

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

724



FROM: Department of Facilities Management & Transportation Dept.

SUBMITTAL DATE:

March 11, 2004

SUBJECT: RESOLUTION NO. 2004-052, AUTHORIZING CONDEMNATION OF REAL PROPERTY FOR ROAD PURPOSES/CAMINO REAL PROJECT

RECOMMENDED MOTION: That the Board of Supervisors adopt Resolution No. 2004-052, Authorizing Condemnation of Real Property for Road Purposes.

BACKGROUND: The Camino Real Road Improvement Project is in conjunction with the Jurupa Unified School District in the development of a high school facility. Storm drains and the improvement of Camino Real, as well as the improvement of the intersection of Camino Real and Mission Boulevard, are planned. Offers have been made in accordance with Governmental Code 7267.2, however, settlements have not been reached with the property owners. Negotiations are ongoing and will continue.

Departmental Concurrence

George A. Johnson
George A. Johnson, Director
of Transportation
MJS:JRF:sh
8.844

Michael J. Sylvester
MICHAEL J. SYLVESTER, Director
Department of Facilities Management

FINANCIAL DATA	Current F.Y. Total Cost:	\$	In Current Year Budget:
	Current F.Y. Net County Cost:	\$	Budget Adjustment:
	Annual Net County Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS: Jurupa Area Pksh DIF Funds	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 *Jerry L. Baynes*

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

Prev. Agn. Ref.: | District: 2 | Agenda Number:

RESOLUTION NO. 2004-052

AUTHORIZING CONDEMNATION OF REAL PROPERTY
FOR ROAD CONSTRUCTION PURPOSES

BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of Supervisors of Riverside County, State of California, not less than four-fifths of all members concurring, in regular session assembled on March 30, 2004, as follows:

1. That notice of intention to adopt this resolution was given to each person, whose hereinafter described real property is to be acquired by eminent domain, in accordance with Section 1245.235 of the Code of Civil Procedure and a hearing was conducted by the Board of the matters contained herein.

2. That the authority for the County to acquire the real property by eminent domain is contained in Article 1, Section 19 of the California Constitution; Sections 940 and 943 of the Streets and Highways Code; Section 25350.5 of the Government Code; Sections 1240.010, 1240.020, 1240.110, 1240.420 of the Code of Civil Procedure.

3. That the public interest and necessity require the proposed project.

4. That the use for which the real property is to be taken is for road construction and improvement, and for other uses incidental thereto and required thereby in order to complete the project being known as the Camino Real extension.

5. That the real property sought to be condemned is necessary for the construction of the public improvement and is located entirely within the boundaries of the County of Riverside, State of California, generally described as Parcels 1003, 1004, 1005, and 1006, with Assessor's Parcel Numbers 174-160-006, 174-160-007, 183-030-023 and 183-030-022, which are located within Section 7, T2S, R6W, S. B. M.,

1 Riverside County, and a specific description of the real property and the interests
2 sought to be condemned are set forth in Exhibit "A", attached hereto and by this
3 reference made a part hereof.

4 6. That the public improvement is planned and located in the manner
5 that will be most compatible with the greatest public good and the least private injury.

6 7. That the offer required by Section 7267.2 of the Government Code
7 has been made to the owner or owners of record.
8

9 BE IT FURTHER RESOLVED that the County Counsel of the County of
10 Riverside is hereby authorized and empowered:
11

12 1. To acquire in the name of the County, fee simple title and
13 temporary construction easements by condemnation in accordance with the
14 Constitution and laws relating to eminent domain.

15 2. To prepare and prosecute in the name of the County such
16 proceedings in the proper court having jurisdiction thereof as are necessary for such
17 acquisition.
18

19 3. To make application to the Court for an order to deposit the
20 probable amount of compensation out of proper funds under the control of the County
21 into the County Treasury and for an order permitting the County to take prejudgment
22 possession and use the real property for the purpose of constructing the public
23 improvement.

24 4. To compromise and settle such proceedings, if such settlement can
25 be reached, and in that event, to take all necessary action to complete the acquisition,
26 including stipulations as to judgment and other matters, and causing all payments to be
27 made.
28

JRF:sh
1/27/04
203TR
8.842

FORM APPROVED
COUNTY COUNSEL

JAN 28 2004

BY 
ASSISTANT COUNTY COUNSEL

EXHIBIT A

LEGAL DESCRIPTION OFFER OF DEDICATION PARCELS 1003 & 1004

Those portions of Tract No. 4 of A.C. Armstrong Estate as shown by map on file in Book 6 of Maps, at Page 31 thereof, Records of Riverside County California, Sec.7, T.2S., R.5W., more particularly described as follows:

PARCEL 1003

Commencing at the intersection of the centerline of Camino Real, 60.00 feet wide, and Mission Boulevard, 40.00 feet half-width, as shown on Record of Survey recorded in map book 110, pages 47 through 49 inclusive;

Thence North $01^{\circ}09'28''$ West, along the centerline of Camino Real, a distance of 110.99 feet to the beginning of a tangent curve concave to the west and having a radius of 500.00 feet;

Thence northerly along said curve, to the left, through a central angle of $19^{\circ}19'58''$ an arc distance of 168.71 feet;

Thence radial to said curve South $69^{\circ}30'34''$ West, a distance of 30.00 feet to a point on the westerly right-of-way line of Camino Real (60.00 feet wide) and the **True Point of Beginning**. Said point also being on a non-tangent curve concave to the west, having a radius of 470.00 feet;

Thence southerly along said curve and said westerly right-of-way, to the right, through a central angle of $19^{\circ}19'58''$, an arc distance of 158.59 feet;

Thence South $01^{\circ}09'28''$ East, tangent to said curve, a distance of 70.98 feet to a point on the northerly right-of-way line of said Mission Boulevard (40.00 foot half width);

Thence South $88^{\circ}52'15''$ West, along said right-of-way line, a distance of 124.89 feet to a point on the west line of that certain parcel of land conveyed to Paul Garrett by deed recorded July 19, 1961, as Instrument No. 61602, Official Records of Riverside County, California;

Thence North $00^{\circ}20'06''$ East, a distance of 15.00 feet, along said west line, to a point on a line parallel with and distant northerly 15.00 feet, measured at right angles, from said northerly right-of-way line;

Thence North 88°52'15" East along said parallel line, a distance of 81.48 feet;

Thence North 43°51'24" East, a distance of 32.53 feet to a point on a line parallel with and distant westerly 20.00 feet, measured at right angles, from said westerly right-of-way line;

Thence North 01°09'28" West along last said parallel line, a distance of 32.95 feet to the beginning of a tangent curve concave to the west and having a radius of 450.00 feet;

Thence northerly along said curve and said parallel line, to the left, through a central angle of 19°19'58" an arc distance of 151.84 feet;

Thence North 69°30'34" East, radial to said curve, a distance of 20.00 feet to the **True Point of Beginning**.

Containing 0.15 acres, more or less.

PARCEL 1004

Commencing at the intersection of the centerline of Camino Real, 60.00 feet wide, and Mission Boulevard, 40.00 feet half-width, as shown on Record of Survey recorded in map book 110, pages 47 through 49;

Thence North 01°09'28" West, along the centerline of Camino Real, a distance of 110.99 feet to the beginning of a tangent curve concave to the west and having a radius of 500.00 feet;

Thence northerly along said curve, to the left, through a central angle of 23°10'20" an arc distance of 202.22 feet;

Thence radial to said curve North 65°40'12" East, a distance of 30.00 feet to a point on the easterly right-of-way line of Camino Real, 60 feet wide, and the **True Point of Beginning**;

Thence continuing North 65°40'12" East, a distance of 20.00 feet to the beginning of a non-tangent curve, concave to the west and having a radius of 550.00 feet. Said point also being on a line parallel with and distant 20.00 feet, measured at right angles, from said easterly right-of-way line;

Thence southerly along said curve, to the right, through a central angle of 23°10'20", an arc distance of 222.44 feet;

Thence South 01°09'28" East, tangent to said curve, a distance of 33.03 feet;

Thence South 46°08'36" East, a distance of 32.52 feet to a point on a line parallel with and distant 15.00 feet northerly measured at right angles from the northerly right-of-way line of Mission Boulevard (40.00 foot half width);

Thence North 88°52'15" East along last said parallel line, a distance of 101.31 feet, to the east line of that certain parcel of land conveyed to Paul Garrett by deed recorded July 19, 1961, as Instrument No. 61602, Official Records of Riverside County, California;

Thence South 01°07'45" East along said east line, a distance of 15.00 feet to a point on the northerly right-of-way line of Mission Boulevard;

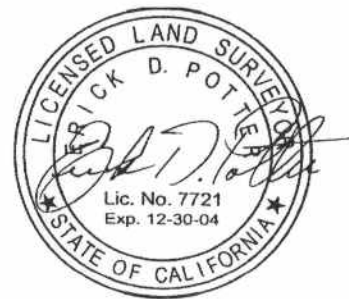
Thence South 88°52'15" West along said northerly right of way line, a distance of 143.91 feet to a point on the easterly right-of-way line of Camino Real;

Thence North 01°09'28" West, along said easterly right-of-way line, a distance of 71.00 feet to the beginning of a tangent curve concave to the west and having a radius of 530.00 feet;

Thence northerly along said curve, to the left, through a central angle of 23°10'20" an arc distance of 214.35 feet to the **True Point of Beginning**.

Containing 0.19 acres, more or less.

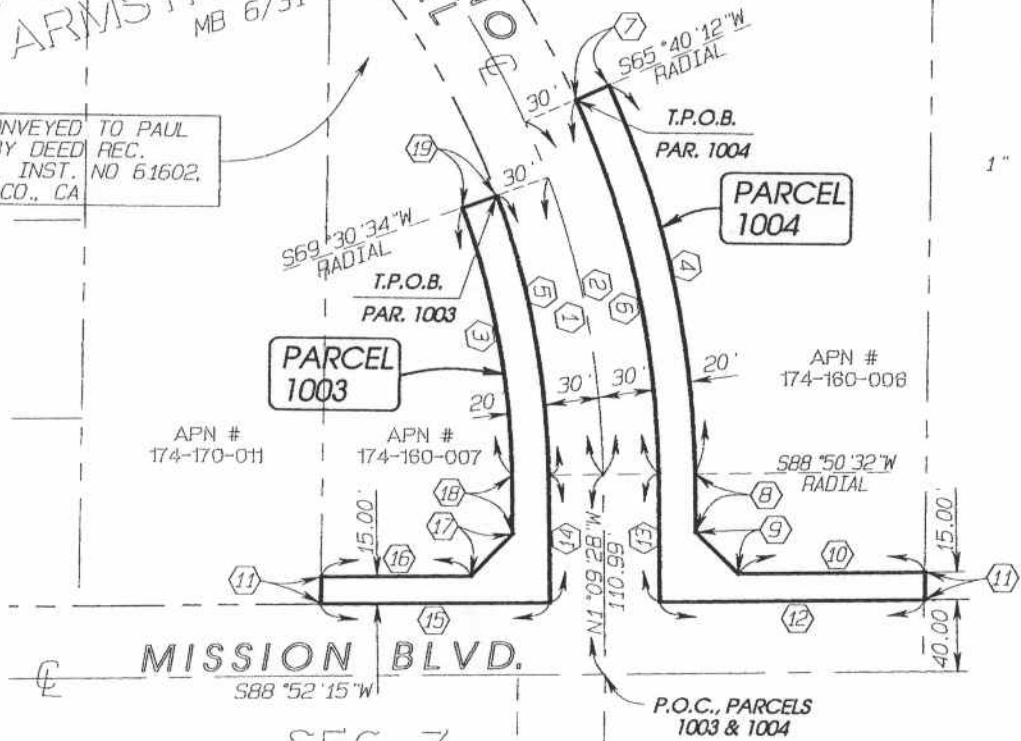
See Exhibit "B" attached hereto and made a part thereof.



4
ESTATE
RIV. CO REC.
CALLE REAL
A.C. ARMSTRONG TRACT
MB 6/31

PARCEL CONVEYED TO PAUL GARRETT BY DEED REC. 7/19/1961, INST. NO 61602, O.R. RIV. CO., CA

1" = 100'



SEC. 7
R.S. T.2S.,
110/47-49 R.5W.

No.	DELTA/BEAR.	RADIUS	ARC/LENG.	TANGENT
1	19°19'58"	500.00'	168.71'	85.16'
2	23°10'20"	500.00'	202.22'	102.51'
3	19°19'58"	450.00'	151.84'	76.65'
4	23°10'20"	550.00'	222.44'	112.76'
5	19°19'58"	470.00'	158.59'	80.06'
6	23°10'20"	530.00'	214.35'	108.66'
7	N65°40'12"E		20.00'	
8	S01°09'28"E		33.03'	
9	S46°08'36"E		32.52'	
10	N88°52'15"E		101.31'	
11	N00°20'06"E		15.00'	
12	S88°52'15"W		143.91'	
13	N01°09'28"W		71.00'	
14	S01°09'28"E		70.98'	

No.	DELTA/BEAR.	RADIUS	ARC/LENG.	TANGENT
15	S88°52'15"W		124.89'	
16	N88°52'15"E		81.48'	
17	N43°51'24"E		32.53'	
18	N01°09'28"W		32.95'	
19	N69°30'34"E		20.00'	



1/06/2003 12:4:09 JURUB High School JURUPA RECORD OF SURVEY.DWG

Prepared Under The Supervision Of:

EPIC ENGINEERS
 CIVIL ENGINEERING PLANNING
 LAND SURVEYING CONSTRUCTION MANAGEMENT
 101 E. REDLANDS BOULEVARD SUITE 146
 REDLANDS, CA 92373
 TELE 909-792-5969
 FAX 909-792-8869

EXHIBIT 'B'

OFFER OF DEDICATION
 A PORTION OF LOT 4,
 M.B. 6/31, RIV. CO. REC.

N.O. 24.09
 BY:
 DATE: 1/15/2003
 SCALE: 1" = 100'

EXHIBIT A

LEGAL DESCRIPTION OFFER OF DEDICATION PARCEL 1005

That portion of Lot 1 of a map of the Subdivision of a Portion of the Jurupa Rancho as shown by map on file in Book 9 of Maps, at Page 26 thereof, Records of Riverside County, California, Sec. 7, T.2S., R.5W., more particularly described as follows:

Beginning at the intersection of the south line of Tract 18692 and the centerline of Camino Real as shown by map on file in Book 168 of Maps, Pages 97 through 98 inclusive, Records of Riverside County, California. Said point also being the beginning of a non-tangent curve concave to the east, having a radius of 1200.00 feet and from which the radius point bears North 81°03'03" East;

Thence North 60°22'53" West along the south line of said tract, a distance of 16.10 feet;

Thence South 00°00'19" West, a distance of 14.38 feet;

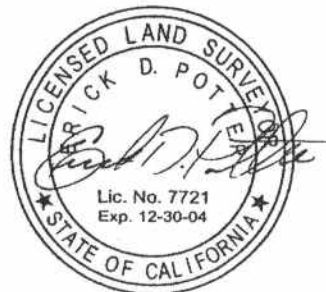
Thence South 60°22'53" East, a distance of 84.72 feet to a point on a non-tangent curve having a radius of 1150.00 feet, concave to the east, through which a radius point bears North 78°12'39" East, said point also being on the easterly right of way of Camino Real;

Thence northerly along said curve and along said easterly right of way, to the right, through a central angle of 0°49'31" an arc distance of 16.56 feet, to the south line of said tract, through which the radius point bears North 79°02'09" East;

Thence North 60°22'53" West along the south line of said tract, a distance of 64.86 feet to the **Point of Beginning**.

Contains 1035 square feet, more or less.

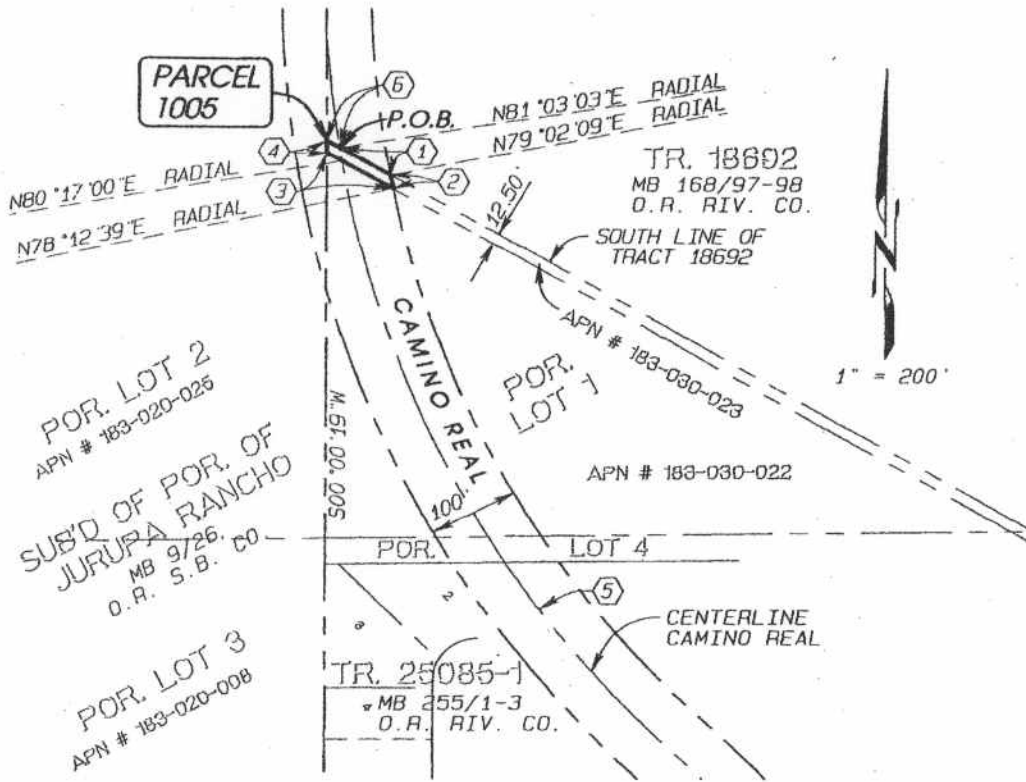
See Exhibit "B" attached hereto and made a part thereof.



SHEET 1 of 1

EPIC ENGINEERS

101 E. Redlands Blvd, Suite 146 • Redlands, Ca. 92373 • Ph. (909) 792-5969 • Fax (909) 792-8869



No.	DELTA/BEAR.	RADIUS	ARC/LENG.	TANGENT
①	N60°22'53"W		64.86'	
②	00°49'31"	1150.00'	16.56'	8.28'
③	S60°22'53"E		84.72'	
④	S00°00'19"W		14.38'	
⑤	46°59'39"	1200.00'	984.24'	521.70'
⑥	N60°22'53"W		16.10'	



Prepared Under The Supervision Of:



EPIC ENGINEERS

CIVIL ENGINEERING
PLANNING
101 E. REDLANDS BOULEVARD
SUITE 146
REDLANDS, CA 92373

LAND SURVEYING
CONSTRUCTION MANAGEMENT

TELE 909-792-5969
FAX 909-792-8869

EXHIBIT 'B'

OFFER OF DEDICATION
PORTION OF LOT 1,
M.B. 9/26, S.B. CO. REC.

N.O. 24.09

BY:

DATE: 1/15/2003

SCALE: 1" = 200'

SHEET: 1 OF 1

PARCEL 1
R.S. 110/47-49
SECTION 7
T.2S. R.5W.

TR. 18692

N80°17'00"E
RADIAL
N78°12'39"E
RADIAL
MB 168/97-98
O.R. RIV. CO.

SOUTH LINE OF
TRACT 18692

APN # 183-030-023

1" = 100'

POR. LOT 2
APN # 183-020-025

SUB'D OF POR. OF
JURUPA RANCHO

MB 9/26, CO.
O.R. S.B.

N0°02'10"E
29.65'

N00°00'19"E
284.71'

POR. LOT 1
APN # 183-030-022

INSTR. NO. 339759
REC. 8/13/1992

PARCEL
1006

N56°22'44"E
RADIAL
N54°44'37"E
RADIAL

POR.

P.O.B.

LOT 4

N57°51'24"E
RADIAL

POR. LOT 3
APN # 183-020-008

TR. 25035-1

MB 255/1-3
O.R. RIV. CO.

CENTERLINE
CAMINO REAL

No.	DELTA/BRNG.	RADIUS	ARC/LGTH.	TANGENT
①	23°54'17"	1200.00'	500.66'	254.02'
②	15°47'09"	1250.00'	344.39'	173.29
③	23°28'01"	1150.00'	471.01'	238.86'
④	S60°22'53"E		65.62'	
⑤	N60°22'53"W		84.72'	
⑥	S00°00'19"W		158.95'	
⑦	N89°24'38"E		60.20'	
⑧	S89°24'38"W		119.34'	



1/05/2003 11:24:09 Jurupa High School JURUPA RECORD OF SURVEY.DWG

Prepared Under The Supervision Of:



EPIC ENGINEERS

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PLANNING
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REDLANDS, CA 92373

LAND SURVEYING
CONSTRUCTION MANAGEMENT
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FAX 909-792-8869

EXHIBIT 'B'

OFFER OF DEDICATION
POR. OF LOTS 1 & 4,
M.B. 9/26, S.B. CO. REC.

H.O. 24, 09

BY:

DATE: 1/15/2003

SCALE: 1" = 100'

SHEET: 1 OF 1

EXHIBIT A

**LEGAL DESCRIPTION
OFFER OF DEDICATION
PARCEL 1006**

Those portions of Lots 1 and 4 of a map of the Subdivision of a Portion of the Jurupa Rancho as shown by map on file in Book 9 of Maps, at Page 26 thereof, Records of San Bernardino County, California, Section 7, T2S., R.5W. and as described in a grant deed recorded August 13, 1998 as Instrument No. 339759. Said portions being a strip of land 100.00 feet in width, lying 50.00 feet on each side of the following described centerline;

Beginning at the intersection of the north line of Tract 25085-1 as shown by map on file in Book 255 of Maps, Pages 1 through 3 inclusive, Records of Riverside County, California and the centerline of Camino Real being 100 feet in width, as shown on said Tract Map. Said point also being the beginning of a curve concave to the east, having a radius of 1200.00 feet and from which the radius point bears North 56°22'44" East;

Thence northwesterly and northerly along said curve, to the right, through a central angle of 23°54'17", an arc distance of 500.66 feet, through which a radial line bears North 80°17'00" East, to the end of this description.

The sidelines of said strip shall be extended or shortened to terminate at the southerly, northerly, and westerly boundaries of said grant deed.

Contains 1.07 acres, more or less.

See Exhibit "B" attached hereto and made a part thereof.



SHEET 1 of 1

EPIC ENGINEERS

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