

1 XAVIER BECERRA
Attorney General of California
2 TAMAR PACHTER
Supervising Deputy Attorney General
3 SHARON L. O'GRADY
Deputy Attorney General
4 State Bar No. 102356
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-5899
6 Fax: (415) 703-1234
E-mail: Sharon.OGrady@doj.ca.gov
7 *Attorneys for Defendant California High-Speed Rail
Authority*

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SACRAMENTO
11

12 **JOHN TOS, QUENTIN KOPP, TOWN OF**
13 **ATHERTON, a municipal corporation,**
14 **COUNTY OF KINGS, a subdivision of the**
15 **State of California, MORRIS BROWN,**
16 **PATRICIA LOUISE HOGAN-GIORNI,**
17 **ANTHONY WYNNE, COMMUNITY**
18 **COALITION ON HIGH-SPEED RAIL, a**
California nonprofit corporation,
TRANSPORTATION SOLUTIONS
DEFENSE AND EDUCATION FUND, a
California nonprofit corporation, and
CALIFORNIA RAIL FOUNDATION, a
California nonprofit corporation,

19 Plaintiffs,

20 v.

21 **CALIFORNIA HIGH SPEED RAIL**
22 **AUTHORITY, a public entity, BOARD OF**
23 **DIRECTORS OF THE CALIFORNIA**
24 **HIGH-SPEED RAIL AUTHORITY, and**
25 **DOES 1-20 inclusive,**

26 Defendants.
27
28

Case No. 34-2016-00204740

**DECLARATION OF ALAN GLEN IN
OPPOSITION TO MOTION FOR
PRELIMINARY INJUNCTION**

Date: April 19, 2017
Time: 11:00 a.m.
Dept: 54
Judge: Hon. Raymond M. Cadei
Trial Date: None set
Action Filed: December 13, 2017

1 I, Alan Glen, declare:

2 1. I am the Director of Real Property for the California High-Speed Rail Authority
3 ("Authority") and have worked in that capacity for the Authority since May 1, 2015. I have
4 personal knowledge of the facts set forth herein, and if called to testify as a witness, I could and
5 would competently testify thereto.

6 2. In my role as the Director of Real Property, I am responsible for the administration
7 and management of all statewide activities associated with acquisition the real property rights and
8 interests necessary for the design and construction of the high-speed rail system, including right-
9 of-way acquisition and associated property management.

10 3. I hold an undergraduate degree in Civil Engineering and have been a licensed Civil
11 Engineer for the past 33 years. During that time, in addition to my work with the Authority, I
12 have held executive positions with Quincy Engineering as Principle Engineer, and with Caltrans,
13 where I was employed as the Chief of the Local Assistance program, managing a one billion
14 dollar annual budget with responsibility for funding county and city projects throughout the State
15 of California. I also teach Advanced Transportation Design in the Graduate Program at
16 Sacramento State University.

17 4. I am familiar with the matter of State of California v. John W. Tos, et al., Kings
18 County Superior Court No. 15C-0349 (the "Tos Eminent Domain Action") referred to by John
19 Tos in his Declaration offered in Support of Plaintiff's Preliminary Injunction in this matter.

20 5. I am also familiar with the real property at issue in the Tos Eminent Domain
21 Action, which consists of 118,130 sq. ft. (the "Acquisition Area") of a 3,390,439 sq. ft.
22 agricultural parcel (the "Tos Property"). The Acquisition Area is less than four percent
23 (approximately 3.48 percent) of the Tos Property. Moreover, a portion of the Acquisition Area is
24 already burdened by two public roadways (in many rural areas like the area of the Tos Property,
25 private fee property lines go to the center of public roadways). The Tos Property is owned in
26 equal ½ interests by the John W. and Victoria F. Tos Living Trust, dated July 19, 1994, and the
27 William Tos and Linda Tos Living Trust, dated December 14, 1994 (the "Tos Owners"),
28

1 commonly known as 8374 Dover Avenue, Hanford, unincorporated Kings County, California
2 with Assessor's Parcel Number 002-150-068.

3 6. The Acquisition Area consists of two portions. A true and correct copy of the
4 Authority's acquisition area map showing the Acquisition Area is attached hereto as **Exhibit 1**.
5 One portion, which is needed for the main high-speed rail alignment, is located at the end of the
6 northeast corner of the Tos Property and consists of two sub-portions labeled "FB-16-0022-01-01
7 EXCESS" and "FB-16-0022-1 FEE" on Exhibit 1. The other portion, which is needed for a
8 roadway overpass to grade separate existing Dover Avenue from the high-speed rail alignment, is
9 located at the end of the southeast corner of the Tos Property and consists of two sub-portions
10 labeled "FB-16-0022-2 FEE" and "FB-16-0022-3 FEE" on Exhibit 1. Thus, the Acquisition Area
11 removes the tips of two corners of the Tos Property, leaving over 96 percent of the Tos Property
12 remaining as a contiguous parcel, as the acquisitions do not bisect the Tos Property.

13 7. In 2015, the Authority appraised the Acquisition Area and the associated financial
14 impacts to the remainder of the Tos Property at \$165,000.00. That amount was independently
15 reviewed and approved by the California Department of General Services as the fair market value
16 of the Acquisition Area plus damage to the remainder. That amount is currently on deposit (made
17 in February of 2016) with the California State Treasurer's office for the benefit of the Tos
18 Owners and will remain available to them for withdrawal at any time during the pendency of the
19 Tos Eminent Domain Action ("Deposit"). Attached hereto as **Exhibit 2** is a true and correct copy
20 of a Condemnation Transfer of Funds confirmation memorandum from the State Treasurer's
21 Office confirming the deposit. The source of the Deposit was not Proposition 1A bond proceeds.

22 8. The Public Works Board ("PWB") determined that the Acquisition Area was
23 necessary for the high-speed rail project in October of 2015, at a public hearing conducted by
24 PWB at which the Tos Owners appeared through their attorney. Attached hereto as **Exhibit 3** is a
25 true and correct copy of the Resolution of Necessity adopted by the PWB.

26 9. As of March 31, 2017, 1705 parcels, including the Acquisition Area of the Tos
27 Property, are required for the Central Valley Segment of the high-speed rail project. The
28 Authority has possession of 1085 of those parcels. The remaining 620 parcels are in active

1 negotiations between the owner and the Authority for purchase, are in condemnation, or are on-
2 hold for various technical reasons.

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

5 Executed this 5th day of April, 2017 in Sacramento, California.

6
7 By: 
8 Alan P. Glen

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EXHIBIT 1

COUNTY OF KINGS
SECTION 29
T.17S. R.22E. M. D. M.

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

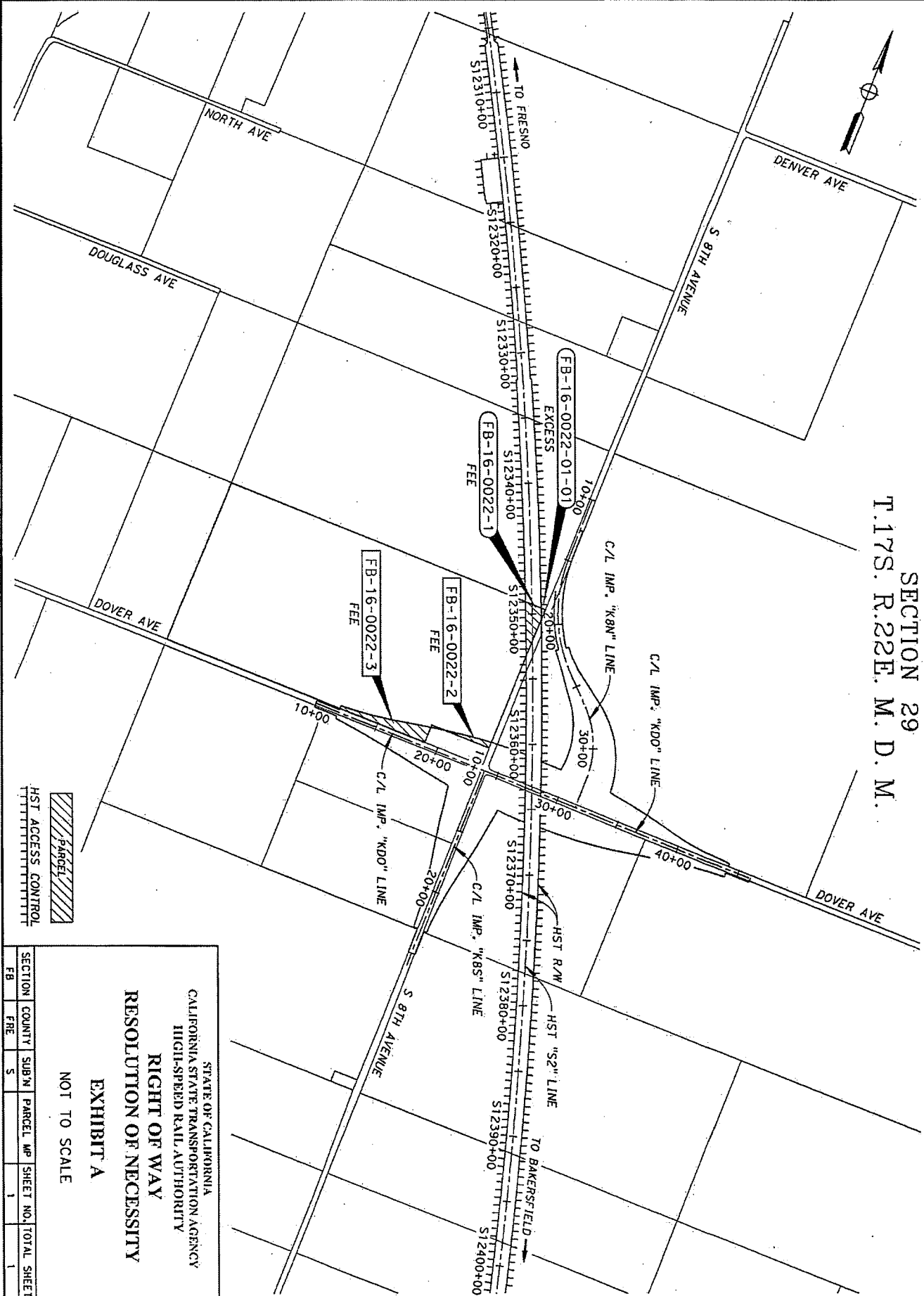


EXHIBIT 2

State of California

Betty T. Yee, California State Controller

Memorandum

To: Kim Moon, Condemnation Officer
State Treasurer's Office
915 Capitol Mall
Sacramento, CA 95814

Date: February 19, 2016

From: State Controller's Office
Coleen Morrow, Bureau Chief
Bureau of Cash Management
Division of Accounting and Reporting

RB 2/29/16

Subject: CONDEMNATION TRANSFER OF FUNDS No. 32620

I have this day, February 17, 2016, made the following transfer on the books of this office:


From: Greenhouse Gas Reduction Fund	\$ 165,000.00
To: Condemnation Deposits Fund	\$ 165,000.00

Deposit required in connection with the following court case:

Superior Court	Kings
Parcel No.	FB-16-0022-1, FB-16-0022-2, FB-16-0022-03, FB-16-0022-01-01
Case No.	15C0349
People vs.	John W. Tos and Victoria F. Tos

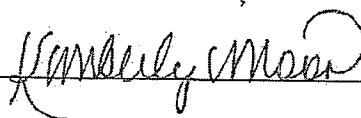
I hereby certify that, in accordance with the procedures set forth in sections 1255.070 and 1268.150, Code of Civil Procedure, there is herewith deposited in the Condemnation Deposits Fund in the State Treasury \$ 165,000.00 for the above captioned court case.

BETTY T. YEE, STATE CONTROLLER

By: 
Coleen Morrow, Bureau Chief
Division of Accounting and Reporting

I hereby certify that the above sum has been deposited in the Condemnation Deposits Fund for the above captioned court case and receipt of said sum is hereby acknowledged.

JOHN CHIANG, STATE TREASURER

By: 
2-26-16

MAIL CODE 2665

ROUTE TO AGENCY

HIGH-SPEED RAIL AUTHORITY

REPORT NO: FC-145-10-D

TC-38

NOTICE OF TRANSFER

STATE CONTROLLER'S OFFICE

DIVISION OF ACCOUNTING
SACRAMENTO, CALIFORNIA

DOCUMENT NO
JE 0032620

DATE: 02/17/2016

FUND	AGCY	FY	REF/	FEDERAL	CT	PG	EL	COM	TSR	TYP	SOURCE	ACCOUNT	NO
-----DESCRIPTION-----													
0910												1140	
0910												3510	
0910												35100266501	

16 JOHN & VICTORIA TOS

DEBITS	CREDITS
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165,000.00	165,000.00
165,000.00	165,000.00

TO FUND CONDEMNATION DEPOSITS FUND

165,000.00

3228	2665	2015	801			9030	165,000.00
3228	2665	2015	801			000	165,000.00
3228	2665	2015	801			000	165,000.00
3228				99			165,000.00
				99			165,000.00

16 JOHN & VICTORIA TOS
1140

165,000.00

FROM FUND GREENHOUSE GAS REDUCTION FD

TOTALS

165,000.00	165,000.00
165,000.00	165,000.00

REASON FOR ABOVE ACTION
AM TO TRANSFER IN ACCORDANCE WITH THE CODE OF CIVIL
PROCEDURE SECTION 1255. REQUEST: AGENCY LETTER.

EXHIBIT 3

RESOLUTION OF NECESSITY OF THE STATE PUBLIC WORKS BOARD
AUTHORIZING CONDEMNATION FOR REAL
PROPERTY IN THE
COUNTY OF KINGS, STATE OF CALIFORNIA,
FOR THE CALIFORNIA HIGH SPEED RAIL AUTHORITY

John W. Tos and Victoria F. Tos, Co-Trustees of the John W. and Victoria F. Tos Living Trust dated July 19, 1994; and William Tos Jr. and Linda Tos, Co-Trustees of the William and Linda Tos, Jr. Living Trust dated December 14, 1994

FB-16-0022-1, FB-16-0022-2, FB-16-0022-3, FB-16-0022-01-01

APN 002-150-068

RON 2015-0004

WHEREAS, pursuant to the High-Speed Rail Act (Division 19.5 of the Public Utilities Code), the California High-Speed Rail Authority (Authority) is authorized to develop and construct a high-speed train system (Project) as defined in Streets and Highways Code section 2704.01(e); and

WHEREAS, in 2008 the voters of California approved Proposition 1a, authorizing monies from the High-Speed Passenger Train Bond fund in support of this Project, in 2009 and 2010 the federal government approved funds in support of the portion of this Project extending from San Francisco to Anaheim, and in 2012, through Chapter 152, Statutes of 2012, the Legislature appropriated funds for the acquisition and build phases of the Initial Operating Segment, Section 1 of the Project, extending from Madera to near Bakersfield; and

WHEREAS, the Property Acquisition Law, commencing with Section 15850 of the Government Code, authorizes the State Public Works Board ("PWB") to select and acquire in the name of the State of California ("State") with the consent of the State agency concerned, the fee or any lesser right or interest in any real property necessary for any State purpose or function; and

WHEREAS, the Property Acquisition Law, at Sections 15853 and 15854 of the Government Code, further authorizes the PWB to acquire property by condemnation, in the manner provided for in Title 7 (commencing at section 1230.010) of Part 3 of the Code of Civil Procedure and this resolution is adopted pursuant to Code of Civil Procedure section 1245.230 in furtherance thereof; and

WHEREAS, a legal description of the Acquisition Property is attached as Exhibit A; and

WHEREAS, the State through the Authority has caused to be prepared an appraisal of the Acquisition Property that has been approved by the State Department of General Services which reflects just compensation for the Acquisition Property; and

WHEREAS, the Authority on behalf of the PWB, made an offer to purchase the Acquisition Property from John W. Tos and Victoria F. Tos, Co-Trustees of the John W. and Victoria F. Tos Living Trust dated July 19, 1994; and William Tos Jr. and Linda Tos, Co-Trustees of the William and Linda Tos, Jr. Living Trust dated December 14, 1994, the owners of

record. The offer was made for the full amount established by the State's appraisal and included a summary of the basis upon which the amount had been determined as required by Government Code section 7267.2. Negotiations to acquire the parcel have been unsuccessful.

NOW, THEREFORE, BE IT RESOLVED by the PWB after notice and hearing pursuant to Code of Civil Procedure section 1245.235 and due consideration that it finds, determines and hereby declares:

1. The public interest and necessity require the proposed Project; and
2. The 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 Acquisition Property described in Exhibit A is necessary for the proposed Project and is to be acquired by eminent domain pursuant to the Property Acquisition Law; Code of Civil Procedure section 1240.410 in that the property being acquired includes a remnant that would be of little market value; Code of Civil Procedure Section 1240.510 in that the property being acquired is for a compatible use; and Code of Civil Procedure Section 1240.610 in that the property is required for a more necessary public use; and
4. The offer required by Government Code section 7267.2 has been made to the owners of record.

BE IT FURTHER RESOLVED that, pursuant to authority contained in the Property Acquisition Law, the Acquisition Property more particularly described in Exhibit A to this Resolution be acquired in the name of the State of California by a proceeding or proceedings in eminent domain in accordance with provisions of the Code of Civil Procedure.

BE IT FURTHER RESOLVED that the State Department of Transportation, on behalf of the PWB and the Authority, is authorized to prepare and prosecute such proceedings, actions or suits in the proper court having jurisdiction thereof as necessary to acquire the Acquisition Property.

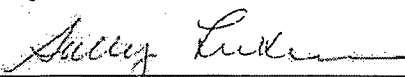
This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 21st day of Oct, 2015, by the following vote:

AYES: 3

NOES: 0

ABSENT: 0



Sally Lukenbill
Deputy Director
State Public Works Board
sally.lukenbill@dof.ca.gov

Approval recommended:

	HSR	Caltrans Legal
Initial:	ISg	HKE
Date:	9/29/15	9/14/15

EXHIBIT "A"

RESOLUTION OF NECESSITY

LEGAL DESCRIPTION OF ACQUISITION PROPERTY

FB-16-0022-1, FB-16-0022-2, FB-16-0022-3, FB-16-0022-01-01

RON 2015-0004

RESOLUTION OF NECESSITY
LEGAL DESCRIPTION

PARCEL FB-16-0022-1 (FEE)

For rail purposes, that portion of land situated in the County of Kings, State of California, being a portion of that certain parcel of land designated as Parcel Three described in the Grant Deed recorded January 3, 2007 as Document No. 2007-00177, Official Records of said County, described as follows:

COMMENCING at the northeasterly corner of Parcel 1, as shown on that certain "PARCEL MAP", filed February 24, 1997 in Book 14 of Parcel Maps at Page 68, Records of said County; thence North $89^{\circ}47'11''$ West 52.96 feet along the northerly line of said Parcel 1 to the **POINT OF BEGINNING**, said point being the beginning of a non-tangent curve concave southwesterly and having a radius of 36,560.00 feet (a radial line from the radius point to the beginning of said curve bears North $67^{\circ}30'24''$ East); thence southeasterly 134.81 feet along said curve through a central angle of $00^{\circ}12'41''$ to the easterly line of said Parcel 1; thence South $00^{\circ}44'32''$ West 309.66 feet along said easterly line to the beginning of a non-tangent curve concave southwesterly and having a radius of 36,440.00 feet (a radial line from the radius point to the beginning of said curve bears North $68^{\circ}09'57''$ East); thence northwesterly 469.59 feet along said curve through a central angle of $00^{\circ}44'18''$ to said northerly line; thence South $89^{\circ}47'11''$ East 130.12 feet along said northerly line to the **POINT OF BEGINNING**.

Lands abutting said rail shall have no right or easement of access thereto.

The bearings and distances used in the above description are based on the California Coordinate System 1983, Zone 4, as shown on Record of Survey, Book 58, pages 71 to 72, Epoch 2007.00. Multiply distances shown above by 1.000066514 to obtain ground level distances.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature



Dan S. Scott III, PLS 7840

Date

1/5/15



RESOLUTION OF NECESSITY
LEGAL DESCRIPTION

PARCEL FB-16-0022-2 (FEE)

For rail purposes, that portion of land situated in the County of Kings, State of California, being a portion of that certain Parcel 3 described in Document No. 2007-00177, recorded January 03, 2007, Official Records of said County, said portion described as follows:

COMMENCING at the southeasterly corner of Parcel 2 as shown on that certain "PARCEL MAP", filed in Book 14 of Parcel Maps, Page 68, Records of said County; thence North $00^{\circ}44'32''$ East 173.55 feet along the easterly line of said Parcel 2 to the **POINT OF BEGINNING**, said point also being the northeasterly corner of said Parcel 2; thence North $89^{\circ}51'13''$ West 389.43 feet along the northerly line of said Parcel 2 to the beginning of a non-tangent curve concave southeasterly and having a radius of 4,374.17 feet (a radial line from the radius point to the beginning of said curve bears North $09^{\circ}27'45''$ West); thence easterly 393.02 feet along said curve through a central angle of $05^{\circ}08'53''$ to the easterly line of Parcel 1 as shown on said map; thence along South $00^{\circ}44'32''$ West 48.12 feet along last said line to the **POINT OF BEGINNING**.

The bearings and distances used in the above description are based on the California Coordinate System 1983, Zone 4, as shown on Record of Survey, Book 58, pages 71 to 72, Epoch 2007.00. Multiply distances shown above by 1.000066514 to obtain ground level distances.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature



Dan S. Scott III, PLS 7840

1/5/15

Date



RESOLUTION OF NECESSITY
LEGAL DESCRIPTION

PARCEL FB-16-0022-3 (FEE)

For rail purposes, that portion of land situated in the County of Kings, State of California, being a portion of that certain Parcel 3 described in Document No. 2007-00177, recorded January 03, 2007, Official Records of said County, said portion described as follows:

COMMENCING at the southeasterly corner of Parcel 2 as shown on that certain "PARCEL MAP", filed in Book 14 of Parcel Maps, Page 68, Records of said County; thence North $89^{\circ}51'13''$ West 501.97 feet along the southerly line of said Parcel 2 to the **POINT OF BEGINNING**, said point also being the southwesterly corner of said Parcel 2; thence North $89^{\circ}51'13''$ West 882.06 feet along the most southerly line of Parcel 1 as shown on said map; thence North $00^{\circ}04'02''$ East 20.00 feet; thence South $89^{\circ}51'13''$ East 190.07 feet; thence North $00^{\circ}12'34''$ East 31.73 feet to the beginning of a non-tangent curve concave northerly and having a radius of 3,000.00 feet (a radial line from the radius point to the beginning of said curve bears South $02^{\circ}19'10''$ East); thence easterly 507.37 feet along said through a central angle of $09^{\circ}41'24''$ to the beginning of a reverse curve concave southerly and having a radius of 4,374.17 feet; thence easterly 194.44 feet along said curve through a central angle of $02^{\circ}32'49''$ to the westerly line of said Parcel 2; thence South $00^{\circ}44'23''$ West 152.94 feet along last said line to the **POINT OF BEGINNING**.

The bearings and distances used in the above description are based on the California Coordinate System 1983, Zone 4, as shown on Record of Survey, Book 58, pages 71 to 72, Epoch 2007.00. Multiply distances shown above by 1.000066514 to obtain ground level distances.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature



Dan S. Scott III, PLS 7840

Date

1/5/15



RESOLUTION OF NECESSITY
LEGAL DESCRIPTION

PARCEL FB-16-0022-01-01 (EXCESS)

As Excess, that portion of land situated in the County of Kings, State of California, being a portion of that certain parcel of land designated as Parcel Three described in the Grant Deed recorded January 3, 2007 as Document No. 2007-00177, Official Records of said County, described as follows:

BEGINNING at the northeasterly corner of Parcel 1 as shown on that certain "PARCEL MAP", filed in Book 14 of Parcel Maps at Page 68, Records of said County; thence South 00°44'32" West 124.47 feet along the easterly line of said Parcel 1 to the beginning of a non-tangent curve concave southwesterly and having a radius of 36,560.00 feet (a radial line from the radius point to the beginning of said curve bears North 67°43'04" East); thence northwesterly 134.81 feet along said curve through a central angle of 00°12'41" to the northerly line of said Parcel 1; thence South 89°47'11" East 52.96 feet along said northerly line to the **POINT OF BEGINNING**.

The bearings and distances used in the above description are based on the California Coordinate System 1983, Zone 4, as shown on Record of Survey, Book 58, pages 71 to 72, Epoch 2007.00. Multiply distances shown above by 1.000066514 to obtain ground level distances.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature



Dan S. Scott III, PLS 7840

Date

1/5/15

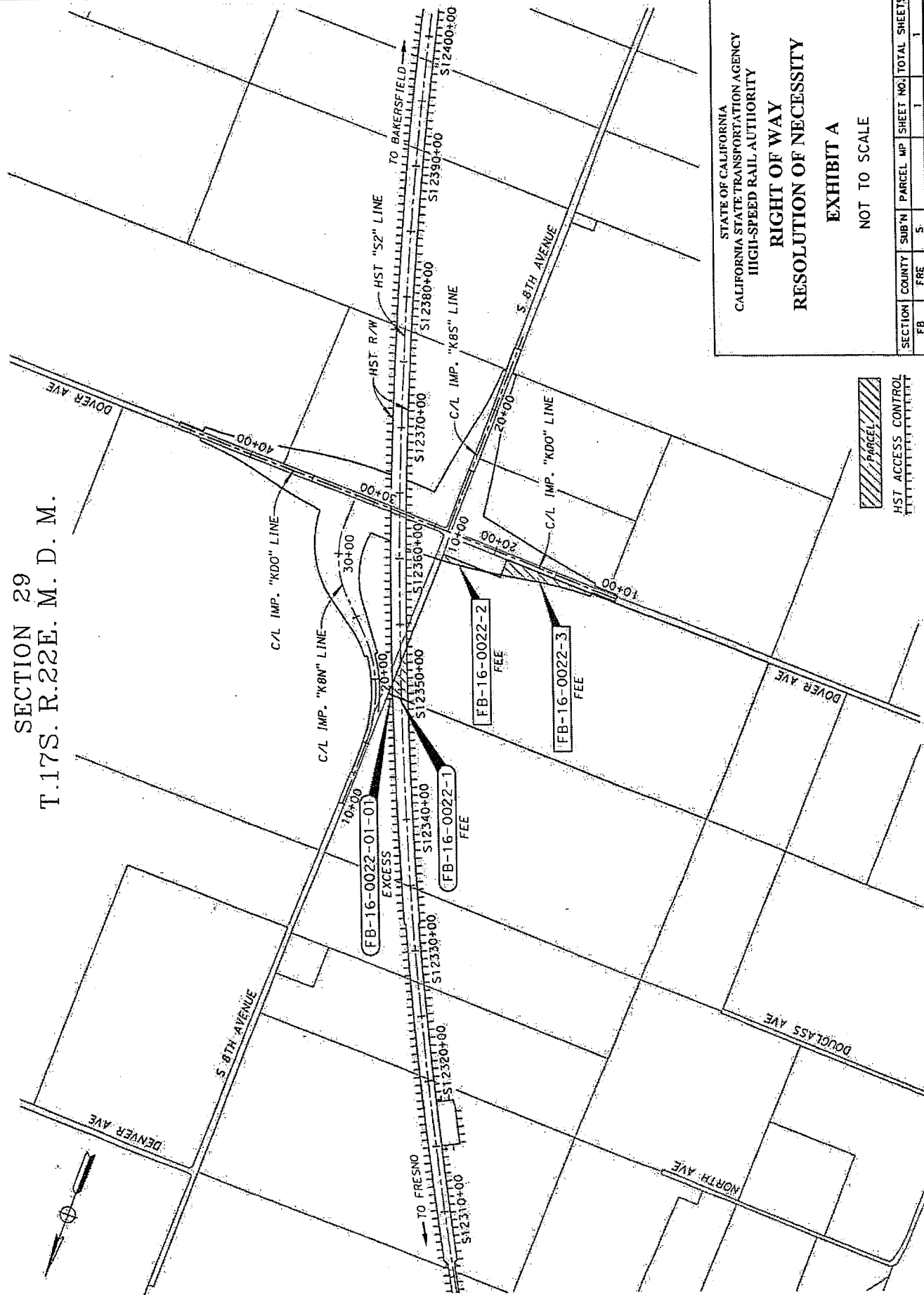


NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

COUNTY OF KINGS

SECTION 29

T.17S. R.22E. M. D. M.



STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
HIGH-SPEED RAIL AUTHORITY

RIGHT OF WAY
RESOLUTION OF NECESSITY

EXHIBIT A

NOT TO SCALE

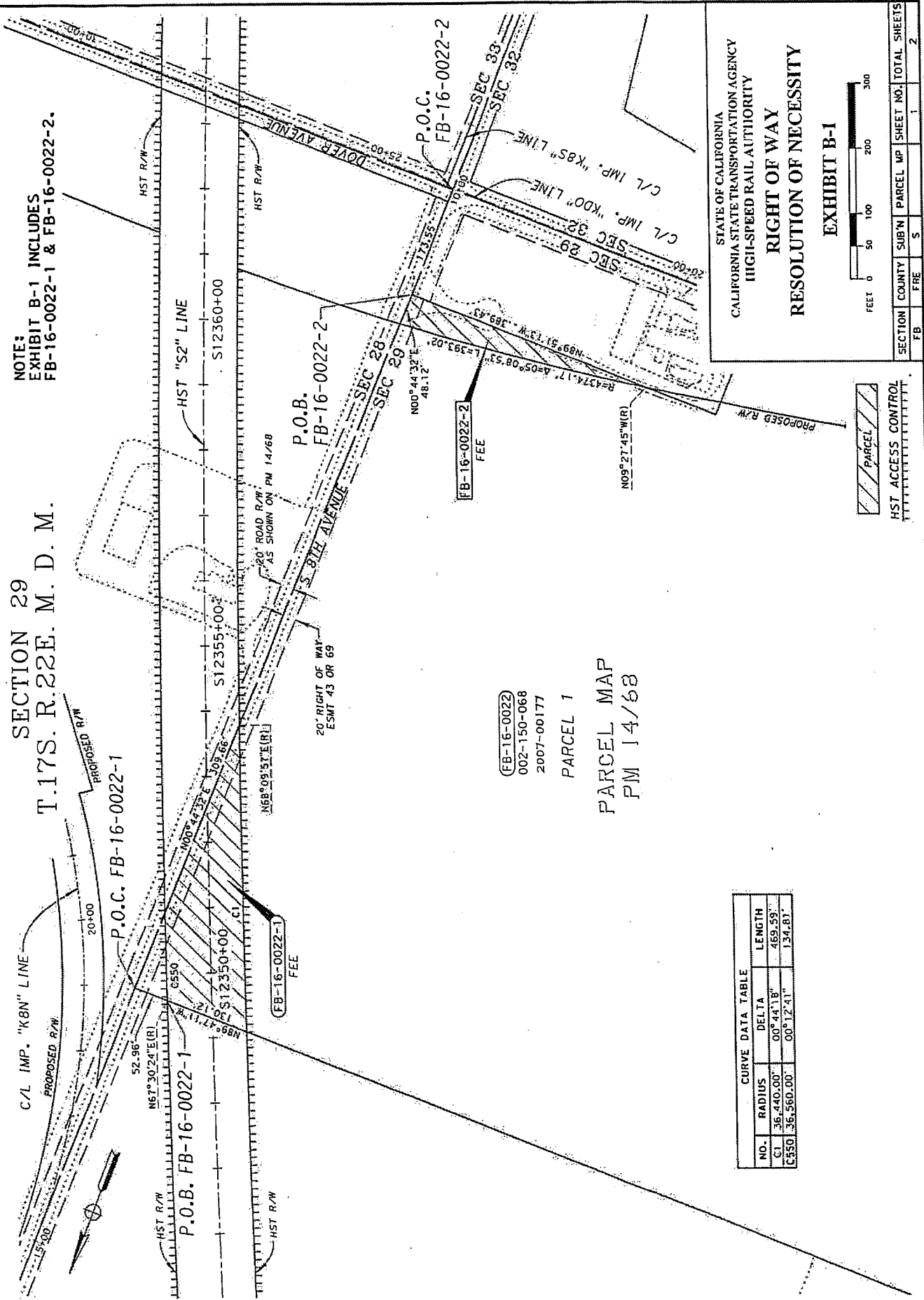
SECTION	COUNTY	SUB'M	PARCEL	MP	SHEET NO.	TOTAL SHEETS
FB	KINGS				1	1

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

COUNTY OF KINGS

NOTE:
EXHIBIT B-1 INCLUDES
FB-16-0022-1 & FB-16-0022-2.

SECTION 29
T.17S. R.22E. M. D. M.



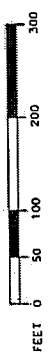
FB-16-0022-1
002-150-068
2007-00177
PARCEL 1

PARCEL MAP
PM 14/68

CURVE DATA TABLE			
NO.	RADIUS	DELTA	LENGTH
C1	36,440.00'	00° 44' 18"	469.59'
C550	36,560.00'	00° 12' 41"	134.81'

STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
HIGH-SPEED RAIL AUTHORITY
RIGHT OF WAY
RESOLUTION OF NECESSITY

EXHIBIT B-1



HST ACCESS CONTROL

SECTION	COUNTY	SUB'N	PARCEL MP	SHEET NO.	TOTAL SHEETS
FB	FRE	S	1	2	2

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.

PARCEL MAP
PM 14/63

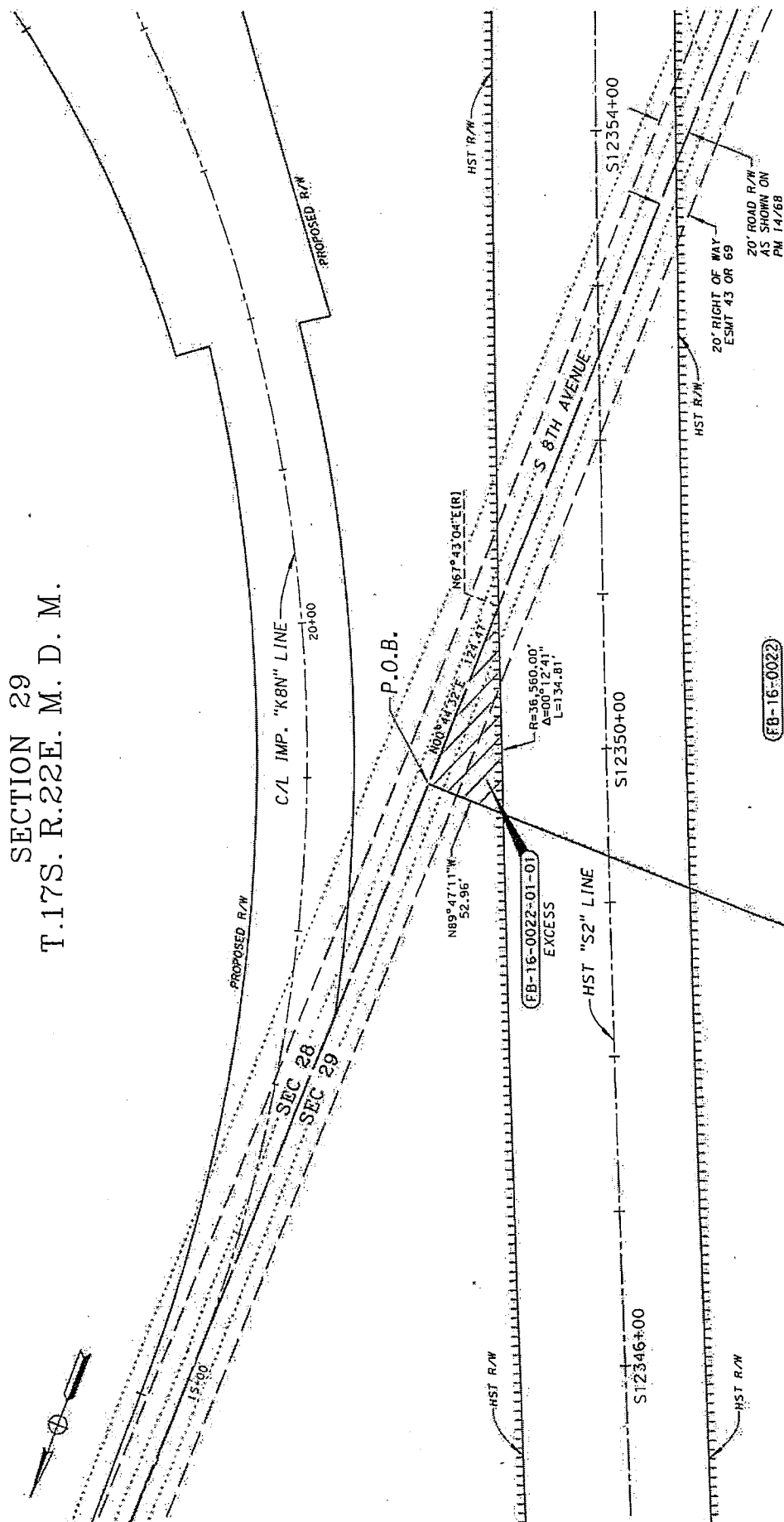


SECTION	COUNTY	SUB'N	PARCEL MP	SHEET NO.	TOTAL SHEETS
FB	FRE	S		2	2

SECTION 29

T.17S. R.22E. M. D. M.

NOTE: The State of California or its officers or agents shall not be responsible for the accuracy or completeness of digital images of this map.



STATE OF CALIFORNIA
CALIFORNIA STATE TRANSPORTATION AGENCY
HIGH-SPEED RAIL AUTHORITY
**RIGHT OF WAY
RESOLUTION OF NECESSITY**

EXHIBIT C



PARCEL

HST ACCESS CONTROL

SECTION	COUNTY	SUB'N	PARCEL MP	SHEET NO.	TOTAL SHEETS
100	505	5		1	1

FB-16-0022
002-150-068
2007-09177

PARCEL 1

PARCEL MAP
PM 14/68

T.17S. R.22E. M. D. M.

EXHIBIT B-1 INCLUDES
FB-16-0022-1 & FB-16-0022-2.



RIGHT OF WAY RESOLUTION OF NECESSITY

EXHIBIT B-1

CURVE DATA TABLE			
NO.	RADIUS	DELTA	LENGTH
C1	36,440.00'	00° 44' 18"	459.59'
C2	36,550.00'	00° 12' 41"	14.81'

PARCEL 1

PARCEL MAP
PM 14/68

SECTION	COUNTY	SUBN	PARCEL MP	SHEET NO.	TOTAL SHEETS
FR	FR	S		1	2

HST ACCESS CONTROL

T.17S. R.22E. M. D. M.

NOTE:
EXHIBIT B-2 INCLUDES
FB-16-0022-3 ONLY.

PARCEL 1

PARCEL MAP
PM 14/68

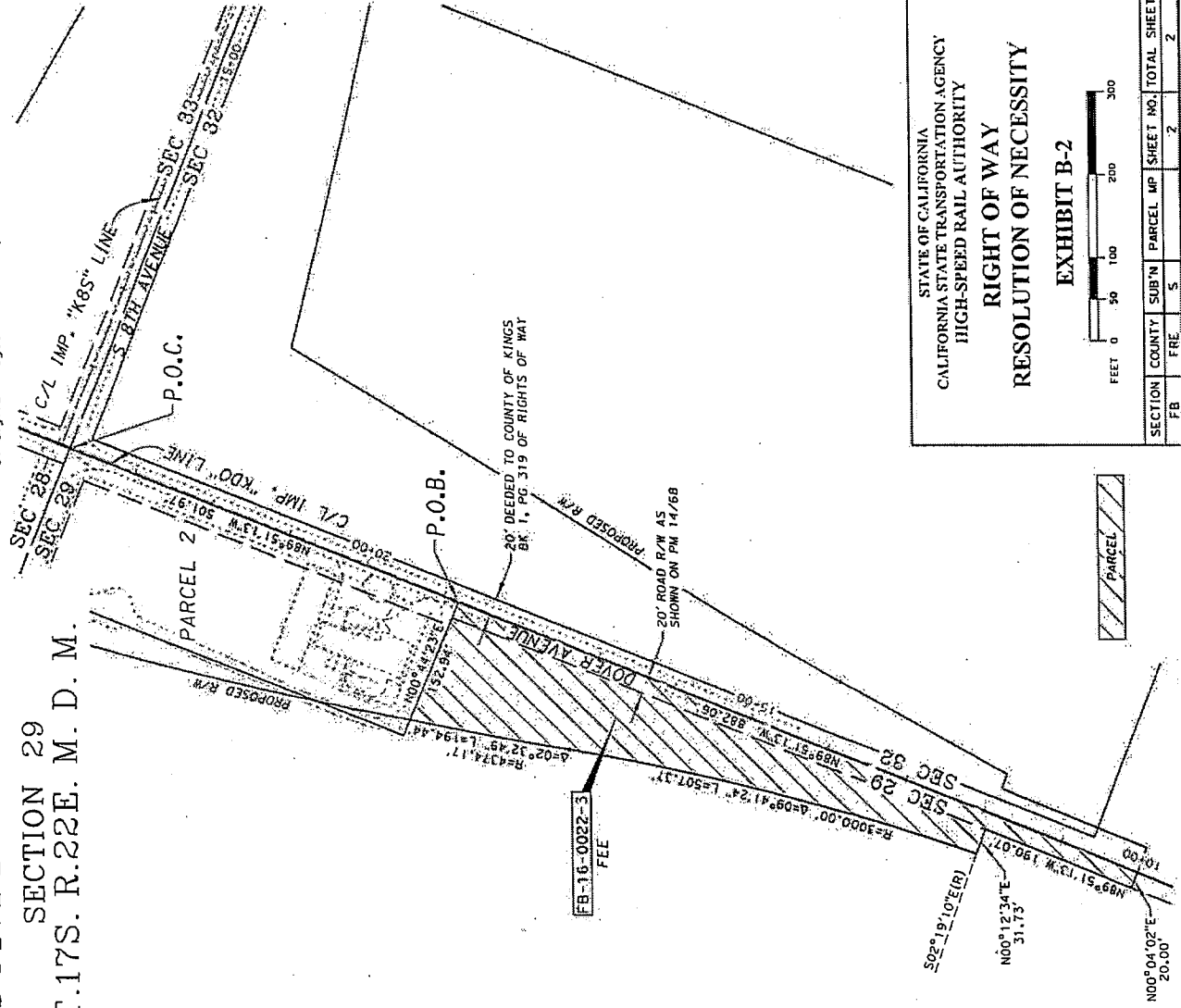
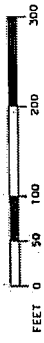
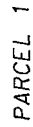


EXHIBIT B-2



SECTION	COUNTY	SUB'N	PARCEL MP	SHEET NO.	TOTAL SHEETS
FB	FRE	5		2	2

T.17S. R.22E. M. D. M.



SECTION	COUNTY	SUB'N	PARCEL MP	SHEET NO.	TOTAL SHEETS
FB	FRE	5		1	1

HST ACCESS CONTROL



CALIFORNIA STATE
PUBLIC WORKS BOARD

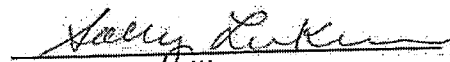
EDMUND G. BROWN JR. • GOVERNOR

915 L STREET ■ NINTH FLOOR ■ SACRAMENTO CA ■ 95814-3706 ■ (916) 445-9594

CERTIFICATE OF THE STATE PUBLIC WORKS BOARD
OF THE STATE OF CALIFORNIA

I, Sally Lukenbill, Deputy Director of the California State Public Works Board,
hereby certify that the foregoing copy of Resolution of Necessity Number
2015-0004, consisting of 15 pages, including attached exhibits, is a
true and correct copy of the original maintained in the official files of the
California State Public Works Board.

STATE PUBLIC WORKS BOARD
OF THE STATE OF CALIFORNIA


Sally Lukenbill
Deputy Director

10/21/15
Date

DECLARATION OF SERVICE BY E-MAIL and OVERNIGHT COURIER

Case Name: **Tos, John, et al. v. California High-Speed Rail Authority**
No.: **34-2016-00204740**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for overnight mail with the **[GOLDEN STATE OVERNIGHT]**. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the overnight courier that same day in the ordinary course of business.

On April 6, 2017, I served the attached **DECLARATION OF ALAN GLEN IN OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION** by transmitting a true copy via electronic mail. In addition, I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, for overnight delivery, addressed as follows:

Michael J. Brady
Attorney at Law
Ropers, Majeski, Kohn & Bentley -
Redwood City
1001 Marshall St, Suite 500
Redwood City, CA 94063
E-mail Address: mbrady@rmkb.com

Stuart M. Flashman
Attorney at Law
Law Offices of Stuart M. Flashman
5626 Ocean View Drive
Oakland, CA 94618-1533
E-mail Address: Stu@stuflash.com

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on April 6, 2017, at San Francisco, California.

Susan Chiang

Declarant



Signature