

ORDINANCE NO. 746

AN ORDINANCE APPROVING **THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY, DESIGNATED "ERICH ADDITION," TO THE CITY OF LODI**

BE IT ORDAINED BY **THE COUNCIL OF THE CITY OF LODI:**

WHEREAS, on the 6th day of February, 1963, the Council of the City of Lodi did pass and adopt Resolution No. 2597 giving notice of the proposal to **annex** certain uninhabited territory to the City of Lodi, said territory being therein designated as "Erich Addition," said Resolution describing the boundaries of the territory proposed to be annexed; and

WHEREAS, said Resolution No. 2597 did contain a notice of the day, hour and place when **and** where the Council of the City would hear protests made **by** any person owning **real** property within the territory proposed to be annexed, the time of said hearing being not **less** than forty nor more than sixty **days** from the **date** of passage of said Resolution; and

WHEREAS, said **Resolution** was duly published in accordance with law; **and**

WHEREAS, on the 20th day of March, 1963, at the hour of 8 p.m., in the Council Chambers in the City Hall of the City of Lodi, County of **San** Joaquin, State of California, said time and place being the day, hour and **place** fixed in said Resolution No. 2597 **for** hearing **protests** to the said annexation, the said City Council did hear and pass upon all protests made to the proposed annexation and did determine that protests had not been made by the owners of one-half of the **value** of the privately owned territory proposed to be annexed as shown by the last equalized assessment roll, nor by public owners of one-half **of** the value of the publicly owned territory proposed to **be** annexed as determined by said legislative body; and

WHEREAS, said territory **is** contiguous to the City of Lodi, and is uninhabited territory in **the** County of **San** Joaquin; and

WHEREAS, the Planning Commission of the City of Lodi has recommended that said territory proposed for annexation be classified in the R-2 One Family Residential Zone except for approximately seven acres in the northeast **area** of said territory to be classified in the M Industrial Zone;

NOW, THEREFORE, the said Council of the City of Lodi does hereby approve the annexation of the territory hereinafter described to the City of Lodi, and **does** hereby further ordain that **the** said territory be and **is** hereby annexed to the City of Lodi, and that said territory be and is hereby classified in the R-2 One Family Residential Zone, except the following described portion of **said** territory which is hereby classified in the M-Industrial Zone:

Portion of the Northeast Quarter of Section three (3), Township three (3) North Range six (6) East, Mount Diablo Base and Meridian, San Joaquin County, California and being described as follows:

Commencing at a point being 743.3 feet North of the south line of said Quarter and 968. feet Westerly of the east line of said Quarter, said point being also the southwest corner of that certain 19.08 acre parcel as conveyed to General Mills, Inc., by deed recorded in Book 1711 of Official Records, at page 189, San Joaquin County Records and run North $0^{\circ}01'$ West and parallel with said east line of said Quarter, 347.45 feet to the true point of beginning; thence North $89^{\circ}34'$ West and parallel with said south line of said Quarter, 609.6 feet; thence North $0^{\circ}01'$ West and parallel with said east line, 739.3 feet to the point of beginning of that certain 28.99 acre parcel as conveyed to General Mills, Inc., by deed recorded in Book 1822 of Official Records, at page 513, San Joaquin County Records; thence North $88^{\circ}38'$ East, 55.9 feet; thence South $0^{\circ}08'$ West, 238.2 feet; thence North $89^{\circ}58'$ East, 554.3 feet, more or less, to a point being 968. feet westerly of said east line said point being also the northwest corner of the aforementioned 19.08 acre parcel; thence South $0^{\circ}01'$ East, 507.35 feet to the true point of beginning and containing 7.368 acres.

That said territory, the annexation of which to the City of Lodi is herein approved, is all that territory situate in the County of San Joaquin, State of California, more particularly described as follows:

A portion of the Northeast Quarter of Section 3, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, San Joaquin County, California and more particularly described as follows:

Beginning at a corner of the boundary line of the City of Lodi, which point is on the East line of the Northeast Quarter of Section 3, Township 3 North, Range 6 East, Mount Diablo Base and Meridian and 743.3 feet northerly from the Southeast corner of said Northeast Quarter; thence Westerly 968 feet along a line parallel to the South line of said Northeast Quarter to a corner of the City boundary line, which point is the true point of beginning; thence continuing North $88^{\circ}54'$ West a distance of 552 feet, more or less, to the East line of the property deeded to Everts F. Mills et ux, as recorded January 6, 1956 in Volume 1826, page 27, San Joaquin County Records; thence Northerly 16.7 feet, more or less, along the East boundary of said Mills property to a corner of said property; thence Westerly 1,070 feet, more or less, along the North boundary of said Mills property to the East line of Sacramento Road, which line is 40 feet East of the West line of the Northeast Quarter of Section 3; thence Northerly 1,050 feet, more or less,

along the East line of Sacramento Road to the South line of the 77.07 acre tract deeded to Raymond Leslie Gerard, as recorded April 8, 1909 in Book "A" of Deeds, Volume 158, page 365, San Joaquin County Records, which line is 1,207.5 feet South of the North line of said Northeast Quarter; thence Easterly 1,016.1 feet along a line parallel to the North line of said Northeast Quarter to a corner of the existing City Boundary; thence North 88° 38' East a distance of 55.9 feet along the City Boundary to a corner of said boundary; thence South 0° 8' West 238.2 feet along the City Limit Line to a boundary corner; thence North 89° 58' East 557.3 feet along the City Boundary Line to a boundary corner; thence Southerly 854.8 feet along a line parallel to the East line of said Northeast Quarter of Section 3, this line also a City Boundary Line, to the true point of beginning; the area thus described containing 36.6 acres, more or less.

Approved this 3rd day of April, 1963.

BOZANT KATZAKIAN, Mayor

Attest: BEATRICE GARIBALDI
City Clerk

State of California
County of San Joaquin, ss

I, BEATRICE GARIBALDI, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 746 was introduced at a regular meeting of the City Council of the City of Lodi held March 20, 1963, and was thereafter passed, adopted and ordered to print at a regular meeting held April 3, 1963, by the following vote:

AYES: Councilmen - BROWN, CULBERTSON, DOW, ULLMANN
and KATZAKIAB

NOES: Councilmen - NONE

ABSENT: Councilmen - BONE

I further certify that Ordinance No. 746 was approved and signed by the Mayor on the date of its passage and that the same has been published pursuant to law.

BEATRICE GARIBALDI:
City Clerk