

PROPOSITION H

An ordinance authorizing, subject to certain conditions, the sale of land, improvements and water rights to the City of Pleasanton.

FILE No. 594-60-2

ORD. No. 447-60

ORDERING SUBMISSION OF ORDINANCE AUTHORIZING AN AGREEMENT OF SALE AND THE SALE OF LAND, IMPROVEMENTS AND WATER RIGHTS TO THE CITY OF PLEASANTON SUBJECT TO CONDITIONS RELATING THERETO.

The Board of Supervisors hereby orders submitted to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 8, 1960 an ordinance authorizing the sale of part of a public utility to the City of Pleasanton, as follows:

ORDINANCE No. 446-60

AN ORDINANCE AUTHORIZING AN AGREEMENT OF SALE AND THE SALE OF LAND, IMPROVEMENTS AND WATER RIGHTS TO THE CITY OF PLEASANTON SUBJECT TO CONDITIONS RELATING THERETO.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Mayor and the Clerk of the Board of Supervisors are hereby authorized on behalf of the Board of Supervisors to enter into an Agreement of Sale and to sell to the City of Pleasanton for the sum of Forty Thousand (\$40,000) Dollars all its right, title and interest in and to

that certain parcel of real property at Black Avenue and Santa Rita Road, near Pleasanton in Alameda County, approximately three-tenths of an acre in extent, with the wells and other improvements thereon and the pipelines appurtenant thereto, used exclusively to supply water to the City of Pleasanton, and also with such water rights as San Francisco may own to withdraw water from the subterranean basin in the Amador Valley, near Pleasanton, for use beyond the limits of said valley. The said Agreement of Sale and sale shall be subject to a reservation of the right to withdraw water from said subterranean basin for domestic, industrial, agricultural or municipal uses on any lands now owned or hereafter acquired in fee by San Francisco within the boundaries of the Pleasanton Township County Water District, on lands now being supplied by San Francisco and known as "Oakmead Farm," on lands now being supplied by San Francisco formerly known as the "Phoebe A. Hearst Ranch," and as a supplemental source of supply to Pleasanton, on any lands now or hereafter served by the Pleasanton water system.

Section 2. The transfer of said water rights to Pleasanton shall be subject to the assumption and performance by Pleasanton of certain contractual obligations to third parties of the Spring Valley Water Company which were assumed by San Francisco by deed dated March 3, 1930, transferring Spring Valley Water Company properties to San Francisco, to the extent that such obligations arise after July 1, 1960.

Section 3. The transfer of said water rights to Pleasanton also shall be subject to a release and discharge by Pleasanton of any and all obligations of San Francisco to Pleasanton based on contractual obligations of the Spring Valley Water Company to Pleasanton and assumed by San Francisco by said 1930 deed.

Section 4. The said Agreement of Sale and any deed or deeds executed to accomplish performance of the Agreement of Sale may contain such other terms and conditions not inconsistent with the provisions of this ordinance as are necessary for the purpose of carrying out the objects and purposes of this ordinance.

Passed for Second Reading — Board of Supervisors, San Francisco, August 29, 1960.

Ayes: Supervisors Blake, Casey, Dobbs, Ertola, Ferdon, Halley, McMahon, J. Joseph Sullivan, James J. Sullivan, Zirpoli.

ROBERT J. DOLAN, Clerk

Read Second Time and Finally Passed — Board of Supervisors, San Francisco, September 6, 1960.

Ayes: Supervisors Blake, Casey, Dobbs, Ertola, Ferdon, McMahon, Rolph, J. Joseph Sullivan, James J. Sullivan, Zirpoli.

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

ROBERT J. DOLAN, Clerk

Approved: September 8, 1960.

GEORGE CHRISTOPHER, Mayor