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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:
August 24, 2004

SUBJECT: Sedco MDP Line E, Stage 1
Project No. 3-0-0145
Notice of Intention to Condemn Real Property

RECOMMENDED MOTION:

Approve Resolution No. F2004-29, Notice of Intention to Condemn Real Property for Flood Control Purposes and set a public hearing for Resolution No. F2004-30, Authorizing Condemnation of Real Property for Flood Control Purposes on September 28, 2004.

BACKGROUND:

The District is planning to construct an earthen channel with appurtenances for the Sedco MDP Line E, Stage 1 project thereby reducing flooding in the area of the intersection of Mission Trail and Corydon Street in the city of Lake Elsinore. Negotiations are being conducted with all affected owners, but have not been successful. These negotiations will continue but in order to facilitate the construction of the flood control improvements in a timely manner, staff is requesting the approval of Resolution No. F2004-29.

Departmental Concurrence

GSW:seb

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

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature

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

Prev. Agn. Ref.:

District: 1st

Agenda Number:

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2 **BOARD OF SUPERVISORS**

**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

3 RESOLUTION NO. F2004-29

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
8 CONSERVATION DISTRICT, County of Riverside, State of California, in regular session
9 assembled on August 24, 2004 and NOTICE IS HEREBY GIVEN as follows:

10 1. That this Board intends to adopt a resolution of necessity authorizing the
11 condemnation of certain parcels of real property for the construction of the
12 Sedco MDP Line E, Stage 1 Project, described as Parcels 3145-1A and 3145-
13 1AT, also known as APN 370-050-017; Parcels 3145-1B and 3145-1BT, also
14 known as APN 370-050-018; and Parcels 3145-2 and 3145-2T, also known as
15 APN 370-030-012; and to hold a public hearing on September 28, 2004, at 1:30
16 p.m. in the meeting room of the Board of Supervisors located on the 1st floor,
17 County Administrative Center, 4080 Lemon Street, Riverside, California at
18 which time each person whose real property is sought to be condemned and
19 whose name and address appears on the last equalized County Assessment Roll
20 and who has filed a timely written request to appear and be heard, will be given
21 an opportunity to be heard on the following matters:

- 22
- 23 a. Whether the public interest and necessity require the construction of the
 - 24 public improvement.
 - 25
 - 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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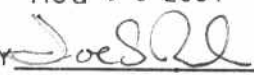
- c. Whether the real property sought to be acquired is necessary for the construction of the public improvement.
- d. Whether the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

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 Clerk to 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 Clerk to the Board shall cause a copy of this resolution and a copy of the Plat Maps and Legal Descriptions of the property 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.

GSW:seb
PC\89763

FORM APPROVED
COUNTY COUNSEL

AUG 09 2004
BY 
ASSISTANT COUNTY COUNSEL