

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

RON No.: 2011-25
Adoption Date: November 16, 2011
Project: Geotechnical Activities in support of the Bay Delta Conservation Plan (BDCP)
APN: 132-0120-081-0000
DWR Parcel No.: DCAP-154
Owner(s): Donna L. Reed
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 116.15-acre polygonal-shaped parcel is planted to irrigated field crops and is irrigated via the flood method. The property is improved with a residence of unknown age and quality. The subject property is located in an unincorporated area of Sacramento County south of Hood and northwest of Walnut Grove. The property is adjacent to Highway 160 which is a two-lane road servicing the area.

Current Use: Agriculture – Irrigated Field Crops

1-4 TAXES

5. UNPAID AMOUNTS FOR MUNICIPAL SERVICES **BLANKET TITLE COMPANY EXCEPTIONS**

6. RIGHTS OF THE PUBLIC TO STATE ROUTE 160. **BLANKET TITLE COMPANY EXCEPTIONS**

7. ANY ADVERSE CLAIM THAT LAND NOT WITHIN THE STATE OF CALIFORNIA OR COUNTY OF SACRAMENTO **BLANKET TITLE COMPANY EXCEPTIONS**

8. ANY ADVERSE CLAIM BASED ON HIGH WATER MARK, ACCRETION OR AVULSION **BLANKET TITLE COMPANY EXCEPTIONS**

9. RIGHTS AND EASEMENTS FOR NAVIGATION AND FISHERY **BLANKET TITLE COMPANY EXCEPTIONS**

10. ANY RIGHTS IN FAVOR OF THE PUBLIC **BLANKET TITLE COMPANY EXCEPTIONS**

11. ANY ADVERSE CLAIM BASED UPON LAND INCLUDED WITHIN A NAVIGABLE RIVER, SLOUGH, OR OTHER NAVIGABLE BODY OF WATER. **BLANKET TITLE COMPANY EXCEPTIONS**

12. EASEMENT(S) FOR THE PURPOSE(S) SHOWN BELOW AND RIGHTS INCIDENTAL THERETO AS DELINEATED OR AS OFFERED FOR DEDICATION, ON THE MAP OF SAID TRACT.
PURPOSE: DEVELOPMENT RIGHTS DEDICATED TO COUNTY OF SACRAMENTO
AFFECTS: AS SHOWN ON MAP
PURPOSE: INGRESS AND EGRESS
AFFECTS: AS SHOWN ON MAP

13. NOTES ON THE HEREIN MENTIONED MAP. **BLANKET TITLE COMPANY EXCEPTIONS**

SCHEDULE B
PART II

1. EASEMENT(S) FOR ELECTRICAL FACILITIES GRANTED TO GREAT WESTERN POWER COMPANY, A CALIFORNIA CORPORATION
RECORDED: DECEMBER 14, 1912, BOOK 367 OF DEEDS, PAGE 350,
UNABLE TO DETERMINE LOCATION WITH DATA AVAILABLE

2. EASEMENT(S) FOR ELECTRICAL FACILITIES GRANTED TO GREAT WESTERN POWER COMPANY, A CALIFORNIA CORPORATION
RECORDED MAY 15, 1913, BOOK 384 OF DEEDS, PAGE 76, OF OFFICIAL RECORDS

3. EASEMENT(S) FOR FLOOD CONTROL GRANTED TO SACRAMENTO AND SAN JOAQUIN DRAINAGE DISTRICT
RECORDED: JANUARY 24, 1924, BOOK 626 OF DEEDS, PAGE 328

4. EASEMENT(S) FOR ELECTRICAL FACILITIES GRANTED TO SACRAMENTO MUNICIPAL UTILITY DISTRICT
RECORDED: SEPTEMBER 15, 1954, BOOK 2673, PAGE 308, OF OFFICIAL RECORDS

5. EASEMENT(S) FOR FLOOD CONTROL GRANTED TO SACRAMENTO AND SAN JOAQUIN DRAINAGE DISTRICT
RECORDED APRIL 4, 1966, BOOK 660404, PAGE 65, OF OFFICIAL RECORDS

6. MATTERS CONTAINED IN ABOVE "EASEMENT DEED"

7. EASEMENT(S) FOR FLOOD CONTROL GRANTED TO SACRAMENTO AND SAN JOAQUIN DRAINAGE DISTRICT
RECORDED: OCTOBER 8, 1969, BOOK 691008, PAGE 36, OF OFFICIAL RECORDS

8. MATTERS CONTAINED IN ABOVE "EASEMENT DEED"

*9. AN OIL AND GAS LEASE

*10. AN OIL AND GAS LEASE

*11. MATTERS CONTAINED IN "SUBCONTRACT AGREEMENT" BY NORTH DELTA WATER AGENCY AND DONNA L. REED DBA DOLLISON REED PROPERTIES RECORDED NOVEMBER 25, 2008, BOOK 20081125, PAGE 1577, OF OFFICIAL RECORDS.



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

SACRAMENTO COUNTY
PREPARED 11/30/12

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

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