

## ORDINANCE NO. 40

AN ORDINANCE EXCLUDING CERTAIN LAND FROM CONTRA COSTA COUNTY WATER DISTRICT

WHEREAS, the Board of Directors of Contra Costa County Water District has initiated and taken, all in accordance with the requirements of the County Water District Law, being Division 12 of the Water Code of the State of California, proceedings for the exclusion from the said District of that certain land hereinafter described; and

WHEREAS, pursuant to the provisions of that certain contract between the said District and the United State of America, dated September 18, 1951, entitled "Contract Between the United States and the Contra Costa County Water District Providing for Water Service and for the Construction of a Distribution System," designated by the symbol 175r-3401, the United States of America, acting by and through the Contracting Officer, has assented to said exclusion;

NOW THEREFORE, the Board of Directors of Contra Costa County Water District does ordain as follows:

SECTION 1: This Board of Directors does hereby find, determine and declare that the exclusion from Contra Costa County Water District of the lands hereinafter described will be for the best interests of the District and that said land is not and will not be substantially or directly benefited by its continued inclusion within the District.

SECTION 2: There is hereby excluded from Contra Costa County Water District all that certain land situated in the County of Contra Costa, State of California, described as follows:

PARCEL ONE

Portion of Section 14 Township One South, Range One West, Mount Diablo Base and Meridian, more particularly described as follows:

Beginning at the center of Section 14, T1S, R1W, M.D.B. & M., being a point on the southerly line of the Mount Diablo State Park; thence Westerly along the East-west mid-section line of said Section 14, to the eastern line of the 18.981 acre parcel of land described as Parcel One in the deed to Diablo Lakes Ranch, Inc., recorded February 20, 1963 in Volume 4307 of Official Records, page 231; thence Southerly along said eastern line to the center of a County Road known as Mt. Diablo Scenic Boulevard; thence Easterly along the center of said Mt. Diablo Scenic Boulevard to its intersection with the southerly boundary of said Mount Diablo State Park; thence Westerly, Northerly and Westerly along the southern boundary of said Mount Diablo State Park to the point of beginning.

PARCEL TWO

Portion of Sections 22 and 23, Township One South, Range One West, Mount Diablo Base and Meridian, more particularly described as follows:

Beginning at the most northern corner of the 5.84 acre parcel of land described in the deed to Diablo Investment Co., recorded October 24, 1963 in Volume 4478 of Official Records, page 481, being a point on the center line of Blackhawk Road; thence Westerly along the center of Blackhawk Road to its intersection with the center line of Calle Crespi as shown on the map of "Mount Diablo Estate Park Subdivision, First Unit" filed May 6, 1916 in Map Book 15, page 301; thence Northerly along said extension to the northerly line of said Blackhawk Road; thence Easterly and Southeasterly along the northern line of Blackhawk Road to its intersection with the northern extension of the eastern line of the 6.51 acre parcel of land described in the deed to J. J. Progress, as described in Volume 1346 of Official Records, page 440; thence Southwesterly along said northern extension and along the eastern line of said 6.51 acre Progress parcel to the most southerly corner thereof; thence Westerly along the southern line of said 6.51 acre Progress parcel to the most eastern corner of the 20.666 acre parcel of land described in the deed to Frank H. Mills, et ux, recorded April 12, 1949, in Volume 1373 of Official Records, page 33; thence Westerly along the northern line of said 20.666 acre Mills parcel to most western corner thereof, being a point on the south line of the 85.446 acre parcel of land described in the deed to Community Land Development Company, recorded December 15, 1948, in Volume 1329 of Official Records, page 293; thence Northwesterly along the south line of said 85.45 acre tract to the most southerly corner of the 15.55 acre tract deeded to Hobert Homes, Inc. as described in Volume 1407 of Official Records, at page 340; thence Northwesterly along the southerly line of said 15.55 acre tract to the southern boundary of the East Bay Municipal Utility District, Diablo Unincorporated Territory Annexation, December 19, 1960; thence Easterly and Northerly along the southern and eastern boundary of said Diablo U. T. to the most northern corner of said 5.84 acre Diablo Investment Co. parcel (4478 OR 481), the point of beginning.

PARCEL THREE

Portion of the Rancho San Miguel, more particularly described as follows:

Beginning at the intersection of the northern line of the Contra Costa Canal, Ygnacio Lateral with the eastern line Las Lomas Way, being a point on the western line of the 50 acre parcel of land described in the deed from Ernest Scholz, et ux, to Edward Ostrand, recorded April 21, 1914 in

Volume 223 of Deed, page 198; thence Southerly along the western boundary of said 50 acre Ostrand parcel to the northwestern corner of the 2.074 acre parcel of land excepted in the deed from Tomas S. Vanasek, et ux, to Perma-Bilt Enterprises, Inc., recorded September 5, 1963 in Volume 4499 of Official Records, page 583; thence South  $75^{\circ} 51'$  East, 209.12 feet; thence South  $0^{\circ} 15'$  West, 181.60 feet to a point on the southern line of said 2.074 acre Vanasek parcel (223 D 198), said point being an angle corner in the boundary of the City of Walnut Creek, Ygnacio No. 17, Ordinance No. 695; thence North  $70^{\circ} 15' 45''$  West, 215.34 feet along the southern line of said 2.074 acre Vanasek parcel to the southwestern corner thereof; thence North  $0^{\circ} 15'$  East, 90.45 feet along the western line of said 2.074 acre parcel; thence South  $82^{\circ} 08'$  West, 115.02 feet; thence North  $60^{\circ} 40' 48''$  West along the southwestern lines of the 0.55 acre parcel now or formerly owned by Fred P. Staedel and the 0.53 acre parcel now or formerly owned by Sam Small, a distance of 187.96 feet to the southwestern corner of last said 0.53 acre parcel; thence North  $00^{\circ} 35'$  West along the western line of last said parcel, a distance of 210.65 feet to the southern line of the 1.95 acre parcel of land now or formerly owned by R. G. Windeler; thence North  $80^{\circ} 36'$  West along the last said line a distance of 149.28 feet to the westerly line of said Windeler parcel; thence North  $0^{\circ} 15'$  West along the western line of said Windeler parcel and the northern extension thereof to the northern line of said Contra Costa Canal, Ygnacio Lateral; thence Easterly along the northern line of said Canal to the point of beginning.

SECTION 3: That the Secretary of the Board of Directors of said District be, and she hereby is, authorized and directed to submit to and file with the Secretary of State of the State of California, and to submit to and file with the Clerk of the Board of Supervisors of the County of Contra Costa, and to submit to and file with the Recorder of the County of Contra Costa, and to submit to and file with the County Assessor of the County of Contra Costa, and to submit to and file with the State Board of Equalization of the State of California, a copy of this ordinance and maps showing the location of said land excluded as aforesaid, as they are required by law to make the aforesaid exclusion of land effective.

SECTION 4: This ordinance shall take effect and be in force thirty (30) days after its final passage and adoption.

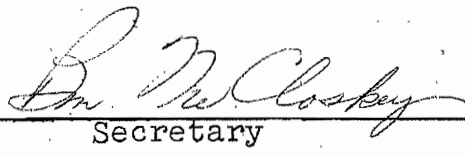
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First read at a regular meeting of the Board of Directors of Contra Costa County Water District held June 17, 1964, and finally passed and adopted as read at a regular meeting held July 1, 1964.

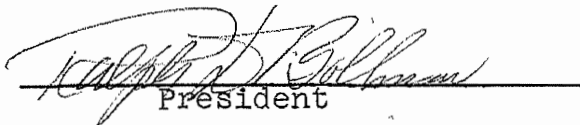
Ayes: Directors Bollman, Thompson, Siino and Graham

Noes: None

Absent: None

  
Secretary

Approved:

  
President