

DEPARTMENT OF  
PUBLIC WORKS



COUNTY OF SANTA CRUZ

GOVERNMENTAL CENTER

701 OCEAN STREET, SANTA CRUZ, CALIFORNIA 95060-4070

JOHN A. FANTHAM  
DIRECTOR OF PUBLIC WORKS

FAX (831) 454-2385

SCOTT C. LOCHINGER (831) 454-2331  
CHIEF REAL PROPERTY AGENT

September 2, 1998

SANTA CRUZ COUNTY BOARD OF SUPERVISORS  
701 Ocean Street  
Santa Cruz, California- 9.5060

SUBJECT: TROUT GULCH ROAD SLIDE REPAIR PROJECT- PM 1.13 & 1.18  
APN 041-121-53

Members of the Board:

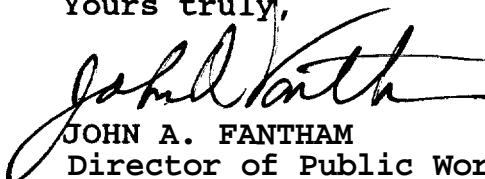
Included in the 1998/99 Public Works Road Budget are funds for the construction of repairs at the above referenced site on Trout Gulch Road and for the acquisition of a temporary construction area to repair the road slipout.

The attached Right of Entry provides for the acquisition of the necessary right required for the completion of the above mentioned road project(see attached map for location). The settlement amount for the property interest acquired is shown in the attached Resolution and is based on a departmental appraisal. This amount is considered fair and reasonable for the real property interests being acquired and represents the fair market value of said interests.

It is recommended that the Board of Supervisors take the following action:

1. Adopt Resolution approving and accepting the terms and conditions of the Right of Entry and authorize the Director of Public Works to sign said document on behalf of the County;
2. Approve payment of claim for the document.

Yours truly,

  
JOHN A. FANTHAM  
Director of Public Works

scl  
Attachments

RECOMMENDED FOR APPROVAL:

  
County Administrative Officer

copy to: Public Works Department

BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA  
RESOLUTION NO. \_\_\_\_\_

152

On the motion of Supervisor  
duly seconded by Supervisor  
the following resolution is adopted:

RESOLUTION FOR RIGHT-OF-WAY ACQUISITION  
TROUT GULCH ROAD STORM DAMAGE REPAIR PROJECT

RESOLVED by the Board of Supervisors of the County of  
Santa Cruz, State of California:

WHEREAS, the County of Santa Cruz is desirous of  
acquiring the real property interest described in the Right of  
Entry attached hereto and hereinafter referred to, and

WHEREAS, the owners of said real property interest have  
or will execute and deliver said real property interests to County,  
upon condition that County acknowledge and approve Articles set  
forth in said Right of Entry binding County to the performance of  
said Articles, and

WHEREAS, the Board of Supervisors of said County hereby  
finds the Articles of said contract to be fair and reasonable  
consideration for the acquisition of said real property interest;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the  
County of Santa Cruz does hereby accept the terms of said Right of  
Entry listed below:

<u>A.P.N.</u>	<u>NAME</u>	<u>PAYMENT</u>
041-121-53	Martin J. Marchese	\$ 100.00
	Helen M. Marchese	

BE IT FURTHER ORDERED that the Auditor-Controller of the  
County of Santa Cruz is hereby authorized to approve payment of  
claim for the above listed Right of Entry payable to the above  
listed Grantors in the amount indicated above, out of Public Works  
Internal Service Fund, Subobject 3595, charged against Index No.  
933841, User Code P00304, for the purchase of said property  
interests and to deliver the same to the Chief, Real Property  
Division of the County of Santa Cruz, and

BE IT FURTHER ORDERED that said Chief, Real Property  
Division, deliver said warrants to the above listed Grantor.

PASSED AND ADOPTED by the Board of Supervisors of the  
County of Santa Cruz, State of California, this \_\_\_\_\_ day of  
\_\_\_\_\_, 1998, by the following vote:

**153**

AYES: SUPERVISORS

NOES: SUPERVISORS

ABSENT: SUPERVISORS

\_\_\_\_\_  
Chair of said Board

ATTEST: \_\_\_\_\_  
Clerk of said Board

Approved as to form:

*D. M. Rae 9-1-98*  
Chief Assistant County Counsel

Distribution: County Counsel  
Auditor-Controller  
Public Works  
Real Property Division

RIGHT OF ENTRY

Property No. P.M. 1.13 & 1.18  
APN: 41-121-53

Date: \_\_\_\_\_  
Project: TROUT GULCH ROAD SLIDE  
REPAIR PROJECT

County of Santa Cruz  
Public Works Department  
701 Ocean Street  
Santa Cruz, California 95060

Gentlemen:

Permission is hereby granted to the County of Santa Cruz, its contractors and/or authorized agents, to enter and bring the necessary workmen, tools, materials, and equipment onto the property of the undersigned, where necessary and as shown on the attached map, for the purpose repairing erosion damage to Trout Gulch Road and replacing an embankment for the existing creek which washed away.

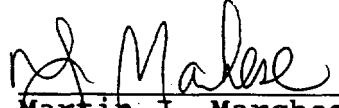
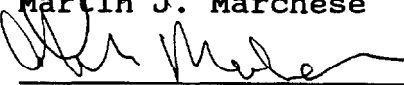
The County of Santa Cruz shall pay the undersigned grantors the sum of \$100.00 for the right of entry herein. It is understood and agreed that the County shall leave the premises in a clean and orderly condition and that any existing improvements located on the Grantor's property that may have been disturbed or removed during the course of the work will be restored or replaced in kind.

It is further understood and agreed that permission to perform the acts stated herein shall remain in force and effect only until the completion of construction and that all rights hereunder shall cease when said work has been completed or December 31, 1998, whichever occurs first.

Grantor(s)

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
Real Property Agent

  
\_\_\_\_\_  
Martin J. Marchese  
  
\_\_\_\_\_  
Helen M. Marchese

ACCEPTED:  
County of Santa Cruz

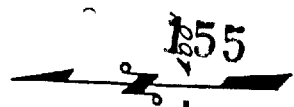
\_\_\_\_\_  
Director of Public Works

Property Address:  
1540 Trout Gulch Road  
Aptos, CA 95003

RANC 3  
E., M.D.B. & M. PROJECTED

Tax Area Code  
69-041 69-048  
69-090

41-12

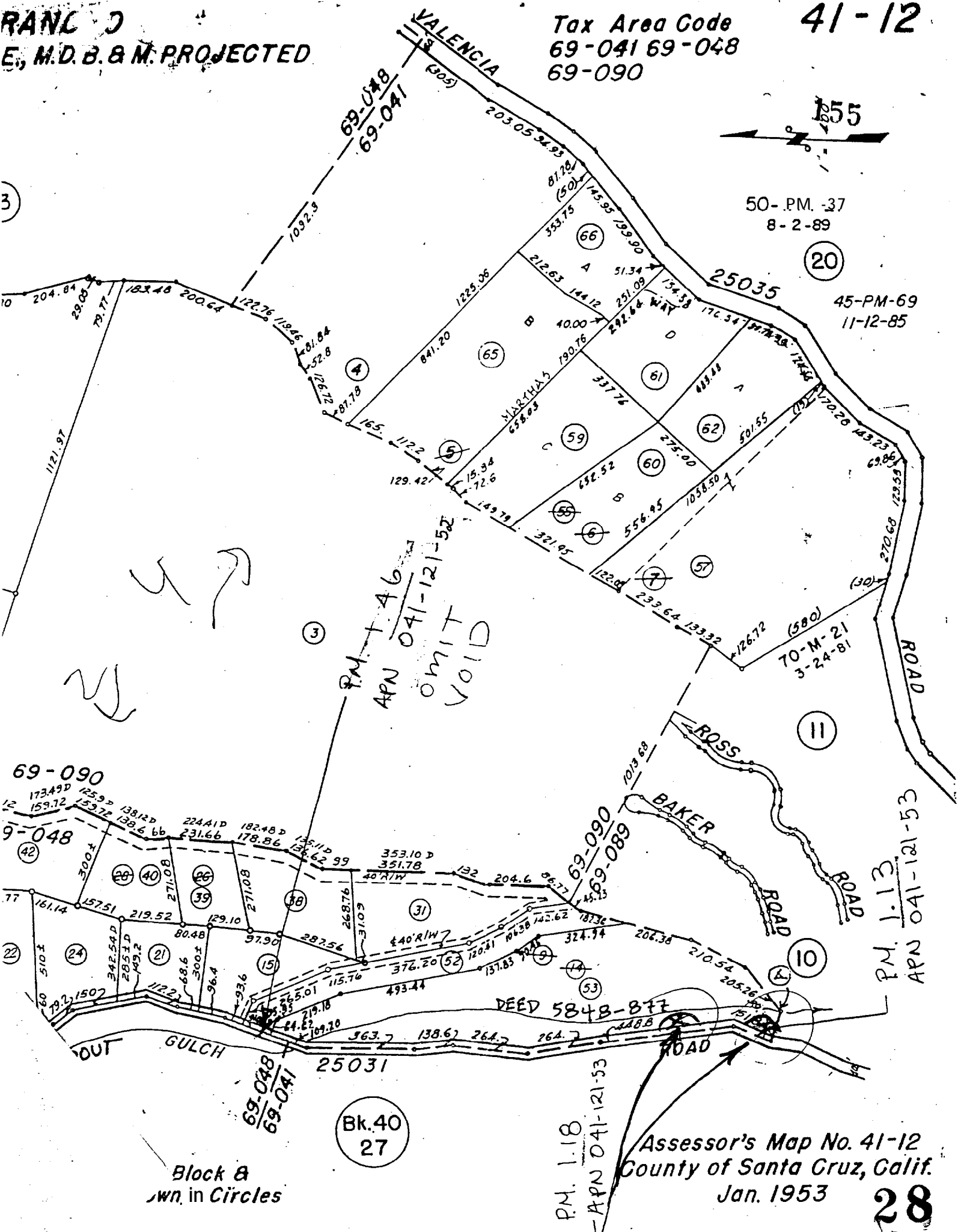


50-PM-37  
8-2-89

(20)

45-PM-69  
11-12-85

25035



PM. 1.18  
APN 041-121-53  
omit  
VOID

PM. 1.13  
APN 041-121-53

Block B  
own in Circles

Assessor's Map No. 41-12  
County of Santa Cruz, Calif.  
Jan. 1953