

MAIL TO LAW OFFICES  
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**FILED**

AUG 9 - '85

LEE A. BRANCH, County Clerk  
By MJC Deputy

EXEMPT  
C2

ATTORNEY FOR Plaintiff  
Orange County Water District

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF ORANGE

ORANGE COUNTY WATER DISTRICT,  
  
Plaintiff,  
  
vs.  
  
RUTH A. SUSSDORF, SULLY-MILLER  
CONTRACTING COMPANY, a California  
corporation, COUNTY OF ORANGE, a  
political subdivision of the State  
OF California, DOES 1 through 50,  
inclusive, and ALL PERSONS UNKNOWN  
CLAIMING AN INTEREST IN THE PROPERTY,  
  
Defendants.

CASE NO. 41-01-36

FINAL ORDER OF CONDEMNATION  
(Consolidated Actions)

RECORDED IN OFFICIAL RECORD:  
OF ORANGE COUNTY, CALIFORNIA

-325 PM AUG 12 '85

Lee A Branch COUNTY  
RECORDER

COUNTY OF ORANGE, a political  
subdivision of the State of  
California,  
  
Plaintiff,  
  
vs.  
  
RUTH A. SUSSDORF; JOHN DOE SUSSDORF;  
SULLY-MILLER CONTRACTING CO.;  
CONROCK COMPANY; CONSOLIDATED ROCK  
PRODUCTS; BLUE DIAMOND MATERIALS;  
ALL PERSONS UNKNOWN CLAIMING ANY  
INTEREST OR TITLE IN OR TO THE  
PROPERTY SOUGHT TO BE CONDEMNED  
HEREIN; and DOES 1 to 30, inclusive,  
  
Defendants.

CASE NO. 40-88-31

1 It appearing to the Court that plaintiffs have paid to the  
2 defendants entitled thereto the total amount of just compensation pro-  
3 vided for by Judgment in Condemnation;

4 It further appearing to the Court that pursuant to an order for  
5 prejudgment possession, plaintiff Orange County Water District was  
6 authorized to take possession of the real property described in its  
7 complaint in action No. 41-01-36 as Parcel I on November 1, 1983.

8 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that  
9 the real property located in the County of Orange, State of California,  
10 described in action No. 41-01-36 and in Exhibit "A" attached hereto,  
11 and by reference incorporated herein, shall be condemned in fee simple  
12 absolute to plaintiff Orange County Water District for public use, to  
13 wit: for the construction, completion, operation, and maintenance of  
14 water spreading grounds and improvements and to replenish and augment  
15 the underground water basin within plaintiff's district, and for such  
16 related public uses as may be authorized by law. The foregoing taking  
17 by plaintiff Orange County Water District in action No. 41-01-36 shall  
18 be subject to the hereinafter described easement condemned by plaintiff  
19 County of Orange in action No. 40-88-31, and subject to the easement  
20 for slope and drainage purposes vested in the County of Orange by deed  
21 recorded January 18, 1979, in Book 13005, Page 1012, Official Records  
22 of Orange County, California.

23 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a perpetual  
24 easement for slope and drainage purposes in the real property located  
25 in the County of Orange, State of California, described in action No.  
26 40-88-31 as Parcel 25-179 and in Exhibit "B" attached hereto, and by  
27 reference incorporated herein, shall be condemned to plaintiff County  
28 of Orange against Defendant Ruth A. Sussdorff, Defendant Sully-Miller

1 Contracting Company (by reason of a Disclaimer having been filed by  
2 said Defendant in Orange County Superior Court Case No. 40-88-31) and  
3 against Defendants Conrock Company, Consolidated Rock Products and  
4 Calmat Company (by reason of a Disclaimer having been filed by Calmat  
5 Company, a corporation, for itself, and as successor in interest to  
6 Conrock Company and Consolidated Rock Products in Orange County  
7 Superior Court Case No. 40-88-31) for public use, to wit: for the  
8 maintenance of Villa Park Road at Santiago Creek, and for such related  
9 public uses as may be authorized by law.

10 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy  
11 of this order be recorded in the offices of the County Recorder of the  
12 County of Orange, State of California, and thereupon fee title to the  
13 real property described in Exhibit "A" shall vest in plaintiff Orange  
14 County Water District subject to the easement for slope and drainage  
15 purposes vested in the County of Orange by Deed recorded January 18,  
16 1979, in Book 13005, Page 1012, Official Records of Orange County,  
17 California; and a perpetual easement for slope and drainage purposes  
18 on the real property described in Exhibit "B" shall vest in plaintiff  
19 County of Orange, and all liens, leaseholds, and other encumbrances  
20 of whatsoever kind and nature on said real property are hereby can-  
21 celled, extinguished and terminated, and the taxes and tax liens,  
22 the lien of the County of Orange for general and special taxes,  
23 penalties and costs thereon shall be terminated, cancelled and extin-  
24 guished as to that portion arising on and after November 1, 1983  
25 (the effective date of possession in case No. 41-01-36 as specified

26 //

27 //

28 //

herein) pursuant to Revenue and Taxation Code Section 5083.

DATED: AUG 0 8 1985

*James H. Ruckey*  
Judge of the Superior Court

APPROVED AS TO FORM AND CONTENT:

ADRIAN KUYPER, COUNTY COUNSEL  
and LAURENCE M. WATSON, ASSISTANT

By *Laurence M. Watson*  
Laurence M. Watson, Assistant

Attorneys for Plaintiff  
COUNTY OF ORANGE

ROBERT F. WALDRON, INC.

By *Robert F. Waldron*  
Robert F. Waldron

Attorney for Plaintiff ORANGE  
COUNTY WATER DISTRICT

PARCEL I

Lot 7 of the Lotsepeich & Co's Tract, in the County of Orange, State of California, according to a survey made by E. R. Nicoles, March 20, 1874 and filed for record in the office of the County Recorder of Los Angeles County, California, June 12, 1876.

EXCEPTING therefrom that portion described as follows:

Beginning at the Northwest corner of said Lot 7; thence Easterly along the Northerly line of said Lot 7 a distance of 224.40 feet; thence Southerly parallel with the Westerly line of said Lot 7 a distance of 970.596 feet; thence Westerly 224.40 feet; thence Northerly 970.596 feet to the point of beginning.

ALSO EXCEPTING therefrom that portion lying Northerly of the Southerly line of the land described in that certain Final Order of Condemnation, in and for the County of Orange, Case No. 159229, a certified copy of which was recorded July 31, 1969, in Book 9036, page 923 of Official Records of Orange County, California.

EXHIBIT "A"

PARCEL Z5-179

That portion of Lot 7 of Lotspeich and Company's Tract, in the county of Orange, state of California, according to a survey made by E. R. Nicalos on March 20, 1874 and filed for record on June 12, 1876 in the office of the County Recorder of Los Angeles County, California, described as follows:

Beginning at a point on the southeasterly line of Parcel Z5-178, as said Parcel is described in a deed to the County of Orange, recorded January 18, 1979, in book 13005, page 1012 of Official Records in the office of the County Recorder of said Orange County, said point being distant S.62°22'58"W., 97.47 feet from the northeasterly terminus of that certain course cited in said deed as S.62°22'58"W., 195.58 feet; thence S.5°08'46"W., 242.67 feet; thence N.85°08'46"W., 250.00 feet; thence N.5°08'46"E., 225.67 feet to a point on the southwesterly line of said Parcel, said point being distant S.61°43'03"E., 73.77 feet from the westerly terminus of that certain course cited as N.61°43'03"W., 163.48 feet in said deed to the County of Orange; thence S.61°43'03"E., 89.71 feet along said southwesterly line; thence S.85°08'46"E., 85.00 feet along the southerly line of said Parcel; thence N.62°22'58"E., 98.11 feet along said southeasterly line to the point of beginning.

EXHIBIT B

85-299089

THIS INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL  
ON FILE IN THIS OFFICE  
AUG 12 1985

ATTEST:

LEE A. BRANCH

County Clerk and Clerk of the  
Superior Court of the State of California  
in and for the County of Orange

*Rosalie M. [Signature]* DEPUTY

