

AGREEMENT BETWEEN FRANCISCAN BUILDERS INC.  
AND THE COUNTY OF SANTA CLARA

This is an agreement between FRANCISCAN BUILDERS INC. hereinafter called "OWNER" and the COUNTY OF SANTA CLARA, hereinafter called "COUNTY".

WHEREAS, the COUNTY is the owner of the real property shaded in blue on the map attached hereto as Exhibit "A"; and

WHEREAS, OWNER desires to landscape and maintain the area shaded in blue at his own expense; and

WHEREAS, the Board of Supervisors of the County of Santa Clara finds and determines that it is in the best public interest to grant the request of OWNER.

NOW, THEREFORE, it is mutually agreed as follows:

1. COUNTY hereby grants permission to OWNER to landscape and maintain the area shaded in blue on the attached Exhibit "A".
2. OWNER hereby agrees at his own expense to landscape and maintain the area shaded in blue, and that said landscaping shall be kept trim and shall not interfere with sight clearance for traffic on Central Expressway.
3. OWNER shall assume the defense and agree to save harmless and indemnify COUNTY, its officers and employees from any liability for injury, death, loss, accident or damage to any persons or property arising out of the use of said area shaded in blue for landscaping purposes.

signed copy to Franciscan Builders, Inc.  
cc to: (1) Counsel  
(5) Transportation Agency

OCT 15 1974 <sup>B</sup>

4. COUNTY reserves the right to rescind the permission granted herein upon the giving of a sixty (60) day written notice to Franciscan Builders, Inc., 306 Lorton Avenue, Burlingame, California 94010.

Dated this 25<sup>th</sup> day of September, 1974.

OCT 15 1974

FRANCISCAN BUILDERS, INC.

Michael J. Dollinger

Michael Dollinger  
Secretary-Treasurer

COUNTY OF SANTA CLARA

By Jim Sanchez  
Chairman, Board of Supervisors

OCT 15 1974

ATTEST: DONALD M. RAINS, Clerk  
Board of Supervisors

Donald M. Rains

APPROVED AS TO FORM:

Donald Thompson 9/26/74

Assistant/Deputy County Counsel

CENTRAL EXPWAY

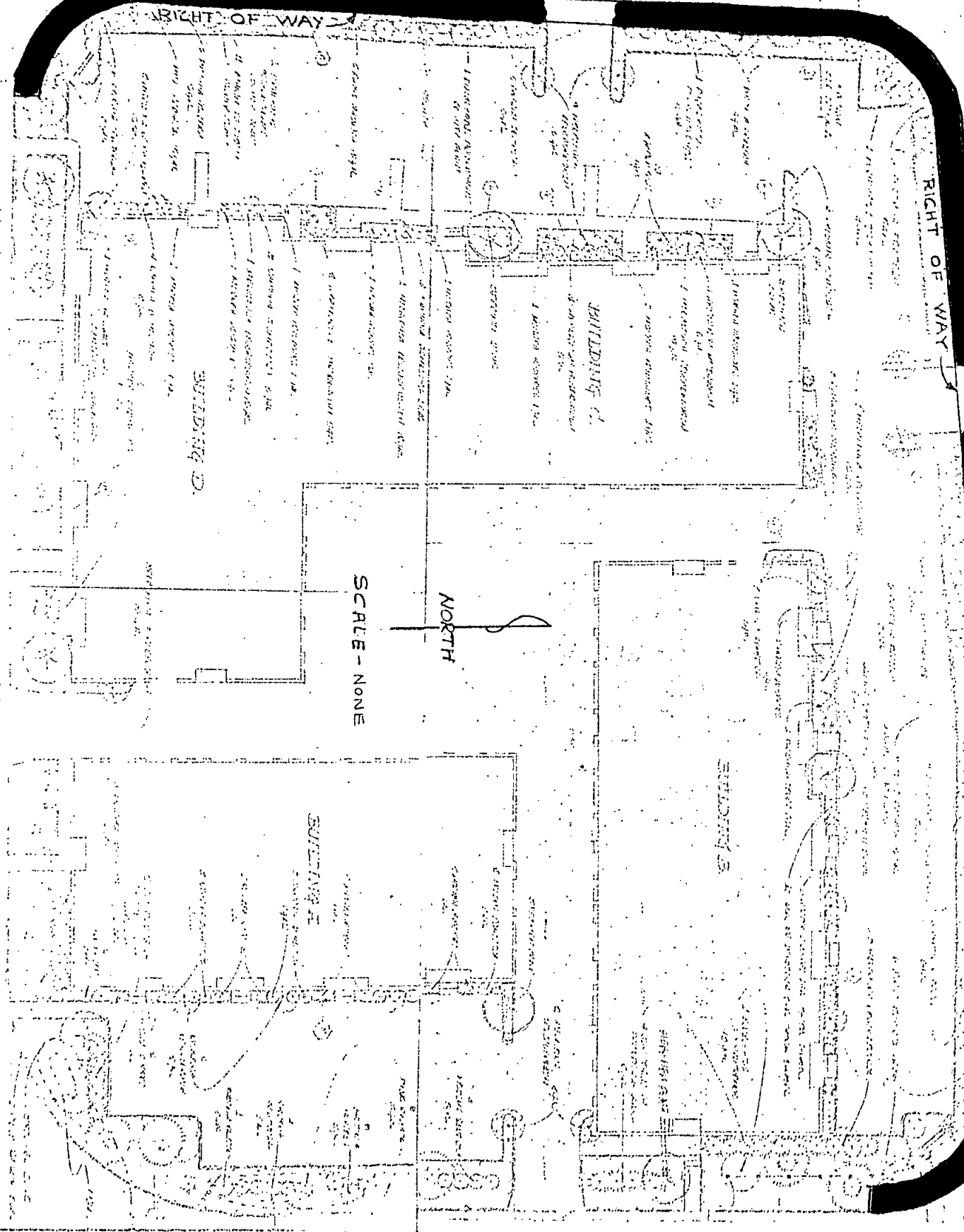
FACE OF CURB

RIGHT OF WAY

LAWRENCE EXPWAY

FACE OF CURB

RIGHT OF WAY



RYDER STREET

EXHIBIT "A"



**County of Santa Clara**  
**California**

Sig Sanchez, District 1  
Dominic L. Cortese, District 2  
Dan Mc Corquodale, District 3  
Ralph H. Mehrkens, District 4  
Victor Caiyo, District 5

October 16, 1974

Mr. Michael Dollinger  
Secretary-Treasurer  
Franciscan Builders, Inc.  
306 Lorton Avenue  
Burlingame, CA 94010

Subject: Agreement with Franciscan Builders, Inc.  
for landscaping portions of Lawrence and  
Central Expressways

Dear Mr. Dollinger:

Enclosed you will find a fully executed copy of the subject Agreement between the County of Santa Clara and the party named above. The Board of Supervisors at its regularly scheduled meeting on ~~October 15, 1974~~ approved this Agreement on behalf of the County.

The enclosed copy is for your records.

Very truly yours,

BOARD OF SUPERVISORS  
Donald M. Rains, Clerk

*Donald M. Rains*  
By: Deputy Clerk

DMR:yg  
Enclosure

CC: County Counsel  
Transportation Agency

County of Santa Clara  
California

Transportation Agency  
Department of Public Works  
1555 Berger Drive  
San Jose, California 95112

TRANSMITTAL MEMORANDUM

S.D. 4

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DATE: October 2, 1974

FOR: BOARD OF SUPERVISORS AGENDA OF October 15, 1974

FROM: MONTINI, TRANSPORTATION DEVELOPMENT, TRANSPORTATION AGENCY

TITLE: AGREEMENT BETWEEN FRANCISCAN BUILDERS INC. AND THE COUNTY OF  
SANTA CLARA FOR LANDSCAPING PORTIONS OF LAWRENCE AND CENTRAL  
EXPRESSWAYS

DESCRIPTION:

Franciscan Builders Inc. desires to landscape a portion of Lawrence Expressway and Central Expressway. Their proposed landscaping is much more extensive than the County type of landscaping.

Franciscan Builders Inc., by this agreement, agrees to landscape the area, maintain the area, and hold County harmless if any liability should arise.

Approval is recommended.

Send a fully executed copy to:

Michael Dollinger  
Secretary-Treasurer  
Franciscan Builders Inc.  
306 Lorton Avenue  
Burlingame, Ca. 94010

LM:TAC:fm

*lm* APPROVED: JAMES POTT *JP* HOWARD CAMPEN \_\_\_\_\_

AGENDA DATA: DATE: \_\_\_\_\_ BOARD ACTION: OCT 15 1974  
ITEM NO: \_\_\_\_\_