

RESOLUTION NO. 08-25

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. 014-370-003 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 May 6, 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.

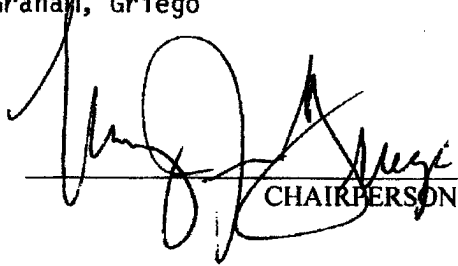
PASSED AND ADOPTED by the Board of Directors of the Three Rivers Levee Improvement Authority this 6<sup>th</sup> day of May, 2008 by a two-thirds (2/3) or greater vote as follows:

AYES: Directors Brown, Crippen, Graham, Griego

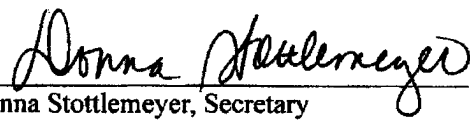
NOES: None

ABSTAIN: None

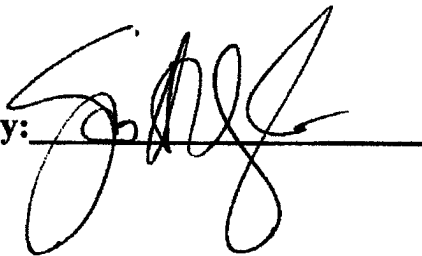
ABSENT: Director Logue

  
CHAIRPERSON

ATTEST:

  
Donna Stottlemeyer, Secretary

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

By: 

Title No. 06-7007992  
Locate No. CAFNT0946-0934-0010-0007007992

**LEGAL DESCRIPTION**

**EXHIBIT "A"**

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA, COUNTY OF YUBA, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

All that portion of the Southerly one-half of Lot 8, Block 26, as shown upon the map entitled "Arboga Colony", filed in the office of the County Recorder of Yuba County, California, in Book 1 of Maps, Page 31, and more particularly described as follows:

BEGINNING at the Southeast corner of said Lot 8; thence West along the Southerly line thereof 884.80 feet; thence North 196.00 feet; thence West 136.38 feet to the Easterly right of way line of the Sacramento and San Joaquin Drainage District; thence along said right of way line the following courses and distances: North 14° 00' West 21.61 feet and North 6° 46' West 446.14 feet to the Northerly line of said Southerly half of Lot 8; thence leaving said right of way line, East 1079.48 feet to the Northeast corner of said Southerly half of Lot 8; thence South 660.00 feet to the point of beginning.

APN: 014-370-003-000

14-37

Tax Area Code  
64-347  
64-145

BLOCK 25, 26, ARBOGA COLONY

NOTE: This map was prepared for assessment purposes only, and is not intended to constitute legal building sites or establish precedence over local ordinances. Official information concerning size or use of any parcel should be obtained from recorded documents and local governing agencies.

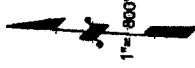
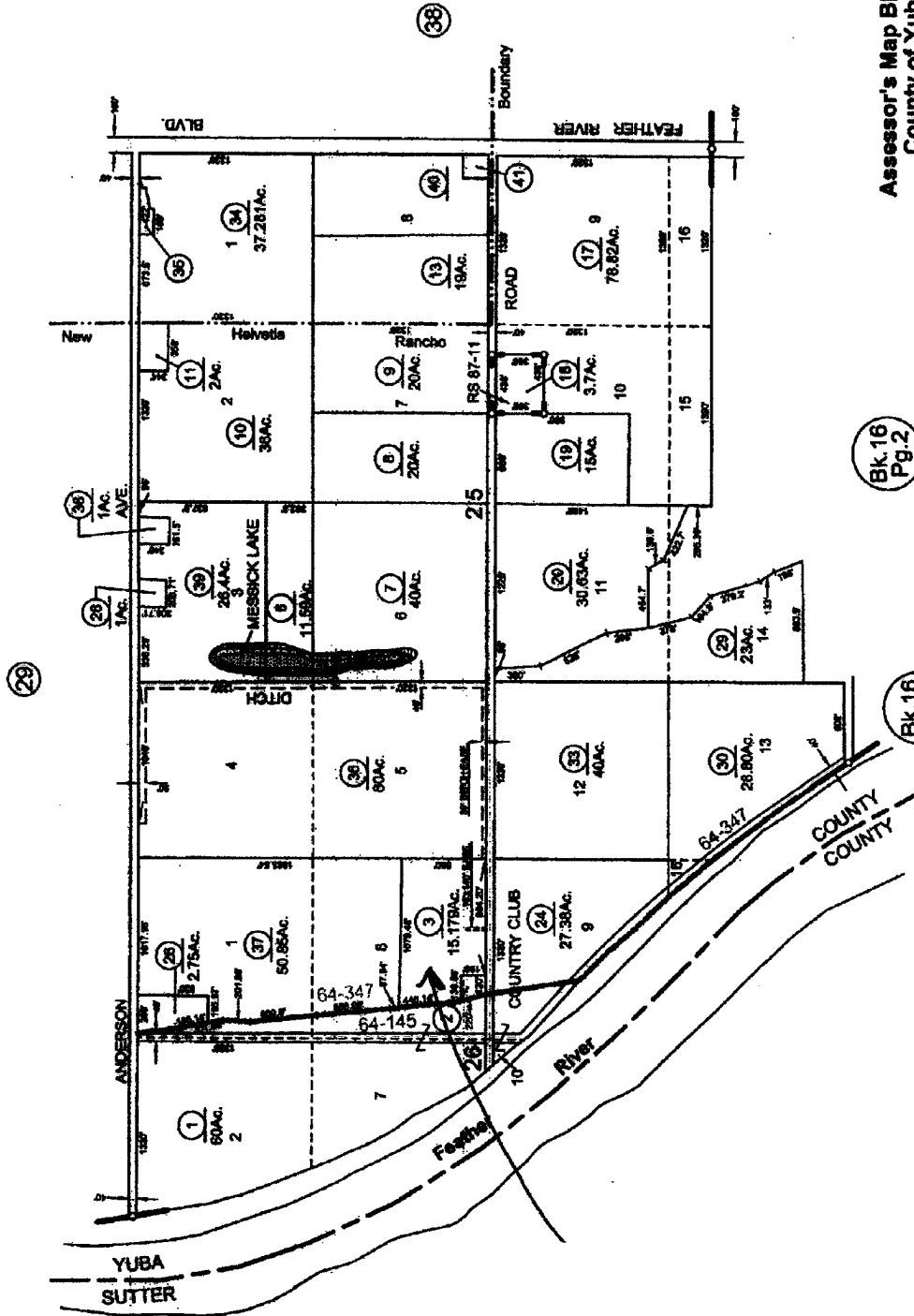


EXHIBIT B



Bk. 16  
Pg. 2

Bk. 16  
Pg. 1

NOTE - Assessor's Block Numbers Shown in Ellipses  
Assessor's Parcel Numbers Shown in Circles

Assessor's Map Bk. 14, Pg. 37  
County of Yuba, Calif.

07707

R.S. - Bk. 87, Pg. 11 (ROS 06-15)  
R.S. - Bk. 7, Pg. 28 (Ditch R/W)  
R.S. - Bk. 1, Pg. 31 (Arboega Colony)