

**PREPARED FOR THE CALIFORNIA WATER COMMISSION
AMENDED RESOLUTION OF NECESSITY
DEPARTMENT OF WATER RESOURCES (DWR) STAFF REPORT – ENCUMBRANCES
March 20, 2013**

RON No.: 2012-25
Adoption Date: February 15, 2012
Project: Geotechnical Activities in support of the Bay Delta Conservation Plan (BDCP)
APN: 132-0010-014-0000
DWR Parcel No.: DCAE-122
Owner(s): Lucille J. Christesen Family Trust, Lorraine Croup 1992 Trust
Rights to be Acquired: Permanent Non-Exclusive Easement, Temporary Construction Easement, and Temporary Access Easement

AMENDMENT PURPOSE

The purpose of this amendment is to include additional findings in the Resolution of Necessity regarding the impacts of the acquisition on the existing encumbrances as identified in California Code of Civil Procedure Sections 1240.510 and 1240.610.

“Any person authorized to acquire property for a particular use by eminent domain may exercise the power of eminent domain to acquire for that use property appropriated to public use if the proposed use will not unreasonably interfere with or impair the continuance of the public use as it then exists or may reasonably be expected to exist in the future. Where property is sought to be acquired pursuant to this section, the complaint, and the resolution of necessity if one is required, shall refer specifically to this section.” California Code Civil Procedure Section 1240.510.

“Any person authorized to acquire property for a particular use by eminent domain may exercise the power of eminent domain to acquire for that use the property appropriated to public use if the use for which the property is sought to be taken is a more necessary public use than the use to which the property is appropriated. Where property is sought to be acquired pursuant to this section, the complaint, and the resolution of necessity if one is required, shall refer specifically to this section.” California Code Civil Procedure Section 1240.610.

PARCEL INFORMATION

Detailed Parcel Description: The subject property is an 8.46± acre rectangular shaped parcel improved with a small single family residence, small shop and is currently planted to row crops. The property is located in an unincorporated area of Sacramento County, along the Sacramento River, north of Hood. The property is accessed from State Route 160, a two-lane maintained local thoroughfare connecting the Sacramento Delta communities and the Sacramento Metropolitan area.

Current Use: Agriculture – Rural home-site with hobby agricultural use or horse ranch



FIDELITY NATIONAL TITLE INSURANCE COMPANY NO.CAFNT0934-0934-0010-005011209Z-FNTIC-2012-G1
DATED FEBRUARY 15, 2012

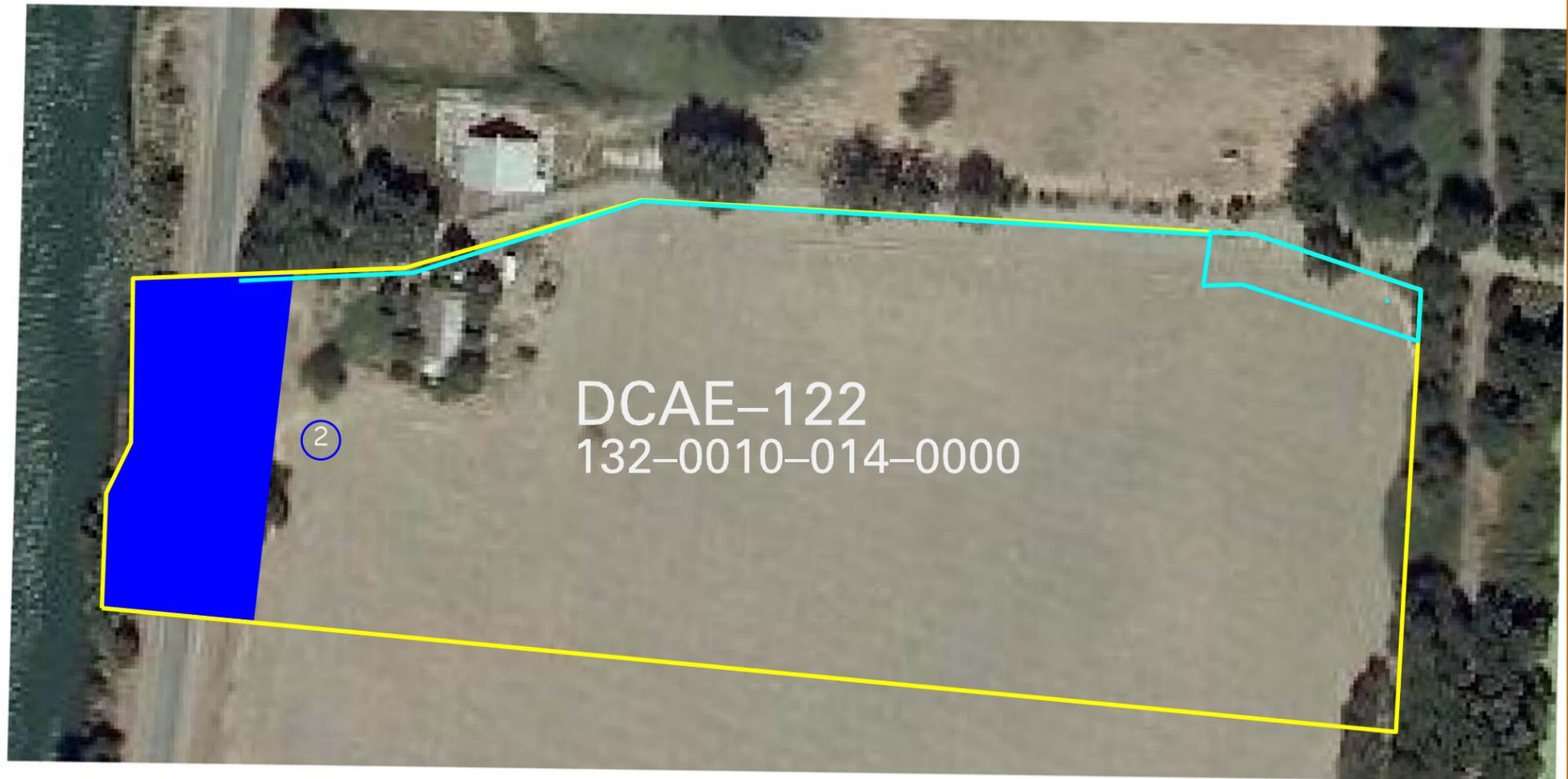
SCHEDULE B
PART I

1-2 TAXES

- 3. ANY UNPAID AMOUNTS NOW OWING FOR MUNICIPAL SERVICES
BLANKET TITLE COMPANY EXCEPTIONS
- 4. RIGHTS OF THE PUBLIC TO STATE HIGHWAY 11.
BLANKET TITLE COMPANY EXCEPTIONS
- 5. ANY ADVERSE CLAIM THE BOUNDARIES OF THE STATE OF CALIFORNIA AND COUNTY OF SACRAMENTO
BLANKET TITLE COMPANY EXCEPTIONS
- 6. ANY ADVERSE CLAIM BASED UPON THE HIGH WATER MARK, ACCRETION OR AVULSION OF THE SACRAMENTO RIVER.
BLANKET TITLE COMPANY EXCEPTIONS
- 7. RIGHTS AND EASEMENTS FOR NAVIGATION AND FISHERY
BLANKET TITLE COMPANY EXCEPTIONS
- 8. ANY RIGHTS IN FAVOR OF THE PUBLIC.
BLANKET TITLE COMPANY EXCEPTIONS
- 9. ANY ADVERSE CLAIM BASED UPON THE ASSERTION THAT WITHIN A NAVIGABLE RIVER, SLOUGH, OR OTHER NAVIGABLE BODY OF WATER. **BLANKET TITLE COMPANY EXCEPTIONS**

SCHEDULE B
PART II

- 1. EASEMENT(S) FOR THE ELECTRICAL FACILITIES GRANTED TO GREAT WESTERN POWER COMPANY RECORDED JULY 13, 1912, BOOK 358, PAGE 370, DEEDS- **EXPIRED**
- ② EASEMENT(S) FOR LEVEE GRANTED TO SACRAMENTO AND SAN JOAQUIN DRAINAGE DISTRICT RECORDED JUNE 3, 1922, BOOK 604, PAGE 45, DEEDS
- 3. MATTERS CONTAINED IN THAT CERTAIN DOCUMENT ENTITLED "PUMPING AGREEMENT" BY PTER CECCARELLI AND ADA CECCARELLI BETWEEN D.H. JOHNSTON AND JANE JOHNSTON RECORDED JANUARY 21, 1939, BOOK 736, PAGE 79, OF OFFICIAL RECORDS.
UNABLE TO DETERMINE LOCATION WITH DATA AVAILABLE



LEGEND:
 PROPERTY LINE —
 ACQUISITION LINE —
 *AFFECTS ENTIRE PARCEL

STATE OF CALIFORNIA
 THE NATURAL RESOURCES AGENCY
DEPARTMENT OF WATER RESOURCES
 DIVISION OF ENGINEERING – GEODETIC BRANCH
THIS EXHIBIT DOES NOT REPRESENT A SURVEY AND IS FOR INFORMATIONAL PURPOSES ONLY

SACRAMENTO COUNTY
 PREPARED 11/29/12

**DELTA HABITAT CONSERVATION
 AND CONVEYANCE PROGRAM
 PARCEL TITLE EXCEPTIONS**