COUNCIL CHAMBERS -- CITY COUNCIL
CITY HALL -- CITY OF LODI
May 21, 1934

This regular meeting of the City Council of the City of Lodi was called to order at 8 o'clock P.M. of the date first above written. Councilmen Clark, Keagle, Spooner, Weihe and Steele present. None absent.

The minutes of the meeting of May 7th were read, approved as read and so endorsed by the Mayor.

The order of public hearings was set over to be taken up at a later hour in the meeting.

COMMUNICATIONS:

In the matter of the abandonment of the old right of way to the dump ground, Resolution No. 717 directing the making of a quit-claim deed to Benjamin Bechthold was adopted by the assenting votes of Spooner, Keagle, Clark, Weihe and Steele:

RESOLUTION NO. 717

WHEREAS, this City of Lodi, did acquire a certain right of way over lands then owned by H. Bechthold and Wilhelmina Bechthold by deed from the aforesaid dated May 22, 1915, for the purpose of obtaining access to lands of the City used as a public dumping ground, and

WHEREAS, it is no longer necessary that this City own said right of way, the City having obtained other means of access to said dumping grounds by the execution of a certain agreement between H. Bechthold and wife and L.J. Loveless and wife dated February 24, 1927 and by a deed to said City of Lodi from the said L.J. Loveless and wife made in accordance with said agreement, dated April 29, 1927,

THEREFORE BE IT RESOLVED, that G.M. Steele, the Mayor of this City and J.F. Blakely, the City Clerk thereof, be, and they are hereby authorized and directed to make, execute and deliver to Benjamin Bechthold, successor in interest to H. Bechthold and Wilhelmina Bechthold, a quit claim deed to said right of way.

A letter was received from the League of California Municipalities stating that an attempt would be made to organize a Central Valley Branch League at a meeting to be held in Modesto on the evening of May 31st. On motion of Councilman Spooner, Keagle second, the Mayor and the Clerk and such other members of the Council, as could find it convenient, were directed to attend this meeting at the expense of the City.

Another letter from the League of Municipalities in regard to their efforts to obtain Federal funds for unemployment relief was read and ordered filed.

In the matter of the privilege granted by Resolution No. 713 adopted April 16, 1934 the Clerk read the formal order of the State Railroad Commission as embodied in its decision No. 27038 granting the Southern Pacific Company the right to cross Elm Street at grade.

In the matter of the purchase of the lands generally known and called Loma Lake Park from L.T. Mason, resolutions No. 718, 719 and 720 were then introduced:

COUNCIL CHAMBERS -- CITY COUNCIL
CITY HALL -- CITY OF LODI

RESOLUTION NO. 718

WHEREAS Lewis T. Mason, also called L.T.Mason, and Clara E. Mason, his wife, have made and executed and tendered to the City of Lodi, a Municipal Corporation, a deed conveying to the said city a parcel of land situated in the County of San Joaquin, State of California, and described as follows, to-wit:

The South half (S½) of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section Thirty-five (35) in Township Four (4) North, Range Six (6) East, Mount Diablo Base and Meridian, and also all that portion of the South half (S½) of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section Thirty-four (34), in the same Township and Range, lying Easterly of a line running parallel with and Thirty-two (32) feet Easterly (measured in a horizontal line) from the center line of the levee now exigring and standing on the lands of Estella M. Smith, which levee runs in a general Northerly and Southerly direction and is approximately 150 feet Westerly from the Section line running North and South between said Sections 35 and 34, and being Twenty-three (23) acres of land, more or less.

Also that portion of Lot 54 Gerard Tract, lying North of a line running parallel with and Fifteen (15) feet Northerly (measured in a horizontal line) from the center line of the levee now existing and standing thereon; and a small triangular piece joining on the West, following the contour on the Northerly and Northeasterly side of levee roadway as now constructed to a point on the Southern boundary of Section 34, 32 feet easterly from the center line of said levee; thence Easterly to the Section corner; thence Southerly to the point of commencing. Said lot is delineated and so designated upon that certain Map entitled "Map of the Gerard Tract" filed for record August 8th, 1916 at 4:44 P.M. in the office of the County Recorder of the County of San Joaquin, State of California.

NOW THEREFORE, BE IT RESOLVED, By the City Council of said City of Lodi that said deed and transfer shall be and the same is hereby accepted and approved and that the said deed shall be recorded in the office of the County Recorder of the County of San Joaquin, State of California, and that a certified copy of this resolution be annexed to the said deed prior to its recordation.

The foregoing Resolution No. 718 was thereupon passed and adopted by the following vote:

AYES: COUNCILMEN Weihe, Keagle, Clark, Spooner and Steele.
NOES: COUNCILMEN None
ABSENT: COUNCILMEN None.

RESOLUTION NO. 719

WHEREAS Lewis T. Mason, also called L.T.Mason, and Clara E. Mason, his wife, have made and executed and tendered to the City of Lodi, a Municipal Corporation, a deed conveying to the said city a parcel of land situated in the County of San Joaquin, State of California, and described as follows, to-wit:

A parcel of land lying East of and adjoining the 1/8 Section line, between the East one-half and the West one-half of the Southwest quarter (SW¼) of Section Thirty-five (35) in Township Four (4) North, Range Six (6) East, Mount Diablo Base and Meridian, commencing for same at a point on the

said 1/8 Section line, 387 feet North of the North line of the Lodi-Woodbridge road; thence on a contour around the Easterly side of Lake-bed 10 feet Easterly from a water line elevation of 39 feet above mean sea level, according to the datum established by the United States Geological Survey, to a point intersecting with the West base of the roadway levee as now constructed thereon; thence following the fence line along the West base of said levee in a general northerly and northwesterly direction to a point that intersects with the said 1/8 Section line, between the East one-half and the West one-half of said Southwest Quarter (SW¼) of Section 35; thence Southerly along the said 1/8 Section line to the point of commencing.

That portion of the North half of the Southwest Quarter of the Southwest Quarter of Section 35 in Township 4 North, Range 6 East, Mount Diablo Base and Meridian, lying Southerly of a line running parallel with and ten (10) feet Southerly (measured in a horizontal line) from the Center line of a levee to be constructed thereon; said levee commencing at the 1/8 Section line, between the East ½ and the West ½ of the Southwest Quarter of Section 35, at a point 980 feet Northerly from the North line of the Lodi-Woodbridge Road; thence Westerly and Southwesterly following a water line contour elevation of approximate 38 feet above mean sea level, according to the datum established by the United States Geological Survey, a distance of 860 feet, more or less; thence Northwesterly to the Southerly base of a levee to be constructed on the South bank of the Mokelumne River; thence down stream, following said Southerly base of levee to the Section line, between said Section (35) and (34), Also that portion of the Lake-bed adjoining said Section line on the West, lying and being below a water line elevation of 39 feet above mean sea level, according to the datum established by the United States Geological Survey, and extending Westerly and Northerly to the outlet into the Mokelumne River, This extension of said lake-bed being a fractional part of the Southeast Quarter of Section 34, Township 4 North, Range 6 East, Mount Diablo Base and Meridian and lying between the said Section line and Mokelumne River on the East and said water line elevation of 39 feet above mean sea level on the West, which elevation contour line runs in a general Northerly and Northwesterly direction and ranges from 50 feet to 100 feet Easterly from the levee now existing and standing on the lands of Estella M. Smith and about 30 feet Easterly, more or less, from the center line of the Northerly and Northwesterly extension of said levee now existing and standing on the lands of L.T. Mason.

Also an easement for a pipe line water flowage under, through and upon the 1/8 section line, between the East 1/2 and the West 1/2 of the Southwest Quarter of said Section 35, and extending from the Mokelumne River on the North to said lake-bed on the South.

NOW THEREFORE, BE IT RESOLVED, By the City Council of said City of Lodi that said deed and transfer shall be and the same is hereby accepted and approved and that the said deed shall be recorded in the office of the County Recorder of the County of San Joaquin, State of California, and that a certified copy of this resolution be annexed to the said deed prior to its recordation.

(Continuation of minutes of meeting of May 21, 1934)

COUNCIL CHAMBERS -- CITY COUNCIL
CITY HALL -- CITY OF LODI

The foregoing Resolution No. 719 was thereupon passed and adopted by the following vote:

AYES: COUNCILMEN Weihe, Keagle, Clark, Spooner and Steele.
NOES: COUNCILMEN None
ABSENT: COUNCILMEN None.

RESOLUTION NO. 720

WHEREAS, Lewis T. Mason, also called L.T. Mason, and Clara E. Mason, his wife, have made, executed and tendered to the City of Lodi two several deeds conveying lands mentioned and referred to in Resolutions No. 718 and No. 719 this day passed and adopted by the City Council of the City of Lodi; and

WHEREAS, the said deed mentioned in said Resolution No. 719 is a deed of gift to said city; and

WHEREAS the said deed and transfer mentioned in said Resolution No. 718 has been or is about to be delivered to said city in consideration of the purchase price of Five Thousand Dollars ($5,000.00) to be paid by said city to said Lewis T. Mason;

NOW THEREFORE, BE IT RESOLVED, That the said City of Lodi hereby agrees to pay the said consideration of Five Thousand Dollars ($5,000.00) to said Lewis T. Mason, and that upon the execution, delivery and recordation of said deed a warrant shall be drawn upon the treasurey of said city and signed, indorsed and countersigned by the proper officials of said city in the said sum of Five Thousand Dollars ($5,000.00) payable to and to be delivered to the said Lewis T. Mason, or his assigns, in consideration of the said purchase prive above referred to.

BE IT FURTHER RESOLVED That the City Attorney of said city is hereby authorized and directed to consummate the said transfers and to accept the said deeds, for and on behalf of said city, and to deliver the said warrant for the payment of said moneys upon the title to said lands being vested in said City of Lodi and upon a proper policy of title insurance being issued by a reliable title insurance company showing title to the lands mentioned and referred to in said deeds to be vested in said City of Lodi free and clear of all liens, clouds and encumbrances except the following:

(1) State and County taxxs for the fiscal year 1934-35 which are now a lien but not yet payable.

(2) Woodbridge Protection District No. 1, rights of way and levees.

(3) Right of public to streams or waterways adjoining or crossing said premises.

(4) Such rights as may exist in favor of Woodbridge Irrigation District to flow water over or upon any part of said lands or to use said lands for reservoir purposes or for the purpose of regulating waters.

(5) Such litigation as may exist over water rights or over the rights to divert waters from the Mokelumne River.

BE IT FURTHER RESOLVED That the said City Attorney of the City of Lodi be authorized and directed to negotiate with the Woodbridge Irrigation District for a contract, which shall be as favorable as said City Attorney can obtain, for the purpose of obtaining the assurance that said district will permit said city to maintain upon said properties such levees, weirs, culverts, pipes and valves and other works as may be necessary for the purpose of holding waters in said lake up to the thirty-seven foot contour above sea level and for the purpose of obtaining the assurance or such assurance as may be possible from said district to the effect that said district will at proper times maintain and operate its dam at or near Woodbridge, California, in such manner as to lift the waters of said river to a sufficient height for the purpose of keeping the said lake flooded up to the thirty-seven foot contour.

(Continuation of minutes of meeting of May 21, 1934)

COUNCIL CHAMBERS -- CITY COUNCIL
CITY HALL -- CITY OF LODI

The foregoing Resolution No. 720 was thereupon passed and adopted by the following vote:

AYES: COUNCILMEN Weihe, Heagle, Clark, Spooner and Steele.
NOES: COUNCILMEN NONE
ABSENT: COUNCILMEN NONE.

Con Tonini appeared at this time in regard to a schedule for baseball games at Lawrence Park, and after some discussion submitted a schedule and the same was filed with the City Council.

Katten & Marengo of Stockton applied for permission to use Loma Lake on the following Sunday and were granted permission without charge as it was felt that the Lake would not then be in full operation.

On motion of Councilman Spooner, Weihe second, bills in the amount of $2297.49 as approved by the Finance Committee, were allowed and ordered paid.

John H. Youngman appeared at this time and made oral protest against the making of Tokay Street a boulevard. He was informed that the matter was now under consideration by the street committee of the City Council.

The Clerk read a letter and report from Messrs. Eckart, Herrmann & Huber in regard to the installation of Diesel electric stand-by service to be used in connection with the proposed Hydro-Electric power plant. This letter was ordered filed.

The Council then entered into general discussion in regard to the operation of Loma Lake Park. Mr. W. G. Murrle, Manager of the baths, was tentatively given general supervision of the park and Mr. J. W. Sollars was appointed as resident custodian at a wage of $75.00 per month.

Mr. West reported orally in the matter of the litigation surrounding the settlement of the Lawrence estate. He was informally empowered to negotiate with the heirs and obtain the best settlement possible so that any portion of the estate that might come to the City would come to them without any restrictions.

On motion of Councilman Weihe, the City Council then adjourned to 8 o'clock P.M. of Monday, May 28, 1934.

J. F. Beasley
City Clerk

COUNCIL CHAMBERS - CITY COUNCIL
CITY HALL - CITY OF LODI
May 28, 1934

No members of the Council appearing and no persons being in attendance I adjourned and set over the meeting of the City Council to be held on the above date to the date and hour of its next regular meeting.

Attest:

J. F. Beasley
City Clerk

The foregoing minutes of two meetings of the City Council of the City of Lodi were read and approved without correction at a subsequent regular meeting held June 4, 1934.

G. M. Steele
Mayor of the City of Lodi

June 4, 1934