

OFFICE OF THE  
COUNTY COUNSEL



COUNTY OF SANTA CRUZ

GOVERNMENT CENTER  
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701 OCEAN STREET, ROOM 505, SANTA CRUZ, CALIFORNIA 95060-4068

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DANA McRAE

ASSISTANTS

GOVERNMENT TORT CLAIM  
RECOMMENDED ACTION

Agenda January 12, 1999

To: The Board of Supervisors

Re: Claim of Peter & Jane Murphy, No. 899-070B

Original Document and associated materials are on file at the Clerk to the Board of Supervisors.

In regard to the above-referenced claim, this is to recommend that the Board take the following action:

X 1. Deny the claim of Peter & Jane Murphy, No. 899-070B and refer to County Counsel.

Deny 2. the application to file a late claim on behalf of \_\_\_\_\_ and refer to County Counsel.

3. Grant the application to file a late claim on behalf of \_\_\_\_\_ and refer to County Counsel.

4. Approve the claim of \_\_\_\_\_ in the amount of \_\_\_\_\_ and reject it as to the balance, if any, and refer to County Counsel.

5. Reject the claim of \_\_\_\_\_ as insufficiently filed and refer to County Counsel.

cc: John Fantham, Director  
Department of Public Works  
Alvin James, Planning Director

RISK MANAGEMENT

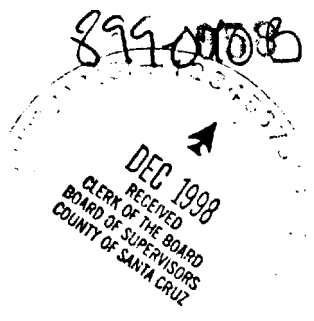
By Janet McKinley

COUNTY COUNSEL

By Ellen Lewis

LTR9.WPT

CLAIM AGAINST THE COUNTY OF SANTA CRUZ  
(Pursuant to Section 910 et Seq., Govt. Code)



TO: BOARD OF SUPERVISORS  
COUNTY OF SANTA CRUZ  
ATT-N: Clerk of the Board  
Governmental Center  
701 Ocean Street, Santa Cruz, CA 95060

1. Claimant's Name: Peter and Jane Murphy  
Address: 295 Meadowlark Lane  
Antos, CA 95003  
Phone No: (831) 689-9564

P.O. Box to which notices are to be sent: \_\_\_\_\_

2. Occurrence: Grading and paving in contravention of Tentative Map approved by the Board of Supervisors. See #  
Date: Place 1 Rio Highlands Subdivision, Antos, CA  
Circumstances of occurrence or transaction giving rise to claim: Santa Cruz County Public Works and Planning Departments wrongfully approved the Final Map for the Rio Highlands Subdivision that did not substantially comply with the Rio Highlands Subdivision Tentative Map.

4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:  
Loss of Privacy; unreasonable interference with enjoyment of home;  
Nuisance: diminution in property value; flooding; diverting of run off water onto claimant's real property; deprivation of due process

5. Name(s) of public employee(s) causing injury, damage or loss, if known: \_\_\_\_\_

6. Amount claimed now.. ..... \$50,000  
Estimated amount of future loss, if known ..... to be ascertained  
TOTAL \$ \_\_\_\_\_

7. Basis for above computations: P.L. case see No A above

8. If the amount claimed is over \$ 10,000, indicate the court of jurisdiction:  
\_\_\_\_\_ Municipal Court \_\_\_\_\_ Santa Cruz County \_\_\_\_\_ Superior Court

CLAIMANT'S SIGNATURE: Peter and Jane E. Murphy

Note: Claim must be presented to Clerk, Board of Supervisor & within six (6) months after the act which occasioned the injury.

Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at 454-2962 (TDD 454-2 123).