

RESOLUTION NO. 2005-273

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
DECLARING THE NECESSITY AND AUTHORIZING THE COMMENCEMENT OF
EMINENT DOMAIN PROCEEDINGS TO SECURE REAL PROPERTY INTERESTS
NECESSARY TO CONSTRUCT THE GRANT LINE ROAD/STATE ROUTE 99
INTERCHANGE RECONSTRUCTION PROJECT
Georgia-Pacific Resins, Inc.
Portion of APN 134-0600-006**

WHEREAS, the improvement of the interchange of Grant Line Road and State Route 99 ("Project") holds a high priority in the City of Elk Grove Transportation Capital Improvement Program and acquiring the necessary right-of-way and real property interests is an important step in completing the Project; and

WHEREAS, as a part of the Project, it is necessary to acquire certain real property interests identified as a portion of APN 134-0600-006 ("Property") for the construction, operation and maintenance of right-of-way and related improvements along East Stockton Boulevard and Grant Line Road; and

WHEREAS, the City of Elk Grove has investigated and examined alternatives to the Project and the acquisition of the Property, and concluded that both the Project and acquisition of the Property for the Project are necessary; and

WHEREAS, the Property, which is the subject of this Resolution of Necessity, consists of the parcels identified and described and depicted in Exhibits A, A-1, A-2 and B, B-1, B-2 which are attached hereto and incorporated herein; and

WHEREAS, the Property is located entirely within the municipal boundaries of the City of Elk Grove; and

WHEREAS, the City of Elk Grove has complied with the requirements of the California Environmental Quality Act, Public Resources Code section 21000, *et seq.*, in regards to acquisition of the Properties based upon the City Council certifying an Environmental Impact Report for the Grant Line Road/State Route 99 Interchange Reconstruction Project on April 7, 2004; and

WHEREAS, the City of Elk Grove has complied with the requirements of Government Code section 7267.2, in regards to acquisition of the Property by making an offer to purchase to the known owner(s) of record; and

WHEREAS, as a result of the hearing held on September 14, 2005, and in accordance with the provisions of Code of Civil Procedure section 1245.235, the City Council of the City of Elk Grove intends to make certain findings and determinations.

NOW, THEREFORE, be it resolved by the City Council of the City of Elk Grove as follows:

1. The recitals contained herein are true and correct; and
2. Upon examination of the alternatives, the City of Elk Grove requires the Property for the Project; and
3. The City of Elk Grove is authorized to acquire the Property pursuant to the provisions of Government Code sections 37350.5, 37353, 40401 and 40414 and the provisions of the Eminent Domain Law comprising Title 7, Part 3 of the Code of Civil Procedure (commencing at section 1230.010); and
4. Acquisition of the Property for Project purposes promotes public safety and the general welfare, is authorized by Government Code sections 37350.5, 37353, 40401 and 40414, and is therefore a public use; and
5. The City of Elk Grove hereby finds, determines and declares:
 - a. The public interest and necessity require the proposed Project; and
 - b. The proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; and
 - c. The Property, consisting of a partial Fee Simple Interest described in Exhibit A and depicted in Exhibit B; a Public Utility Easement described in Exhibit A-1 and depicted in Exhibit B-1; and a Temporary Construction Easement described in Exhibit A-2 and depicted in Exhibit B-2, is necessary for the purposes of construction, operation and maintenance of the proposed Project; and
 - d. The property interest described and depicted in Exhibits A and B and identified as Parcel 4-15-17-G is being acquired as a remnant under California Code of Civil Procedure section 1240.410; and
 - e. Prior to making the above findings and determinations, the offer required by section 7267.2 of the Government Code was made to the owner(s) of record of the Property interests described and depicted in Exhibits A, A-1, A-2, B, B-1, and B-2; and
 - f. The Property is being acquired for compatible use under Code of Civil Procedure section 1240.510 in that the City of Elk Grove's use of the Property will not interfere with or impair the continued public use as it now exists or may reasonably be expected to exist in the future, or, in the alternative, for a more necessary public use under Code of Civil Procedure section 1240.610 in that the City's use of the Property is a

more necessary public use than the use to which the Property is appropriated.

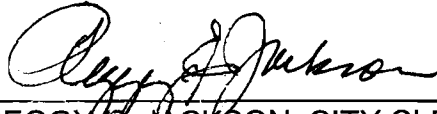
6. The City Attorney is hereby authorized and directed to prepare, commence and prosecute proceedings in eminent domain in the appropriate court to acquire for the City of Elk Grove the Property interests described and depicted in Exhibits A, A-1, A-2, B, B-1, and B-2. The City Attorney is further authorized to take all steps necessary to obtain such orders for immediate possession of the Property interests as may be required for the Project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of September 2005.



DANIEL BRIGGS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

Exhibit 'A' Page 1 of 5

City Parcel 04-15-17-A
In APN 134-0600-006

Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982 in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

COMMENCING at the quarter corner common to Sections 7 and 18, Township 6 North, Range 6 East, Mount Diablo Meridian, as shown on said parcel map; thence along the southeasterly boundary of said Parcel 2, North49°12'24"East a distance of 24.595 meters to the **POINT OF BEGINNING**; thence along a non-tangent curve to the left having a radius of 144.628 meters, a chord bearing North88°20'48"West 9.781 meters, through a central angle of 3°52'33" an arc length of 9.783 meters; thence North0°17'04"West a distance of 3.505 meters to a line parallel with and distant 19.812 meters northerly, measured at right angles, from the southerly line of said Parcel 2; thence along said parallel line, South89°42'56"West a distance of 219.173 meters to a point of curvature; thence along a tangent curve to the right having a radius of 145.390 meters, a chord bearing North77°34'47"West 63.950 meters, through a central angle of 25°24'33" an arc length of 64.477 meters to the northwesterly boundary of said Parcel 2, distant thereon North50°19'20"East 5.207 meters from the westerly corner of the gross area of said Parcel 2; thence along said northwesterly boundary, North50°19'20"East a distance of 19.498 meters to a curve concentric with the curve above having a length of 64.477 meters; thence along said concentric curve, along a curve to the left having a radius of 128.016 meters, a chord bearing South79°26'20"East 48.176 meters, through a central angle of 21°41'29" an arc length of 48.465 meters to a point of tangency on a line parallel with and distant 17.374 meters northerly, measured at right angles, from the course above having a length of 219.173 meters; thence along last said parallel line, North89°42'56"East a distance of 219.173 meters to a point of curvature on a curve concentric with the curve above having a length of 9.783; thence along last said concentric curve, along a curve to the right having a radius of 165.507 meters, a chord bearing South84°51'43"East 31.281 meters, through a central angle of 10°50'43" an arc length of 31.328 meters to said southeasterly boundary of Parcel 2; thence along said southeasterly boundary, South49°12'24"West a distance of 28.101 meters to the **POINT OF BEGINNING**.

Containing an area of 0.52221 hectares (56,210 square feet or 1.2904 acres), more or less.

Excepting therefrom, those certain mineral rights reserved by the grantors in Grant Deeds recorded December 20, 1966, in Book 661230 Pages 330 and 335, Official Records of Sacramento County, subject to the terms and provisions of such instruments.

The bearings and distances used in the above description are based upon the California Coordinate System of 1983, Zone 2. Divide the above distances by 0.99999 to obtain ground level distances. To convert meters to U.S. survey feet, multiply the distance by 3937/1200. To convert hectares to acres, multiply hectares by 2.471±.

This real property description has been prepared at Mark Thomas & Co. Inc., by me, or under my

Exhibit 'A' Page 2 of 5

City Parcel 04-15-17-A
In APN 134-0600-006

direction, in conformance with the Professional Land Surveyor's Act.

Daniel H. Thorpe

Daniel H. Thorpe
Professional Land Surveyor
California No. 6455



April 4, 2005
Date

Exhibit 'A' Page 3 of 5

City Parcel 04-15-17-G
In or near APN 134-0600-006

Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

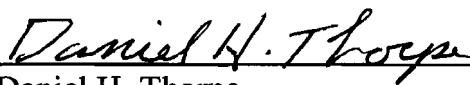
BEGINNING at the quarter corner common to Sections 7 and 18, Township 6 North, Range 6 East, Mount Diablo Meridian, as shown on said map; thence along the southerly line of said Parcel 2, South89°42'56"West a distance of 253.081 meters to the northeasterly right of way line of the frontage road (now known as East Stockton Boulevard) shown as State Parcel 12684-X on the map filed April 29, 1958, in State Highway Map Book 4 at Page 26, Sacramento County Records; thence along said right of way line, North37°55'23"West a distance of 38.606 meters to the northwesterly boundary of said Parcel 2; thence along said northwesterly boundary, North50°19'20"East a distance of 5.207 meters; thence along a non-tangent curve to the left having a radius of 145.390 meters, a chord bearing South77°34'47"East 63.950 meters, through a central angle of 25°24'33" an arc length of 64.477 meters to a point of tangency; thence North89°42'56"East a distance of 219.173 meters; thence South0°17'04"East a distance of 3.505 meters; thence along a non-tangent curve to the right having a radius of 144.628 meters, a chord bearing South88°20'48"East 9.781 meters, through a central angle of 3°52'33" an arc length of 9.783 meters to the southeasterly boundary of said Parcel 2; thence along said southeasterly boundary, South49°12'24"West a distance of 24.595 meters to the **POINT OF BEGINNING**.

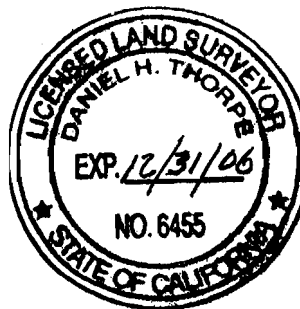
Containing an area of 0.56430 hectares (60,740 square feet or 1.3944 acres), more or less.

Excepting therefrom, those certain mineral rights reserved by the grantors in Grant Deeds recorded December 20, 1966, in Book 661230 Pages 330 and 335, Official Records of Sacramento County, subject to the terms and provisions of such instruments.

The bearings and distances used in the above description are based upon the California Coordinate System of 1983, Zone 2. Divide the above distances by 0.99999 to obtain ground level distances. To convert meters to U.S. survey feet, multiply the distance by 3937/1200. To convert hectares to acres, multiply hectares by 2.471±.

This real property description has been prepared at Mark Thomas & Co. Inc., by me, or under my direction, in conformance with the Professional Land Surveyor's Act.


Daniel H. Thorpe
Professional Land Surveyor
California No. 6455



April 4, 2005
Date

City Parcels 04-15-17-D & -F
In or near APN 134-0600-006

Parcel 04-15-17-D

Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

The 17.00 feet wide Right of Way Dedication to the County of Sacramento, along the southwesterly boundary of said Parcel 2, as shown on said map.

Containing an area of 0.02108 hectares (2,269 square feet or 0.0521 acres), more or less.

Parcel 04-15-17-F

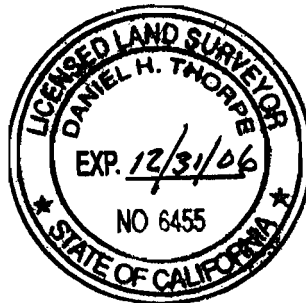
Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

The strip of land to be used for highway purposes, described in the instrument between Union Carbide Corporation and the County of Sacramento, recorded March 21, 1967, in Book 670321 Page 267, Official Records of Sacramento County.

Containing an area of 0.00860 hectares (926 square feet or 0.0213 acres), more or less.

These real property descriptions have been prepared at Mark Thomas & Co. Inc., by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

Daniel H. Thorpe
Daniel H. Thorpe
Professional Land Surveyor
California No. 6455



April 8, 2005
Date

Exhibit 'A' Page 5 of 5

City Parcel 04-15-17-E
Near APN 134-0600-006

Located in the City of Elk Grove, County of Sacramento, State of California, in Section 7, Township 6 North, Range 6 East, Mount Diablo Meridian, and more particularly described as follows:

BEGINNING at the southwesterly corner of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, on the northeasterly right of way line of the frontage road (now know as East Stockton Boulevard) shown as State Parcel 12684-X on the map filed April 29, 1958, in State Highway Map Book 4 at Page 26, Sacramento County Records; thence along the prolongation of the southerly boundary of said Parcel 2, South89°42'56"West a distance of 4.619 meters to a line parallel with and distant 3.658 meters southwesterly, measured at right angles, from said northeasterly right of way line; thence along said parallel line, North37°55'23"West a distance of 35.674 meters to the prolongation of the northwesterly boundary of said Parcel 2; thence along last said prolongation, North50°19'20"East a distance of 3.659 meters to the westerly corner of said Parcel 2, on said northeasterly right of way line; thence along said right of way line, South37°55'23"East a distance of 38.606 meters to the **POINT OF BEGINNING**.

Containing an area of 0.01358 hectares (1,462 square feet or 0.0336 acres), more or less.

This conveyance is made for the purpose of a freeway and the grantor hereby releases and relinquishes to the grantee any and all abutter's rights, including access rights, appurtenant to grantor's remaining property.

The bearings and distances used in the above description are based upon the California Coordinate System of 1983, Zone 2. Divide the above distances by 0.99999 to obtain ground level distances. To convert meters to U.S. survey feet, multiply the distance by 3937/1200. To convert hectares to acres, multiply hectares by 2.471±.

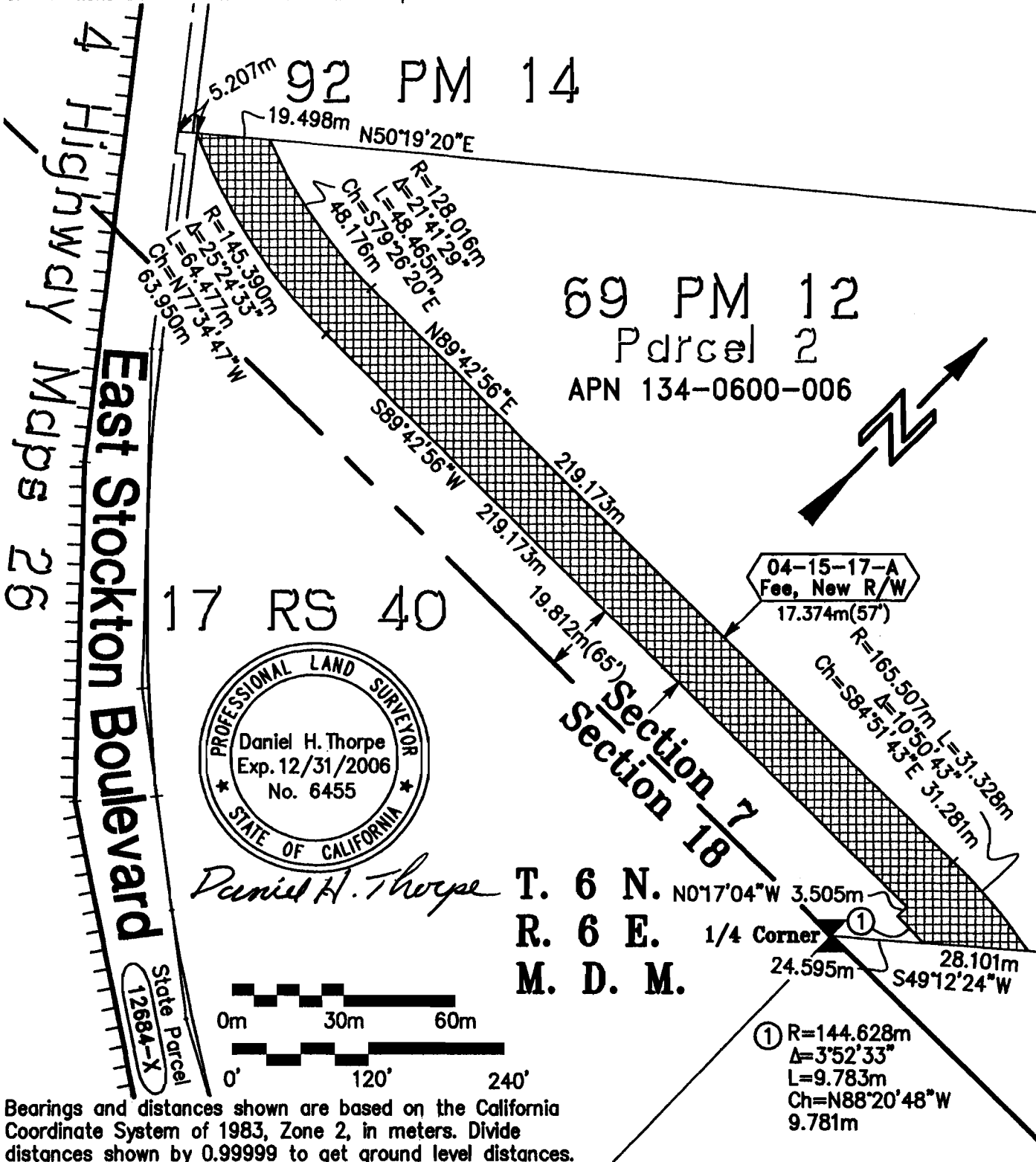
This real property description has been prepared at Mark Thomas & Co. Inc., by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

Daniel H. Thorpe
Daniel H. Thorpe
Professional Land Surveyor
California No. 6455



April 8, 2005
Date

This exhibit is for graphic purposes only. Any errors or omissions shall not effect the deed descriptions.



Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.

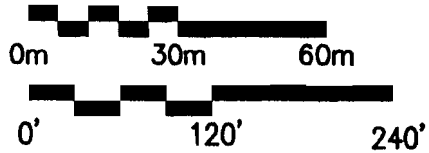
Mark Thomas & Company Inc.
 Scale 1 : 1500
 Date 04-Apr-2005
 Drawn By Stanley
 Checked By Thorpe

IN THE CITY OF ELK GROVE
 SACRAMENTO COUNTY, CALIFORNIA
 CITY PARCEL 04-15-17-A

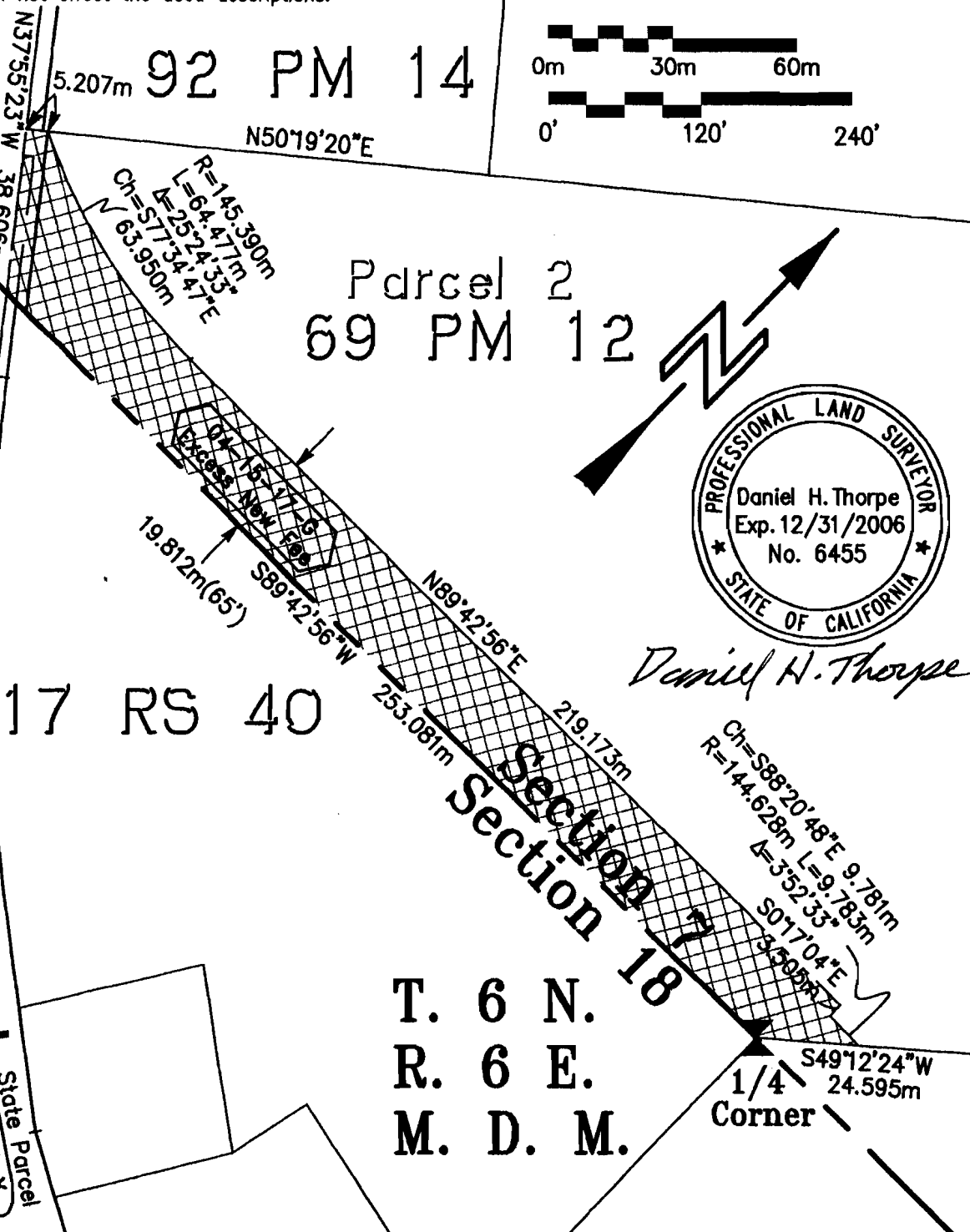
EXHIBIT B Plat to Accompany Legal Description
 Fee Take of 0.52221±hectares
 (56,210±sq.ft. or 1.2904±acres) in
 APN 134-0600-006



This exhibit is for graphic purposes only. Any errors or omissions shall not effect the deed descriptions.



Highway Maps 26
 East Stockton Boulevard
 State Parcel 12684-X



Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.



IN THE CITY OF ELK GROVE
 SACRAMENTO COUNTY, CALIFORNIA
 CITY PARCEL 14-15-17-G

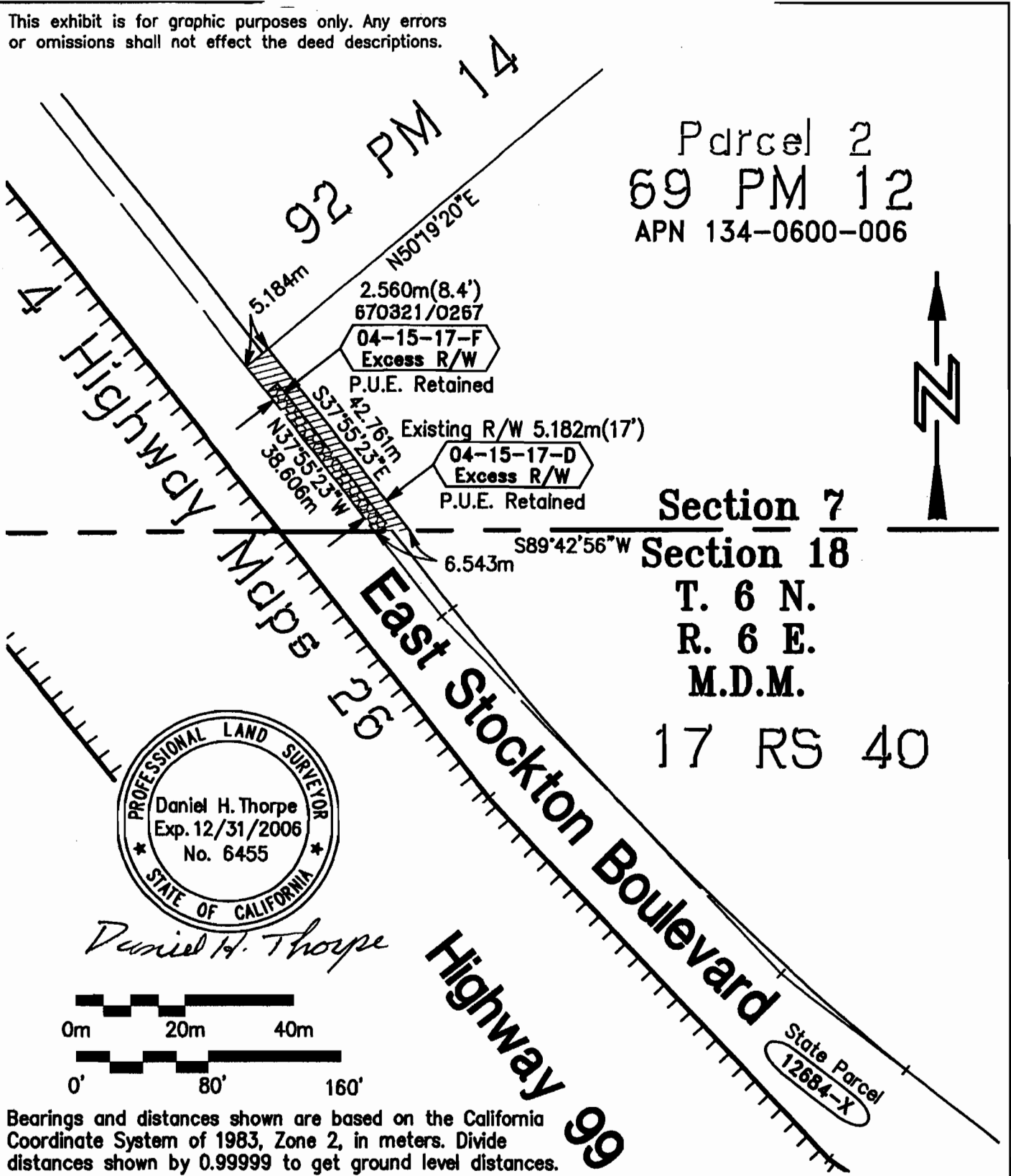


Scale 1 : 1500
 Date 04-Apr-2005
 Drawn By Olsen
 Checked By Thorpe

EXHIBIT B Plat to Accompany Legal Description
 Fee Take of 0.56430±hectares
 (60,740±sq.ft. or 1.3944±acres) in
 APN 134-0600-006

This exhibit is for graphic purposes only. Any errors or omissions shall not effect the deed descriptions.

Parcel 2
 69 PM 12
 APN 134-0600-006



Section 7

Section 18

T. 6 N.

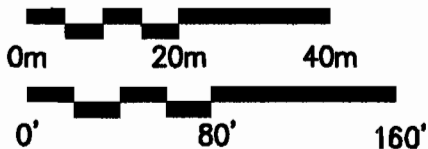
R. 6 E.

M.D.M.

17 RS 40



Daniel H. Thorpe

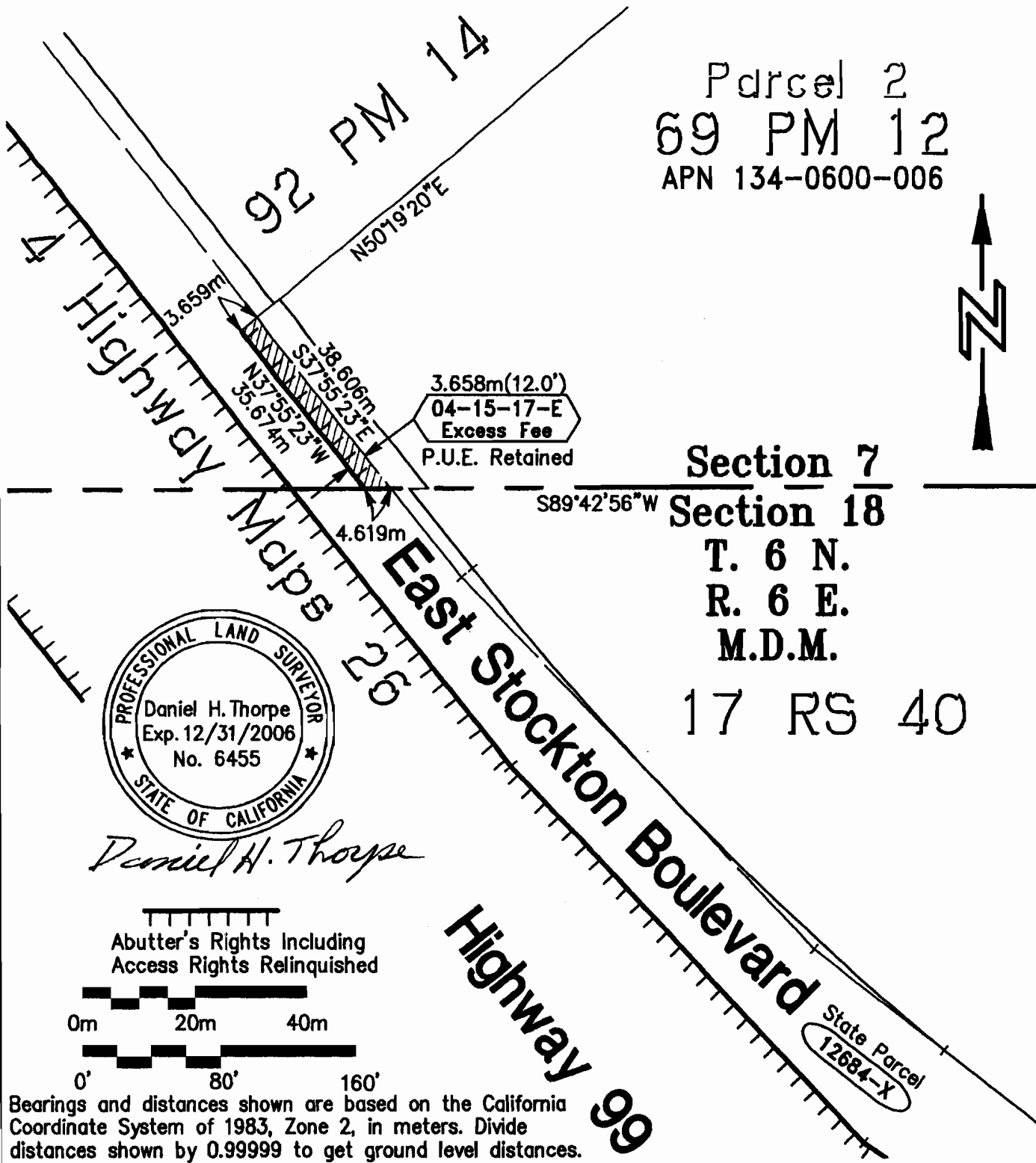


Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.

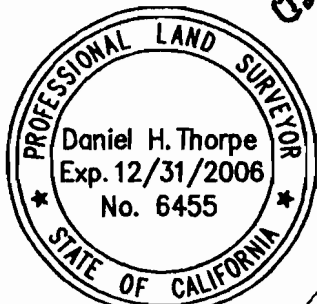
<p>Mark Thomas & Company Inc.</p>	<p>IN THE CITY OF ELK GROVE SACRAMENTO COUNTY, CALIFORNIA CITY PARCELS 04-15-17-D & -F</p>	
<p>Scale 1 : 1000 Date 8-Apr-2005 Drawn By Stanley Checked By Thorpe</p>	<p>EXHIBIT B Plat to Accompany Legal Description Excess R/W (PUE Retained) of 0.02108±hectares (2,269±sq.ft. or 0.0521±acres) in APN 134-0600-006</p>	<p>147</p>

This exhibit is for graphic purposes only. Any errors or omissions shall not effect the deed descriptions.

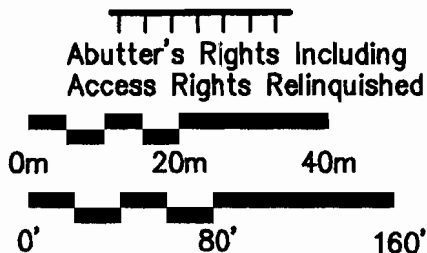
Parcel 2
69 PM 12
APN 134-0600-006



Section 7
Section 18
T. 6 N.
R. 6 E.
M.D.M.
17 RS 40



Daniel H. Thorpe



Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.

<p>Mark Thomas & Company Inc.</p>	<p>IN THE CITY OF ELK GROVE SACRAMENTO COUNTY, CALIFORNIA CITY PARCEL 04-15-17-E</p>	
<p>Scale 1 : 1000 Date 8-Apr-2005 Drawn By Stanley Checked By Thorpe</p>	<p>EXHIBIT B Plat to Accompany Legal Description Excess Fee (PUE Retained) of 0.01358±hectares (1,462±sq.ft. or 0.0336±acres) in APN 134-0600-006</p>	

Exhibits A-1 and B-1

Exhibit 'A-1' Page 1 of 3

City Parcels 04-15-17-B & -C
In APN 134-0600-006

Parcel 04-15-17-B

Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

COMMENCING at the quarter corner common to Sections 7 and 18, Township 6 North, Range 6 East, Mount Diablo Meridian, as shown on said map; thence along the southeasterly boundary of said Parcel 2, North $49^{\circ}12'24''$ East a distance of 19.069 meters to the **POINT OF BEGINNING**; thence along a non-tangent curve to the left having a radius of 140.818 meters, a chord bearing North $89^{\circ}09'00''$ West 5.575 meters, through a central angle of $2^{\circ}16'07''$ an arc length of 5.576 meters to a point of tangency; thence South $89^{\circ}42'56''$ West a distance of 8.924 meters; thence North $0^{\circ}17'04''$ West a distance of 4.267 meters to a line parallel with and distant 16.764 meters northerly, measured at right angles, from the southerly boundary of said Parcel 2; thence along said parallel line, South $89^{\circ}42'56''$ West a distance of 259.466 meters to the northeasterly right of way line of the "*17.00' Right of Way Dedication and 17.00' Drainage Easement to the County of Sacramento*" shown on said parcel map; thence along said northeasterly right of way line, North $37^{\circ}55'23''$ West a distance of 21.591 meters to the northwesterly boundary of said Parcel 2; thence along said northeasterly boundary, North $50^{\circ}19'20''$ East a distance of 0.023 meters; thence along a non-tangent curve to the left having a radius of 145.390 meters, a chord bearing South $77^{\circ}34'47''$ East 63.950 meters, through a central angle of $25^{\circ}24'33''$ an arc length of 64.477 meters to a point of tangency on a line parallel with and distant 3.048 meters northerly, measured at right angles, from the course above having a length of 259.466 meters; thence along last said parallel line, North $89^{\circ}42'56''$ East a distance of 219.173 meters; thence South $0^{\circ}17'04''$ East a distance of 3.505 meters to a curve concentric with the curve above having a length of 5.576 meters; thence along said concentric curve, along a curve to the right having a radius of 144.628 meters, a chord bearing South $88^{\circ}20'48''$ East 9.781 meters, through a central angle of $3^{\circ}52'33''$ an arc length of 9.783 meters to said southeasterly boundary of Parcel 2; thence along said southeasterly boundary, South $49^{\circ}12'24''$ West a distance of 5.526 meters to the **POINT OF BEGINNING**.

Containing an area of 0.10997 hectares (11,837 square feet or 0.2717 acres), more or less.

TOGETHER WITH

Parcel 04-15-17-C

Located in the City of Elk Grove, County of Sacramento, State of California, being a 3.810 meter wide strip of land in Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

COMMENCING at the quarter corner common to Sections 7 and 18, Township 6 North, Range 6 East, Mount Diablo Meridian, as shown on said map; thence along the southeasterly boundary of said Parcel 2, North $49^{\circ}12'24''$ East a distance of 52.696 meters to the **POINT OF BEGINNING**; thence along a non-tangent curve to the left having a radius of 165.507 meters, a chord bearing

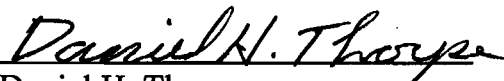
City Parcels 04-15-17-B & -C
In APN 134-0600-006

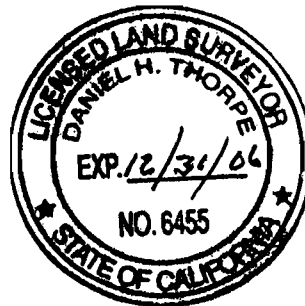
North84°51'43"West 31.281 meters, through a central angle of 10°50'43" an arc length of 31.328 meters to a point of tangency on a line parallel with and distant 37.185 meters, measured at right angles, from the southerly line of said Parcel 2; thence along said parallel line, South89°42'56"West a distance of 219.173 meters to a point of curvature; thence along a tangent curve to the right having a radius of 128.016 meters, a chord bearing North79°26'20"West 48.176 meters, through a central angle of 21°41'29" an arc length of 48.465 meters to the northwesterly boundary of said Parcel 2; thence along said northwesterly boundary, North50°19'20"East a distance of 4.373 meters to a curve concentric with the curve above having a length of 48.465 meters; thence along said concentric curve, along a curve to the left having a radius of 124.206 meters, a chord bearing South79°55'35"East 44.664 meters, through a central angle of 20°42'57" an arc length of 44.908 meters to a point of tangency on a line parallel with and distant 3.810 meters northerly, measured at right angles, from the course above having a length of 219.173 meters; thence along last said parallel line, North89°42'56"East a distance of 219.173 meters to a point of curvature on a curve concentric with the curve above having a length of 31.328 meters; thence along said concentric curve, along a curve to the right having a radius of 169.317 meters, a chord bearing South84°21'00"East 35.011 meters, through a central angle of 11°52'08" an arc length of 35.074 meters to the southeasterly boundary of said Parcel 2; thence along said southeasterly boundary, South49°12'24"West a distance of 4.844 meters to the **POINT OF BEGINNING**.

Containing an area of 0.11394 hectares (12,265 square feet or 0.2816 acres), more or less.

The bearings and distances used in the above descriptions are based upon the California Coordinate System of 1983, Zone 2. Divide the above distances by 0.99999 to obtain ground level distances. To convert meters to U.S. survey feet, multiply the distance by 3937/1200. To convert hectares to acres, multiply hectares by 2.471±.

These real property descriptions have been prepared at Mark Thomas & Co. Inc., by me, or under my direction, in conformance with the Professional Land Surveyor's Act.


Daniel H. Thorpe
Professional Land Surveyor
California No. 6455

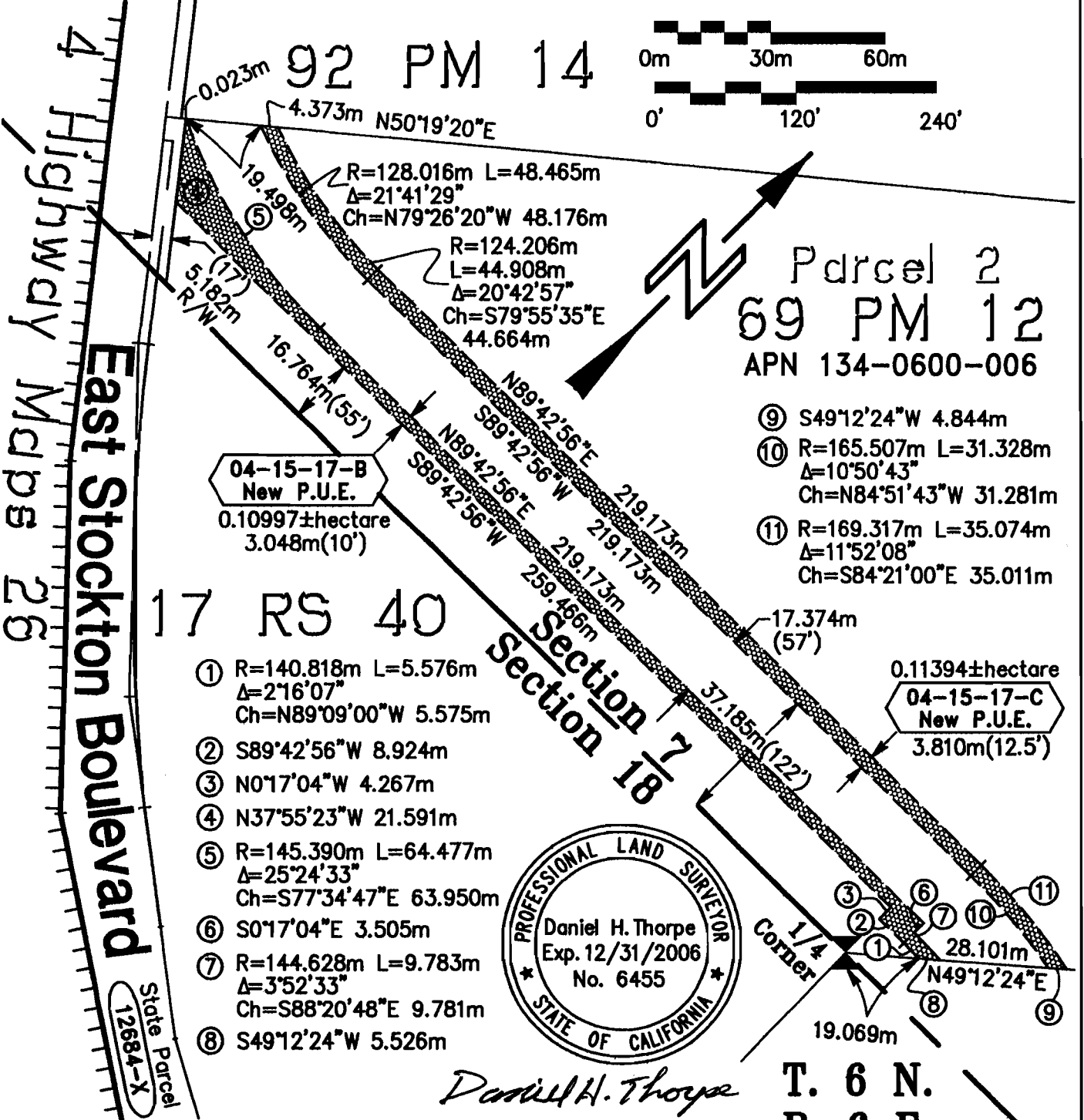


April 4, 2005
Date

Exhibit 'A-1' Page 3 of 3

The purpose of the Public Utility Easement is for construction, re-construction, installation, use, repair, rehabilitation and maintenance of public utilities inclusive of water, gas, sewer, drainage pipes, poles, overhead wires and appurtenances thereto, over, across, and under all that real property situated in the City of Elk Grove, County of Sacramento, State of California.

This exhibit is for graphic purposes only. Any errors or omissions shall not effect the deed descriptions.



Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.

mt Mark Thomas & Company Inc.
 Scale 1 : 1500
 Date 4-Apr-2005
 Drawn By Olsen
 Checked By Thorpe

IN THE CITY OF ELK GROVE
SACRAMENTO COUNTY, CALIFORNIA
CITY PARCELS 14-15-17-B & -C

EXHIBIT B Plat to Accompany Legal Description
 Public Utility Easements totalling 0.22391±hectares
 (24,102±sq.ft. or 0.5533±acres) in
APN 134-0600-006



Exhibit 'A-2' Page 1 of 2

City Parcel 04-15-17-H
In or near APN 134-0600-006

Located in the City of Elk Grove, County of Sacramento, State of California, being a part of Parcel 2 shown on the parcel map filed January 29, 1982, in Book 69 of Parcel Maps at Page 12, Sacramento County Records, and more particularly described as follows:

COMMENCING at the one-quarter corner common to Sections 7 and 18, Township 6 North, Range 6 East, Mount Diablo Meridian, as shown on said parcel map; thence along the southeasterly boundary of said Parcel 2, North49°12'24"East a distance of 52.696 meters to the **POINT OF BEGINNING**; thence along a non-tangent curve to the left having a radius of 165.507 meters, a chord bearing North84°51'43"West 31.281 meters, through a central angle of 10°50'43" an arc length of 31.328 meters to a point of tangency on a line parallel with and distant 37.186 meters northerly, measured at right angles, from the southerly line of said Parcel 2; thence along said parallel line, South89°42'56"West a distance of 219.173 meters to a point of curvature; thence along a tangent curve to the right having a radius of 128.016 meters, a chord bearing North79°26'20"West 48.176 meters, through a central angle of 21°41'29" an arc length of 48.465 meters to the northwesterly boundary of said Parcel 2; thence along said northwesterly boundary, North50°19'20"East a distance of 4.373 meters to a point of curvature; thence along a non-tangent curve to the left having a radius of 124.206 meters, a chord bearing South72°24'07"East 12.280 meters, through a central angle of 5°40'00" an arc length of 12.285 meters; thence North49°10'55"East a distance of 38.965 meters; thence South40°49'05"East a distance of 24.384 meters; thence South49°10'55"West a distance of 17.004 meters; thence North89°42'56"East a distance of 218.885 meters to a point of curvature; thence along a tangent curve to the right having a radius of 169.317 meters, a chord bearing South84°21'00"East 35.011 meters, through a central angle of 11°52'08" an arc length of 35.074 meters to said southeasterly boundary of Parcel 2; thence along last said boundary, South49°12'24"West a distance of 4.844 meters to the **POINT OF BEGINNING**.

Containing an area of 0.18456 hectares (19,866 square feet or 0.4561 acres), more or less.

The bearings and distances used in the above description are based upon the California Coordinate System of 1983, Zone 2. Divide the above distances by 0.99999 to obtain ground level distances. To convert meters to U.S. survey feet, multiply the distance by 3937/1200. To convert hectares to acres, multiply hectares by 2.471±.

This real property description has been prepared at Mark Thomas & Co. Inc., by me, or under my direction, in conformance with the Professional Land Surveyor's Act.

Daniel H. Thorpe
Daniel H. Thorpe
Professional Land Surveyor
California No. 6455

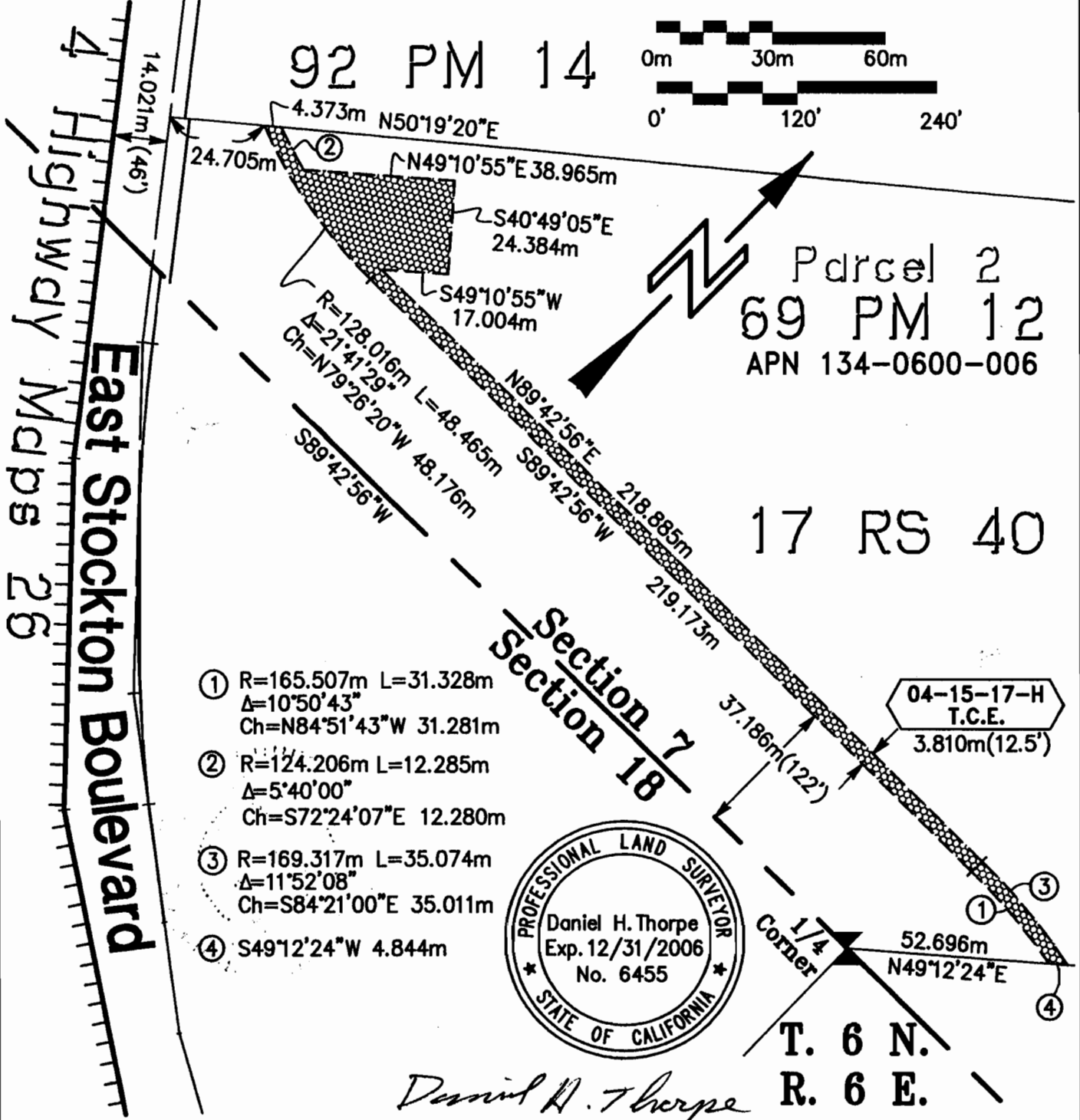


May 12, 2005
Date

Exhibit 'A-2' Page 2 of 2

The term of the Temporary Construction Easement is for two years and shall terminate upon the complete of the construction of the Grant Line Road/State Route 99 Interchange Project, or March 1, 2008 whichever occurs earlier.

This exhibit is for graphic purposes only. Any errors or omissions shall not affect the deed descriptions.



Bearings and distances shown are based on the California Coordinate System of 1983, Zone 2, in meters. Divide distances shown by 0.99999 to get ground level distances.

 Mark Thomas & Company Inc.
Scale 1 : 1500
Date 12-May-2005
Drawn By Stanley
Checked By Thorpe

IN THE CITY OF ELK GROVE
SACRAMENTO COUNTY, CALIFORNIA
CITY PARCEL 14-15-17-H

EXHIBIT B Plat to Accompany Legal Description
Temporary Construction Easement totalling 0.18456±hectares
19,866±sq.ft. or 0.4561±acres) in
APN 134-0600-006



**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-273**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

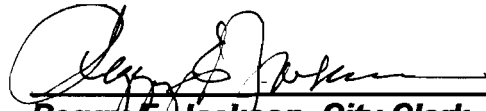
I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 14th day of September, 2005 by the following vote:

AYES 5: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:



**Peggy E. Jackson, City Clerk
City of Elk Grove, California**

