention: Mr. G. Homer Hamlin  
Public Works Director

Gentlemen:

At the council meeting of May 14, 1962, the San Leandro Council referred to your office a request from Brad-Rick Properties for the abandonment of Martell Court.

In the event the report that your department makes is favorable to Brad-Rick, the Pacific Gas and Electric Company would request that a recommendation be included that the cost of removal or abandonment of lines of pipe, conduit, cables, poles, wires, and other equipment and fixtures for the operation of communication lines, electrical transmission and distribution lines, natural gas lines and water lines, be borne by the petitioner.

Or if these lines are to be left in place, a section be included as follows: "Excepting and Reserving Therefrom, pursuant to the provisions of Section 8330 of the Streets and Highways Code, the easement and right at any time or from time to time to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, poles, wires and other equipment and fixtures for the operation of communication lines, electrical transmission and distribution lines, natural gas lines and water lines, and for incidental purposes including access to protect property from all hazards in, upon and over Martell Court, San Leandro, hereinbefore abandoned."

If there are any questions regarding this, we will be pleased to discuss them with you.

Very truly yours  
ORIG. SIGNED BY

A. J. PERRY, JR.

ANDREW J. PERRY, Jr.  
Manager, San Leandro

AJP:rsd  
cc MEGross  
OJensen

JBlack  
EHerlitz  
Art Carden

*Handwritten signature/initials*

RECEIVED  
OFFICE OF THE  
DIRECTOR

DATE: 1955  
NO. 1000

BY: [Signature]  
TITLE: [Title]

RE: [Subject]

[Main body of the document, containing several paragraphs of text, mostly illegible due to blurriness.]

[Second main body of the document, containing several paragraphs of text, mostly illegible.]

[Third main body of the document, containing several paragraphs of text, mostly illegible.]

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[Text block, possibly a signature or reference.]

1955

1955

1955

1955

COBY



IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

ORDINANCE NO. 1304 N.S.

AN ORDINANCE ADDING CHAPTER a.1 TO TITLE V OF  
THE CODE: RELATING TO STREET AND EASEMENT  
ABANDONMENT

The City Council of the City of San Leandro does ORDAIN as follows:

Section 1. A new chapter to be known as Chapter a.1 is hereby  
added to Title V of the San Leandro Municipal Code of 1957. Said chap-  
ter a.1 shall read as follows:

## TITLE V

## STREETS AND PARKS

## Chapter a.1

## Street and Easement Abandonment

Section 5-a.1-100: The City Council may vacate any street or part of any street in the City of San Leandro in the manner provided in this Chapter.

Section 5-a.1-101: The City Council may vacate any public easement or part thereof in the City of San Leandro in the manner provided in this Chapter.

Section 5-a.1-102: The election of the City Council to proceed under the provisions of this Chapter shall be expressed in its resolution of intention to order any vacation.

Section 5-a.1-103: One or more streets or parts of streets or one or more easements or parts of easements, whether contiguous or not, may be included and vacated in the same proceeding.

Section 5-a.1-104: Resolution of Intention. Before the vacation of any street or part thereof or the vacation of any easement or part thereof is ordered, the City Council shall pass a resolution of intention declaring its intention to do so, referring to the street or part thereof by its official name. If the vacation is of an easement then the resolution of intention shall briefly describe the easement which it is proposed to vacate. The resolution of intention shall refer to a map on file in the office of the City Clerk for particulars as to the proposed vacation.

The resolution of intention shall contain also a notice of the day, time, and place when and where any and all persons having any objections to the proposed vacation may appear before the City Council and show cause why the proposed vacation should not be ordered. The time shall not be less than fifteen nor more than sixty days from the date of the passage of the resolution.

The City Clerk shall cause the resolution of intention to be published once. Such publication shall be made not less than ten days prior to the date of public hearing stated in said resolution.

## TITLE V

## STREETS AND PARKS

## Chapter a.1

## Street and Easement Abandonment

Said resolution of intention shall be posted conspicuously along the line of the street or easement proposed to be vacated at least ten days before the date set for hearing. Such resolution shall be posted not more than 300 feet apart, but at least three shall be posted.

Section 5-a.1-105: Proof of Publication or Posting. Proof of publication of a notice or posting shall be made by affidavit or declaration under penalty of perjury reciting the facts of such publication or posting.

An officer required to have any notice published or posted shall file the affidavit in his office. Failure to do so does not invalidate proceedings under this Chapter. An affidavit so filed is prima facie evidence of the facts stated in it.

Section 5-a.1-106: Hearing. Order of Vacation. The City Council shall on the day fixed for the hearing, or on the day to which the hearing is postponed or continued, hear the evidence offered by any person interested. If the City Council finds, from all the evidence submitted, that any street or part thereof or easement or part thereof, described in the resolution of intention, is unnecessary for present or prospective public uses, the City Council may by ordinance make its order vacating such street or part thereof, or easement or part thereof.

Section 5-a.1-107: Effect of Order. Recordation. Upon the making of such order of vacation, the public easement in the street or easement vacated ceases and the title to the land previously subject thereto reverts to the respective owners thereof free from the public easement for street purposes.

The City Clerk shall cause a certified copy of such ordinance attested by the City Clerk under the seal of the City to be recorded in the office of the county recorder of the county within which the City is located.

Section 5-a.1-108: Power of City. Easements Reservable. In any proceeding for the vacation of any street or part thereof, the City may

## TITLE V

## STREETS AND PARKS

## Chapter a.1

## Street and Easement Abandonment

reserve and except from the vacation the permanent easement and right at any time, or from time to time, to construct, maintain, operate, replace, remove, and renew sanitary sewers and storm drains and appurtenant structures in, upon, over and across any street or part thereof proposed to be vacated and pursuant to any existing franchises or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment and fixtures for the operation of gas pipe lines, telegraphic and telephone lines, railroad lines, and for the transportation or distribution of electric energy, petroleum and its products, ammonia, water, and incidental purposes, including access and the right to keep the property free from inflammable materials, and wood growth, and otherwise protect the same from all hazards in, upon and over the street or part thereof proposed to be vacated.

Section 5-a.1-109: Resolution of Intention. Recital of Reservations. In any proceedings for the vacation of any street or part thereof wherein the City Council may determine that the public convenience and necessity require the reservation of easements and rights of way for structures in Section 5-a.1-108, such determination shall be recited in the resolution of intention in addition to any other matter required to be recited therein. Said resolution of intention shall also recite that the proceedings are taken subject to such reservations and exceptions. All subsequent proceedings of the City in relation to the vacation, including any deed or conveyance, if any, to the owners of the land underlying such street or part thereof, shall be subject to and governed by the reservations and exceptions contained in the resolution of intention.

Section 5-a.1-110: The authority granted and the procedure provided by this Chapter is an alternative to any other authority or procedure provided by law.

Section 5-a.1-111: Determinations of the Council shall be final. All the decisions and determinations of the City Council, upon notice and hearing as aforesaid, shall be final and conclusive upon all persons entitled to appeal under the provisions of this Chapter, as to all errors, informalities, omissions, irregularities, and other defects, which Council might have avoided, or might have remedied, during the progress of the proceedings, or which it can at that time remedy.

Section 2. This ordinance shall take effect thirty (30) days after adoption and shall be published once prior to adoption.

Introduced by Councilman Suerstedt on this 23d day of January, 1961, and passed to print by the following called vote:

Ayes:	Councilmen:	Cheatham, Gill, Kant, Suerstedt, Swift, Taylor, Maltester	( 7 )
Noes:	Councilmen:	None	( 0 )
Absent:	Councilmen:	None	( 0 )

Attest: \_\_\_\_\_  
Acting City Clerk

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Passed and adopted this 6th day of February, 1961, after publication on January, 1961, by the following called vote:

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

\_\_\_\_\_  
Jack D. Maltester  
Mayor of the City of San Leandro

Attest: \_\_\_\_\_  
Acting City Clerk