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

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
March 16, 2004

SUBJECT: Authorization to Quitclaim Portion of an Easement Interest in Real Property
Palm Canyon Wash Levee Relocation
Project No. 6-0-0040; Parcel No. 6040-1C

RECOMMENDED MOTION:

Approve Resolution No. F2004-12, Authorization to Quitclaim Easement Interest in Real Property; authorize the Chairman of the Board to execute the necessary documents; and authorize the Chief Engineer or his designee to complete the transaction.

BACKGROUND:

The relocation of a portion of the Palm Canyon Wash Levee eliminates the need for the easement rights obtained for the area now located behind the relocated levee. The area to be quitclaimed is part of Indian lands and is described and shown on attached Exhibits "A" and "B". The District's rights thereupon were originally authorized by letter from the United States Department of the Interior Bureau of Indian Affairs dated May 7, 1959 and attached as Exhibit "C", and shown on Affidavit dated September 30, 1954 attached as Exhibit "D". It is the District's recommendation that the easement rights for the vacated levee area be quitclaimed in general, as no formal grant of said rights was ever made to the District.

AU:ac

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS: N/A	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent
- Dept't Recomm.:
- Per Exec. Ofc.:

Prev. Agn. Ref.: | District: 4th | Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

11.4

SCT

1 BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

2
3 RESOLUTION NO. F2004-12

4
5 AUTHORIZATION TO QUITCLAIM EASEMENT
6 INTEREST IN REAL PROPERTY

7
8 BE IT RESOLVED, DETERMINED AND ORDERED by the Board of
9 Supervisors of the RIVERSIDE COUNTY FLOOD CONTROL AND WATER
10 CONSERVATION DISTRICT in regular session assembled on March 16, 2004, in the meeting
11 room of the Board of Supervisors, at least four-fifths of all members concurring, that the
12 quitclaim of interest in a portion of real property as described in a letter from the United States
13 Department of the Interior, Bureau of Indian Affairs dated May 7, 1959 attached hereto and
14 made a part hereof, said portion to be quitclaimed being described and shown in Exhibits "A"
15 and "B" also attached hereto and made a part hereof, is hereby approved.

16
17 BE IT FURTHER RESOLVED AND DETERMINED that the easement to be
18 quitclaimed is no longer required for the District's use due to the relocation of District's levee and
19 is to be quitclaimed.

20 BE IT FURTHER RESOLVED that the Chairman of the Board of Supervisors is
21 authorized to execute the necessary documents to complete the quitclaim of the easement.

22 BE IT FURTHER RESOLVED that the General Manager-Chief Engineer or his
23 designee of the District is authorized to execute any other documents and administer all actions
24 necessary to complete the transaction.

25 FORM APPROVED
COUNTY COUNSEL

26 MAR 02 2004

27 BY 
ASSISTANT COUNTY COUNSEL

28 AU:js:ac
PC\86794

EXHIBIT "A"
VACATION PARCEL

ALL THAT PORTION OF THE WEST ONE HALF OF SECTION 35, TOWNSHIP 4 SOUTH, RANGE 4 EAST, SAN BERNARDINO BASE AND MERIDIAN DESCRIBED AS FOLLOWS;

COMMENCING AT THE WEST ONE QUARTER CORNER OF SAID SECTION 35, THENCE SOUTH 00°- 18'-11" EAST ALONG THE WEST LINE OF SAID SECTION 35 A DISTANCE OF 50.19 FEET TO THE NORTHERLY LINE OF THE RIVERSIDE COUNTY FLOOD CONTROL EASEMENT AS SHOWN ON RECORD OF SURVEY ON FILE IN RECORD OF SURVEY BOOK 43 AT PAGE 16, RECORDS OF RIVERSIDE COUNTY CALIFORNIA AND **THE TRUE POINT OF BEGINNING**, SAID POINT BEING ON A NON-TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 1354.80 FEET, A RADIAL BEARING PASSES THROUGH SAID POINT BEARS SOUTH 09°-27'-40" WEST;
THENCE EASTERLY ALONG SAID NORTHERLY LINE AND CURVE THROUGH A CENTRAL ANGLE OF 28°-23'-05" AND A LENGTH OF 671.18 FEET;
THENCE CONTINUING ALONG SAID NORTHERLY LINE, NORTH 71°-04'-35" EAST A DISTANCE OF 1106.46 FEET;
THENCE LEAVING SAID NORTHERLY LINE SOUTH 18°-47'-48" EAST A DISTANCE OF 15.70 FEET TO THE POINT OF BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 2107.61 FEET, A RADIAL BEARING PASSES THROUGH SAID POINT BEARS NORTH 18°-47'-48" WEST;
THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 19°-01'-53" AND A LENGTH OF 700.06 FEET TO THE BEGINNING OF A REVERSE TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 1348.49 FEET;
THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 37°-06'-20" AND A LENGTH OF 873.30 FEET;
THENCE SOUTH 89°-16'-39" WEST A DISTANCE OF 289.14 FEET TO THE WEST LINE OF SAID SECTION 35;
THENCE NORTH 00°-18'-11" WEST ALONG SAID WEST LINE A DISTANCE OF 218.66 FEET TO THE TRUE POINT OF BEGINNING.

PREPARED BY
SANBORN A/E, INC.

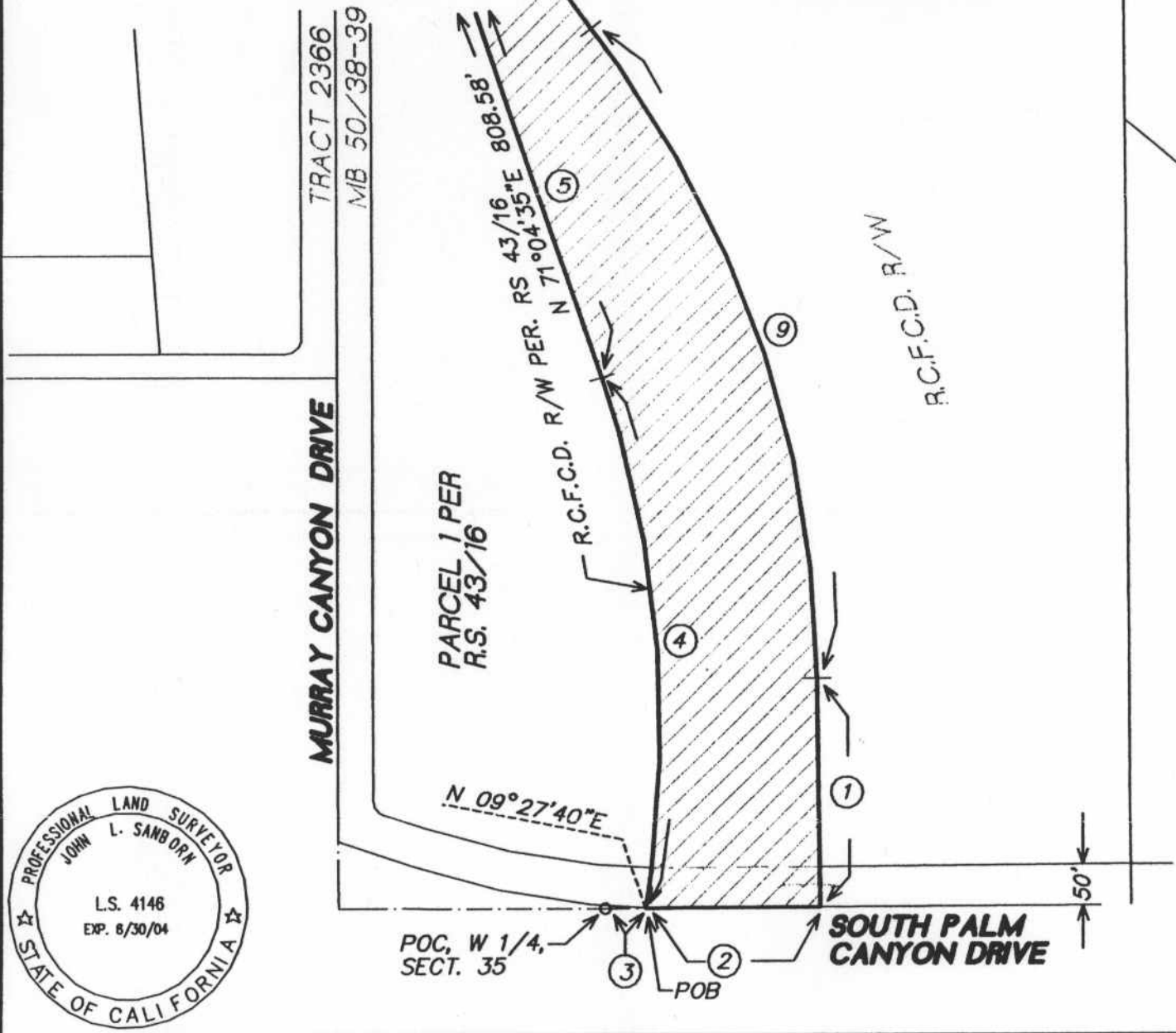

JOHN L. SANBORN PLS 4146
W.O.02-163 vacation 11/20/03



EXHIBIT "B"



SEE SHEET 2 OF 2



VACATION PLAT

LEGAL DESCRIPTION:
PORTION WEST 1/2 OF SECTION 35, TOWNSHIP 4 SOUTH,
RANGE 5 EAST, SAN BERNARDINO BASE AND MERIDIAN.

JOHN L. SANBORN. PLS NO. 4146 EXP. 6/30/04

RIVERSIDE COUNTY FLOOD CONTROL DISTRICT

DESIGN BY: D.G.H.	SCALE: 1"=200'	DATE: 12/11/03
CHECKED BY: J.L.S.	W.O. # 02-163-2	SHEET NO.: 1 OF 2

EXHIBIT "B"

DATA

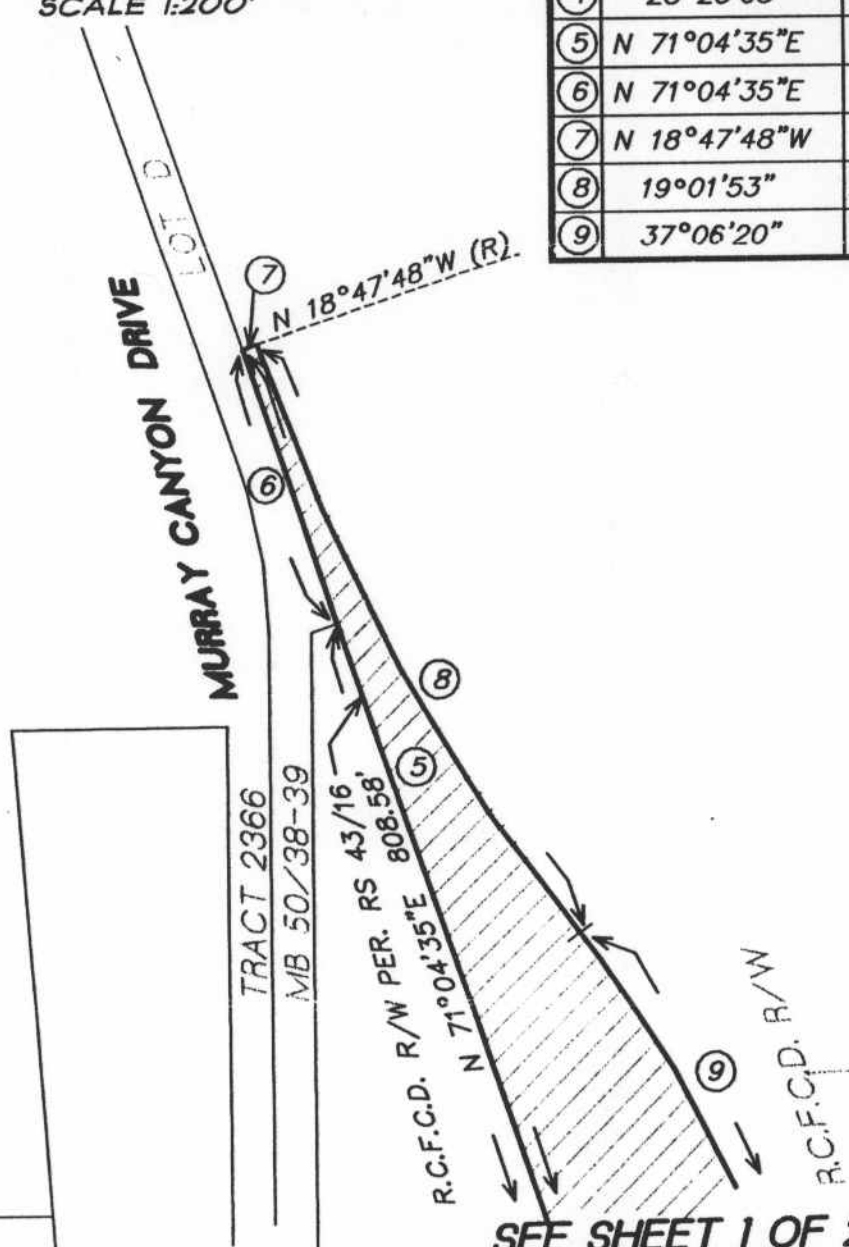
①	DELTA/BEARING	RADIUS	LEN./DIST.	TANGENT
①	N 89°16'39"E		289.14'	
②	N 00°18'11"W		218.66'	
③	N 00°18'11"W		58.19'	
④	28°23'03"	1354.80'	671.16'	342.62'
⑤	N 71°04'35"E		1106.46'	
⑥	N 71°04'35"E		297.88'	
⑦	N 18°47'48"W		15.70'	
⑧	19°01'53"	2107.61'	700.06'	353.29'
⑨	37°06'20"	1348.49'	873.30'	452.58'



GRAPHIC SCALE



SCALE 1:200'



VACATION PLAT

LEGAL DESCRIPTION:
PORTION OF WEST 1/2 OF SECTION 35, TOWNSHIP 4 SOUTH,
RANGE 4 EAST, SAN BERNARDINO BASE AND MERIDIAN.

JOHN L. SANBORN. PLS NO. 4146

EXP. 6/30/04

RIVERSIDE COUNTY FLOOD CONTROL DISTRICT

DESIGN BY: D.G.H.	SCALE: 1"=200'	DATE: 12/11/03
CHECKED BY: J.L.S.	W.O. # 02-163-2	SHEET NO.: 2 OF 2