

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

HIGHWAY RIGHT OF WAY MATTERS
Resolutions of Necessity
[Action Item](#)

Prepared By:
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CTC Meeting: February 28, 2002

Reference No.: 2.4.(b)

Original Signed by
ROBERT L. GARCIA
Chief Financial Officer
February 1, 2002

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-18439 through C-18441 and C-18443 through C-18464. 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 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-18439 - Roy L. Shumard, et ux

01-Hum-101-PM 78.02- Parcel 10404 – EA 333309 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of Eureka at 505 Broadway.

C-18440 - FYI Group, a California General Partnership, et al

03-Yol-84-PM 19.65- Parcel 031955-1A – EA 368509 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of West Sacramento at the southeast corner of Jefferson Boulevard and Linden Road.

C-18441 - Turner Land Company, Limited Partnership, et al

03-Yol-84-PM 21.4-Parcel 33128-1A – EA 368509 (Conventional Highway) Authorizes condemnation of easements for utility purposes to be conveyed to PG & E, located in the city of West Sacramento near Drever Street. & 15th Street.

C-18443 - Steve & Paula Erickson, et al

03-Yol-84-PM 21.37-Parcel 032409-1A, 1B – EA 368509 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, a temporary easement for construction, located in the city of West Sacramento at 1300-50 Jefferson Boulevard.

C-18444 - Valley Ventures, Inc.

06-Fre-33-KP 100.7/102.3-Parcel 84220-1, 2 – EA 343532 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, an easement for irrigation canal to be conveyed to Firebaugh Water Canal District, located near the Town of Mendota, California at the northeast corner of Route 33 and Intake Canal.

C-18445 - Redfern Ranches, a Corporation

06-Fre-33-KP 105.9/110.5-Parcel 84229-1A, 1B, 2 – EA 343532 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, an easement for irrigation canal to be conveyed to Firebaugh Water Canal District, located near the towns of Mendota/Firebaugh, California on the northeast corner of State Route 33 and Bullard Avenue.

C-18446 - Redfern Ranches, a Corporation

06-Fre-33-KP 105.9/110.5-Parcel 84230-1A, 1B, 2 – EA 343532 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, an easement for irrigation canal to be conveyed to Firebaugh Water Canal District, located near the towns of Mendota/Firebaugh, California on the northeast corner of State Route 33 and Sierra Avenue.

C-18447 - Redfern Ranches, a Corporation

06-Fre-33-KP 105.9/110.5-Parcel 84231-1, 2 – EA 343532 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, an easement for irrigation canal to be conveyed to Firebaugh Water Canal District, located near the towns of Mendota/Firebaugh, California at the south side of the Delta Mendota Canal.

C-18448 - Redfern Ranches, a Corporation

06-Fre-33-KP 105.9/110.5-Parcel 84232-1, 2 – EA 343532 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, an easement for irrigation canal to be conveyed to Firebaugh Water Canal District, located near the towns of Mendota/Firebaugh, California between the Delta/Mendota Canal and Outside Canal.

C-18449 - Los Angeles County Flood Control District

07-LA-101-PM 15.4-Parcel 77404 – EA 053349 (Freeway) Authorizes condemnation of a temporary easement for construction purposes, located in the city of Los Angeles at the 101 Freeway and Tyrone Avenue.

C-18450 - Los Angeles County Flood Control District

07-LA-101-PM 15.4-Parcel 77405 – EA 053349 (Freeway) Authorizes condemnation of a temporary easement for construction purposes, located in the city of Los Angeles at the 101 Freeway and Tyrone Avenue.

C-18451 - Highland 6.66 Ac

08-SBd-210-KP R25.22-Parcel 15429-1 - EA 443729 (Freeway) Amends Resolution No. C-18417, adopted December 12, 2001, which authorized condemnation of land in fee for a State highway, excess land in fee to which the owner has consented. This Amendment incorporates the legal description which properly describes the excess property to be acquired with grantor's consent.

C-18452 - Highland 6.66AC, LLC

08-SBd-210-KP R27.19-Parcel 15428-1 – EA 443729 (Freeway) Amends Resolution No. C-18416, adopted December 12, 2001, which authorized condemnation of land in fee for a State highway, excess land in fee to which the owner has consented. This Amendment incorporates the legal description which properly describes a portion of excess property which will be acquired with the owner's consent.

C-18453 - John Contreras, et al

08-SBd-210-KP R28.6-Parcel 18704-1 – EA 443859 (Freeway) Authorizes condemnation of a temporary easement for construction purposes, located in the city of Rialto at 1938 North Arrowhead Avenue.

C-18454 - Nicole Cole

08-SBd-210-KP R28.6-Parcel 18705-1 – EA 443859 (Freeway) Authorizes condemnation of a temporary easement for construction purposes, located in the city of Rialto at 1952 North Arrowhead Avenue.

C-18455 - Douglas A. Wilson, et ux

08-SBd-210-KP R28.6-Parcel 18706-1 – EA 443859 (Freeway) Authorizes condemnation of a temporary easement for construction purposes, located in the city of Rialto at 1937 North Arrowhead Avenue.

C-18456 - Vierra M. Goldmann, et al

10-Ama-88-KP 33.3-Parcel 14667 – EA 499709 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located near the city of Jackson, CA at NW corner, Highway 88 and Irishtown/Clinton Road intersection.

C-18457 - Edward Titus, et ux

10-Cal-04-KP 20.6-Parcel 14673 – EA 499909 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, 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 near the city of Copperopolis at 2591 Highway 4.

C-18458 – Donna Schoneman

11-Imp-7-KP 10.03-Parcel 31474-1, 2 - EA 068009 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, and a temporary easement for construction, located near the city of Holtville at .25 mile east from the intersection of Hunt Road and Orchard Road.

C-18459 - Ida Little

11-Imp-7-KP 10.73- Parcel 31329-1, 2 – EA 068009 (Conventional Highway) Authorizes condemnation of land in fee, extinguishment of abutter's rights of access, and a temporary construction easement for a State highway, located near the city of Holtville at northwest corner of Orchard Road and I-8 intersection.

C-18460 - Allan R. Kirby

11-SD-52-KP 24.9 - Parcel 27026 – EA 010612 (Freeway) Authorizes condemnation of land in fee for a State highway, and extinguishment of abutter's rights of access, located in the city of Santee at 8750 Atlas View Drive.

C -18461 - Lewis L. and Susan G. Henrikson, Trustees

11-SD-52-KP 25.3- Parcel 27020 – EA 010612 (Freeway) Authorizes condemnation of land in fee for a State highway, three easements for road, utilities and recreation purposes, located in the city of Santee at 8730-8743 Duane Drive, 8729-8735 Phillar Way and 9511 Via Zapador.

C-18462 - Nick J. Nicholas, et ux, Trustees

11-SD-905-KP 18.4- Parcel 31488-1,2,3 – EA 091809 (freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutters' rights, two temporary easements for freeway construction purposes, the right and easement to enter the remaining ownership to sever, shore, and remove certain improvement(s) at the right of way line, located in the city of San Diego at 2320 Roll Drive.

C-18463 - McDonald's Corporation

11-SD-905-KP 18.4-Parcel 32347-1, 2, 3 – EA 091809 (Freeway) Authorizes condemnation for a State highway, three temporary easements for freeway construction purposes and the right and easement to enter the remaining ownership to sever, shore, and remove certain improvement(s) at the right of way line, located in the city of San Diego at 1520 Roll Drive.

C-18464 - Sidekicks, LLC

11-SD-905-KP 18.7-Parcel 31414 – EA 091809 (Freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, located in the city of San Diego at Northern Side of Nicola Tesla Court.