

State of California  
Business, Transportation and Housing Agency  
Department of Transportation

HIGHWAY RIGHT OF WAY MATTERS  
Resolutions of Necessity

Prepared By:  
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CTC Meeting: January 17-18, 2001

Action Item: 2.4b.

*Original Signed By* \_\_\_\_\_

W. J. EVANS, Deputy Director

Finance

January 5, 2001

### RESOLUTIONS OF NECESSITY

For each of the proposed resolutions, the property owners are not contesting the following findings contained in Section 1245.230 of the Code of Civil Procedure:

1. The public interest and necessity require the project.
2. The project is planned to provide the greatest public good with the least private injury.
3. This property is required for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

The only remaining issues with the property owners are related to compensation.

The Department of Transportation recommends the California Transportation Commission adopt Resolutions of Necessity C-18186 through C-18202. Discussions have taken place with all the owners, each of whom has been offered the full amount of the Department's appraisal and, where applicable, advised of any relocation assistance benefits to which the owner may subsequently be entitled. Adoption of the resolutions will not interrupt our efforts to secure equitable settlement. In accordance with statutory requirements, each owner has been advised that the Department is requesting the resolution at this time. Adoption will assist the Department in the continuation of the orderly sequence of events required to meet construction schedules.

C-18186 – Gary A. Laabs & Betty M. Laabs, Co-Trustees, Thomas G. Breza, Trustee, et al.; B.P  
Exploration and Oil, Inc – Lessee

04-Ala-238-KP 5.7– Parcel 55962–1A,–1B,–1C,–1D – E.A. 233652 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, permanent easements for slope and utility purposes, located in the city of Fremont at 38010 Mission Blvd.

C-18187 – T. Northwest Properties II, Inc. et al.: Mohammad Ali Mokalla dba Redwood 76 Service Station–  
Lessee

04-Nap-29-PM 13.0 – Parcel 52832 –1,2, – E.A. 120612 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, located in the city of Napa at 2005 Redwood Road.

C-18188 – Napa Valley Wine Train, Inc.

04-Nap-29-PM 13.0- Parcel 52835-1,2 – E.A. 120612 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, located in the city of Napa at Highway 29 and Redwood Road.

C-18189 – Napa Valley Wine Train, Inc.

04-Nap-29-PM 13.0 – Parcel 52838-1A,1B,1C – E.A. 120612 (Freeway) Authorizes condemnation of a temporary easement for highway construction, permanent easements for drainage and maintenance purposes, and extinguishment of abutter's rights of access, located near the city of Napa at Highway 29 and Trancas Street.

C-18190 – Napa Valley Wine Train, Inc.

04-Nap-29-PM 13.0-13.2 – Parcel 52840-1,2,3 – E.A. 120612 (Freeway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, a permanent easement for slope, located in the city of Napa at Highway 29 and Redwood Road.

C-18191 – Union Pacific Railroad

04-Sol-680-KP R0.3 – Parcel 52528-2,8,9,10,11,12,13,14,15,16,17,18,19,20,21 – E.A. 006062 (Freeway) Authorizes condemnation of two temporary easements for highway construction, permanent easements for aerial and footing purposes, an easement for a water line, and extinguishment of abutter's rights of access, located in the city of Benicia at Park and Bayshore Roads.

C-18192 – Union Pacific Railroad

04-Sol-680-KP R0.9 – Parcel 52530-2,3,4,6 – E.A. 006062 (Freeway) Authorizes condemnation of two temporary easements for highway construction, permanent easements for footing and maintenance, located in the city of Benicia at Park and Bayshore Roads.

C-18193 – Phillip R. Bragg, et al.

06-Fre-33-KP 26.5/27.4 – Parcel 84048 – E.A. 410009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of Coalinga at 100 West Cambridge.

C-18194 – Phillip R. Bragg, et al.

06-Fre-33-KP 26.5/27.4 – Parcel 84049-1,2,3 – E.A. 410009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for highway construction, an easement for utility purposes to be conveyed to Pacific Gas & Electric, all of those certain improvements which straddle the right of way line with an easement to enter the remaining ownership to remove such improvements, located in the city of Coalinga at 1620 East Elm Avenue.

C-18195 – John K. and Kenneth G. Peelman, et al.

06-Fre-180-KP 51.17/52.40 – Parcel 84087-1,2 – E.A. 343249 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the city of Mendota at the southside of Whitesbridge Road, 2,500 feet west of Four Mile Slough.

C-18196 – William Kenneth Samarin

06-Fre-180-KP 54.02/54.43 – Parcel 84091-1,2 – E.A. 343249 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the city of Mendota at the southside of Whitesbridge Road, 3/4 mile west of James Road.

C-18197 – Samarin Farms, Limited Partnership, et al

06-Fre-180-KP 55.24/55.66 – Parcel 84094-1,2 (84094-1A,2A) – E.A. 343249 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the city of Mendota at the south side of Whitesbridge Road, adjacent west of James Road.

C-18198 – The Wilson Trust, et al.

07-Ven-101-KP 22.6 – Parcel 75746 – E.A. 104959 (Freeway) Authorizes condemnation of land in fee for a State highway, located in the city of Camarillo at 77 Fulton Street.

C-18199 – Robert H. Delperdang, Jr., et al.

08-SBd-18-PM 75.0 – Parcel 17372-1 – E.A. 434609 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of Lucerne Valley near north side of Route 18, approximately 165 feet east of Baker Road.

C-18200 – Rancho Plaza, a General Partnership, et al.

08-SBd-30-PM 4.50 – Parcel 14534-2,3,4 – E.A. 443259 (Freeway) Authorizes condemnation of temporary easements for construction, extinguishment of all easements of access in and to Carnelian Street, located in the city of Rancho Cucamonga at 6612, 6620, and 6626 Carnelian Street.

C-18201 – The Holmes Family 1998 Trusts, et al.

08-SBd-395-PM 46.16 – Parcel 17574-1 – E.A. 431009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the unincorporated area of Kramer Junction near eastside of Route 395, approximately 500 feet north of Routes 58/395.

C-18202 – Acheson Family Trust

11-SD-78-KP 55.4 – Parcel 31444-1,2 – E.A. 227809 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for construction, the right and easement to enter the remaining ownership to sever and shore certain improvement(s) at the right of way line, all of those certain improvements which straddle the right of way line with an easement to enter the remaining ownership to remove such improvements, located in the city of Ramona at 1077 Pine Street.