

**RESOLUTION OF THE BOARD OF SUPERVISORS  
OF THE  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF INSTITUTING )  
PROCEEDINGS AND MAKING A FINDING )  
OF PUBLIC NECESSITY FOR THE ) **RESOLUTION NO.** \_\_\_\_\_  
ACQUISITION OF CERTAIN REAL PROPERTY ) (4/5 Vote Required)  
IN THE UNINCORPORATED AREA OF THE COUNTY )  
OF SANTA BARBARA, FROM ERNEST K. AND RUBY )  
E. TREAT; JAMES B. AND NATALIE MEJIA ALBRECHT ;)  
JEFFREY W. AND RHONDA E. CARDINAL; CRAIG AND )  
SUSAN SMITH; GLOIA R. RILOQUIO )

**BE IT RESOLVED**, that the Board of Supervisors of the County of Santa Barbara, State of California, does hereby find and determine as follows:

A. That the County of Santa Barbara wishes to acquire a permanent easement on a portion of the properties located in the Fourth Supervisorial District, to wit, County Assessor Parcel Numbers 107-270-014, 006, 107-290-039, 009, 005, 007, hereinafter legally described, in connection with the Hummel Drive Extension Project;

B. That the intent is to acquire such real property for all the uses and purposes of a public roadway and related public improvements, to facilitate the construction of the Project, and for purposes under the authority of:

1. Article I, Section XIX of the California Constitution;
2. Code of Civil Procedure, Section 1240.010, 1240.110, and 1240.120;
3. Government Code Section 25350.5;
4. Streets and Highways Code Section 943; and

C. That such certain real property within the unincorporated territory of the County of Santa Barbara, State of California, is legally described and shown on Exhibit "A" attached hereto and made a part hereof; and

D. That the Board of Supervisors recognizes its prior approval of the project on October 22, 2002 (Clerk of the Board file #02-0102). The Hummel Drive Extension project was included in the analyses for the Orcutt Community Plan EIR (95-EIR-01) which was adopted by the County Board of Supervisors in July of 1997.

**IT IS HEREBY FOUND AND DETERMINED** by at least four-fifths (4/5) vote of this Governing Board that:

1. The public interest and necessity require the proposed Project; and

2. The proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; and

3. The real property sought to be acquired, or interest in real property sought to be acquired, is necessary for the proposed Project; and

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record and such offer has been refused, or the offer has not been made because the owner(s) cannot be located with reasonable diligence.

**BE IT RESOLVED** that the interest in the real properties shown on Exhibit "A" attached hereto be condemned in the name of the County of Santa Barbara for said public purposes, as specified herein. The law firm of Oliver, Vose, Sandifer, Murphy, and Lee, Special Counsel, together with County Counsel of the County, are hereby authorized, empowered, and directed to prepare and prosecute in the name of the County of Santa Barbara such proceeding or proceedings in the proper Court having jurisdiction thereof, as are necessary for such acquisition, and are authorized, at their discretion, to apply for an order or orders fixing the amount of such security in the way of money deposits as said Court may direct, and for an order or orders permitting said County to take immediate possession and use of said real property for the public purposes.

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**PASSED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day \_\_\_\_\_, 2007, by the following vote:

**AYES;**

**NOES:**

**ABSTAINED:**

**ABSENT:**

COUNTY OF SANTA BARBARA

ATTEST:  
MICHAEL F. BROWN,  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Chair, Board of Supervisors

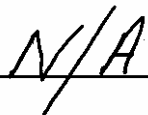
By: \_\_\_\_\_  
Deputy

Date: \_\_\_\_\_

APPROVED AS TO FORM:  
STEPHEN SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO FORM:  
ROBERT W. GEIS, CPA  
AUDITOR-CONTROLLER

By:  \_\_\_\_\_  
Deputy

By:  \_\_\_\_\_