

RESOLUTION NO. 4279

RESOLUTION AUTHORIZING EXECUTION OF DEED
TO CHRIS R. KESZLER, ET AL.

WHEREAS, John F. Capell, et al heretofore conveyed the hereinafter described property to the City of Lodi for use as a storm drainage pond; and

WHEREAS, said Deed, dated June 17, 1975, was recorded February 18, 1976, in Book 4085, Page 82, Instrument 7727, Official Records of San Joaquin County; and

WHEREAS, said Deed contained the following clause:
"This grant is made upon the express condition that in the case of abandonment of the above described property by Grantee for the purpose of storing storm and surface water drainage thereon, the Grantors, their heirs, successors or assigns shall have the right to re-enter and to hold, own, and possess the same and the title to said property shall revert to the Grantors, their heirs, successors or assigns as if this conveyance had never been made." ; and

WHEREAS, the City of Lodi has no further need for the use of said property for storing storm and surface water drainage;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi that the Mayor and City Clerk of the City of Lodi are hereby authorized to execute a Quitclaim Deed from the City of Lodi to the Grantors, or their successors, named in the above described Deed so that the City of Lodi will no longer have any interest in said property.

The real property affected by this Resolution is situate in the City of Lodi, County of San Joaquin, State of California, and is described as follows:

Being a portion of the Northeast Quarter of Section 10, Township 3 North, Range 6 East, Mount Diablo Base and Meridian, said parcel being more particularly described as follows:

Commencing at the Southwest corner of that certain parcel of land shown on Map of Survey recorded in Book of Surveys, Volume 24, Page 91, San Joaquin County Records; thence North 00° 02' 30" West, 32.00 feet along the westerly boundary line of said parcel of

land to the TRUE POINT OF BEGINNING; thence continuing along the westerly boundary line of said parcel of land North 00° 02' 30" West, 320.00 feet; thence South 89° 12' 30" East, 250.00 feet; thence South 00° 02' 30" East, 320.00 feet to a point, said point lying 32.00 feet northerly of the southerly boundary line of said parcel of land; thence North 89° 12' 30" West, 250.00 feet along a line parallel with, measured 32.00 feet northerly of, at right angles to, the southerly boundary line of said parcel of land to the TRUE POINT OF BEGINNING, containing 1.837 acres more or less.

Dated: November 3, 1976

I hereby certify that Resolution No. 4279 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 3, 1976 by the following vote:

Ayes: Councilmen - Ehrhardt, Katnich, Katzakian,
Pinkerton and Hughes

Noes: Councilmen - None

Absent: Councilmen - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk