

When Recorded Mail To:

Riverside City Attorney's Office
3900 Main Street
Riverside, CA 92522
Ref: CA#L08-0206.1

DOC # 2010-0091588

03/01/2010 08:00A Fee:NC
Page 1 of 22

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



This instrument is for the benefit
of the City of Riverside and is
exempt from recording fees
(Government Code § 27383¹)

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
			22						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
NCHG						T	CTY	UNI	508

Space above this line reserved for Recorder's use.

**PARTIAL JUDGMENT AND FINAL ORDER OF CONDEMNATION
AS TO DEFENDANT D.G.D. CALIFORNIA PROPERTIES
CASE NO. RIC513720**

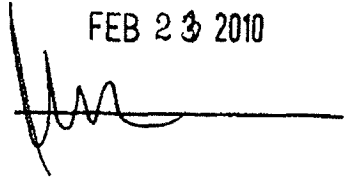
D-16436



¹ Government Code § 27383 "No fee shall be charged by the recorder for services rendered to the State, to any municipality, county in the State or other political subdivision thereof, except for making a copy of a paper or record."

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

FEB 23 2010



CDH
FEB 25 2010
FR

1 GREGORY P. PRIAMOS, City Attorney, SBN 136766
2 HERIBERTO F. DIAZ, Deputy City Attorney, SBN 132821
3 CITY OF RIVERSIDE
4 City Hall, 3900 Main Street
5 Riverside, California 92522
6 Telephone (951) 826-5567
7 Facsimile (951) 826-5540
8 ediaz@riversideca.gov

Attorneys for Plaintiff, City of Riverside

(Fee Exempt Gov't Code § 6103)

SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

10 CITY OF RIVERSIDE, a California charter city and)
11 municipal corporation,)

12 Plaintiff,

13 vs.

14 MARK JOHNSON AND DOREEN JOHNSON,
15 TRUSTEES OF THE MARK AND DOREEN
16 JOHNSON REVOCABLE TRUST; et al,

Defendants.

) Case No RIC513720
) Assigned for all purposes to the
) Honorable Judge Mark E. Johnson
) Dept. 5

) **PARTIAL JUDGMENT AND FINAL
ORDER OF CONDEMNATION AS TO
DEFENDANT D.G.D. CALIFORNIA
PROPERTIES**

) [Stipulation re Settlement and for Entry of
Partial Judgment and Final Order of
Condemnation filed concurrently
herewith]

Complaint Filed: 11/26/2008
Status Conference: 10/08/2009

21 Pursuant to a written Stipulation by and between plaintiff City of Riverside (hereinafter
22 "City"), by and through Heriberto F. Diaz, Deputy City Attorney, and defendants D.G.D.
23 California Properties (hereinafter "DGD") by and through its attorneys, Rutan & Tucker, LLP,
24 by Michael Rubin, Esq., that a Partial Judgment and Final Order of Condemnation as to the
25 portion of Assessor's Parcel Number 225-134-002 referred to herein as the "Subject Property"
26 may be made and entered herein in accordance with the terms and conditions hereof without
27 further notice to said defendants,
28

2010-0091588
03/01/2010 08:08
2 of 22



2010-0091588
03/01/2010 02:00A
3 of 22



1 IT IS HEREBY FOUND AND DETERMINED:
2 1. The interest of defendant DGD in and to the real property designated in the
3 complaint as Assessor's Parcel Number 225-134-002 is fee simple absolute. The interests being
4 acquired (the "Subject Property") by the City through this eminent domain action are fee simple
5 absolute and temporary construction easement, as more particularly described in Exhibit "A" to
6 this Partial Judgment and Final Order of Condemnation.
7 2. By execution of the Stipulation re Settlement and for Entry of Partial Judgment
8 and Final Order of Condemnation herein ("Stipulation"), defendant DGD waives the right to
9 jury trial, Statement of Decision, Notice of Entry of Judgment in Condemnation, Notice of Entry
10 of Final Order of Condemnation as to the Subject Property, and the right and time for appeal.
11 3. By execution of the Stipulation, Defendant DGD expressly waives the right to
12 challenge the City's right to acquire the property by eminent domain, the right to further and
13 greater compensation, and the right to an award of interest, attorneys fees and costs, to the extent
14 that they may be allowable by law.
15 4. Pursuant to the Stipulation, the total amount of just compensation to be paid by
16 plaintiff to defendant DGD is the sum of Two Hundred Sixty Thousand Dollars (\$260,000.00)
17 plus a sum not to exceed Twenty-six Thousand Dollars (\$26,000) as described in the next
18 Paragraph. . This just compensation is inclusive of fair market value and interest thereon,
19 attorney's fees and all costs of suit, including those costs defined in California Code of Civil
20 Procedure section 1268.710 and litigation expenses including, but not limited to those defined in
21 California Code of Civil Procedure section 1235.140.
22 5. Pursuant to the Stipulation, City shall pay the reasonable costs of survey work
23 performed at DGD's behest and as described in Exhibit B to this Partial Judgment and Final
24 Order of Condemnation in an amount not to exceed Twenty-six Thousand Dollars (\$26,000)
25 after such time as those charges are incurred by DGD and verified by the Riverside City
26 Attorney's Office. Payment shall be made within thirty (30) days from the date of submitting
27 surveyor's invoices. The City shall create a segregated fund of Twenty-six Thousand Dollars
28 (\$26,000) upon the recording of the Partial Judgment and Final Order of Condemnation which

1 shall serve as the source of funds to pay this obligation. Any amounts remaining after meeting
2 the City's obligations under this Paragraph shall revert from the fund back to the City to use as it
3 deems appropriate.

4 6. On November 10, 2008, City deposited the sum of Two Hundred Fourteen
5 Thousand Three Hundred Dollars (\$214,300.00) with the Treasurer of the State of California,
6 Condemnation Fund, as a deposit of probable just compensation as to the Subject Property.

7 7. On or about March 2009, the City and DGD entered into a stipulation to amend
8 the complaint to correct an error in the legal description for the Subject Property. The
9 Amendment to Complaint was filed on March 27, 2009.

10 8. An Order of Prejudgment Possession became effective as to the interests of
11 defendant DGD in and to Assessor's Parcel Number 225-134-002 on May 15, 2009.

12 9. The use for which the interests in and to the Subject Property are being acquired
13 is a use authorized by law and the acquisition of said interests is necessary to said use.

14 10. The total of all applicable unpaid taxes, penalties, and costs for prior, current, and
15 next succeeding tax years, prorated, to the date of possession for the Subject Property have
16 already been paid by defendant DGD.

17 WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

18 1. The total amount of just compensation to be paid by plaintiff to DGD for the
19 Subject Property is the sum of Two Hundred Sixty Thousand Dollars (\$260,000.00) and the
20 further consideration described herein for survey work to be performed at DGD's behest.

21 2. Payment hereunder shall be deemed to expressly include all costs of suit pursuant
22 to California Code of Civil Procedure section 1268.710 and all litigation expenses including, but
23 not limited to, those defined in California Code of Civil Procedure section 1235.140. Payment
24 hereunder shall further be deemed to be the total just compensation and damages, if any, to
25 which defendant DGD shall be entitled by reason of the condemnation of the Subject Property.

26 3. The award to be paid herein shall be paid as follows by City to DGD:

27 a) The sum of Two Hundred Sixty Thousand Dollars (\$260,000.00) shall be
28 paid by City to DGD outside these court proceedings no later than 30 days after entry of partial

2818-0091588
03/01/2019 02:06A
4 of 22



1 judgment as to DGD. Payment shall be made by draft payable to "DGD California Properties,
2 LLC" and forwarded to:

3 DGD California Properties, LLC
4 c/o Gary Horn
5 6529 Riverside Ave, Suite 100
6 Riverside CA 92506

7 b) The reasonable costs of survey work performed at DGD's behest and as
8 described in Exhibit B to this Partial Judgment and Final Order of Condemnation in an amount
9 not to exceed Twenty-six Thousand Dollars (\$26,000) after such time as those charges are
10 incurred by DGD and verified by the Riverside City Attorney's Office.. Payment shall be made
11 within thirty (30) days from the date of submitting surveyor's invoices.

12 4. The funds remaining on deposit with the Treasurer of the State of California,
13 Condemnation Fund for the Subject Property, in the amount of Two Hundred Fourteen
14 Thousand Three Hundred Dollars (\$214,300.00) plus any accrued interest shall be disbursed to
15 City. The draft shall be made payable to "The City of Riverside" and forwarded to:

16 HERIBERTO F. DIAZ, Deputy City Attorney
17 CITY OF RIVERSIDE
18 City Hall, 3900 Main Street
19 Riverside, California 92522

21 5. Payment to defendant DGD of the sums herein above specified shall constitute
22 payment in full for the real property taken and for all damages of any kind and nature
23 whatsoever suffered by said defendants by reason of such taking.

24 6. An Order for Prejudgment Possession as to the Subject Property became effective
25 on May 15, 2009.

26 7. All property taxes, assessments, penalties, and costs which are or were a lien on
27 the Subject Property and which are allocable to the property taken and to the portion of any
28

CITY ATTORNEY'S OFFICE
3900 MAIN STREET
RIVERSIDE, CA 92522
(951) 826-5567



1 fiscal year following the date of apportionment, May 15, 2009, if any, are hereby cancelled and
2 extinguished pursuant to Sections 5081, et seq., of the Revenue and Taxation Code and
3 defendant DGD shall be entitled pursuant to Revenue and Taxation Code Section 5096.7 to a
4 refund from the County Tax Collector of any amounts that it has already paid for such items
5 allocable to the period after May 15, 2009.

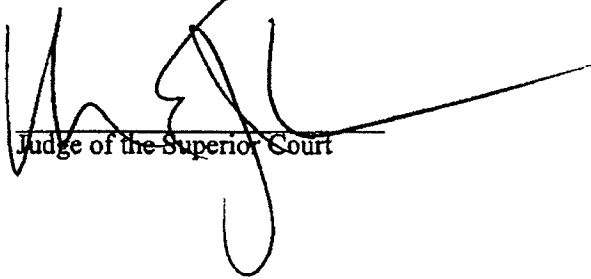
6 WHEREFORE THE COURT NOW MAKES THE FOLLOWING ORDER OF
7 CONDEMNATION:

8 The interests of defendant D.G.D. California Properties in the real property described in
9 Exhibit "A" as fee simple absolute and temporary construction easement in and to a portion of
10 Assessor's Parcel Number 225-134-002 are hereby condemned for the public use and purposes
11 described in the Complaint as construction of an underpass at the Union Pacific railroad tracks
12 and Magnolia Avenue, between Elizabeth Street and Sunnyside Drive. Plaintiff City of
13 Riverside to take title to the interests of said defendant in said real property, together with all
14 improvements thereon in which said defendants have an interest, free and clear of any and all
15 liens, encumbrances, easements, and leaseholds, of whatever kind or nature.

16 The Clerk of the department in which this order is filed is ordered to certify a true and
17 correct copy of this order ~~and provide it to the City and the City may record that certified copy~~
18 ~~of this order in the Official Records of the County of Riverside.~~

19
20
21 DATED:

2-11-2010


Judge of the Superior Court

22
23
24 O:\Cyc\com\WP\Docs\ID006\PO09\00023776.DOC
L08-0206 I
25
26
27
28



A



2010-0091508
03 01 '2010 08 00A
7 of 22

EXHIBIT "A"



2010-0091588
02/01/2010 08 08A
8 of 22

16436

EXHIBIT "A"

A.P.N. 225-134-002
Fee Simple Interest

That portion of Parcel 1 of Parcel Map 13044, as shown by map on file in Book 109, Pages 66 through 68 of Parcel Maps, records of Riverside County, California, described as follows:

BEGINNING at the most easterly corner of Lot "C" of said Parcel Map 13044; said corner also being in the southerly boundary of said Parcel 1;

THENCE South $89^{\circ}59'30''$ East, a distance of 80.49 feet to the beginning of a tangent curve concaving southwesterly and having a radius of 110.00 feet;

THENCE easterly to the right along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 86.39 feet;

THENCE South $44^{\circ}59'30''$ East, a distance of 149.82 feet to the beginning of a tangent curve concaving northeasterly and having a radius of 95.00 feet;

THENCE southeasterly to the left along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 74.61 feet;

THENCE South $89^{\circ}59'30''$ East, a distance of 23.91 feet to the southeasterly line of said Parcel 1, the preceding five courses being along said southerly boundary,

THENCE North $35^{\circ}27'31''$ East, along said southeasterly line, a distance of 5.52 feet to a line parallel with and distant 4.50 feet northerly, as measured at right angles, from said southerly boundary of Parcel 1;

THENCE North $89^{\circ}59'30''$ West, along said parallel line, a distance of 27.11 feet to the beginning of a tangent curve concaving northeasterly and having a radius of 90.50 feet,

THENCE westerly to the right along said curve and continuing along said parallel line, through a central angle of $45^{\circ}00'00''$ an arc length of 71.08 feet;

THENCE North $44^{\circ}59'30''$ West, continuing along said parallel line, a distance of 153.86 feet to the beginning of a tangent curve concaving southwesterly and having a radius of 115.00 feet;

THENCE northwesterly to the left along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 90.32 feet to a line that is parallel with and distant 7.50 feet northerly, as measured at right angles, from said southerly boundary of Parcel 1;


THENCE North $89^{\circ}59'30''$ West, along said parallel line, a distance of 81.75 feet to the southwesterly line of Parcel 1,



THENCE South 30°47'55" East, along said southwesterly line, a distance of 8.73 feet to the POINT OF BEGINNING.

Area - 2269 square feet.

This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.


Mark S. Brown, L.S. 5655 Date 4/16/08 Prep. MB
License Expires 9/30/09



225134002 FEE.DOC

2010-0031588
03/01/2010 08:00A
10 of 22



EXHIBIT "A"

A.P.N. 225-134-002
Temporary Construction Easement

Those portions of Parcel 1 of Parcel Map 13044, as shown by map on file in Book 109, Pages 66 through 68 of Parcel Maps, records of Riverside County, California, described as follows:

PARCEL A

COMMENCING at the most easterly corner of Lot "C" of said Parcel Map 13044; said corner also being in the southwesterly line of said Parcel 1;

THENCE North $30^{\circ}47'55''$ West, along said southwesterly line, a distance of 8.73 feet to a line that is parallel with and distant 7.50 feet northerly, as measured at right angles, from the southerly boundary of said Parcel 1, and the POINT OF BEGINNING of the parcel of land being described;

THENCE South $89^{\circ}59'30''$ East, along said parallel line, a distance of 81.75 feet to the beginning of a tangent curve concaving southwesterly and having a radius of 115.00 feet;

THENCE easterly to the right along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 90.32 feet to a line that is parallel with and distant 4.50 feet northeasterly, as measured at right angles, from said southerly boundary of Parcel 1;

THENCE South $44^{\circ}59'30''$ East, a distance of 153.86 feet to the beginning of tangent curve concaving northeasterly and having a radius of 90.50 feet;

THENCE southeasterly to the left along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 71.08 feet;

THENCE South $89^{\circ}59'30''$ East, a distance of 27.11 feet to the southeasterly line of said Parcel 1; the preceding three courses being along said last mentioned parallel line;

THENCE North $35^{\circ}27'31''$ East, along said southeasterly line, a distance of 6.14 feet to a line that is parallel with and distant 9.50 feet northerly, as measured at right angles, from said southerly boundary of Parcel 1;

THENCE North $89^{\circ}59'30''$ West, a distance of 30.67 feet to the beginning of a tangent curve concaving northeasterly and having a radius of 85.50 feet;

THENCE westerly to the right along said curve through a central angle of $45^{\circ}00'00''$ an arc length of 67.15 feet;

THENCE North $44^{\circ}59'30''$ West, a distance of 73.93 feet; the preceding three courses being along said last mentioned parallel line;



THENCE North 45°00'30" East, a distance of 8.50 feet;

THENCE North 44°59'30" West, a distance of 50.00 feet;

THENCE South 45°00'30" West, a distance of 8.50 feet to said last mentioned parallel line;

THENCE North 44°59'30" West, along said last mentioned parallel line, a distance of 29.92 feet to the beginning of a tangent curve concaving southwesterly and having a radius of 120.00 feet;

THENCE northwesterly to the left along said curve through a central angle of 30°26'17" an arc length of 63.75 feet;

THENCE North 0°00'30" East, a distance of 38.35 feet;

THENCE North 89°59'30" West, a distance of 54.00 feet;

THENCE South 0°00'30" West, a distance of 35.50 feet to a line that is parallel with and distant 12.50 feet northerly, as measured at right angles, from said southerly boundary of Parcel 1;

THENCE North 89°59'30" West, along said last mentioned parallel line, a distance of 60.90 feet to said southwesterly line of Parcel 1;

THENCE South 30°47'55" East, along said southwesterly line, a distance of 5.82 feet to the POINT OF BEGINNING.

PARCEL B

BEGINNING at the most northerly corner of Lot "C" of said Parcel Map 13044; said corner also being in the southwesterly line of said Parcel 1;

THENCE North 28°23'40" East, along the northwesterly line of said Parcel 1, a distance of 159.37 feet;

THENCE South 89°59'48" East, a distance of 17.61 feet;

THENCE South 0°00'12" West, a distance of 54.00 feet;

THENCE North 89°59'48" West, a distance of 41.11 feet to a line that is parallel with and distant 5.00 feet southeasterly, as measured at right angles, from said northwesterly line of Parcel 1;


THENCE South 28°23'40" West, along said parallel line, a distance of 103.67 feet to said southwesterly line of Parcel 1;



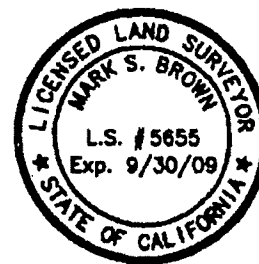
THENCE North 30°47'55" West, along said southwesterly line, a distance of 5.82 feet to the POINT OF BEGINNING.

Combined Areas - 6706 square feet.

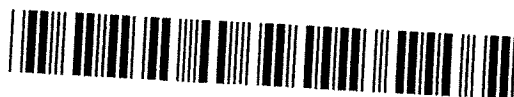
This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.


Mark S. Brown, L.S. 5655
License Expires 9/30/09

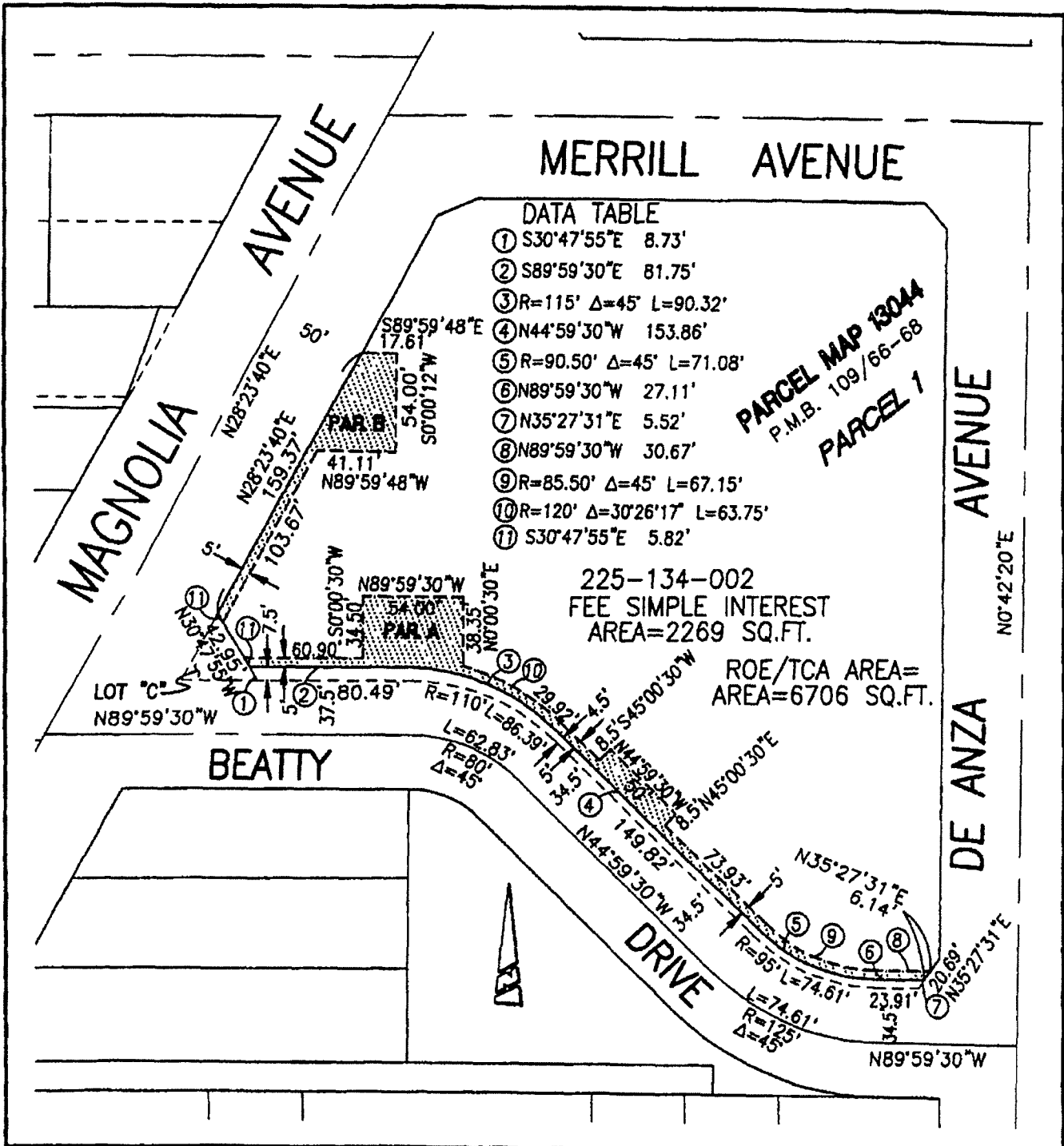
6/16/08 Date kg Prep.



225134002 TCE.DOC



2010-0091588
03/01/2010 08:00A
14 of 22



• CITY OF RIVERSIDE, CALIFORNIA •

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

SCALE: N.T.S.

DRAWN BY: Kgs DATE: 6/16/08

SUBJECT: MAGNOLIA AVENUE UNDERPASS



2010-0091588
03/01/2010 08:00A
15 of 22

#19

16436

B



2010-0091588
03/01/2010 08:00A
16 of 22

16436

EXHIBIT "B"



2010-0091508
03/01/2010 08:00A
17 of 22

EXHIBIT "B"

1. Perform a filed survey of subject property following the completion of the Magnolia Avenue Underpass Project. Survey shall also include a new aerial topographic map at 1"= 40', 1 foot contour interval, 100 foot perimeter mapping, ACAD digital file format.
2. Prepare ALTA mapping in conformance with ALTA/ACSM 2005 Minimum Detail Requirements, and including items 1 through 6, 7a, 8 thru 10, 11a, and 14 thru 17 from Optional Table A. The standard surveyor's certificate format as contained within said requirements will be used.
3. Prepare and file a Record of Survey to allow the placement of monuments around the project boundary. It is understood that in the course of progress of the proposed Magnolia Avenue Underpass Project that additional right-of-way may be obtained from said property or excess land vacated to the benefit of said property. The filing of the Record of Survey will allow for the monumentation of the new boundary as required by Chapter 15, Article 5, Section 8762(b)(1) of the Business and Professional Code for the State of California (Land Surveyor's Act). Includes review and filing fees required by the County of Riverside.



2010-0091588
03/01/2010 08:00A
18 of 22

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I am a resident of the county aforesaid; I am over the age of 18 years and not a party to the within above-entitled action; my business address is 3900 Main Street, Riverside, California 92522.


On January 11, 2010, I served the within PARTIAL JUDGEMENT AND FINAL ORDER OF CONDEMNATION AS TO DEFENDANT D.G.D CALIFORNIA PROPERTIES on the interested parties in said action addressed as follows:

SEE MAILING LIST ON FOLLOWING PAGE.

- (XX) **VIA MAIL** - In accordance with the regular mail collection and processing practices of this business office, with which I am familiar, by means of which mail is deposited with the United States Postal Service at Riverside, California, that same day in the ordinary course of business, I deposited such sealed envelope for collection and mailing on this same date following ordinary business practices.
- () **PERSONAL** - I caused such envelope to be delivered by hand to the above-listed addressee pursuant to C.C.P. § 1011.
- () **VIA OVERNIGHT DELIVERY** - I caused such envelope to be delivered by hand to the office of the addressee via overnight delivery pursuant to C.C.P. § 1013(c). Said document was deposited at the box regularly maintained by said express service carrier on the date set forth above.
- () **VIA FACSIMILE** - I caused such document to be delivered to the office of the addressee via facsimile machine pursuant to C.C.P. § 1013(e). Said document was transmitted from the office of City Attorney in Riverside, California, on the date set forth above.

I declare under penalty of perjury, under the laws of the State of California that the foregoing is true and correct.

Executed on January 11, 2010, at Riverside, California.


Lorinda Lind



2010-0091588
03/01/2010 02:00A
19 of 22

16436

City of Riverside v. Mark Johnson, et al.
Riverside County Superior Court Case Number RIC513720
Mailing List

John C. Murphy, Esq.
Douglas J. Evertz, Esq.
Lisa J. Holmes, Esq.
LUCE, FORWARD, HAMILTON & SCRIPPS LLP
2050 Main Street, Suite 600
Irvine CA 92614
Tel: 949-732-3700
Fax: 949-732-3739

Attorneys for defendant:
Phyllis E. Hall, Trustee of the Phyllis E. Hall
Revocable Living Trust

Gilbert M. Gutierrez, Esq.
Priscilla C. Mendoza, Esq.
John H. Morkos, Esq.
GUTIERREZ & ASSOCIATES
4110 Brockton Avenue
Riverside CA 92501
Tel: 951-788-2254
Fax: 951-788-1692

Attorneys for defendant:
Victorian Salon and Day Spa

Charles D. Cummings, Esq.
Gary A. Kovacic, Esq.
SULLIVAN, WORKMAN & DEE, LLP
800 South Figueroa Street, 12th Floor
Los Angeles CA 90017-2521
Tel: 213-624-5544
Fax: 213-627-7128

Attorneys for defendant:
Ralphs Grocery Company

Michael Rubin, Esq.
RUTAN & TUCKER, LLP
611 Anton Boulevard, 14th Floor
Costa Mesa CA 92626-1931
Tel: 714-641-3423
Switchboard: 714-641-5100
Fax: 714-546-9035
mrubin@rutan.com

Attorneys for defendants:
D.G.D. California Properties;

David B. Cosgrove, Esq.
RUTAN & TUCKER, LLP
611 Anton Boulevard, 14th Floor
Costa Mesa CA 92626-1931
Tel: 714-641-5100
Fax: 714-546-9035

Attorneys for defendants:
Jeff Eshelman, Denise Eshelman, and
Angle and Babbage, Inc., dba Center Lumber &
Hardware



2010-0091500
03/01. 2010 00 00A
20 of 22

16436

David F. Hubbard, Esq.
HUBBARD LAW FIRM
3877 12th Street
Riverside CA 92501
Tel: 951-686-2660
Fax: 951-686-5970

Attorneys for defendants:
CD World-Red Planet Records;
Eleanor H. Crabtree, Co-trustee of the Roland H.
and Eleanor H. Crabtree Trust Established on
January 31, 1986;
Bank of America, N.A., as Successor in Interest to
Security Pacific National Bank, Co-trustee of the
Roland H. and Eleanor H. Crabtree Trust
Established On January 31, 1986;
Margaret M. Cameron, Trustee of the Margaret M.
Cameron Revocable Trust Dated April 23, 1993;
Wassi Issa dba Olympic Plus;
The Mark and Doreen Johnson Revocable Trust;
Magnolia Town Center Associates, a California
General Partnership; and
Steven H. Crabtree and Joan K. Buchman, Co-
Trustees of the Roland H. and Eleanor H Crabtree
Trust Established on January 31, 1986



2010-0031588
03/01/2010 08 00R
21 of 22

RECEIVED

MAR 11 2010

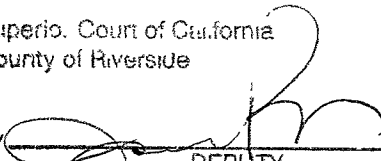
City of Riverside
City Clerk's Office

This must be in red to be a
"CERTIFIED COPY"

Each document to which this certificate is attached is certified to be a full, true and correct copy of the original on file and of record in my office

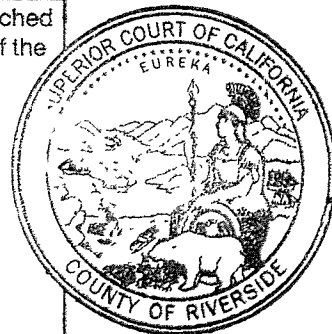
Superior Court of California
County of Riverside

By


DEPUTY

Dated:

2/26/10

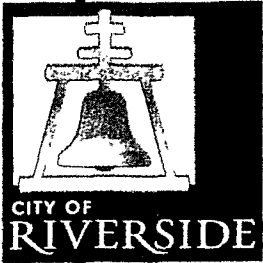


Certification must be in red to be a
"CERTIFIED COPY"



2010-0091588
02/01/2010 02 09A
22 of 22

16436



MEMORANDUM

CITY ATTORNEY'S OFFICE

RECEIVED


MAR 11 2010

**City of Riverside
City Clerk's Office**

TO: City Clerk
FROM: Kimberly Oehlert
DATE: March 10, 2010
RE: CITY V JOHNSON (MAGNOLIA AVENUE GRADE SEPARATION PROJECT), CA L08-0206 1,
RIVERSIDE COUNTY SUPERIOR COURT CASE NO RIC513720

Enclosed is the original, recorded Partial Judgment and Final Order of Condemnation re DGD California Properties. Please retain this document as the City's official record.

If you have any questions regarding the foregoing, please do not hesitate to call me.


Kimberly Oehlert
Legal Assistant
Ext 5768