MARCH 2017 LEVEE SUPERTENDENT JOE BRYSON 1608

- 1. Checked pump every other day.
- 2. Twenty-four hour levee patrol. Many trees and fences down. Many phone calls, homeowners stopping me. How is the levee?
- 3. Hans Frey, 3880 Fourteen Mile Drive, tree fell across levee road. Cut up and removed.
- 4. Mr. Dorman, 3879 Fourteen Mile Drive, called the roots of his tree was showing. Also a large crack in tree base. Looked as if the fence was holding it up. Larry Tree Service came out, tree would not hit house. Larry Tree Service came back out next day cut it down and ground stump.
- 5. Mr. Bainbridge, 3706 Fourteen Mile Drive, called three trees came down. Larry Tree Service cut up trees and ground stumps. We removed water and compacted holes with good clean dry dirt. I bid this one, Larry out of town.
- 6. Mr. Rasmussen, 3188 Seagull Lane, large tree on his side of fence came down. Called Larry Tree Service.
- 7. Five homeowners called lots of water draining into streets. I went by three to four days, water stopped draining.
- 8. Mrs. English, 3842 Fourteen Mile Drive, lots of water not draining after high tide in Mrs. McNeil's back yard. Mrs. McNeil in rest home. I frequent her yard when I check South West levee.
- 9. Received three calls Grupe Park Flooding, just rain water.
- 10. Mr. Bodine, 3738 Hatchers Circle, questioned me why are you stopping in the back of my house at two AM. I told him your tree is leaning over. Told me he would call Monday. I told him to call on first thing tomorrow, Saturday. Tree was cut that day from top to bottom.
- 11. North West levee rock slope job is almost competed.
- 12. Most of the hyancett is gone from Five Mile Slough. Pumps ran all the time and sucked it into Fourteen Mile.
- 13. Lots of debris Fourteen Mile Slough from storms and high tides.
- 14. Asta Construction started placement of rock sloop protection Fourteen Mile East of I-5.
- 15. Owners of apartments at Fourteen Mile slough East of I-5, call regarding trees being cut down and fences at toe of levee. Told them we would look into it after flood work.
- 16. First line of defense, Fighting the Floods, article in Stockton Record. Sure glad we have our truck.
- 17. We have many homeless trying to come in under I-5 and East I-5 Plymouth.
- 18. Lots of interest in drainage Fourteen Mile Slough.
- 19. Village West Marina cleaned and rocked their Fourteen Mile levee.

RECLAMATION DISTRICT 1608 FINANCIAL REPORT MARCH 1, 2017 % OF FISCAL YEAR ELAPSED THROUGH FEBRUARY 28, 2017 - 66.67%

	Budget	Expended	Expended	
Budget Item	Amount	MTD	YTD	% YTD
Operations & Maintenance Expenses				
Levee Superintendent	\$58,000.00	\$0.00	\$31,629.58	54.53%
Part Time Employees	\$26,000.00	1,046.25	11,771.26	45.27%
Payroll Taxes and Expenses	\$6,300.00	4,721.02	19,112.52	303.37%
Fences & Gates	25,000.00	549.84	4,977.32	19.91%
Locks & Signs	2,000.00	0.00	0.00	0.00%
Weed and Rodent Control & Clean up	15,000.00	0.00	9,000.00	60.00%
Levee Repair Fund	135,000.00	2.480.62	63,331.48	46.91%
Pump System Maintenance	500.00	0.00	185.02	37.00%
Cellular Telephone (includes wireless computer services)	1,700.00	158.08	696.56	40.97%
Emergency Equipment & Supplies	1,000.00	0.00	0.00	0.00%
Garbage Service	2,400.00	483.72	1,715.66	71.49%
District Vehicle (Fuel, Maintenance and Repairs)	5,600.00	121.09	829.53	14.81%
Totals	\$278,500.00	\$9,560.62	\$143,248.93	51.44%
Totals	42.0,000.00	40,000.0	41.0,2.0.0	
General Expenses				
Trustee Fees	\$6,000.00	\$300.00	\$2,800.00	46.67%
Secretary Fees	9,000.00	690.00	5,770.00	64.11%
Office Expenses (incudes storage facility)	750.00	0.00	548.65	73.15%
Legal	55,000.00	2,699.72	28,184.80	51.25%
Auditing	3,200.00	0.00	3,730.00	116.56%
County Administration Costs	7,250.00	0.00	5,247.44	72.38%
Liability Insurance	9,000.00	0.00	2,012.00	22.36%
Workers Comp Insurance	8,750.00	651.08	4,966.18	56.76%
Automobile Insurance	2,000.00	0.00	491.00	24.55%
Election Costs	0.00	0.00	0.00	0.00%
Newsletters & Public Communications	9,000.00	0.00	6,126.65	<u>68.07%</u>
Totals	\$109,950.00	\$4,340.80	\$59,876.72	54.46%
Engineering Expenses				
General Engineering	\$120,000.00	\$0.00	\$159,858.83	133.22%
Assessment Engineering	5.500.00	0.00	0.00	0.00%
Sediment Removal Project	0.00	0.00	0.00	0.00%
Totals	\$125,500.00	\$0.00	\$159,858.83	127.38%
Shared District Expenses				
RD 2119 Elmwood Tract	\$0.00	\$0.00	\$0.00	0.00%
Totals	\$0.00	\$0.00	\$0.00	0.00%
Total Expense Budget	\$513,950.00	\$13,901.42	\$362,984.48	70.63%

Sediment Removal Project Amount Expended to Date: \$237,950.45 December & January Payroll - New Calculations Started

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Budget Item	Anticipated Income	Income MTD	Income YTD	%YTD
Income				
Property Taxes	\$200,000.00	(\$1,104.84)	\$111,009.81	55.50%
Interest Income	5,000.00	3,473.00	8,877.00	177.54%
Assessments	298,000.00	0.00	242,303.87	81.31%
Levee Subventions	93,904.00	0.00	55,208.00	58.79%
Totals	\$596,904.00	\$2,368.16	\$417,398.68	69.93%
Cash On Hand Cash Balance as of July 1, 2016 Revenues (YTD), as of January 31,2017 Bank of Stockton Account Balance - February 28, 2017 Expenses (YTD), as of January 31, 2017 TOTAL CASH			\$1,820,059.03 362,190.68 25,524.53 320,698.89 \$1,887,075.35	
Cash On Hand (Exclusive of Reserves)			\$487,075.35	
Reserves Capital Improvement Reserve Board-designated reserve			\$500,000.00 \$900,000.00	

Dr. Michael Panzer, Chairman Drew Meyers, Trustee Brett Tholborn, Trustee

RECLAMATION DISTRICT NO. 1608 LINCOLN VILLAGE WEST

Daniel J. Schroeder, Attorney Jean L. Knight, Secretary Christopher H. Neudeck, Engineer Joe Bryson, Superintendent

BOARD OF TRUSTEES MEETING WEDNESDAY, MARCH 1, 2017 8:00 A.M. ENGINEER'S REPORT

I. FEMA MAPPING STATUS

A. Review proposal for correction of FEMA Zone "A" boundaries within Reclamation District No. 1608 - Lincoln Village West interior lake boundaries.

EXHIBIT A: KSN Inc. proposal dated January 9, 2017

EXHIBIT B: Interior Lake Boundary Limits and FEMA Zone "A" delineation.

EXHIBIT C: Existing engineering LOMR project summary of cost to date.

B. Review FEMA comment letter on the District's submitted LOMR application dated February 24, 2017, seek Board of Trustees approval for review fee of \$9,000 and also discuss general tone and responses to comments

EXHIBIT D: FEMA comment letter dated February 24, 2017

II. AB 360 DELTA LEVEE SUBVENTIONS PROGRAM

A. Review status of placement of rock slope protection on Fourteenmile Slough east of I-5.

III. PLAN REVIEW

A. Current permit requests from homeowners:

a) 6375 Embarcadero Drive
Ed Turpin & Deepshikha Dosanji
(408) 297-1970 c
(408) 708-1376 c
Applicant's Representative
Rupert Asuncion
President of Marina Park Association
(209) 993-2750 c
(209) 474-6383 h
Index No ______ Lot No. 2186
APN 098-280-17

Review request and seek Board of Trustees reconstruct homeowner's fence along District's Easement.

KSN Inc. recommends approval of this application.

EXHIBIT E: Ed Turpin's & Deepshikha Dosanji's Application for Approval of Plans and/or Encroachment Permit.

EXHIBIT F: Levee Easement Documentation including an aerial view.

b) 6249 Embarcadero Drive Roger Fisher (209) 478-1483 Index No. 9 Lot No. 1921 APN 098-340-08

Review request and seek Board of Trustees approval to replace current fence in backyard.

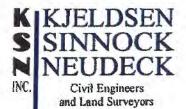
KSN Inc. recommends approval of this application.

EXHIBIT G: Roger Fisher's Application for Approval of Plans and/or Encroachment Permit.

IV. HIGH WATER EVENT/FLOODS OF 2017

A. Review conditions of the District's levee during the past several weeks during the extraordinary storms and regional high water event.

A



Stephen K. Sinnock, P.E. Christopher H. Neudeck, P.E. Neal T. Colwell, P.E. Barry O'Regan, P.E.

> 2153-0080 05-001

January 9, 2017

Board of Trustees c/o Michael Panzer RD 1608 – Lincoln Village West 6329 Embarcadero Drive Stockton, CA 95219

Re: Proposal for Correction of FEMA Zone A boundaries within Lincoln West Village.

Dear Board of Trustees,

Thank you for considering Kjeldsen, Sinnock & Neudeck, Inc. (KSN) for the preparation of the Letter of Map Revision (LOMR) amendment. FEMA Zone A delineations of the LVW Lakes (North & Lincoln) are impacting a number of properties by inaccurately placing portions of residential parcels within a Zone A floodplain. Correction of the delineation is typically completed on a parcel by parcel process; however; the District has the opportune time to include the delineation revision as part of the existing LOMR process. KSN proposes the following tasks to correct the FEMA Zone A delineation:

KSN TASK NO. 1 - SURVEYING AND MAPPING

KSN will prepare base mapping of the Lakes using publicly available orthorectified color photos and lakeside residential parcel linework. The photos and property lines will be tied to horizontal and vertical survey control. KSN will establish horizontal and vertical survey control for the project based on available published control monuments utilizing either GPS or conventional survey methods. Horizontal control will be based upon the California Coordinate System of 1983, Zone 3, U.S. Foot units (CA83IIIF). Vertical control will be referenced to the National American Vertical Datum of 1988 (NAVD88) based upon available published and/or local benchmarks.

Using the georeferenced photos and line work, the bulkhead for each lake will be digitized and spot surveyed at various locations to establish the top of wall elevation, in NAVD 88. DWR LiDAR data collected in 2007 will be used to prepare contour mapping of natural ground surface surrounding the lakes displayed at 1' contours; and mapping will be prepared at 1"=200' scale with 1' contour intervals and color orthophotos.

Deliverables consist of a two (2) additional mapping sheets included into the LOMR submittal in CAD and GIS electronic formats

KSN TASK NO. 2 - PREPARE TECHNICAL MEMORANDUM

Based upon information obtained and reviewed during Task No. 1, KSN will supplement data used in the preparation of the LOMR drainage analysis to prepare a Technical Memorandum. The Technical Memorandum will discuss each lakes operational levels in contrast to physical boundaries of the lakes. The goal that is to be achieved by the project, is the remapping of the Zone A delineation to its correct orientation as it relates to the physical boundary of the bulk head. The Technical Memorandum will be submitted to FEMA for review and acceptance for use in future FEMA National Flood Insurance Program (NFIP) mapping.

Deliverables consist of three (3) hard copies and electronic PDF copies for submittal to FEMA and District records.

Assumptions and Exclusions

Assumptions

- All deliverables will be transmitted in hard copy or PDF electronic format.
- Client will coordinate access and notification letters to residents for bulkhead surveys.

Exclusions

- Scope does not include legal or title documentation, e.g. title searches, easement descriptions, boundary analysis, leasing agreements, etc.
- Scope does not include boundary study, surveys or mapping.

KSN proposes to provide engineering services on a time and materials basis per our current 2017 fee schedule (attached) for the total fee listed below. The fee proposal is broken down into the following tasks, as described above.

Task No. 1 – Surveying and Mapping	\$18,300
Task No. 2 - Technical Memorandum	\$9,400
Subtotal	\$27,300
Reimbursable Expenses	\$300
Total Time and Materials Fee	\$28,000

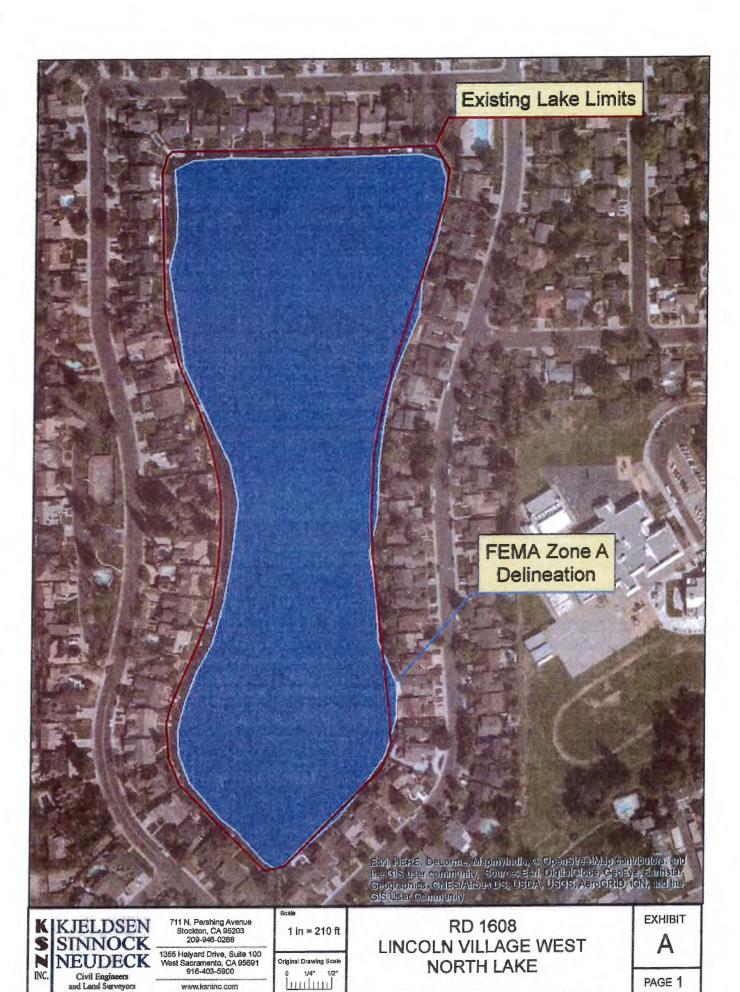
KSN appreciates the opportunity to submit this proposal and we look forward to working with you and your staff on this project. If you should have any questions regarding this proposal, or if you should require additional information, please call us at (209) 946-0268.

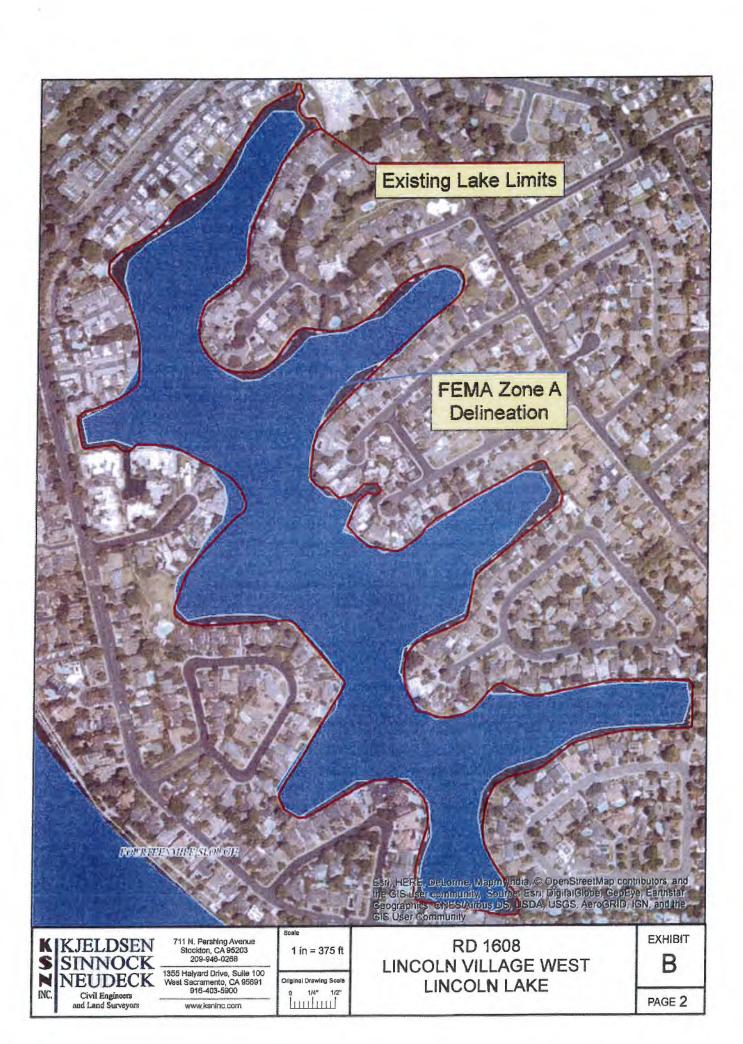
Sincerely,

KJELDSEN, SINNOCK & NEUDECK, INC.

Christopher H. Neudeck, P.E.

B





C

Invoice number	* Draft *
Date	01/25/2017
and the state of t	AND STATE OF

RD No. 1608 - Lincoln Village West Project 2153-0080 LVW FEMA LOMR

01-001 Surveying and Mapping	
Contract Amount 134,300.00	100.00%
Less Prior Billed Amount 120,868.03	90.00 %
Less Current Billing 235.00	0.17 %
Balance Remaining 13,196.97	9.83 %
02-001 Geotechnical Services	
Contract Amount 22,600.00	100.00%
Less Prior Billed Amount 22,401.67	99.12 %
Less Current Billing 0.00	0.00%
Balance Remaining 198.33	0.88 %
03-001 Interior Drainage Analysis	
Contract Amount 40,300.00	100.00%
Less Prior Billed Amount 32,358.75	80.29 %
Less Current Billing 77.50	0.19 %
Balance Remaining 7,863.75	19.51 %
04-001 LOMR Package Preparation	
Contract Amount 33,700.00	100.00%
Less Prior Billed Amount 42,071.50	124.84 %
Less Current Billing 0.00	0.00 %
Balance Remaining -8,371.50	-24.84 %
80-001 Reimbursable Expenses	
Contract Amount 3,500.00	100.00%
Less Prior Billed Amount 2,027.71	57.93 %
Less Current Billing 0.28	0.01 %
Balance Remaining 1,472.01	42.06 %
Contract Grand Totals	
Contract Amount 234,400.00	100.00 %
Less Prior Billed Amount 219,727.66	93.74 %
Less Current Billing 312.78	0.13 %
Balance Remaining 14,359.56	6.13 %

D



NATIONAL FLOOD INSURANCE PROGRAM

FEMA PRODUCTION AND TECHNICAL SERVICES CONTRACTOR

February 24, 2017

Mr. Christopher H. Neudeck, P.E. Principal Kjeldsen, Sinnock, & Neudeck, Inc. 711 North Pershing Avenue Stockton, CA 95203

IN REPLY REFER TO: Case No.: 17-09-0527P

Communities: City of Stockton, San Joaquin County,

CA

Community Nos.: 060302

316-AD

Dear Mr. Neudeck:

This responds to your request dated December 13, 2016, that the Department of Homeland Security's Federal Emergency Management Agency (FEMA) issue a revision to the Flood Insurance Rate Map (FIRM) for San Joaquin County, California and Incorporated Areas. Pertinent information about the request is listed below.

Identifier:

Reclamation District 1608 – Lincoln Village

West

Flooding Sources:

San Joaquin Delta

FIRM Panel(s) Affected:

06077C0315F and 06077C0455F

The data required to complete our review, which must be submitted within 90 days of the date of this letter, are listed on the enclosed summary.

If we do not receive the required data within 90 days, we will suspend our processing of your request. Any data submitted after 90 days will be treated as an original submittal and will be subject to all submittal/payment procedures, including the flat review and processing fee for requests of this type established by the current fee schedule.

FEMA receives a very large volume of requests and cannot maintain inactive requests for an indefinite period of time. Therefore, we are unable to grant extensions for the submission of required data/fee for revision requests. If a requester is informed by letter that additional data are required to complete our review of a request, the data/fee **must** be submitted within 90 days of the date of the letter.

LOMC Clearinghouse, 847 South Pickett Street, Alexandria, VA 22304-4605 PH: 1-877-FEMA MAP

If you have general questions about your request, FEMA policy, or the National Flood Insurance Program, please call the FEMA Map Information Exchange (FMIX), toll free, at 1-877-FEMA MAP (1-877-336-2627). If you have specific questions concerning your request, please contact your case reviewer, Ms. Rosie Myers, by e-mail at Rosemary.Myers@atkinsglobal.com or by telephone at (240) 264-8058, or the Revisions Coordinator for your request, Scott Yi, CFM at Scott.Yi@atkinsglobal.com or at (240) 264-8082.

Sincerely,

Daven Patel, P.E., CFM MT-2 Technical Manager

Dave Patel

STARR II

cc: Mr. Michael Panzer
Project Manager
RD 1608 Lincoln Village West
6329 Embarcadero Drive
Stockton, CA 95219
209-948-8200

Mr. David Kwong
Director of Community Development
City of Stockton
345 North El Dorado Street
Stockton, California 95202
209-937-8444
FAX 209-937-8893
DAVIDKWONG@STOCKTONGOV.COM



NATIONAL FLOOD INSURANCE PROGRAM

FEMA PRODUCTION AND TECHNICAL SERVICES CONTRACTOR

February 24, 2017 Summary of Additional Data Required to Support a Letter of Map Revision (LOMR)

Case No.: 17-09-0527P

Requester: Mr. Christopher H. Neudeck, P.E.

Communities: City of Stockton. CA

Community Nos.: 060302

The issues listed below must be addressed before we can continue the review of your request.

- 1. The submittal does not include review and processing fee. Effective February 20, 2015, the Federal Emergency Management Agency (FEMA) revised the fee schedule for reviewing and processing requests for conditional and final modifications to published flood information and maps. A copy of the notice summarizing the current fee schedule, which was published in the *Federal Register*, is available for your information on the FEMA Web site at: https://www.fema.gov/flood-map-related-fees. In accordance with the current fee schedule, the fee for your request is \$9,000 and must be submitted before we can continue processing your request. The fee must be made in the form of a check or money order, payable in U.S. funds to the National Flood Insurance Program, or a credit card payment (Visa or MasterCard only). For identification purposes, the case number referenced above must be included on the check or money order. We will not continue processing of your request until we receive this payment.
- 2. The following comments relate to the submitted MT-2 forms.
 - a. MT-2 Form 2, Section A. HYDROLOGY should be completed for the interior drainage analysis.
 - b. MT-2 Form 2, Section C. MAPPING should be provided documenting the source and specifics of the topographic mapping as-well-as the description and the date of the survey establishing the levee crest elevations.
 - c. MT-2, Form 3, Section E. LEVEE/FLOODWALL, CERTIFICATION OF THE LEVEE DOCUMENTATION, p. 10/10, is missing the signature of the certifying engineer
- 3. The submitted interior drainage study used a hydrologic model (Hydraflow Hydrographs Extension for AUTOCAD Civil 3D, 2016) not included in FEMA's list of hydrologic models meeting the minimum requirements of the NFIP. In the interior drainage study text, a "24-hour SCS Type-1 storm distribution" is specified. In the hydrologic model, a Type II storm distribution is indicated as the distribution in the output. The NOAA Atlas 14, 1-percent-annual-chance precipitation depth at Stockton, CA is given as 3.55 inches with the upper 90% confidence interval at 4.32 inches. The hydrologic model submitted applied a total 24-hour precipitation depth of 3.36 inches. The maximum WSEL elevation of the two lakes included in the hydrologic model should be converted to the NAVD88 datum.

LOMC Clearinghouse, 847 South Pickett Street, Alexandria, VA 22304-4605 PH: 1-877-FEMA MAP

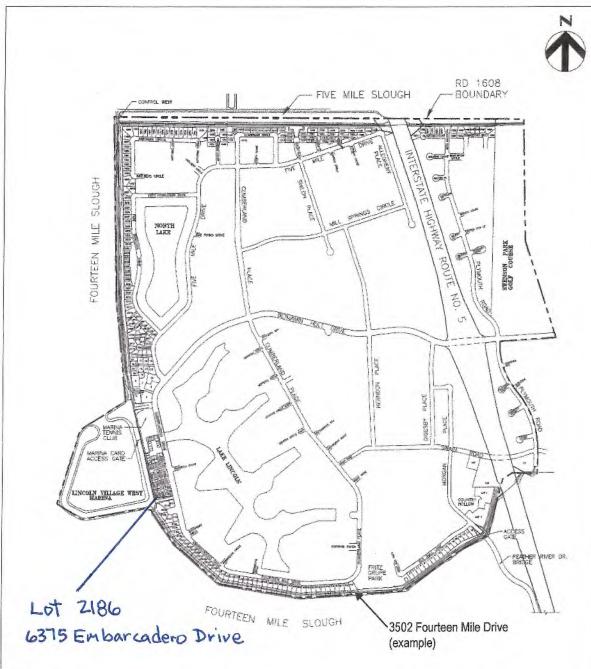
4. The north end levee of RD 1608 is adjacent to Five Mile Slough for its entire length between Sta. 5+00 and 60+00. The dam, isolating Five Mile Slough from the delta tidal flood, and pump station are an essential element in the accreditation of the north end levee. Maintenance of a 5.5 ft., NAVD88 WSEL in Five Mile Slough is dependent on the accreditation of the levee system(s) on the north bank of Five Mile Slough. However, FIRM panel 0315 does not show the levee segment directly across Five Mile Slough from the RD 1608 levee (Sta. 60+00) to be accredited and therefore Five Mile Slough should be considered to be subject to tidal flooding at 9.4 ft., NAVD88.

Please send the required data and/or fee directly to us at the address shown at the bottom of the first page attention to Ms. Rosie Myers, STARR II. For identification purposes, please include the case number referenced above on all correspondence.

E

		Index No		Lot No.	2186
APPLICAT	ION FOR APPR	OVAL OF PLANS AN	D/OR ENCR	DACHMENT	F PERMIT
. Applie	cation to the Reclam	nation District 1608 for appl ower fence de	roval to R	eplaces by wea	ment of ther and
time.			,	,	
2. Please	check exhibits acco	mpanying application.			
	responsibility, to RD1608 Boundary	ity map showing location permit visitation and inspec Map contained within the R appropriate location informa	tion of work. Pr D1608 Levee End	ovide a marked croachment Star	-up copy of the dards (Appendix
	materials of constr toe and side slope	view and cross section of the nection and/or vegetative planes; relationship of the property lines; and any other	ntings; irrigation sed work to the	system; location levee, adjacent	of levee crown,
	crown, levee toes,	the levee, berm, and stream floodplain, low water levee, neers, or other datum general	etc., with reference	e to the U.S. Ge	
		g or proposed levees, fills, or the U.S. Geological Survey, I ale.			
200				C 48	0-297-1970
Please	Print or Type:			7 80	0-297-1970
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gnature	~~·	DI DOSTU	D	ate	
0375 El	Mbarcaden Stockt	o Drive 95219			
Endorsemen	310CK1	0N, CA 45-11			
e, the Trustee	s of Reclamation Dis	strict 1608 at its meeting held	d on the	day of	
APPRO	OVE and give cons	ent to the execution of the	encroachment p	ermit subject t	o the following
	Conditions listed or	the back of this form	L Add	ditional attached	conditions.
	No conditions				
v: 3-1-13 03950\069\DistSta 51856-1	ds04.doc				Appendix A-1

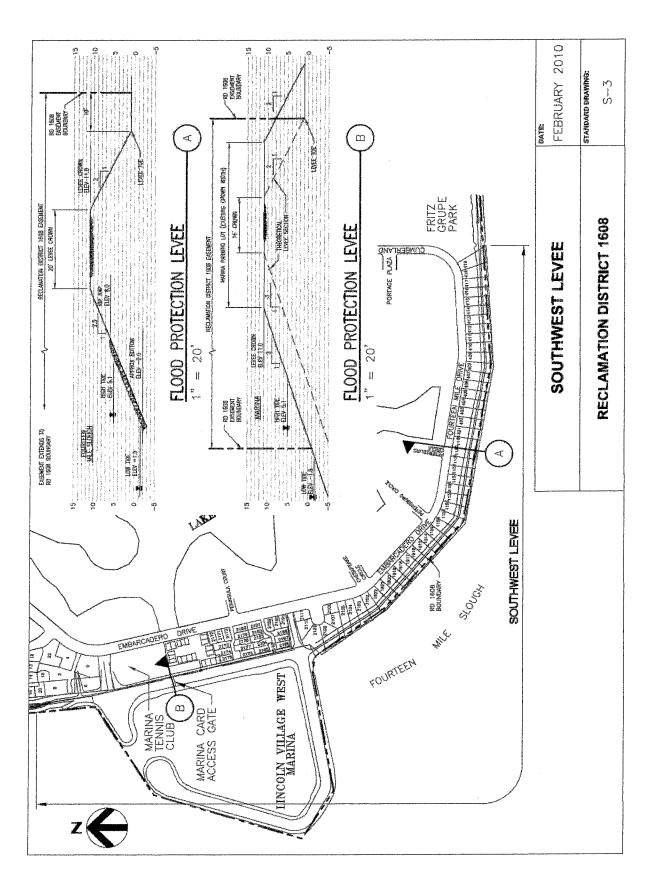
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MATERIA CONTRACTOR	PARAMETER AND A STATE OF THE ST	The second secon		Manager to the second s		and the second second
	to the second se					
Date						
zate					oard of Trustees, amation District 160	08
i. he land	Name and address of owner upon which the contents of t		els sharing a l	length of point of	f common boundary	with
	Name	Add	<u>lress</u>		Zip Code	
age	, West Marina	6649 Emb	arca de	ro Drive :	Stockton, CA	952
	e Bauman, Gene	6649 Emb	2	09- 951- 15	551	
		ral Manager	2	09- 951-15	551	
condition					551	
	ons:	on District 1608 Levee	Encroachmen	t Standards.		
	ons: Comply with Reclamati	on District 1608 Levee I	Encroachmen ment within t	t Standards. en (10) feet of lev	vee toe.	
onditio	ons: Comply with Reclamati Submit new application	on District 1608 Levee I for any future encroach	Encroachmen ment within t	t Standards. en (10) feet of lev	vee toe.	
onditio	ons: Comply with Reclamati Submit new application SEE ATTACHED ADD	on District 1608 Levee I for any future encroach	Encroachmen ment within t	t Standards. en (10) feet of lev	vee toe.	
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onditio	Comply with Reclamati Submit new application SEE ATTACHED ADD	on District 1608 Levee I for any future encroach	Encroachmen ment within t	t Standards. en (10) feet of lev	vee toe.	



Notes:

- 1. Provide address of lot for which Levee Encroachment Permit is being requested on this map.
- 2. Draw an arrow from the address provided to the location of the lot as shown on this map (see example above).
- 3. Attach annotated map to Levee Encroachment Permit Application.

	DATE:
LOCATION OF REQUESTED LEVEE ENCROACHMENT PERMIT	MARCH 2013
	APPENDIX:
RECLAMATION DISTRICT 1608	E-1







Lot 2186, 6375 Embarcadero Drive Proposed Existing Fence Replacement Proposal February, 2016

Project Description: Existing fence replacement, 180 feet length of fence at 6375 Embarcadero Drive, Stockton, California. Homeowners: Ed Turpin & Deepshikha Dosanj

Section 1: 60 Feet for Existing Fence Replacement (Backyard)

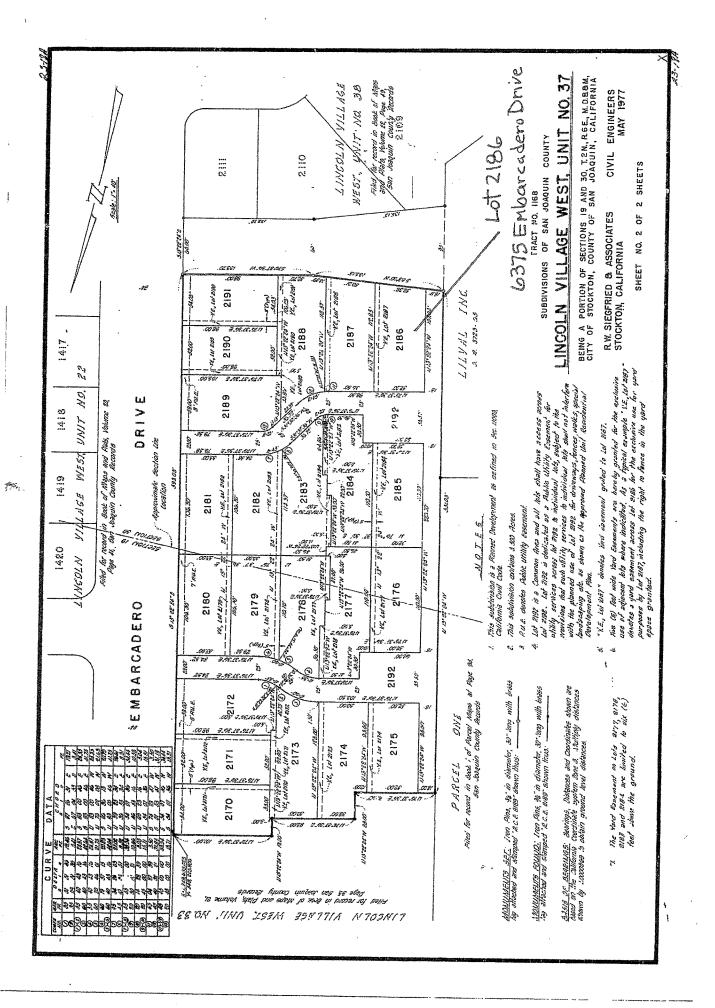
Section 2: 30 for Existing Fence Replacement (Sideyard)

Section 3: 90 Feet for Existing Fence Replacement

4

Materials:

- Cedar fence pickets 1 x 6 x 6
- Pressure treated 4 x 4 post set in concrete
- Pressure treated 2 x 4 Rails
- Redwood 2 x 6 tap board



F



35075146

SAN JOAQUIN COUNTY RECORDER'S OFFICE JAMES M. JOHNSTONE

1985 NOV -6 PH 3: 27

RECORDED AT REQUEST OF

FEE 12-/

Recording Requested By And When Recorded Return To:

NEUMILLER & BEARDSLEE, A PROFESSIONAL CORPORATION Post Office Drawer 20 Stockton, California 95201 Attention: 109

EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT ("Agreement") is entered into this /st day of November, 1985, by and between Lilval, Inc., a California Corporation ("Owner"), and Reclamation District No. 1608, a political subdivision of the State of California ("Grantee"), in the City of Stockton, County of San Joaquin, State of California, as follows:

WHEREAS, Owner owns in fee real property, including that certain real property more specifically described in Exhibit "A", which is attached to and incorporated by reference into this Agreement ("Property"); and,

WHEREAS, Owner and Grantee have agreed that Owner shall grant to Grantee a nonexclusive easement in gross for ingress and egress and to allow Grantee to discharge its duties as a reclamation district to maintain, protect, and repair reclamation works;

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. Grant of Easement: For valuable consideration, Owner grants to Grantee a nonexclusive easement in gross for ingress and egress and to allow Grantee to carry out activities necessary or desireable in the sole opinion of Grantee to discharge its duties as a reclamation district to maintain, protect, and repair reclamation works, including but not limited to rights to: (i) inspect, maintain, renovate, construct, and reconstruct levees and other reclamation works; (ii) to carry out drainage, flood control, and reclamation projects; and (iii) any other activities incidental to any of these enumerated rights or to any of the purposes for which the Grantee exists under the laws of the State of California, provided, however, that Grantee recognizes that Owner and Owner's agents, lessees, and designees maintain roadway, parking, utility services, and access points in, to, and across the Property, and Grantee's rights under the easement granted herein shall be

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utilized so as to minimize interference with such use of the Property by Owner and Owner's agents, lessees, and designees. Grantee shall not be required to make any further compensation to Owner for the exercise of its rights under or in accordance with this Easement or the laws of the State of California.

- 2. Location of Easement: The easement created by this Agreement is located on all of that certain real property which is more specifically described in Exhibit "A".
- 3. Miscellaneous Provisions: This Agreement shall be governed by the substantive and procedural laws of the State of California. Should any litigation commence between the parties of this Agreement concerning the rights or duties of any party pursuant to, related to, or arising from this Agreement; the prevailing party in such litigation shall be entitled, in addition to such relief as may be granted, to a reasonable sum as in force attorney's fees and costs of such litigation as shall be determined by the court in such litigation or in a separate action brought for that purpose. This Agreement contains all of the agreements and warranties of the parties with respect to any matter covered or mentioned in this Agreement. No prior agreements, arrangements, or understandings pertaining to such matter shall be effective for any purpose. No provision of this Agreement may be amended or added to, except by an agreement in writing signed by each party or each party's successor in interest.

Executed on the day and year set forth above.

By GREENLAW GRUPE, OR, President

By JACK C. DOZIER, Secretary

"Grantee"

Reclamation District No. 1608, a political subdivision of the State of California

ELDER GUNTER, President Board of Trustees

Olan JEAN TRAVALE, Secretary, Board of Trustees

STATE OF CALIFORNIA

COUNTY OF SAN JOAQUIN

On this And day of And for said State, personally by appeared GREENLAW GRUPE, JR. and JACK C. DOZIER, personally known to me to be the President and Secretary, respectively, of Lilval, Inc., the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

OFFICIAL SEAL DEBORAH ANN ABERNATUY NO TARY PUBLIC - CALIFORNIA SAN JOAQUIN COUNTY My Comm. Expires Jon 2, 1988

Notary Public in and for said State.

ACKNOWLEDGMENT OF POLITICAL SUBDIVISION

STATE OF CALIFORNIA

SS.

COUNTY OF

1985, before me, the appeared ELDER GUNTER, personally known to me to be the President of Board of Trustees, Reclamation Dstrict No. 1608, and known to me to be the person who executed the within instrument on behalf of said political subdivision, and acknowledged to me that such executed the same. Elder Stentin

WITNESS my hand and official seal.

WITNESS my hand and official seal.

lotary Public in and for said State. OFFICIAL SEAL JEAN TRAVALE NOTARY PUBLIC GALLICIMIA SAN JOAQUIN COUNTY

ACKNOWLEDGMENT OF POLITICAL SUBDIVISION

STATE OF CALIFORNIA) ss.

On this day of how held the State of California, personally appeared JEAN TRAVALE, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed this instrument as Secretary of Board of Trustees of Reclamation District No. 1608, and known to me to be the person who executed the within instrument on behalf of said political subdivision, and acknowledged to me that JEAN TRAVALE executed the same.

WITNESS my hand and official seal.

DEFIGIAL SEAL
DIANA J. KAIGHN
NOTARY PULIC — CAIPONIA
LAI: JOAQUE! COUNTY
II. C - T. Copte May 21, 1939

Motary Public in and for said State

WITNESS my hand and official seal.



Motary Publican and for the State of California

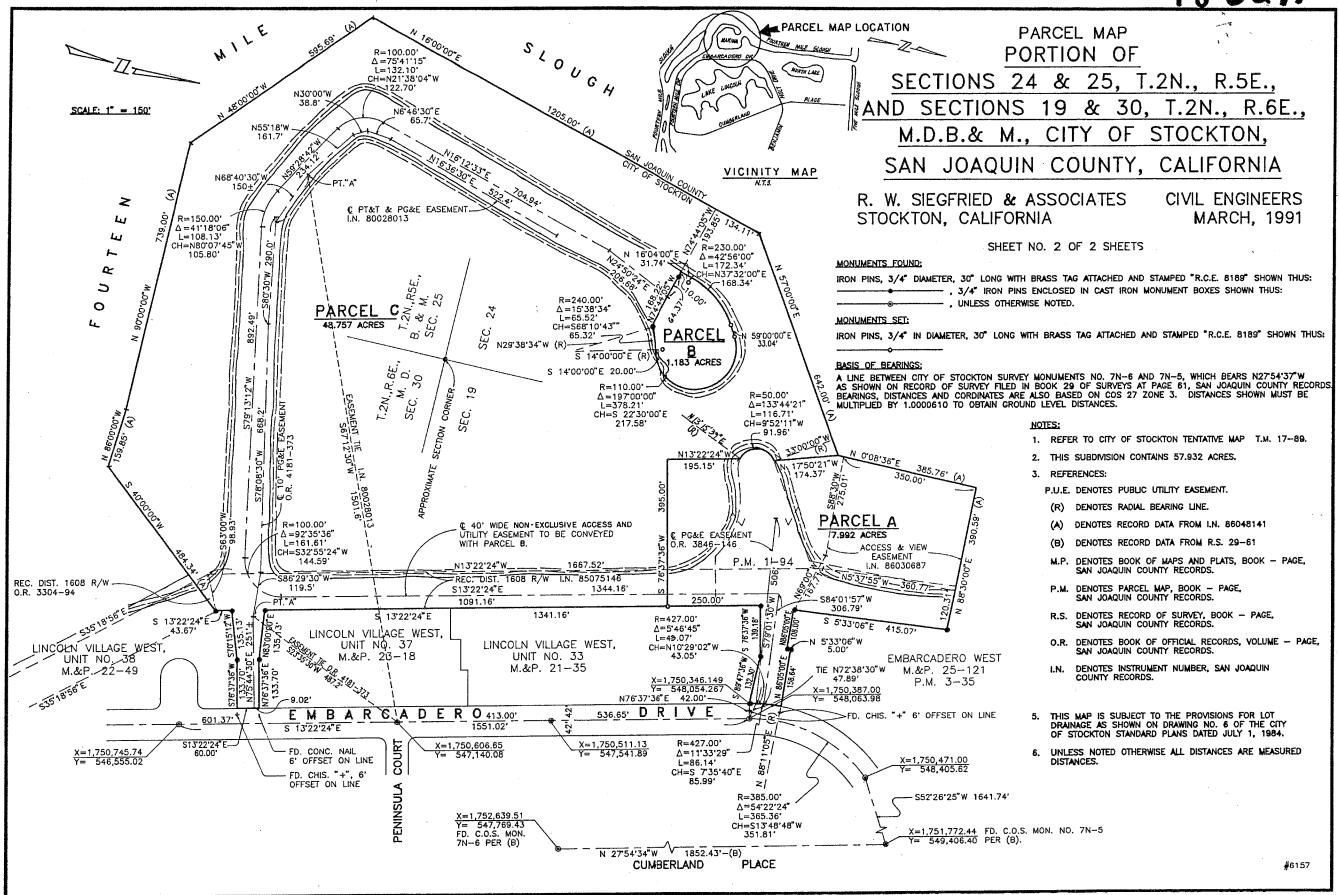
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EXHIBIT "A"

Being a portion of Sections 19 and 30, Township 2 North, Range 6 East, Mount Diablo Base and Meridian, City of Stockton, San Joaquin County, California, described as follows:

Beginning at the Northwest corner of Tract No. 1138, Subdivisions of San Joaquin County, Lincoln Village West, Unit No. 33, filed for record in Book of Maps and Plats, Volume 21, Page 35, San Joaquin County Records; thence South 13°22'24" East 1474.83 feet along the West boundary of said Tract No. 1138 and the Southerly projection of said West line to "Point B" as called for and described in Easement "A" of that certain Easement Deed to Reclamation District 1608, dated May 14, 1969, recorded in Book of Official Records, Volume 3304, Page 94, San Joaquin County Records; thence South 65°00' West 98.93 feet along the boundary of said Easement "A"; thence North 13°22'24" West 1667.52 feet; thence North 05°37'55" West 360.77 feet to the Southwest corner of that certain Grant of Easement to Reclamation District 1608, recorded in Book of Official Records, Volume 3820, Page 13, San Joaquin County Records, and is in fact being singularly shown on Page 16 of said Volume; thence North 88°30' East 120.31 feet along the boundary of said easement to the Southeast corner thereof; thence South 05°33'06" East 510.23 feet to the point of beginning.

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		Index No Lot No
AI	PPLICAT	ION FOR APPROVAL OF PLANS AND/OR ENCROACHMENT PERMIT
1. 5 <u>'</u> 1 <u>V</u> 4	Applion of the posts	en fence section (25ft) with wrought nee stom gate to lever vip-vap 5' x 25, a 8 on center, cemented to 18" deep into
2.	Please	check exhibits accompanying application.
a.		Location or vicinity map showing location of proposed work within the RD1608 area of responsibility, to permit visitation and inspection of work. Provide a marked-up copy of the RD1608 Boundary Map contained within the RD1608 Levee Encroachment Standards (Appendix E-1) to convey the appropriate location information (follow directions cited in Appendix E-1).
b.		A complete plan view and cross section of the proposed work, to scale, showing: dimensions; materials of construction and/or vegetative plantings; irrigation system; location of levee crown, toe and side slopes; relationship of the proposed work to the levee, adjacent home, RD1608 easement lines, and property lines; and any other notable feature within the lot.
c.		A cross section of the levee, berm, and stream area with dimensions and elevations of the levee crown, levee toes, floodplain, low water levee, etc., with reference to the U.S. Geological Survey, U.S. Corps of Engineers, or other datum generally used within the locale.
d.		Profiles of existing or proposed levees, fills, or other obstructions in the stream or overflow area with reference to the U.S. Geological Survey, U.S. Corps of Engineers, or other datum generally used within the locale.
3.	Please	Print or Type:
R	ne of Applic	Jant Address-Zip Code Telephone Number Tishah, 6249 Embaradero Dr., Office Stock Mome 209-478-148 Date Date
4. E	Indorsemen	t
20_	, hereby	over and give consent to the execution of the encroachment permit subject to the following
		Conditions listed on the back of this form Additional attached conditions. No conditions
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ate <u> </u>	Board of Trustees, Reclamation District 1608
Name and address of	
e land upon which the content	owners of adjacent land parcels sharing a length of point of common boundary with its of this application apply.
Name	Address
mado Busso	6293 Embancadero Dr., Stockton, 952
	- Company of the Comp
nditions:	
Comply with Recl	amation District 1608 Levee Encroachment Standards.
Comply with Recl	amation District 1608 Levee Encroachment Standards.
Submit new applic	cation for any future encroachment within ten (10) feet of levee toe.
Comply with Recl Submit new applic	
Comply with Recl Submit new applic SEE ATTACHED	ADDITIONAL CONDITIONS. IF BOX CHECKED ON FRONT PAGE
Comply with Recl Submit new applic SEE ATTACHED	PADDITIONAL CONDITIONS. IF BOX CHECKED ON FRONT PAGE
Comply with Recl Submit new applic SEE ATTACHED	PADDITIONAL CONDITIONS. IF BOX CHECKED ON FRONT PAGE
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