

LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF MARIN

RESOLUTION NO. 72-28

RESOLUTION DENYING THE ANNEXATION OF TERRITORY TO  
MARIN MUNICIPAL WATER DISTRICT

NICASIO RESERVOIR AND DAM ANNEXATION

WHEREAS, a resolution of application number 4779 has been filed by Marin Municipal Water District together with evidence of written consent of all property owners within the proposed annexation; and

WHEREAS, the Commission has found the territory to be annexed to be uninhabited; and

WHEREAS, Marin Municipal Water District has not requested the Commission to hold a noticed public hearing in accordance with Government Code Section 56256.

NOW, THEREFORE, the Local Agency Formation Commission of the County of Marin does hereby resolve, determine and order as follows:

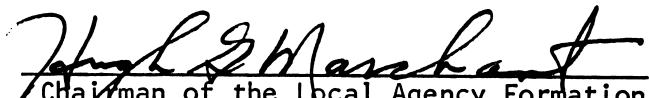
1. Local Agency Formation Commission Resolution No. 72-3, dated February 9, 1972 is hereby rescinded.
2. The territory proposed for annexation is uninhabited and is designated as Nicasio Reservoir and Dam Annexation.
3. The proposed annexation to Marin Municipal Water District is denied.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 12th day of July, 1972 by the following vote:

AYES: Commissioners Marchant, Baar, Baptiste, Barbier and Jones

NOES: None

ABSENT: None

  
Chairman of the Local Agency Formation  
Commission of the County of Marin.

ATTEST:

  
Executive Officer

EXHIBIT A

NICASIO RESERVOIR AND DAM ANNEXATION

PARCEL I

BEGINNING at a point in the center of Nicasio Creek, said point being the Southwesterly corner of that certain tract of land conveyed from Paul E. Garzoli and Jane L. Garzoli to Marin Municipal Water District, a public corporation by deed recorded December 31, 1959 in Volume 1335 of Official Records at page 99, Marin County Records, running thence from said point of beginning along the center of Nicasio Creek. South  $17^{\circ} 25'$  West 400.00 feet, South  $44^{\circ} 49'$  West 156.44 feet, thence leaving the center line of Nicasio Creek and running along the Southeasterly line of the parcel of land conveyed from Paul E. Garzoli et ux to Marin Municipal Water District recorded August 29, 1961 in Volume 1492 of Official Records at page 233, Marin County Records, on a curve to the right whose center bears North  $63^{\circ} 21' 22''$  West, with a radius of 1050.00 feet, a central angle of  $23^{\circ} 26' 55''$ , for a distance of 429.72 feet to the Southwesterly corner of said parcel of land, running thence along the center line of Nicasio Creek South  $28^{\circ} 05' 14''$  West 228.07 feet to the most Easterly corner of Parcel I in the Deed from Louis Zanardi et ux to Marin Municipal Water District recorded September 19, 1960 in Volume 1471 of Official Records at page 248, Marin County Records, running thence along the Southeasterly, Southerly, Northwesterly and Northerly boundary of said parcel of land South  $36^{\circ} 20' 26''$  West 432.02 feet, North  $81^{\circ} 06' 06''$  West 200.41 feet, North  $40^{\circ} 40' 45''$  West 159.55 feet, South  $67^{\circ} 05' 39''$  West 616.62 feet, North  $52^{\circ} 05' 44''$  West 133.15 feet, North  $37^{\circ} 07' 05''$  East 537.00 feet, North  $58^{\circ} 50' 57''$  East 237.95 feet, North  $88^{\circ} 17' 52''$  East 155.53 feet and South  $27^{\circ} 07' 54''$  East 85.42 feet to the intersection of the courses North  $27^{\circ} 07' 54''$  West 324.39 feet and North  $76^{\circ} 30'$  East 119.93 feet described in Parcel 1 of the Interlocutory Judgement and Decree of Condemnation, Marin Municipal Water District, a public corporation, Plaintiff vs. Crocker-Anglo National Bank, et al Defendants recorded January 30, 1961 in Volume 1432 of Official Records at page 100, Marin County Records, running thence along the westerly line of said Parcel 1, North  $76^{\circ} 30'$  East 119.93 feet, thence North  $13^{\circ} 30'$  West 120.00 feet, thence North  $76^{\circ} 30'$  East 30.00 feet, thence on a curve to the left whose center bears North  $13^{\circ} 30'$  West with a radius of 750.00 feet and a central angle of  $32^{\circ} 40' 06''$  for a distance of 427.63 feet, thence South  $46^{\circ} 10' 06''$  East 50.00 feet, thence on a curve to the left whose center bears North  $46^{\circ} 10' 06''$  West with a radius of 800.00 feet, and a central angle of  $29^{\circ} 29' 54''$  for a distance of 411.87 feet, thence North  $14^{\circ} 20'$  East 588.32 feet, thence on a curve to the right tangent to the preceding course with a radius of 1300.00 feet, and a central angle of  $23^{\circ} 46' 09''$  for a distance of 539.30 feet, thence North  $38^{\circ} 06' 09''$  East 472.69 feet, thence North  $51^{\circ} 53' 51''$  West 50.00 feet, thence on a curve to the left whose center bears North  $51^{\circ} 53' 51''$  West with a radius of 950.00 feet and a central angle of  $27^{\circ} 23' 40''$  for a distance of 454.22 feet, thence South  $79^{\circ} 17' 31''$  East 50.00 feet, thence North  $10^{\circ} 42' 29''$  East 222.97 feet, thence North  $79^{\circ} 17' 31''$  West 110.00 feet, thence North  $10^{\circ} 42' 29''$  East 300.00 feet, thence South  $79^{\circ} 17' 31''$  East 110.00 feet, thence North  $10^{\circ} 42' 29''$  East 184.14 feet, thence on a curve to the right tangent to the preceding course with a radius of 7150.00 feet, and a central angle of  $1^{\circ} 13' 40''$  for a distance of 153.22 feet, thence North  $78^{\circ} 03' 51''$  West 70.00 feet, thence on a curve to the right whose center bears South  $78^{\circ} 03' 51''$  East (called North  $78^{\circ} 03' 51''$  West in said Parcel I) with a radius of 7220.00 feet, and a central angle of  $2^{\circ} 45' 24''$  for a distance of 347.37 feet, thence South  $75^{\circ} 18' 27''$  East 70.00 feet, thence North  $14^{\circ} 41' 33''$  East 429.07 feet, thence South  $75^{\circ}$

18' 27" East 50.00 feet, thence North 14° 41' 33" East 499.30 feet, thence North 56° 19' 40" West 487.10 feet, thence North 8° 02' 52" East 153.24 feet, thence North 16° 30' 55" West 200.00 feet, thence North 78° 49' 48" East 510.16 feet, thence North 13° 18' 22" West 18.85 feet, thence North 52° 22' 47" West 868.78 feet thence North 16° 30' 55" West 320.69 feet, North 71° 24' 54" East 599.94 feet, thence on a curve to the right, whose center bears North 89° 34' 02" East, with a radius of 1250.00 feet, and a central angle of 28° 20' 30" for a distance of 618.32 feet, thence North 29° 12' 34" West 762.87 feet, North 15° 13' 32" West 558.61 feet, North 88° 27' 45" West 1218.74 feet, North 5° 33' 27" East 447.10 feet, North 59° 13' 53" East 609.99 feet to the Southwesterly corner of the property described in Parcel 1 in the Deed from Daniel C. Cutter et al to Marin Municipal Water District recorded September 18, 1962 in Volume 1612 of Official Records at page 2, Marin County Records, running thence along the Westerly, Northerly and Easterly boundary of said parcel 1 North 26° 49' 43" East 257.11 feet, North 5° 49' 25" East 708.70 feet, North 19° 59' 24" West 354.20 feet, North 39° 25' 57" West 614.55 feet, North 39° 06' 45" East 139.70 feet, South 43° 46' 18" East 413.30 feet, North 21° 36' 24" East 245.64 feet, South 40° 48' 39" East 117.58 feet, South 25° 21' 17" West 295.10 feet, South 28° 32' 31" East 495.56 feet, North 76° 22' 11" East 684.28 feet, North 55° 06' 08" East 209.59 feet, South 83° 37' 40" East 134.26 feet, North 1° 12' 17" East 543.68 feet, North 18° 06' 23" West 110.16 feet, North 87° 00' 56" East 80.09 feet, South 14° 29' 49" East 443.25 feet, North 56° 39' 00" East 100.71 feet, South 43° 49' 15" East 65.86 feet, South 28° 06' 32" West 270.72 feet, South 87° 19' 13" East 120.85 feet, South 9° 03' 01" West 297.33 feet, South 58° 21' 52" East 394.61 feet, South 86° 17' 55" East 166.85 feet, South 18° 44' 16" West 300.56 feet, South 63° 52' 40" West 68.08 feet, North 48° 29' 52" West 247.47 feet, South 81° 30' 00" West 189.75 feet, South 14° 07' 08" East 210.29 feet, South 66° 23' 16" East 461.73 feet, South 17° 08' 48" East 335.84 feet, South 25° 10' 41" West 196.44 feet, South 46° 36' 50" East 208.88 feet, North 17° 00' 39" East 205.34 feet, North 58° 04' 23" East 262.91 feet, North 82° 13' 22" East 491.70 feet, South 24° 48' 25" East 560.80 feet, South 22° 37' 58" East 316.41 feet, to a point on the Southerly boundary of that certain parcel described in the deed from Charles E. Cutter to Daniel C. Cutter et al, recorded March 5, 1947 in Book 546 of Official Records at page 39, Marin County Records, running thence along the Southerly boundary of said Cutter parcel South 73° 45' 16" East 200.00 feet (called North 75° 09' West in said deed) to the Westerly corner of the property described in Parcel 2 in the above deed from Daniel C. Cutter, et al to Marin Municipal Water District, running thence along the Northwesterly, Northerly and Northeasterly line of said Parcel 2 North 88° 31' 35" East 116.62 feet, North 62° 48' 54" East 258.56 feet, North 36° 31' 39" East 221.59 feet, South 77° 33' 36" East 46.27 feet, South 0° 07' 51" West 120.70 feet, South 35° 09' 03" East 276.19 feet, South 14° 00' 58" East 185.19 feet, and South 22° 09' 36" East 131.71 feet to a point in the Southerly line of the property described in the deed from Charles E. Cutter to Daniel C. Cutter et al above described; running thence along said Southerly line South 63° 22' 16" East 337.90 feet, South 68° 51' 16" East 179.80 feet and South 84° 29' 16" East 125.00 feet to the Southwesterly corner of the property conveyed to Ed. A. Gallagher and Mary Gallagher by deed recorded July 1, 1954 in Volume 874 of Official Records at page 561, Marin County Records, running thence along the Southerly line of said property South 84° 33' East 260.00 feet and South 83° 06' East 273.09 feet to the Westerly corner of the parcel of land described under 3 Parcel 1 in the Interlocutory Judgement of Condemnation, Marin Municipal Water District vs. Arnold T. Dolcini et al recorded August 31, 1960 in Volume 1394 of Official Records at page 324, Marin County Records, running thence along the Westerly, Northerly and Northeasterly boundary of said parcel on a curve to the left whose center bears North 2° 15' 01" West, with a radius of 1100 feet, central angle of 65° 40' 21", a distance of 1260.85 feet, thence North 22° 04' 38" East 180.00 feet, North 67° 55' 22" West

100.00 feet, North 22° 04' 38" East 621.56 feet, North 12° 05' 31" West 238.97 feet, North 62° 50' 38" West 494.64 feet, North 15° 17' 28" West 113.83 feet, South 69° 21' 58" East 301.42 feet, North 67° 18' 17" East 247.19 feet, North 12° 24' 43" West 88.31 feet, North 62° 45' 58" West 212.55 feet, North 20° 35' 43" West 222.59 feet, North 77° 23' 16" West 357.89 feet, North 15° 16' 01" West 191.74 feet, North 72° 05' 32" East 120.96 feet South 3° 26' 02" East 171.43 feet, North 85° 07' 32" East 139.75 feet, South 72° 00' 02" East 211.49 feet, South 46° 35' 51" East 106.06 feet, South 29° 11' 55" East 108.02 feet, North 10° 09' 54" East 250.19 feet, North 25° 54' 41" West 302.77 feet, North 72° 05' 15" East 56.35 feet, South 70° 50' 04" East 210.57 feet, South 18° 51' 22" West 207.83 feet, South 0° 32' 25" West 172.56 feet, South 23° 10' 09" East 351.87 feet, South 49° 59' 14" East 406.93 feet, thence on a curve to the right whose center bears South 26° 42' 29" East with a radius of 1400.00 feet, central angle of 6° 13' 00", a distance of 151.90 feet, thence North 57° 04' 31" East 69.45 feet, South 32° 55' 29" East 40.80 feet to a point on the Easterly boundary line of the parcel of land described under 1 Parcel 1 in the Interlocutory Judgement of Condemnation, Marin Municipal Water District vs. Arnold T. Dolcini et al above described running thence along the Northwesterly, Northeasterly and Easterly boundary of said parcel North 59° 37' East 178.63 feet, North 31° 32' East 246.60 feet, North 16° 09' East 210.00 feet, South 18° 33' 44" East 343.35 feet, South 44° 04' 59" West 421.95 feet, South 24° 53' 55" East 1102.73 feet, South 49° 57' 21" West 329.57 feet, South 17° 28' 04" East 240.00 feet to a point on the parcel of land described in Parcel II in the deed from Marin Municipal Water District to the County of Marin recorded September 6, 1961 in Volume 1494 of Official Records at page 432, Marin County Records, running thence along the Easterly line of said Parcel II, North 72° 31' 56" East 5.00 feet, South 17° 28' 04" East 450.00 feet South 72° 31' 56" West 5.00 feet, South 17° 28' 04" East 50.96 feet, South 72° 31' 56" West 50.00 feet, thence on a curve to the left whose center bears North 72° 31' 56" East, radius of 1875 feet, a central angle of 13° 30' a distance of 441.79 feet, thence South 59° 01' 56" West 31.00 feet, thence on a curve to the left whose center bears North 59° 01' 56" East with a radius of 1906.00 feet and a central angle of 9° 34' 04" for a distance of 318.28 feet, thence North 49° 27' 52" East 86.00 feet, thence on a curve to the left whose center bears North 49° 27' 52" East with a radius of 1820.00 feet a central angle of 12° 35' 33" for a distance of 400.00 feet, thence South 36° 52' 19" West 70.00 feet thence on a curve to the left whose center bears North 36° 52' 19" East with a radius of 1890.00 feet and a central angle of 8° 47' 29" for a distance of 290.00 feet, thence South 28° 04' 50" West 16.00 feet thence on a curve to the left whose center bears North 28° 04' 50" East with a radius of 1906.00 feet a central angle of 1° 22' 58" for a distance of 46.00 feet thence South 63° 18' 08" East 510.41 feet thence on a curve to the right tangent to the preceding course with a radius of 2494.00 feet a central angle of 19° 32' 47" a distance of 850.83 feet to a point on the Northwesterly line of the parcel of land described under 5 Parcel 1, in the Interlocutory Judgement of Condemnation, Marin Municipal Water District vs. Arnold T. Dolcini et al recorded August 31, 1960 in Volume 1394 of Official Records at page 324, Marin County Records, running thence along the Westerly, Northerly and Easterly boundary of said parcel North 38° 17' 03" East 702.01 feet, South 66° 05' 40" East 477.48 feet, South 9° 32' 25" East 739.16 feet, South 65° 00' 55" West 610.92 feet, to a point on the Northerly boundary of the hereinabove described Parcel II to the County of Marin, thence along said Northeasterly, Easterly and Southerly boundary South 26° 22' 12" East 594.01 feet, North 63° 37' 48" East 36.00 feet, South 26° 22' 12" East 130.00 feet, thence on a curve to the left tangent to the preceding course with a radius of 1070.00 feet to a central angle of 15° 00', for a distance of 280.12 feet thence North 48° 37' 48" East 25.00 feet, thence on a curve to the left whose center bears North 48° 37' 48" East, with a radius of 1045.00 feet a central angle of 20° 37' 38" for a distance of 376.21 feet thence South 61° 59' 50" East 66.00 feet, South 28°

00' 10" West 61.00 feet, South 61° 59' 50" East 200.00 feet South 28° 00' 10" West 139.05 feet, North 62° 37' 48" West 266.00 feet, thence on a curve to the right tangent to the preceding course with a radius of 1248.00 feet a central angle of 13° 30' 51" for a distance of 294.36 feet to a point in the Northerly line of the property described in the Final Decree of Partition of Mabel Burdell Smith, vs. James B. Burdell et al, recorded August 19, 1908 in Volume 116 of Deeds at page 264, Marin County Records, running thence along said Northerly line North 62° 37' 23" West 89.41 feet and thence North 40° 37' 23" West 308.88 feet to a point in the boundary line of that certain parcel described as Parcel I in the Interlocutory Judgement and Decree of Condemnation, Marin Municipal Water District a public corporation, plaintiff vs. Crocker-Anglo National Bank et al Defendants, recorded January 30, 1961 in Volume 1432 of Official Records at page 100, Marin County Records, running thence along said boundary line South 40° 03' 44" West 217.86 feet, North 53° 53' 20" West 650.13 feet, North 1° 02' 00" East 223.00 feet, North 27° 45' 00" West 225.00 feet, North 50° 40' 00" West 210.00 feet, North 63° 25' 00" West 190.00 feet, South 62° 59' 46" West 293.71 feet, North 71° 46' 39" West 1279.15 feet, South 43° 18' 55" West 721.56 feet, South 13° 17' 36" West 991.57 feet, South 37° 07' 51" East 1141.41 feet, South 29° 00' 47" East 670.09 feet, South 89° 50' 29" East 90.00 feet, South 48° 06' 06" East 263.58 feet, South 75° 10' 00" East 235.00 feet, North 23° 00' 00" East 255.00 feet, South 89° 50' 29" East 109.00 feet, South 40° 22' 33" East 940.00 feet, South 6° 22' 00" West 658.00 feet, South 79° 09' 00" East 500.00 feet, North 42° 30' 47" East 167.37 feet, South 40° 22' 33" East 2125.48 feet, North 43° 10' 41" East 2846.84 feet and North 58° 52' 37" East 839.90 feet to the most Westerly corner of that certain parcel described in the deed from Marin Municipal Water District to County of Marin recorded October 4, 1961 in Volume 1503 of Official Records at page 329 Marin County Records, running thence along the Southwesterly line of said parcel on a curve to the right whose center bears South 56° 07' 40" West with a radius of 1100.00 feet a central angle of 12° 47' 23" for a distance of 245.54 feet thence South 21° 04' 57" East 602.46 feet South 10° 02' 30" East 417.74 feet, South 22° 17' 08" West 447.07 feet, South 30° 22' 23" East 167.20 feet, South 70° 43' 08" East 131.25 feet. North 68° 55' 03" East 260.00 feet, thence South 21° 04' 57" East 896.76 feet to a point in the Easterly line of the above described Parcel I in the Interlocutory Judgement and Decree of Condemnation, Marin Municipal Water District a public corporation plaintiff vs. Crocker-Anglo National Bank et al Defendants thence along said Easterly line South 0° 58' 18" West 848.30 feet to a point in the center of Nicasio Creek which point is also a point in the Northeasterly boundary of the property described as "Parcel 1" in the deed from Francis K. Field to Marin Municipal Water District recorded June 23, 1960 in Volume 1377 of Official Records at page 199 Marin County Records, running thence along said Northeasterly line and the centerline of Nicasio Creek South 14° 23' 58" East 169.81 feet, South 3° 53' West 254.00 feet, South 3° 30' East 109.00 feet, South 36° 00' East 60.00 feet South 75° 11' East 285.00 feet, South 64° 51' East 150.00 feet, South 43° 17' 44" East 107.75 feet, South 9° 40' 44" East 60.00 feet, South 4° 53' 44" East 158.58 feet, South 57° 28' 44" East 160.59 feet, South 24° 18' 04" East 149.82 feet, South 47° 43' 44" East 77.45 feet, South 32° 51' 04" East 57.91 feet, South 5° 30' 44" East 68.77 feet South 18° 06' 36" West 74.62 feet, South 9° 47' 16" West 150.50 feet and South 11° 12' 14" East 61.25 feet thence leaving the centerline of Nicasio Creek and following the Southerly boundary of said above described Parcel 1 from Field to Marin Municipal Water District North 85° 45' 45" West 65.00 feet, North 23° 15' 50" West 1039.96 feet, North 63° 24' 29" West 429.21 feet, North 1° 40' 07" East 348.00 feet, North 19° 36' 47" West 338.37 feet, North 41° 49' 55" West 578.82 feet, North 63° 17' 19" West 1156.86 feet and South 62° 29' 33" West 530.69 feet to the Easterly corner of that certain parcel described under 1 in that Interlocutory Judgement and Decree of Condemnation, Marin Municipal Water District, vs. Ed A. Gallagher, et al, recorded August 31, 1960 in Volume 1394 of Official Records

at Page 315 Marin County Records running thence along the Southerly line of said parcel South 58° 15' 53" West 1276.80 feet, South 35° 00' 48" East 638.94 feet, South 11° 54' 53" West 613.21 feet, South 49° 52' 52" West 346.54 feet, North 24° 35' 03" West 1275.63 feet, South 51° 25' 18" West 1152.53 feet, and North 45° 47' 37" West 1136.50 to the Easterly corner of the parcel of land described under 3 in the Interlocutory Judgement and Decree of Condemnation, Marin Municipal Water District vs. Ed A. Gallagher et al, recorded August 31, 1960 in Volume 1394 of Official Records at Page 315 Marin County Records running thence along the southerly boundary of said parcel North 25° 55' 17" West 128.98 feet, North 37° 53' 03" West 121.96 feet, North 37° 41' 18" West 126.72 feet, North 73° 08' 47" West 265.96 feet, North 49° 56' 03" West 115.95 feet, South 65° 24' 25" West 126.25 feet, South 80° 13' 51" West 233.56 feet, South 13° 55' 25" West 76.37 feet, South 65° 24' 25" West 560.82 feet, North 42° 10' 36" West 119.15 feet, North 30° 57' 50" East 932.95 feet, North 41° 09' 56" West 635.49 feet, North 35° 03' 04" East 388.82 feet, North 24° 52' 08" West 756.88 feet, and North 15° 18' 05" West 346.88 feet to an angle point in the parcel of land described in the deed from Paul E. Garzoli and Jane L. Garzoli to Marin Municipal Water District recorded December 31, 1959 in Volume 1335 of Official Records at page 99 Marin County Records running thence along the Southerly boundary of said parcel North 58° 54' 09" West 862.40 feet, South 19° 33' 13" West 268.91 feet, North 77° 51' 32" West 855.84 feet, South 22° 36' 40" West 563.62 feet, North 75° 47' 17" West 490.00 feet, South 25° 43' 15" West 710.39 feet, North 29° 42' 31" West 353.11 feet, North 7° 54' 13" West 654.52 feet, North 69° 09' 44" West 1307.20 feet, South 71° 58' 50" West 366.26 feet, North 69° 33' 36" West 496.24 feet, North 40° 44' 29" West 1460.68 feet, South 6° 30' 18" West 1283.91 feet, South 38° 46' 31" West 1220.83 feet, and thence North 83° 33' West 250.00 feet to the Easterly corner of the parcel of land described under Parcel I (Fee) in the deed from Marin Municipal Water District to Paul E. Garzoli and Jane L. Garzoli recorded February 28, 1962 in Volume 1546 of Official Records at page 67, Marin County Records running thence along the Northerly and Westerly line of said parcel North 71° 24' 35" West 533.23 feet, North 35° 00' West 140.00 feet and thence South 25° 45' West 230.00 feet to the Southerly line of the hereinabove described property conveyed from Garzoli to the Marin Municipal Water District in Volume 1335 of Official Records at page 99, Marin County Records thence along said Southerly line North 83° 33' West 100.00 feet to the point of beginning.

Bearings are based on California Coordinate Zone 3, Lambert Projection.