

RESOLUTION NO. 2997-2006

RESOLUTION OF THE FORT BRAGG CITY COUNCIL ACCEPTING A RIGHT-OF-WAY DEDICATION FROM ROBERT I. BARBIERI AND RAMONA L. BARBIERI

WHEREAS, the City of Fort Bragg ("City"), a municipal corporation, desires to acquire right-of-way dedication for the operation and maintenance of existing and future above and below ground utilities and streets for public use across that certain property situated, lying, and being in the City of Fort Bragg, County of Mendocino, State of California, more particularly described as 810 South Main Street (Assessor Parcel No. 018-120-45); and

WHEREAS, Robert I. Barbieri, Trustee of the Barbari Marital Trust U/T/A August 29, 1990, as amended and restated October 26, 1994, an undivided ½ interest and Ramona L. Barbieri, Trustee of the Ramona L. Barbieri Revocable Trust dated September 28, 2001, an undivided ½ interest have executed a Right-of-Way Grant Deed dated July 13, 2006 conveying said right-of-way dedication to the City, a true copy of same being attached hereto and incorporated by reference herein as Exhibit "A"; and

WHEREAS, it is necessary for the City to accept conveyance as described in Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby accept conveyance of the right-of-way dedication as described in Exhibit "A"; and

BE IT FURTHER RESOLVED that the Mayor of the City of Fort Bragg, a municipal corporation, is hereby authorized to sign a Certificate of Acceptance of said real property

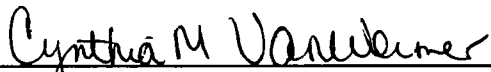
The above and foregoing Resolution was introduced by Councilmember Melo, seconded by Councilmember Hammerstrom, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 14th day of August, 2006, by the following vote:

AYES: Councilmembers Baltierra, Hammerstrom, Melo, and Mayor Turner.
NOES: None.
ABSENT: Councilmember Gjerde.
ABSTAIN: None.



**DAVE TURNER,
Mayor**

ATTEST:


**Cynthia M. VanWormer, CMC
City Clerk**

RECORDED AT THE REQUEST OF:

CITY OF FORT BRAGG

When recorded, please mail this instrument to:

CITY OF FORT BRAGG
416 NORTH FRANKLIN STREET
FORT BRAGG, CA 95437
Attention: Cynthia M. VanWormer, City Clerk

The City is exempt from recordation fees per Government Code 27383.

AP #018-120-45

**RIGHT-OF-WAY
GRANT DEED**

- The undersigned declares that the documentary transfer tax is \$ -0-.
- computed on the full value of the interest or property conveyed, or is
 - computed on the full value less the value of liens or encumbrances remaining thereon at the time of sale. The land, tenements or realty is located in
 - unincorporated area
 - City of FORT BRAGG and COUNTY OF MENDOCINO, STATE OF CALIFORNIA

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledge,

Robert I Barbieri, Trustee of the Barbari Marital Trust U/T/A August 29, 1990, as amended and restated October 26, 1994, an undivided 1/2 interest and **Ramona L. Barbieri**, Trustee of the Ramona L. Barbieri Revocable Trust dated September 28, 2001, an undivided 1/2 interest

hereby GRANT(S) to

CITY OF FORT BRAGG, a municipal corporation

the following described real property in the City of Fort Bragg, County of Mendocino, State of California:

PARCEL A as described in Exhibit "A" attached hereto and incorporated by reference herein.
PARCEL B as described in Exhibit "B" attached hereto and incorporated by reference herein.

Dated: 7/13, 2006.

The Barbari Marital Trust U/T/A August 29, 1990, as amended and restated October 26, 1994:

Robert I. Barbieri
Robert I. Barbieri, Trustee

The Ramona L. Barbieri Revocable Trust dated September 28, 2001:

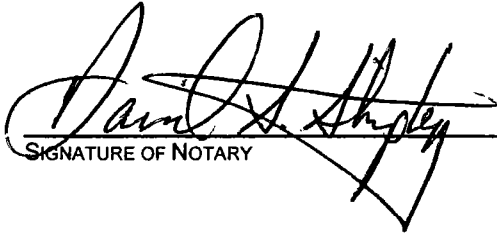
Ramona L. Barbieri
Ramona L. Barbieri, Trustee

STATE OF CALIFORNIA)
)ss.
COUNTY OF Sonoma)

On 7/13/06, before me, David S. Shipley, Notary Public, personally appeared **Robert I. Barbieri and Ramona L. Barbieri,**

- personally known to me – OR –
- proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



SIGNATURE OF NOTARY



DESCRIPTION
SOUTH STREET DEDICATION

PARCEL A

That certain real property situated in the City of Fort Bragg, County of Mendocino, State of California and being a portion of Section 18, Township 18 North, Range 17 West, Mount Diablo Meridian, more particularly described as follows:

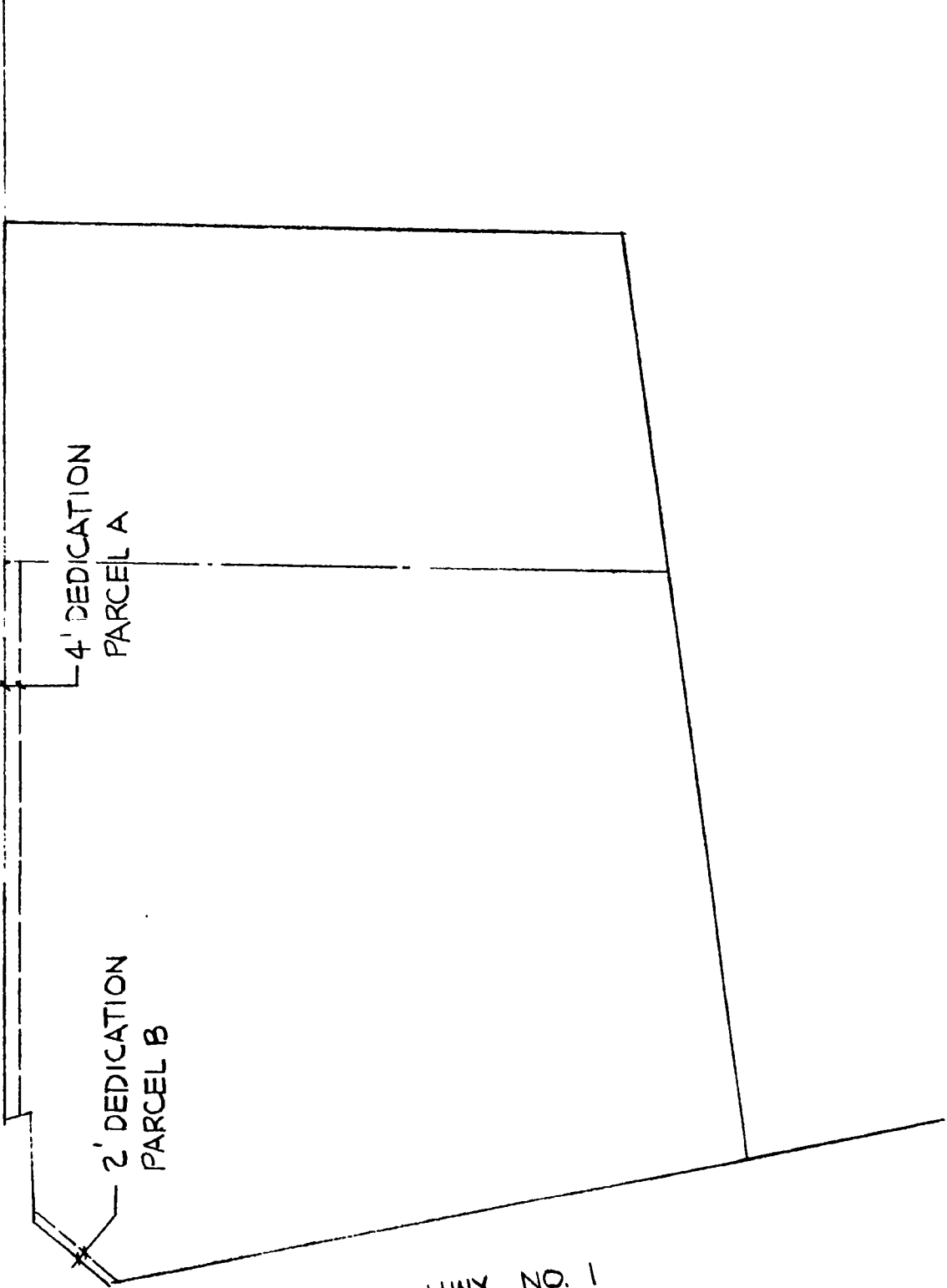
Commencing at a point in the former Easterly right of way line of State Highway No. 1 (Main Street) in the City of Fort Bragg, that bears South 59°34'50" East, 504.16 feet from the Northwest corner of the above mentioned Section 18, as shown upon that certain Record of Survey map filed for record July 27, 1966 in Map Case 2, Drawer 6, Page 9, Mendocino County Records; thence from said point of commencement, South 71°46'00" East, (Record = South 73°04'00" East), 178.06 feet to a point in the Westerly boundary line of the former Noyo School property; thence North 18°14'00" East, (Record = North 16°56'00" East) along said former school boundary, 198.46 feet to a point in the Southerly line of South Street; thence North 71°46'00" West, (Record = North 73°04'00" West), along said Southerly line of South Street, 90.00 feet to the Point of Beginning of the land described as follows:

Continuing along the said Southerly line of South Street North 71°46'00" West, (Record = North 73°04'00" West), 148.64 feet to a point in the Easterly right of way line of the present traveled State Highway No. 1; thence along said right of way line South 01°15'40" West, (Record = South), 4.18 feet; thence leaving said right of way line South 71°46'00" East (Record = South 73°04'00" East), parallel and 4.00 feet southerly of said Southerly line of South Street, 147.42 feet; thence North 18°14'00" East, 4.00 feet to the Point of Beginning.

EXHIBIT "A"



SOUTH STREET



4' DEDICATION
PARCEL A

2' DEDICATION
PARCEL B

HWY NO. 1

DESCRIPTION
SOUTH STREET DEDICATION

PARCEL B

That certain real property situated in the City of Fort Bragg, County of Mendocino, State of California and being a portion of Section 18, Township 18 North, Range 17 West, Mount Diablo Meridian, more particularly described as follows:

Commencing at a point in the former Easterly right of way line of State Highway No. 1 (Main Street) in the City of Fort Bragg, that bears South 59 34'50" East, 504.16 feet from the Northwest corner of the above mentioned Section 18, as shown upon that certain Record of Survey map filed for record July 27, 1966 in Map Case 2, Drawer 6, Page 9, Mendocino County Records; thence from said point point of commencement, South 71 46'00" East, (Record = South 73 04'00" East), 178.06 feet to a point in the Westerly boundary line of the former Noyo School property; thence North 18 14'00" East, (Record = North 16 56'00" East) along said former school boundary, 198.46 feet to a point in the Southerly line of South Street; thence North 71 46'00" West, (Record = North 73 04'00" West), along said Southerly line of South Street, 238.64 feet to a point in the Easterly right of way line of the present traveled State Highway No. 1; thence along said right of way line South 01 15'40" West, (Record = South), 9.44 feet; thence North 71 31'45" West, 24.66 feet to the Point of Beginning of the land described as follows:

Continuing along said right of way line of State Highway No. 1 North 71 31'45" West, 3.06 feet; thence South 67 41'59" West, 28.14 feet; thence South 05 53'09" West, 2.27 feet; thence leaving said right of way line of State Highway No. 1, North 67 41'59" East, 31.51 feet to the Point of Beginning.

EXHIBIT "B"

SOUTH STREET

4' DEDICATION
PARCEL A

2' DEDICATION
PARCEL B

HWY NO. 1

