

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

311B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
March 23, 2010

SUBJECT: Notice of Intent to Relinquish a Portion of a District Owned Easement
Day Creek MDP Line F, RCFC Parcel No. 1247-500
Project No. 1-0-00247

RECOMMENDED MOTION:

Approve Resolution No. F2010-06, Notice of Intent to Relinquish a Portion of an Easement, said easement consisting of a portion of Assessor's Parcel No. 156-080-016, portion of RCFC Parcel No. 1247-500 by Quitclaim Deed to Costco Wholesale Corporation, and authorize the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code.

BACKGROUND:

See Page 2

FINANCIAL:

N/A

AU:rip

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 type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Alex Gann

County Executive Office Signature

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

Prev. Agn. Ref.:

District: 2nd

Agenda Number:

11.2

FORM APPROVED COUNTY COUNSEL
BY:
CYNTHIA M. GUNZEL
Departmental Concurrence

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

SUBJECT: Notice of Intent to Relinquish a Portion of a District Owned Easement
Day Creek MDP Line F, RCFC Parcel 1247-500
Project No. 1-0-00247

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Page 2

BACKGROUND:

Costco Wholesale Corporation was originally conditioned to construct and dedicate an easement to the District pursuant to the development of Plot Plan 14420. The District was granted an easement across APN 156-080-016 to operate and maintain a storm drain for Day Creek MDP Line F referenced as RCFC Parcel No. 1247-500. A portion of this facility is being relocated. As the District has reviewed and approved the realigned right of way, and additional right of way has been dedicated, the District recommends that the easement referenced as RCFC Parcel No. 1247-500A, and shown on Exhibits A and B, be relinquished to Costco Wholesale Corporation. All costs shall be borne by Costco Wholesale Corporation.

BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

RESOLUTION NO. F2010-06

NOTICE OF INTENT TO RELINQUISH A PORTION
OF A DISTRICT OWNED EASEMENT
DAY CREEK MDP LINE F, PARCEL NO. 1247-500

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District (District) in regular session assembled on March 23, 2010, notice is hereby given, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to relinquish all rights to a portion of the District's easement known as Parcel No. 1247-500, recorded as Instrument No. 2004-0825295 on October 19, 2004, Official Records, Riverside County, California, at or after 1:30 p.m. on April 20, 2010 to Costco Wholesale Corporation, that certain real property in the County of Riverside, State of California, property consisting of a portion of Assessor's Parcel Number 156-080-016, referenced as Parcel No. 1247-500A and described in Exhibit "A", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED AND DETERMINED that the interest to be conveyed is not required for the District's use because the storm drain facility has been realigned and an alternate right of way has been provided by Costco Wholesale Corporation.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is directed to give notice pursuant to Section 6061 of the Government Code.

AU:rlp

FORM APPROVED COUNTY COUNSEL
BY: Synthia M. Gunzel 3-4-10
SYNTHIA M. GUNZEL DATE

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**EXHIBIT A
PARCEL 1247-500B
LEGAL DESCRIPTION**

THAT PORTION OF PARCEL 1 OF CERTIFICATE OF PARCEL MERGER NO. 01711, IN THE UNINCORPORATED AREA OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, RECORDED JUNE 5, 2007 AS INSTRUMENT NO. 2007-0367189, OF OFFICIAL RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

A STRIP OF LAND 30.00 FEET IN WIDTH, LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE EASTERLY TERMINUS OF THAT CERTAIN CENTERLINE COURSE DESCRIBED IN STRIP 2 OF AN EASEMENT DEED RECORDED OCTOBER 19, 2004, AS INSTRUMENT NO. 2004-0825295, OF OFFICIAL RECORDS OF SAID COUNTY, HAVING A BEARING AND DISTANCE OF "NORTH 88°48'04" WEST 650.11 FEET", SAID POINT REFERRED TO AS POINT "B" THEREIN;

THENCE NORTH 88°48'04" WEST 177.69 FEET TO THE **TRUE POINT OF BEGINNING**;

THENCE NORTH 43°48'04" WEST 19.30 FEET TO THE BEGINNING OF A CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 90.00 FEET;

THENCE NORTHWESTERLY AND NORTHERLY 70.68 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 44°59'44";

THENCE NORTH 01°11'40" EAST 437.89 FEET TO THE BEGINNING OF A CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 90.00 FEET;

THENCE NORTHERLY, NORTHWESTERLY, AND WESTERLY 141.36 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 89°59'44";

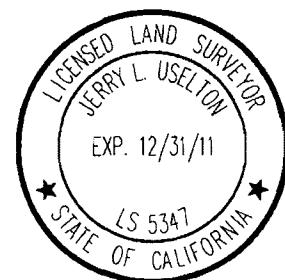
THENCE NORTH 88°48'04" WEST 522.72 FEET TO THE EASTERLY TERMINUS THAT CERTAIN COURSE OF SAID CENTERLINE OF STRIP 2, HAVING A BEARING AND DISTANCE OF "NORTH 88°48'04" WEST 303.53 FEET" SAID POINT BEING THE TERMINUS OF THE STRIP OF LAND DESCRIBED THEREIN.

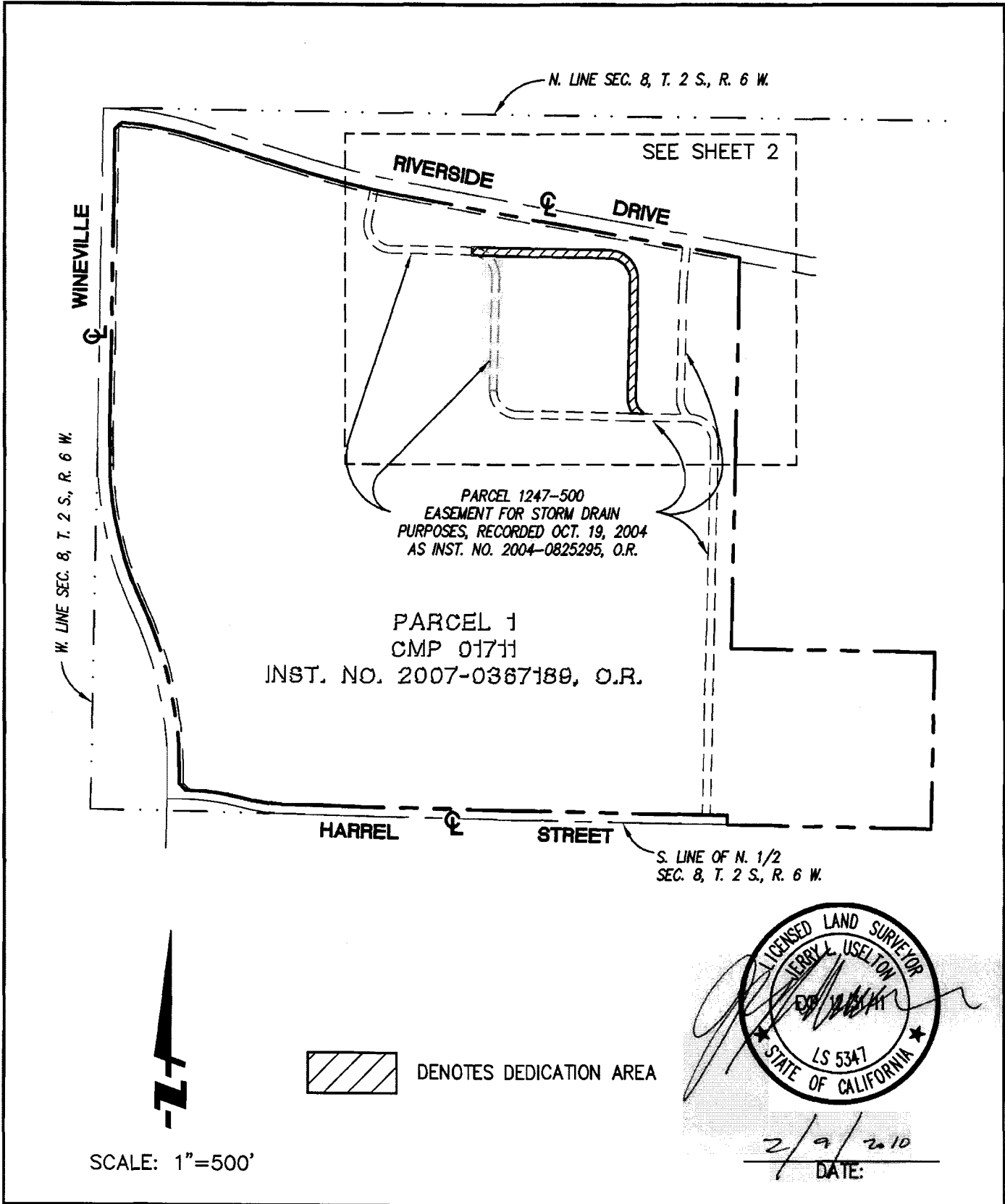
THE SIDELINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE SOUTHERLY ON THE NORTHERLY LINE OF SAID STRIP 2 OF SAID EASEMENT DEED AND WESTERLY ON A RADIAL LINE BEARING NORTH 01°11'56" EAST THROUGH THE POINT OF TERMINUS OF SAID STRIP.

AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

DATED THIS 9th DAY OF February, 2010.


JERRY L. USELTON, L.S. 5347, EXP. 12/31/11



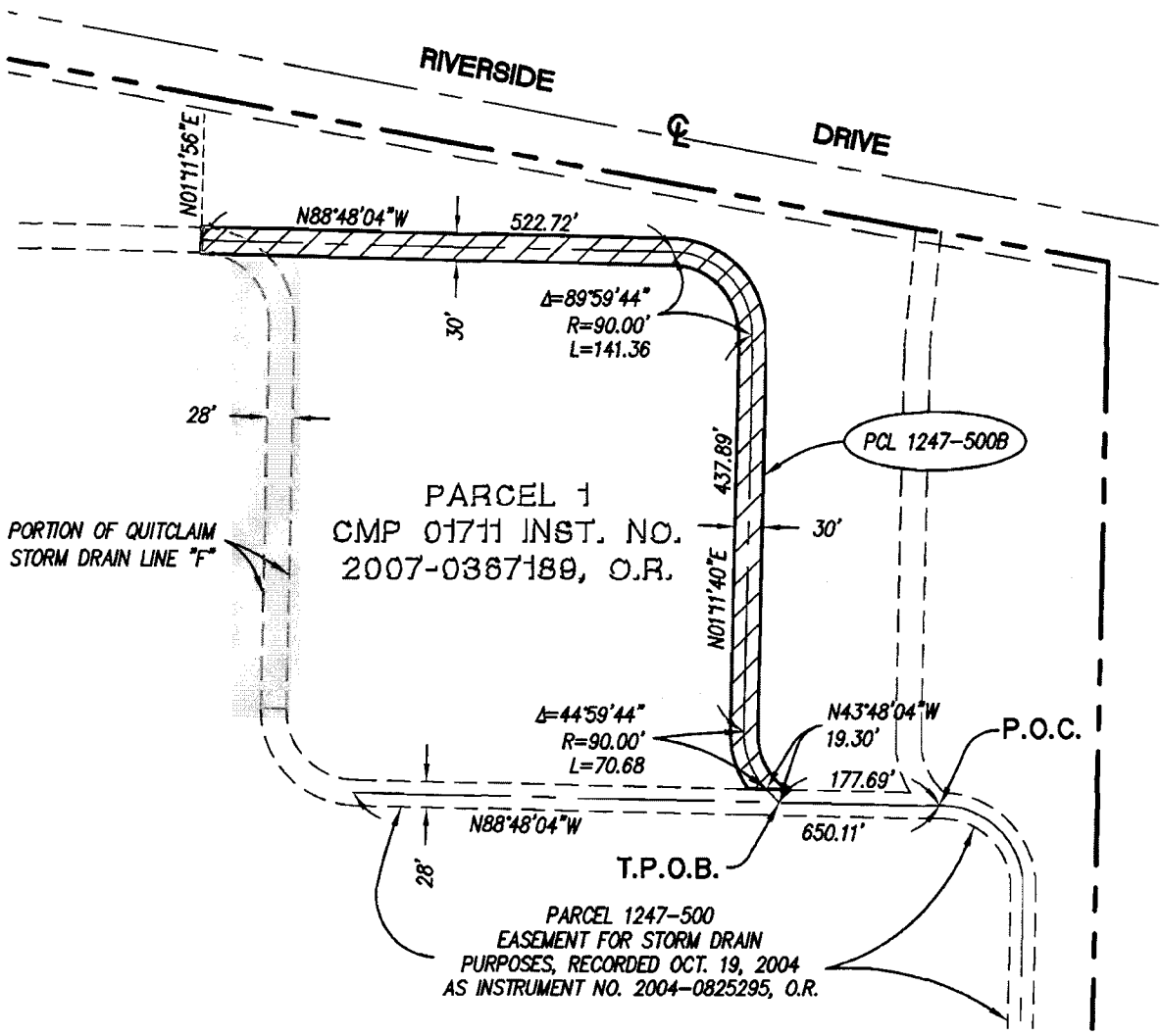


FUSCOE
ENGINEERING


16795 Von Karman, Suite 100, Irvine, California 92606
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EXHIBIT 'B'
DEDICATION
RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT
PARCEL 1247-500B
COUNTY OF RIVERSIDE, CALIFORNIA

DATE: 10/16/09
SCALE: 1"=500'
JN: 756.9001
1 OF 2



SCALE: 1"=200'

 DENOTES QUITCLAIM PORTION


 DATE: 2/2/2010

 **FUSCOE**
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DATE: 10/16/09
 SCALE: 1"=200'
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2 OF 2