

RESOLUTION NO. 08-20

A RESOLUTION OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
DECLARING THE PUBLIC NECESSITY FOR THE TAKING OF CERTAIN PROPERTY
FOR REPAIR, CONSTRUCTION, INSTALLATION AND MAINTENANCE OF THE THREE
RIVERS LEVEE IMPROVEMENT PROJECT
(CODE CIV. PROC. § 1245.230)

WHEREAS, Three Rivers Levee Improvement Authority ("TRLIA") proposes to repair, construct, install, and maintain the Three Rivers Phase 4 Levee Repair Project (the "Project") affecting Assessor's Parcel No 014-290-034 in the County of Yuba, California (the "Property"); and

WHEREAS, TRLIA has advised the owners of the Property of the need for the Project and offered said owners an opportunity for a hearing before the TRLIA Board on April 1, 2008 pursuant to section 1245.235 of the Code of Civil Procedure, State of California; and

WHEREAS, the Board of Directors of TRLIA adopts this resolution in compliance with Section 1245.230 of the Code of Civil Procedure.

NOW THEREFORE, THE BOARD OF DIRECTORS OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The Property to be acquired is for the repair, construction, installation and maintenance of the Project.

TRLIA is authorized to acquire property for the Project pursuant to, among others, the following statutes: Government Code section 25350.5 and Water Code section 50930.

SECTION 2. The general location and extent of the Property to be acquired is as set forth in the legal description attached hereto as Exhibit A and map attached hereto as Exhibit B, incorporated herein by reference.

SECTION 3. The Board of Directors declares that it has found and determined as follows:

- a. The public interest and necessity require the proposed Project.
- b. The proposed Project is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.
- c. The Property described in Exhibits A and B is necessary for the proposed Project.
- d. The offer of just compensation required by Government Code Section 7267.2 has been made to the owners of record of the Property.
- e. The use of the property for its stated public use scheduled to begin within two years of its acquisition.

PASSED AND ADOPTED by the Board of Directors of the Three Rivers Levee Improvement Authority this 1st day of April, 2008 by a two-thirds (2/3) or greater vote as follows:

AYES: Directors Brown, Crippen, Graham, Griego, Logue
NOES: None
ABSTAIN: None
ABSENT: None



CHAIRPERSON

ATTEST:



Donna Stottlemeyer, Secretary

**APPROVED AS TO FORM
SCOTT L. SHAPIRO
GENERAL COUNSEL**

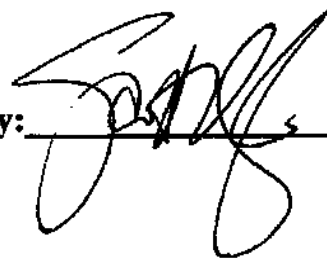
By: 

Exhibit A

Lot 14, in Block 24, as shown upon that certain map entitled, "Arboga Colony", on file in the office of the County Recorder of the County of Yuba, State of California, in Book 1 of Maps, at Page 31.

Excepting therefrom 50% of all oil, gas, geothermal resources and all mineral wherever situated, whether or not similar to those herein mentioned, in to recoverable from the herein described real property together with the right to mine, Drill, remove and otherwise extract such oil, gas geothermal resources, and minerals; provided, however, that such drilling and removal shall not unreasonably interfere with other use of the land, as reserved in the Deed from Del Monte Corporation recorded in Book 608, Page 588 Official records

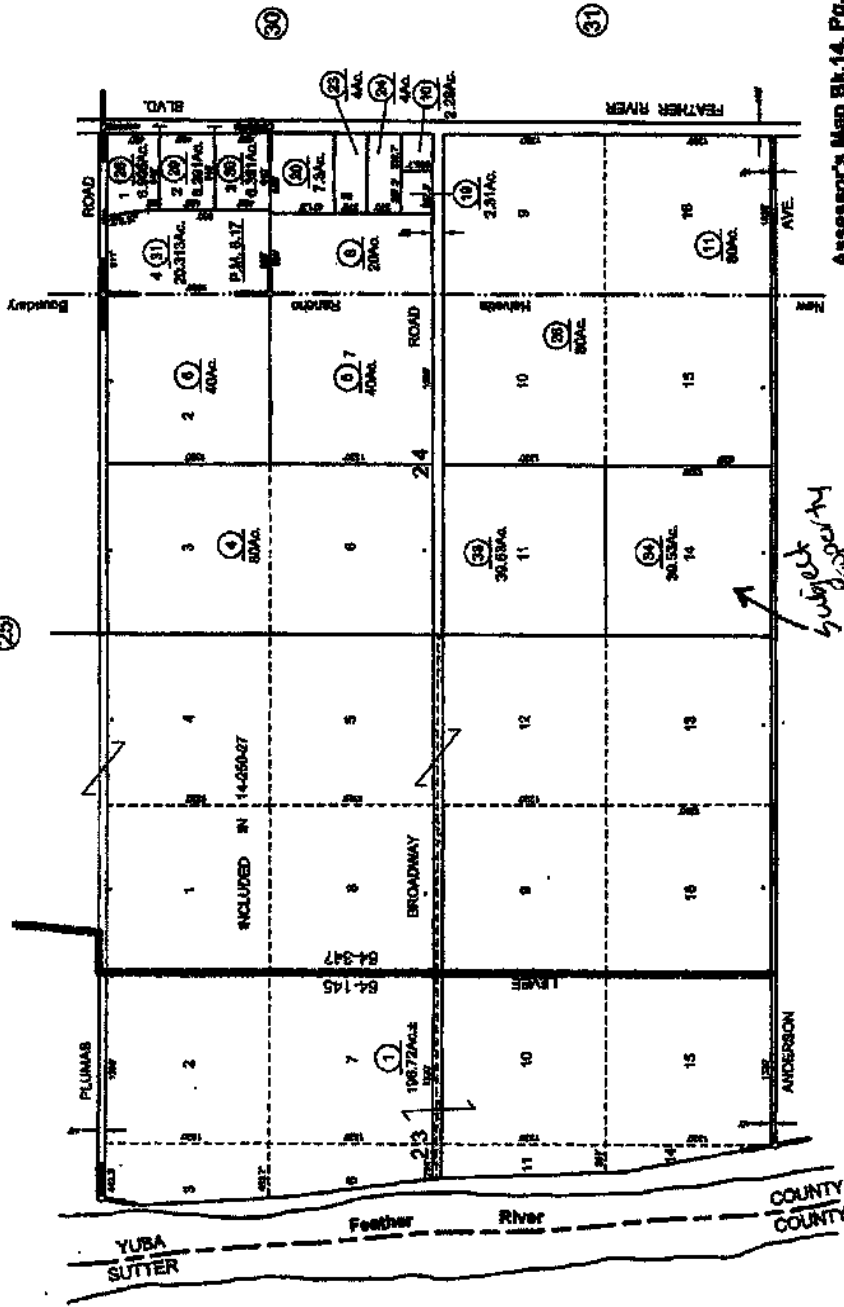
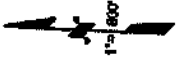
A.P. No. 14-290-025 Portion OLD

APN: 14-290-034 NEW

14-29

Test Area Code
64-347
64-146

BLOCK 23, 24, ARBOGA COLONY



Assessor's Map Bl. 14, Pg. 29
County of Yuba, Calif.

JUN 1 0 2005

R.S. - Blk. 24, Pg. 7 (Parcel Map 8.17)
R.S. - Blk. 1, Pg. 31 (Arboaga Colony)
R.S. - Blk. 10, Pg. 46 (Por. Blk. 24)

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NOTE - Assessor's Block Numbers Shown in Ellipse
Assessor's Parcel Numbers Shown in Circle
Detailed information concerning state or available procedures over local ordinances. Contact information concerning state and local governing agencies.

NOTE: This map was prepared for assessment purposes only, and is not intended to illustrate legal building lines or establish procedures over local ordinances. Contact information concerning state and local governing agencies.