

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



112B

**FROM:** General Manager-Chief Engineer      **SUBMITTAL DATE:** March 25, 2003

**SUBJECT:** Murrieta Creek Flood Control Project  
Project No. 7-0-0021  
Notice of Intention to Condemn Real Property

**RECOMMENDED MOTION:**

Approve Resolution No. F2003-13, Notice of Intention to Condemn Real Property for Flood Control Purposes, and set a public hearing for Resolution No. F2003-14, Authorizing Condemnation of Real property for Flood Control Purposes, on April 22, 2003.

**JUSTIFICATION:**

The District, in conjunction with the U.S. Army Corps of Engineers, is planning to construct flood control improvements with appurtenances for Murrieta Creek, thereby preventing flooding in this area of Riverside County. Negotiations have been conducted with the affected owner, but to date, have not been successful. Although these negotiations will continue, in order to facilitate the timely construction of the flood control improvements, staff is recommending the approval of Resolution No. F2003-13.

WARREN D. WILLIAMS  
General Manager-Chief Engineer

C.E.O. RECOMMENDATION

**APPROVE**

County Executive Officer Signature

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1 BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

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3 RESOLUTION NO. F2003-13

4 NOTICE OF INTENTION TO CONDEMN REAL PROPERTY  
5 FOR FLOOD CONTROL PURPOSES

6 BE IT RESOLVED, DETERMINED AND ORDERED by the Board of  
7 Supervisors of the Riverside County Flood Control and Water Conservation District, County of  
8 Riverside, State of California, in regular session assembled on March 25, 2003, and NOTICE IS  
9 HEREBY GIVEN as follows:

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11 1. That this Board intends to adopt a resolution of necessity authorizing the  
12 condemnation of that certain parcel of real property for the construction of the  
13 Murrieta Creek Project, described as Parcel 7021-6, also known as APN 922-  
14 110-033, and as shown on Record of Survey on file in the Office of the Clerk  
15 of the Board, and to hold a public hearing on April 22, 2003, at 1:30 p.m. in the  
16 meeting room of the Board of Supervisors located on the 1st floor, County  
17 Administrative Center, 4080 Lemon Street, Riverside, California, at which time  
18 each person whose real property is sought to be condemned and whose name  
19 and address appears on the last equalized County Assessment Roll and who has  
20 filed a timely written request to appear and be heard, will be given an  
21 opportunity to be heard on the following matters:

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23 a. Whether the public interest and necessity require the construction of the  
24 public improvement.  
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26 b. Whether the public improvement is planned and located in the manner  
27 that will be most compatible with the greatest public good and the least  
28 private injury.

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c. Whether the real property sought to be acquired is necessary for the construction of the public improvement.

d. Whether the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

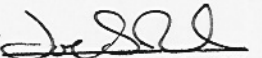
2. That the failure of any person, whose real property is sought to be condemned, to file a written request to appear and be heard with the Office of the Clerk of the Board within 15 days after a copy of the resolution is mailed to, or personally served upon such person, will result in his or her waiver of the right to appear and be heard.

BE IT FURTHER RESOLVED that the Office of the Clerk of the Board shall cause a copy of this resolution and a copy of the Record of Survey and Right of Way Maps to be mailed to or personally served upon each person whose real property is sought to be condemned and whose name and address appears on the last equalized County Assessment Roll.

GW:mcv:bjp

FORM APPROVED  
COUNTY COUNSEL

MAR 12 2003

BY   
ASSISTANT COUNTY COUNSEL