

614

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

611



**FROM:** Department of Facilities Management

**SUBMITTAL DATE:**  
December 18, 2003

**SUBJECT:** AUTHORIZING CONDEMNATION OF REAL PROPERTY FOR FREEWAY IMPROVEMENT PURPOSES-STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION – INTERSTATE 215/91/60 SEQUENCING PROJECT

**RECOMMENDED MOTION:** That the Board of Supervisors approve Resolution 2004-026, Authorizing Condemnation of Real Property for Freeway Improvement Purposes, on behalf of the State of California, Department of Transportation (Caltrans), for the Interstate 215/91/60 Sequencing Project.

**BACKGROUND:** On September 9, 2003, the Board adopted the Resolution for the Notice of Intent to Condemn Real Property for Caltrans Parcel Number 18027 affected by this freeway improvement project. By authorizing condemnation of the above-referenced property, Caltrans will be able to begin the process to obtain possession, which will expedite the construction of the new interchange configuration. Negotiations are continuing with the property owners involved in this project.

Departmental Concurrence

MJS:JMP:JS:sh  
8.669

*for T.L. Miller*  
MICHAEL J. SYLVESTER, Director  
Department of Facilities Management

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	0	Budget Adjustment:	N/A
	Annual Net County Cost:	0	For Fiscal Year:	N/A

<b>SOURCE OF FUNDS:</b> State of California, Department of Transportation	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

**C.E.O. RECOMMENDATION:**

**APPROVE**

County Executive Office Signature

*[Signature]*

- Dep't Recomm.:  Consent  Policy
- Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: 9/9/03, 3.35 | District: 1, 2, 5 | Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.2

2 RESOLUTION NO. 2004-026

3 AUTHORIZING CONDEMNATION OF REAL PROPERTY

4 FOR I-215/60/91 FREEWAY IMPROVEMENT PURPOSES

5  
6 BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of  
7 Supervisors of Riverside County, State of California, in regular session assembled on  
8 January 27, 2004, as follows:

9 1. That notice of intention to adopt this resolution was given to each  
10 person, whose hereinafter described real property is to be acquired by eminent domain, in  
11 accordance with Section 1245.235 of the Code of Civil Procedure and a hearing was  
12 conducted by the Board of the matters contained herein.

13 2. That the authority for the County to acquire the real property by eminent  
14 domain is contained in Article 1, Section 19 of the California Constitution; Sections 102 and  
15 760 of the Streets and Highways Code; Section 25350.5 of the Government Code; Sections  
16 1240.010, 1240.020, 1240.030, 1240.110, 1240.410, 1240.420, 1240.510 and 1240.610 of  
17 the Code of Civil Procedure.

18 3. That the public interest and necessity require the proposed project.

19 4. That the use for which the real property is to be taken is for the  
20 Interstate 215/91/60 Sequencing Project, for road improvement purposes, including  
21 construction and maintenance, and for other uses incidental thereto and required.

22 5. That the real property sought to be condemned is necessary for the  
23 construction of the public improvement and is located adjacent to Interstate 215, State  
24 Route 91 and State Route 60 in the County of Riverside, State of California, generally  
25 described as Assessor's Parcel Number 263-030-059, also known as Caltrans Parcel

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

Number 18027, and a specific description of the real property and the interests sought to be condemned are set forth in Exhibit "A", attached hereto and by this reference made a part hereof.

6. That the public improvement is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.

7. That the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

BE IT FURTHER RESOLVED that the State of California, Department of Transportation, after approval of the Authorization of Condemnation by the County of Riverside Board of Supervisors, will continue with the processes necessary to acquire, in the name of the State of California, fee simple title and temporary construction easements in accordance with the Constitution and laws relating to eminent domain.

FORM APPROVED  
COUNTY COUNSEL

DEC 22 2003

BY   
ASSISTANT COUNTY COUNSEL

JS:sh 27  
12/18/03  
8.674 28

**1 Parcel 18092-1**

2 For freeway purposes that portion of that certain parcel of land in the City of Riverside,  
 3 County of Riverside, State of California, as described in a Quick claim Deed to Lila M. Jones,  
 4 Trustee of the Lila M. Jones Trust, dated February 27, 1990, said certain parcel of land being  
 5 shown as Parcel 2, on the map filed in Book 55, page 44 of Records of Survey, records of said  
 6 County, described as follows:

7 BEGINNING at a point on the southerly line of said certain parcel of land, distant  
 8 thereon, North 89°13'03" West, 5.543 meters (18.19 feet) from the southeast corner thereof;  
 9 thence continuing along said southerly line, North 89°13'03" West, 33.740 meters (110.70 feet) to a  
 10 point on a non-tangent curve in said southerly line, concave northeasterly, having a radius of 36.575  
 11 meters (120.00 feet) a radial line to said point bears South 25°29'38" West; thence northwesterly  
 12 along said non-tangent curve, 2.931 meters (9.62 feet) through a central angle of 4°35'30"; thence  
 13 Course "A", South 87°07'31" East, 36.375 meters (119.34 feet) to the POINT OF BEGINNING.

14 / / /

15 Together with all of the existing improvements which are located partially within and  
 16 partially outside the boundaries of the above-described parcel, together with the right and  
 17 easement to enter upon the owner's remaining land outside the boundaries of said parcel at any  
 18 time within 120 days after the date of possession is authorized as indicated in the order of  
 19 possession, or within 120 days after Final Judgement in Condemnation, for the purpose of  
 20 removing all of the said existing improvements.

21 / / /

22 / / /

23 Together with the extinguishment of all easements of access appurtenant to the  
 24 remaining lands, in and to said freeway and the adjoining public way (Blaine Street) except  
 25 over and across that portion of the southerly line of said remaining lands lying easterly of a  
 26 point distant North 87°07'31" West, 27.294 meters (89.55 feet) from said POINT OF BEGINNING.

27 / / /

28 (continued)

1 Parcel 18092-1 (continued)

2 The bearings and distances used in the above description are on the California  
3 Coordinate System of 1983 Zone 6. Multiply distances shown by 1.000022150 to obtain the  
4 ground level distance.

5 / / /

6 This real property description has been prepared by me or under my direction in  
7 conformance with the Land Surveyor's Act.

8  
9 Signature:   
Professional Land Surveyor



10  
11 Date: July 23, 2003

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 **Parcel 18092-2**

2 A temporary easement for construction purposes over, under and across that portion of that  
3 certain parcel of land in the City of Riverside, County of Riverside, State of California, as described  
4 in a quitclaim deed to Lila M. Jones, Trustee of the Lila M. Jones Trust, dated February 27, 1990,  
5 said certain parcel of land being shown as Parcel 2 on the map filed in Book 55, page 44 of Records  
6 of Survey, records of said County, described as follows:

7 COMMENCING at a point on the southerly line of said certain parcel of land, distant  
8 thereon, North 89°13'03" West, 5.543 meters (18.19 feet) from the most easterly corner  
9 thereof; thence North 87°07'31" West, 17.704 meters (50.08 feet) to the POINT OF  
10 BEGINNING; thence continuing North 87°07'31" West, 18.671 meters (61.26 feet) to a point on a  
11 non-tangent curve in the southwesterly line of said certain parcel of land, concave northerly, having  
12 a radius of 36.575 meters (120.00 feet) a radial to said point bears South 30°05'08" West;  
13 thence northwesterly along said non-tangent curve 0.927 meters (3.04 feet) through a central  
14 angle of 1° 27'10"; thence continuing along said southwesterly line, North 44°45'45" West, 25.821  
15 meters (84.71 feet); thence South 87°07'04" East, 9.109 meters (29.89 feet); thence  
16 South 44°46'12" East, 14.578 meters (47.83 feet); thence South 87°07'31" East, 18.403 meters (60.38  
17 feet); thence South 0°50'36" West, 8.014 meters (26.29 feet), to the POINT OF BEGINNING.

18 / / / /

19 Together with all of the existing improvements which are located partially within and  
20 partially outside the boundaries of the above-described parcel, together with the right and  
21 easement to enter upon the owner's remaining land outside the boundaries of said parcel at any  
22 time within 120 days after the date of possession is authorized as indicated in the order of  
23 possession, or within 120 days after Final Judgement in Condemnation, for the purpose of  
24 removing all of the said existing improvements.

25 / / /

26 All rights acquired herein shall terminate on October 31, 2007.

27 / / /

28 (continued )

1 Parcel 18092-2 (page 2)

2 The bearings and distances used in the above description are on the California  
3 Coordinate System of 1983 Zone 6. Multiply distances shown by 1.000022150 to obtain the  
4 ground level distance.

5 / / /

6 This real property description has been prepared by me or under my direction in  
7 conformance with the Land Surveyor's Act.

8  
9 Signature:   
Professional Land Surveyor



10  
11 Date: July 22, 2003

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 Parcel 18092-3

2 An easement for public utility purposes upon, over, under and across that portion of Parcel 1, in  
3 the City of Riverside, County of Riverside, State of California, as described in a quit claim deed to  
4 Lila M. Jones, Trustee of the Lila M. Jones Trust, dated February 27, 1990, said certain parcel of  
5 land being shown as Parcel 2, on the map filed in Book 55, page 44 of Records of Survey, records  
6 of said County, described as follows:

7 BEGINNING at a point on the southwesterly line of said parcel of land, distant thereon,  
8 South 44°45'45" East, 19.997 meters (65.61 feet) from the westerly corner thereof; thence  
9 North 33°40'06" West, 5.779 meters (18.96 feet); thence North 48°29'53" East, 3.393 meters (11.13  
10 feet); thence South 44°45'48" East, 11.710 meters (38.42 feet); thence South 45°14'10" West, 2.641  
11 meters (8.66 feet); thence South 35°45'15" East, 2.334 meters (7.66 feet); thence North 87°07'31" West,  
12 1.873 meters (6.15 feet) to a point on a non-tangent curve in said southwesterly line, concave  
13 northeasterly, having a radius of 36.575 meters (120.00 feet), a radial line to said point bears  
14 South 30°05'08" West; thence northwesterly along said non-tangent curve, 0.928 meters (3.04  
15 feet) through a central angle of 1°27'10"; thence continuing along said southwesterly line,  
16 North 44°45'45" West, 6.255 meters (20.52 feet) to the POINT OF BEGINNING.

17 / / /

18 Together with all of the existing improvements which are located partially within and partially  
19 outside the boundaries of the above-described parcel, together with the right and easement to  
20 enter upon the owner's remaining land outside the boundaries of said parcel at any time within 120  
21 days after the date of possession is authorized as indicated in the order of possession, or within  
22 120 days after Final Judgement in Condemnation, for the purpose of removing all of the said  
23 existing improvements.

24 / / /

25 / / /

26 / / /

27 / / /

28 (continued)

1 Parcel 18092-3 (page 2)

2 The bearings and distances used in the above description are on the California  
3 Coordinate System of 1983 Zone 6. Multiply distances shown by 1.000022150 to obtain the  
4 ground level distance.

5 / / /

6 This real property description has been prepared by me or under my direction in  
7 conformance with the Land Surveyor's Act.

8  
9 Signature:

  
Professional Land Surveyor



10  
11 Date: July 23, 2003

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

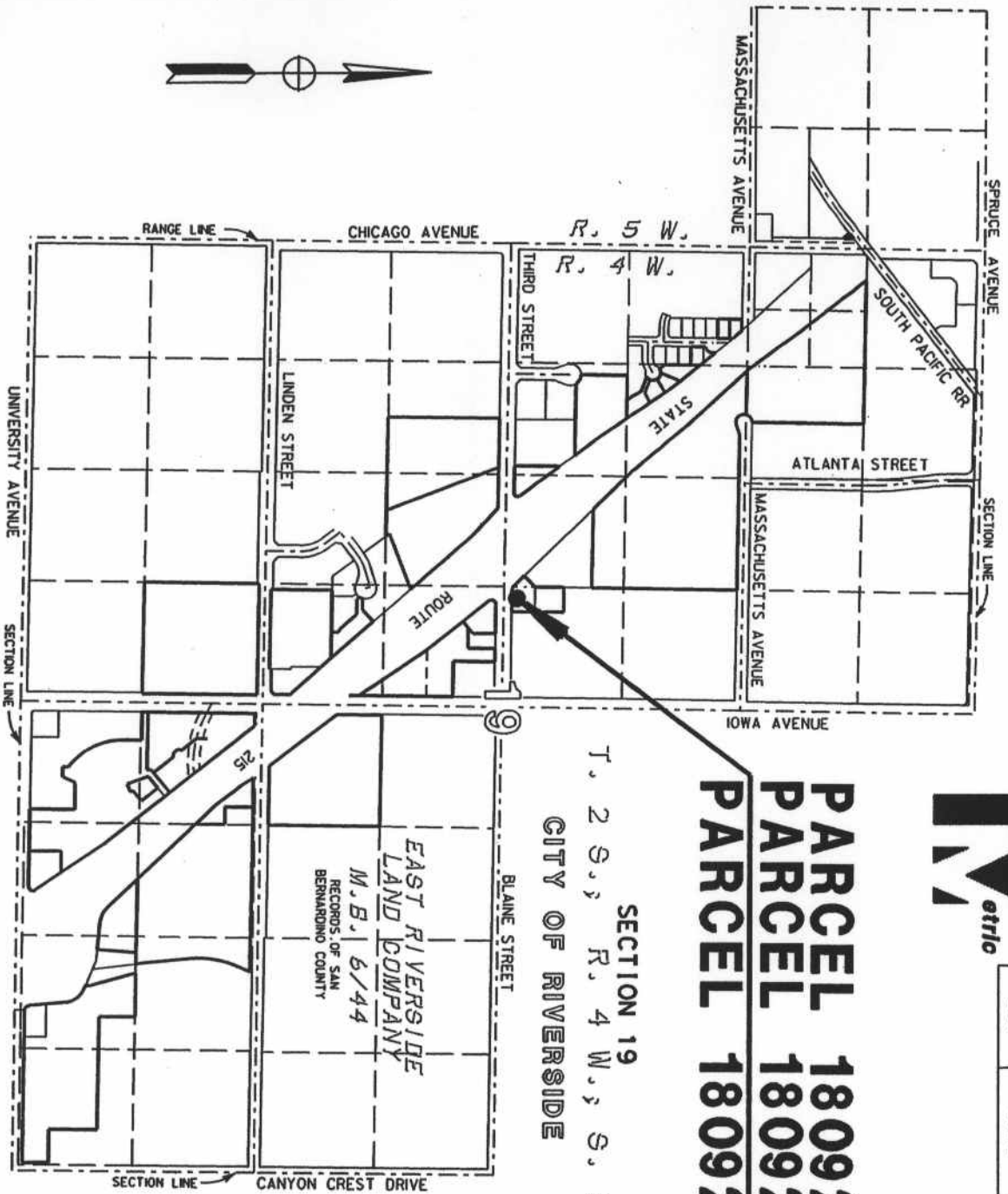


DIST.	COUNTY	ROUTE	KILOMETER POST
08	Riv	215	67.84

# EXHIBIT "A"

**PARCEL 18092-1 FEE**  
**PARCEL 18092-2 T.C.E.**  
**PARCEL 18092-3 P.U.E.**

SECTION 19  
T. 2 S., R. 4 W., S. B. M.,  
CITY OF RIVERSIDE



EAST RIVERSIDE  
LAND COMPANY  
M.B. 6/44  
RECORDS OF SAN  
BERNARDINO COUNTY

STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION AND HOUSING  
DEPARTMENT OF TRANSPORTATION  
**RESOLUTION OF  
NECESSITY MAP**  
NO SCALE

# CITY OF RIVERSIDE

T. 2 S., R. 4 W., S.B.M.

## SECTION 19

PARCEL 1

PARCEL 3

R. S. 55/44

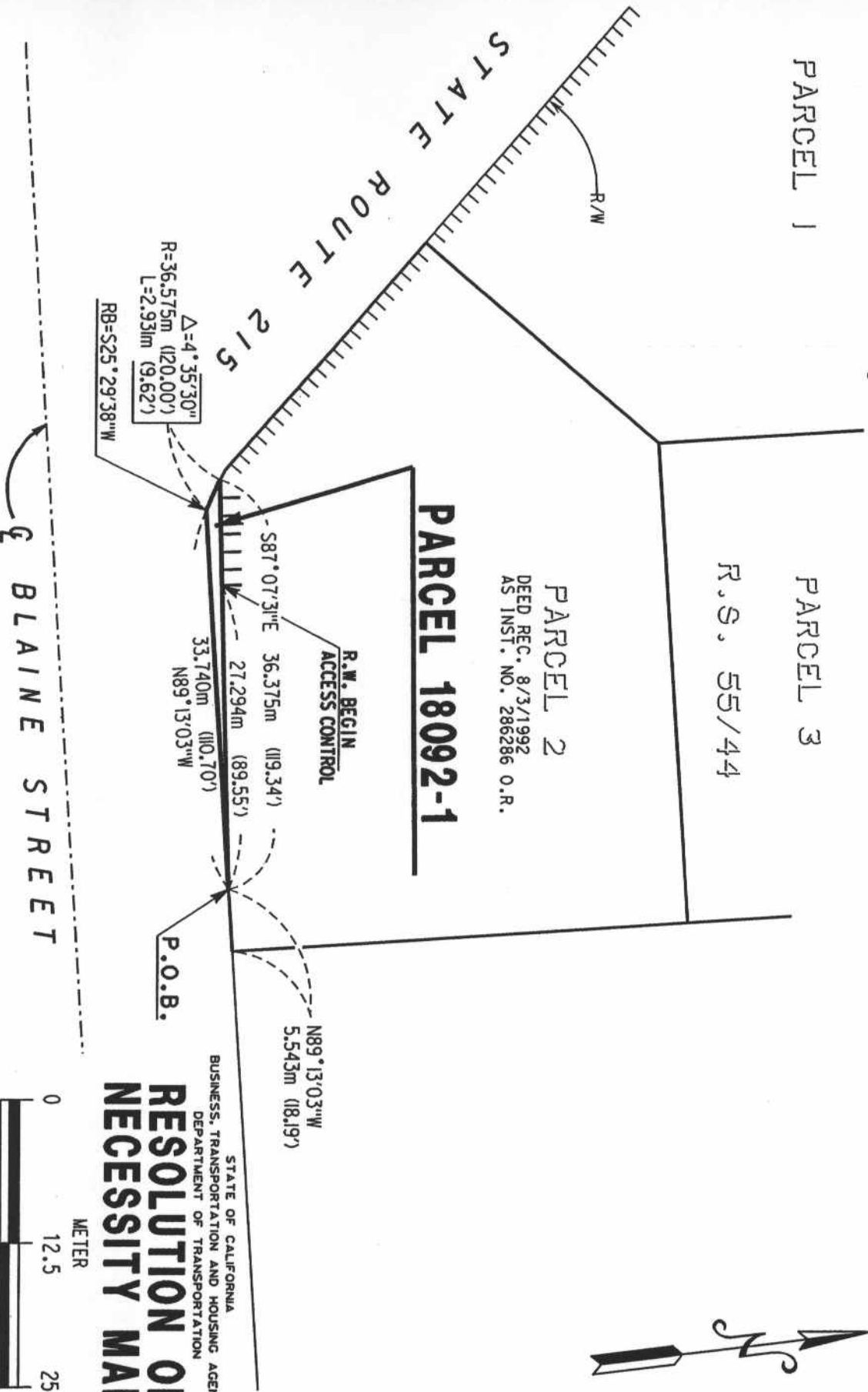
**PARCEL 18092-1**

PARCEL 2  
DEED REC. 8/3/1992  
AS INST. NO. 286286 O.R.



DIST.	COUNTY	ROUTE	KILOMETER POST
08	RIV	215	67.84

## EXHIBIT "B"



# CITY OF RIVERSIDE

T.2 S., R.4 W., S.B.M.,  
SECTION 19

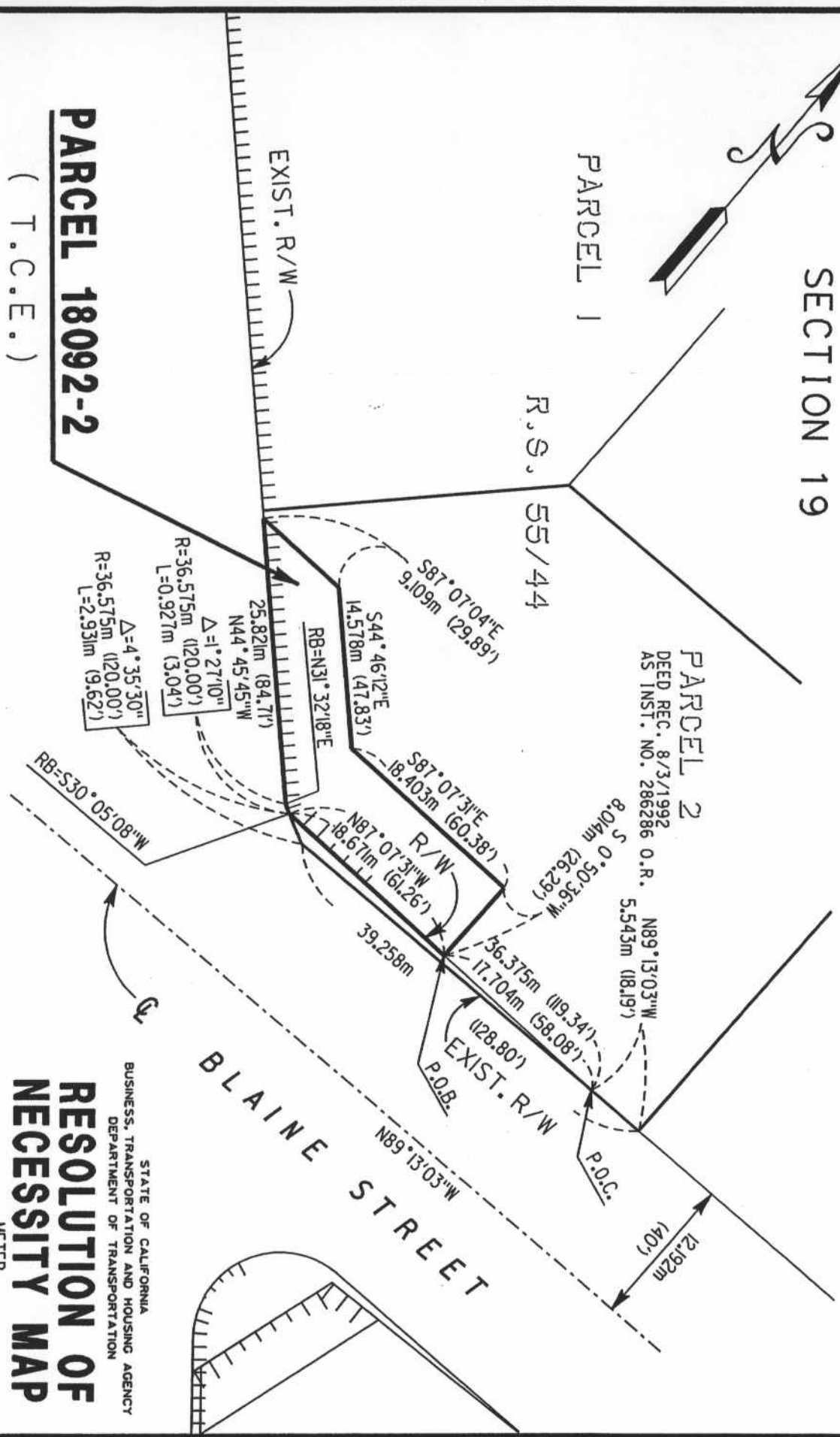


DIST.	COUNTY	ROUTE	KILOMETER POST
08	RIV	215	67.84

## EXHIBIT "C"

PARCEL 1  
R.S. 55/44

PARCEL 2  
DEED REC. 8/3/1992  
AS INST. NO. 286286 O.R.  
5.543m (18.19')



**PARCEL 18092-2**  
( T.C.E. )

STATE ROUTE 215

BLAINE STREET

### STATE OF CALIFORNIA BUSINESS, TRANSPORTATION AND HOUSING AGENCY DEPARTMENT OF TRANSPORTATION RESOLUTION OF NECESSITY MAP



SCALE 1:500

CITY OF RIVERSIDE  
T.2 S., R.4 W., S.B.M.



DIST.	COUNTY	ROUTE	KILOMETER POST
08	RIV	215	67.84

EXHIBIT "D"

SECTION 19

PARCEL 1

R.S. 55/44

PARCEL 18092-3

P.U.E.

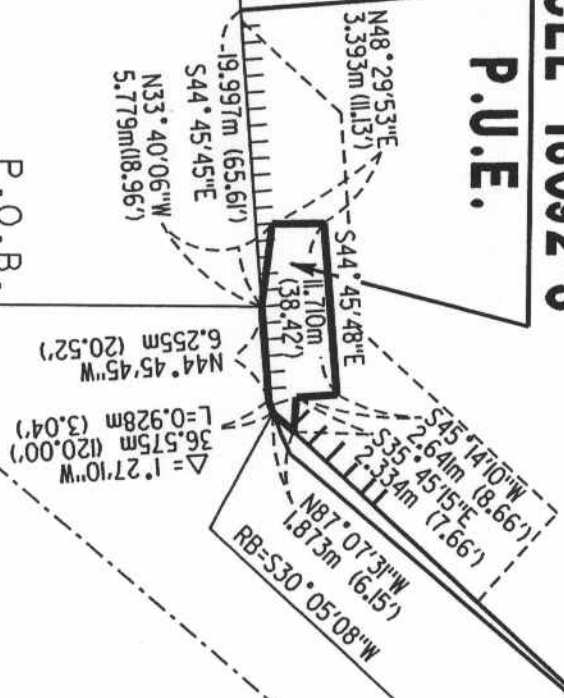
PARCEL 2

DEED REC. 8/3/1992  
AS INST. NO. 286286 O.R.

EXIST.  
R.W.

P.O.B.

BLAINE ST.



STATE ROUTE 215

STATE OF CALIFORNIA  
BUSINESS, TRANSPORTATION AND HOUSING AGENCY  
DEPARTMENT OF TRANSPORTATION  
**RESOLUTION OF  
NECESSITY MAP**

METER



SCALE 1:500