

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
27
28
29
30
31
32

RESOLUTION NO. 2276

RESOLUTION AND ORDER OF THE CITY OF REDLANDS FOR
CONDEMNATION OF PROPERTY AND ASSETS OF THE _____
CRAFTON WATER COMPANY COMPANY.

BE IT HEREBY RESOLVED by the City Council of the City of
Redlands that:

1. The public interest and necessity require the acquisition of
property and property rights of the CRAFTON WATER COMPANY
company, as described herein, by the CITY OF REDLANDS, a municipal
corporation of the State of California, hereinafter called "City" for public
use authorized by law, to-wit: use and operation of said property and
property rights for the development, production, and supply of water for
the use of said City and its inhabitants;

2. The taking of the said property and property rights is necessary
to such public use, and is necessary, suitable, and proper to supply water
for the use of said City and its inhabitants; that the use of all of said property
and property rights for such purposes is a public use authorized by law;

3. That the acquisition of said property and property rights is
planned by the City and located in the manner which is most compatible
with the greatest public good and necessity and the least private injury;

4. The City Attorney for the City of Redlands is hereby instructed,
authorized and empowered:

(a) To acquire in the name of and on behalf of the CITY, said
property and property rights by donation, purchase or con-
demnation in accordance with the provisions of the laws of the
State of California relating to eminent domain;

(b) To prepare and commence eminent domain proceedings in the
name of the CITY against the owners of said properties and of any and
all interests therein and claims thereto, in the proper court having
jurisdiction thereof.

The property and property rights herein mentioned are described
as follows:

I

All overlying, appropriative, prescriptive, and riparian water rights of Crafton Water Company, a corporation, to take, divert, produce, extract, pump, receive, export, transport, appropriate and use, and all other water rights whether appurtenant or not appurtenant to the lands and real property hereinafter described of whatsoever kind or nature in and to the surface, subsurface, natural stream, underground basin, percolating ground, artesian and spring, stream underflow, underground stream, flood, drainage, percolating, artificial watercourse, channel and all natural and artificial water sources of the Santa Ana River Watershed, including but not limited to the waters of the Santa Ana River and its tributaries, Mill Creek Basin, Reservoir Basin, San Bernardino Basin, Bunker Hill Basin, Mill Creek, certain wells and all right, title and interest in and to water by virtue of the ownership of stock or shares in any water company, or any contract.

II

All pipe lines, canals, conduits, ditches, waste ways, siphons, tunnels, flumes, reservoirs, diversion works, control structures and all appurtenances thereto, and all other facilities of the Crafton Water Company, a corporation, used for transportation and distribution of water, together with all rights of way, easements, permits, licenses or franchises therefor, whether appurtenant or not appurtenant to the lands and real property and property interests hereinafter described.

III

All wells, casings, pumps, motors, meters, valves, electrical equipment, pump houses, and appurtenances, together with all other facilities of the Crafton Water Company, a corporation, used in connection with the taking, pumping, extraction and diversion of water, whether appurtenant or not appurtenant to the lands and real property and property interests hereinafter described.

IV

All right, title and interest of the Crafton Water Company, a corporation,
in and to those properties and property rights particularly and specifically
described as follows:

1. The South half of Section eleven; the South half of Section ten; the South half of the North half and the South half of Section nine, Township one South, Range one West, SAN BERNARDINO BASE AND MERIDIAN, in the County of San Bernardino, State of California, according to Government Survey.

SAVING AND EXCEPTING from the above those portions thereof described as follows:

1st: BEGINNING at the Southwest corner of the Northwest quarter of said Section nine; thence North thirteen hundred fifty-eight and seventy-seven hundredths feet to the Northwest corner of the Southwest quarter of the Northwest quarter of said Section nine; thence North eighty-eight degrees twenty-two minutes East ten hundred seventy-four feet, along the North line of said Southwest quarter of the Northwest quarter of Section nine; thence South six degrees no minutes West seven hundred forty-seven feet; thence East three hundred twenty-eight and thirty-five hundredths feet to the East line of said Southwest quarter of the Northwest quarter of Section nine; thence South no degrees eight minutes East six hundred one feet to the Southeast corner of said Southwest quarter of the Northwest quarter of Section nine; thence South eighty-eight degrees two minutes West thirteen hundred twenty-five and ninety-four hundredths feet to the point of beginning.

2nd: BEGINNING at a point in the North line of the Southwest quarter of the Northwest quarter of said Section nine; which point is North eighty-eight degrees twenty-two minutes East, ten hundred seventy-four feet, measured along said North line, from the Northwest corner of the Southwest quarter of the Northwest quarter of said Section nine; thence from said point of beginning South six degrees no minutes West seven hundred forty-seven feet to a point; thence East three hundred twenty-eight and thirty-five hundredths feet to the East line of said Southwest quarter of the Northwest quarter of Section nine; thence South no degrees eight minutes East along said East line two hundred thirty-two and sixty-four hundredths feet; thence South sixty-three degrees fifteen minutes fifteen seconds East fifty-six and eighty-eight hundredths feet; thence North eighty-eight degrees nineteen minutes twenty-five seconds East one hundred twenty-six and thirty-nine hundredths feet; thence South seventy-one degrees, thirty minutes fifteen seconds East one hundred twenty-four and seventy-six hundredths feet; thence North eighty-three degrees seventeen minutes twenty-five seconds East one hundred seventy-six and eighty-two hundredths feet; thence North eighty-eight degrees nineteen minutes thirty-five seconds East one hundred ninety-five and forty hundredths feet; thence South fifty-seven degrees thirty-four minutes fifteen seconds East ninety-two and eighty-two hundredths feet; thence South sixty-six degrees ten minutes twenty-five seconds East one hundred and ninety hundredths feet; thence South eighty-one degrees twelve minutes thirty seconds East one hundred twenty-two and three hundredths feet; thence North no degrees eight minutes West eleven hundred fifty-four and fifty-two hundredths feet, more or less, to a point which is North eighty-eight degrees twenty-two minutes East twelve hundred six and thirty-one hundredths feet from the point of beginning; thence South eighty-eight degrees twenty-two minutes West twelve hundred six and thirty-one hundredths feet to the point of beginning.

3rd: BEGINNING at the Southwest corner of said Section eleven; thence South eighty-nine degrees thirty-four minutes East along the South line of said Section

eleven, a distance of six hundred fifty-eight and ninety-six hundredths feet; thence North twenty degrees ten minutes East fifty-four and eighty-one hundredths feet; thence North thirty-eight degrees fifty minutes East one hundred nine feet; thence North fourteen degrees forty minutes East fifty-nine feet; thence North thirty degrees twenty-two minutes East two hundred seventy-two feet; thence North forty-two degrees forty-three minutes thirty seconds East two hundred seventy-nine and eighty-eight hundredths feet; thence Northwesterly in a straight line about thirty-eight hundred seventy feet to a point in the West line of the Southeast quarter of Section ten, Township one South, Range one West, SAN BERNARDINO BASE AND MERIDIAN, which point is Northerly ten hundred fifty feet measured along said West line from the Southwest corner of said Southeast quarter of Section ten; thence Southerly along said West line ten hundred fifty feet to said Southwest corner of said Southeast quarter of Section ten; thence Easterly along the South line of said Section ten, a distance of twenty-six hundred ninety-eight feet, more or less, to the point of beginning.

4th: That portion of the Southeast quarter of Section ten and of the Southwest quarter of said Section eleven, described as:

BEGINNING at a point in the East line of the Southeast quarter of said Section ten where said East line is intersected by the curved center line of the County Road, sixty feet wide, known as Forest Home Boulevard, said point of beginning being Southerly measured along the East line eight hundred seventy-four feet, more or less, from the East quarter corner of said Section ten, from said point of beginning a radial line to the center of the curve for said center line bears North twenty-one degrees twelve minutes forty seconds East with a length of two hundred eighty-seven and ninety-four hundredths feet; thence from said point of beginning Westerly along said curved center line eighteen and nine tenths feet to the end of same; thence Westerly along the center line of said County Road as follows: North sixty-five degrees two minutes West one hundred seventy-six and forty-five hundredths feet to the beginning of a curve concave to the South and having a radius of four hundred seventy-eight and thirty-four hundredths feet; thence Westerly along said curve one hundred ninety-five and six-tenths feet to the end of same; thence North eighty-eight degrees forty minutes West two hundred eighty-four and twenty-four hundredths feet to a point; thence leaving said center line South nine degrees twenty minutes twelve seconds West thirty and twenty-nine hundredths feet to a two inch iron pipe set in the Southerly line of said County Road; thence South nine degrees twenty minutes twelve seconds West six hundred thirty-six and seventy-nine hundredths feet to a point marked by a cross in a rock; thence North eighty-five degrees ten minutes thirty-three seconds East eight hundred ninety-six and eight-tenths feet to a point marked by a cross in a boulder; thence North eight degrees forty-nine minutes four seconds East four hundred fourteen and thirty-nine hundredths feet to a two inch iron pipe set in the Southerly line of said County Road; thence North eight degrees forty-nine minutes four seconds East thirty-one and eleven hundredths feet to a point in the center line of said County Road; thence along said center line as follows: South eighty-three degrees thirty minutes West sixty-seven and thirty-three hundredths feet to the beginning of a curve concave to the Northeast and having a radius of two hundred eighty-seven and ninety-four hundredths feet; thence Westerly along said curve one hundred thirty-eight and four-tenths feet to the point of beginning.

2. That portion of South half of the Northwest quarter of Section 9, Township 1 South, Range 1 West, SAN BERNARDINO BASE AND MERIDIAN, in the County of San Bernardino, State of California, according to Government Survey, described as follows:

BEGINNING at a point in the North line of the Southwest quarter of the Northwest quarter of said Section nine; which point is North eighty-eight degrees twenty-two minutes East, ten hundred seventy-four feet, measured along said North line, from the Northwest corner of the Southwest quarter of the Northwest quarter of said Section nine; thence from said point of beginning South six degrees no minutes West seven hundred forty-seven feet to a point; thence East three hundred twenty-eight and thirty-five hundredths feet to the East line of said Southwest quarter of the Northwest quarter of Section nine; thence South no degrees eight minutes East along said East line two hundred thirty-two and sixty-four hundredths feet; thence South sixty-three degrees fifteen minutes fifteen seconds East fifty-six and eighty-eight hundredths feet; thence North eighty-eight degrees nineteen minutes twenty-five seconds East one hundred twenty-six and thirty-nine hundredths feet; thence South seventy-one degrees thirty minutes fifteen seconds East one hundred twenty-four and seventy-six hundredths feet; thence North eighty-three degrees seventeen minutes twenty-five seconds East one hundred seventy-six and eighty-two hundredths feet; thence North eighty-eight degrees nineteen minutes thirty-five seconds East one hundred ninety-five and forty hundredths feet; thence South fifty-seven degrees thirty-four minutes fifteen seconds East ninety-two and eighty-two hundredths feet; thence South sixty-six degrees ten minutes twenty-five seconds East one hundred and ninety hundredths feet; thence South eighty-one degrees twelve minutes thirty seconds East one hundred twenty-two and three hundredths feet; thence North no degrees eight minutes West eleven hundred fifty-four and fifty-two hundredths feet, more or less, to a point which is North eighty-eight degrees twenty-two minutes East twelve hundred six and thirty-one hundredths feet from the point of beginning; thence South eighty-eight degrees twenty-two minutes West twelve hundred six and thirty-one hundredths feet to the point of beginning.

EXCEPT from the above described property that portion thereof conveyed by Edison Securities Company to Kenneth N. Bright, et ux., by deed dated October 18, 1929 and recorded in Book 548 of Official Records, page 278, described as follows:

BEGINNING at Northeast corner of Lot 68 in MILL CREEK CANYON PARK, in the County of San Bernardino, State of California, as per plat recorded in Book 24 of Maps, page 37, records of said County; thence West 328.73 feet along the North line of said Lot 68 to the most Westerly corner of said Lot 68, said last mentioned corner being in Easterly line of Cienega Road, 40 feet wide, as shown on said Map; thence North 6° 00' East along said Easterly line, 75 feet to a point; thence South 80° 47' East parallel with the Southwesterly line of said Lot 68, 325.03 feet, more or less, to a point in Northerly prolongation of the East line of said Lot 68; thence South 0° 08' East along said prolongation, 2.53 feet, more or less, to point of beginning.

ALSO EXCEPT from the above described property those portions, if any, that may be within the boundary lines of said Mill Creek Canyon Park referred to above.

ALSO EXCEPTING AND RESERVING from the above described property, all water and all water rights in anywise belonging to or appurtenant to said property, either as riparian, or by appropriation, prescription or otherwise.

3. A portion of Southeast quarter of Section 10 and of Southwest quarter of Section 11, Township 1 South, Range 1 West, SAN BERNARDINO BASE AND MERIDIAN, in the County of San Bernardino, State of California, according to Government Survey, described as follows:

BEGINNING at point in East line of Southeast quarter of said Section 10, where said East line is intersected by the curve center line of the County Road, 60 feet wide, known as Forest Home Blvd., said point of beginning being Southerly, measured along said East line, 874 feet, more or less, from East 1/4 corner of said Section 10, from said point of beginning a radial line to center of curve for said center line bears North 21° 12' 40" East with a length of 287.94 feet; thence from said point of beginning Westerly, along said curved center line 18.9 feet to end of same; thence Westerly along center line of said County Road, as follows: North 65° 02' West 176.45 feet to beginning of a curve concave to South and having a radius of 478.34 feet; thence Westerly, along said curve, 195.6 feet to end of same; thence North 88° 40' West 284.24 feet to a point; thence leaving said center line, South 9° 20' 12" West 30.29 feet to a 2 inch iron pipe set in Southerly line of said County Road; thence South 9° 20' 12" West 636.79 feet to a point marked by a cross in a rock; thence North 85° 10' 33" East, 896.8 feet to a point marked by a cross in a boulder; thence North 8° 49' 04" East 414.39 feet to a 2 inch iron pipe set in Southerly line of said County Road; thence North 8° 49' 04" East 31.11 feet to a point in center line of said County Road; thence along said center line as follows: South 83° 30' West 67.33 feet to beginning of a curve concave to Northeast and having a radius of 287.94 feet; thence Westerly along said curve, 138.4 feet to point of beginning.

EXCEPTING AND RESERVING from above described property all water and all water rights in any wise belonging or appurtenant to said property either as riparian or by appropriation, prescription or otherwise.

4. South half of the South half of the Southhalf of the Northwest quarter of Section 10, Township 1 South, Range 1 West, SAN BERNARDINO BASE AND MERIDIAN, in the County of San Bernardino, State of California, according to Official Plat of United States Government Survey.

5. That certain reservoir and reservoir site, being a portion of the Northeast quarter of Section 29, Township 1 South, Range 2 West, SAN BERNARDINO BASE AND MERIDIAN, in the County of San Bernardino, State of California, according to Government Survey, being more particularly described as follows:

COMMENCING at a point 7 chains due North from the center of said Northeast quarter of Section 29; thence running East 6 chains 50 links; thence South 19½° West 7 chains 50 links; thence South 30° West 8 chains 6 links; to a point 7 chains due South of the aforesaid center of the Northeast quarter of Section 29; thence South 8 chains; thence West 7 chains 50 links; thence North 9° 30' East 22 chains 27 links; thence East 4 chains to the point of beginning.

SAVING AND EXCEPTING therefrom the following described portions of the above described property:

a. BEGINNING at a point North 89° East 324 feet from the Southwest corner of Lot 4, Block 4, of CRAFTON TRACT; thence North 63° 45' East 141 feet to a point; thence North 12° 56' East 253 feet to a point; thence North 2° 32' West 140 feet to a point in the North line of Crafton Reservoir Tract (said point being 149 feet West of the point of beginning of said Reservoir Tract); thence West 115 feet to a point; thence 453.9 feet to the point of beginning.

b. Parcel of land 25 feet square at Crafton, described as follows:

BEGINNING at a point 5 feet South from a point in the center line of Third Street distant 405 feet East of the Southwest corner of Lot 4, Block 4, Crafton

Tract, as per map of record in the office of the County Recorder of San Bernardino County; thence from said point of beginning, south 25 feet; thence East 25 feet; thence North 25 feet; thence West 25 feet to the point of beginning.

c. BEGINNING at a point 330 feet North of a point 909.5 feet East of a point 40 feet South of the Southeast corner of Lot 6, Block 12, Crafton Tract, in the County of San Bernardino, State of California, as per plat recorded in Book 3 of Maps, page 14, records of said County; thence from said point of beginning, North 149.63 feet; thence East 72.92 feet; thence North $9^{\circ} 43'$ East 185.02 feet; thence East 331.5 feet to the East line of tract marked "Reservoir"; as per map of Crafton Tract; thence South along the East line of said tract marked "Reservoir", 332.1 feet to the Southeast corner of said tract marked "Reservoir"; thence Westerly along the South line of said tract marked "Reservoir", 435.5 feet to the point of beginning.

d. BEGINNING at a point 330 feet North of a point 909.5 feet East of a point 40 feet South of the Southeast corner of Lot 6, Block 12, Crafton Tract, in the County of San Bernardino, State of California, as per plat recorded in Book 3 of Maps, page 14, records of said County; thence North 149.63 feet; thence East 72.92 feet; thence North $9^{\circ} 43'$ East 185.02 feet; thence East 7.96 feet; thence Northwesterly 618.14 feet to a point on the West line of tract marked "Reservoir", as per map of Crafton Tract, said point being 628.2 feet Northeasterly from the Southeast corner of Lot 1, Block 13; thence along the West line of said tract marked "Reservoir" South $9^{\circ} 30'$ West to the Southwest corner of said tract; thence East to the point of beginning.

6. An undivided 29/30th interest in and to:

That portion of Lot 5, Block 21, CRAFTON TRACT, in the County of San Bernardino, State of California, as per plat recorded in Book 3 of Maps, page 14, records of said County, described as follows:

BEGINNING at a point on the South line of said Lot 5, in the center line of 5th Avenue, which is East 138 feet from its intersection with the center line of Crafton Avenue; thence along said center line of 5th Avenue, East 20 feet; thence parallel with said Crafton Avenue, North 55 feet; thence parallel with said 5th Avenue, West 20 feet; thence South 55 feet to the point of beginning; except the South 25 feet in 5th Avenue.

7. a. That portion of Lot 14, Block 1, CRAFTON TRACT, in the County of San Bernardino, State of California, as per plat recorded in Book 3 of Maps, page 14, records of said County, described as follows:

BEGINNING at a point on the West line of said Lot 14, which is South 451.80 feet from the Northwest corner thereof; thence along said West line, South 71.83 feet, more or less, to its intersection with the center line of Mill Creek Zanja; thence along said center line of Zanja Northeasterly to a point which is South $64^{\circ} 20'$ East from the point of beginning herein; thence North $64^{\circ} 20'$ West 68 feet, more or less, to said point of beginning.

b. All that portion of Lots 14 and 15, Block 1, CRAFTON TRACT, in the County of San Bernardino, State of California, as per plat recorded in Book 3 of Maps, page 14, records of said County, described as follows:

COMMENCING at the point where the center line of Mill Creek Zanja crosses the West line of the Northeast quarter of the Southwest quarter of Section 21, Township 1 South, Range 2 West, SAN BERNARDINO BASE AND MERIDIAN, which point is 521.63 feet South from the Northwest corner of the above described land; running thence South along said West line, 304.91 feet to a stake on South bank of the "Crafton Canal"; thence following the South bank of said canal in a general Northerly direction 602.83 feet to a spike in East side of a large Alder tree just above head works of said canal; thence Northerly 12.5 feet to a spike in West side of large Alder tree on North side of said Mill Creek Zanja; thence Southerly along North side of said head works of said Crafton Canal, 45.5 feet to Northwest corner of said head works; thence along center line of Mill Creek Zanja 259 feet to point of beginning, being 1/2 acre of land, more or less.

V

All shares of stock duly issued and authorized by the Crafton Water Company, a California corporation, and any other form of certificate or contractual obligation entitling the holder thereof to receive a proportionate share, or any portion of the property and water rights of the Crafton Water Company, a California corporation, including the delivery of any quantity of water.

NOTE:

By deed dated July 2, 1946 and recorded September 18, 1946 as Instrument No. 60 in Book 1952 of Official Records, page 246, Crafton Water Company conveyed to the State of California, certain property in the Southwest quarter of Section 11, Township 1 South, Range 1 West, which is included in Parcel No. 1 of the property hereinabove described. Under the terms of said Deed, however, Crafton Water Company excepted and reserved to itself, its successors and assigns, all water and water rights that may be within or under the parcel of land so conveyed to the State of California, without, however, the right ever to drill, dig or mine through the surface of said land therefor or otherwise in such manner as to endanger the safety of any highway that may be constructed on the lands so conveyed.

1 ADOPTED, SIGNED AND APPROVED this _____ day of _____,
2 19____.

3
4 _____
5 Mayor of the City of Redlands, California.
6

7 ATTEST:
8
9

10 _____
11 City Clerk

12 APPROVED FOR FORM:
13

14 Edward T Taylor
15 City Attorney
16

17 I hereby certify that the above is a true and correct copy of a
18 resolution duly and regularly adopted by the City Council, City of Redlands,
19 at an adjourned regular meeting thereof held _____,
20 19____.

21
22 _____
23 City Clerk of the City of Redlands
24
25
26
27
28
29
30
31
32