

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

504B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
April 20, 2010

SUBJECT: Authorization 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. F2010-07, Authorization 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.

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 checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Alex Gann

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY:
CYNTHIA M. GUNZEL
DATE: 3-21-10

Departmental Concurrence

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

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

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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.

1 BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

3 RESOLUTION NO. F2010-07

4 AUTHORIZATION TO RELINQUISH A PORTION
5 OF A DISTRICT OWNED EASEMENT
6 DAY CREEK MDP LINE F, RCFC PARCEL NO. 1247-500

7 Whereas the Riverside County Flood Control and Water Conservation District (the "District"),
8 pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, intends to
9 relinquish all rights to a portion of the District's easement known as RCFC Parcel No. 1247-500, recorded
10 as Instrument No. 2004-0825295 on October 19, 2004, Official Records, Riverside County, California,
11 property consisting of a portion of Assessor's Parcel Number 156-080-016, referenced as RCFC Parcel
12 No. 1247-500A and described in Exhibit "A", attached hereto and made a part hereof, to Costco
13 Wholesale Corporation, the owner of fee title.

14 Now, therefore, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED as follows by
15 the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on
16 April 20, 2010 in the meeting room of the Board of Supervisors, at least four-fifths of all members
17 concurring:

18 1. This Board finds and determines that it is no longer necessary for the District to retain the
19 RCFC Easement for the District's use as the facility has been realigned and an alternate right of way has
20 been provided by Costco Wholesale Corporation which the District has reviewed and approves.

21 2. The Chairman of the Board of Supervisors is authorized to execute the necessary documents to
22 complete the quitclaim of the easement.

23 3. The General Manager-Chief Engineer or his designee is authorized to execute any other
24 documents and administer all actions necessary to complete the transaction.

25 AU:rlp

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 3-9-10
DATE
BY: SYNTIA M. GUNZEL

27
28

**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";

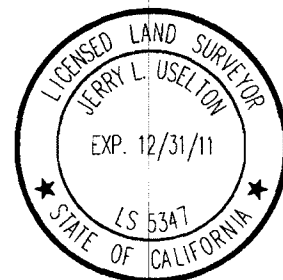
THENCE NORTH 88°48'04" WEST 522.72 FEET TO THE EASTERLY TERMINUS THAT CERTAIN COURSE OF SAID CENTERLINE OF STRIP 2, HAVING A BEARING AND DISTANCE OF "NORTH 88°48'04" WEST 303.53 FEET" SAID POINT BEING THE TERMINUS OF THE STRIP OF LAND DESCRIBED THEREIN.

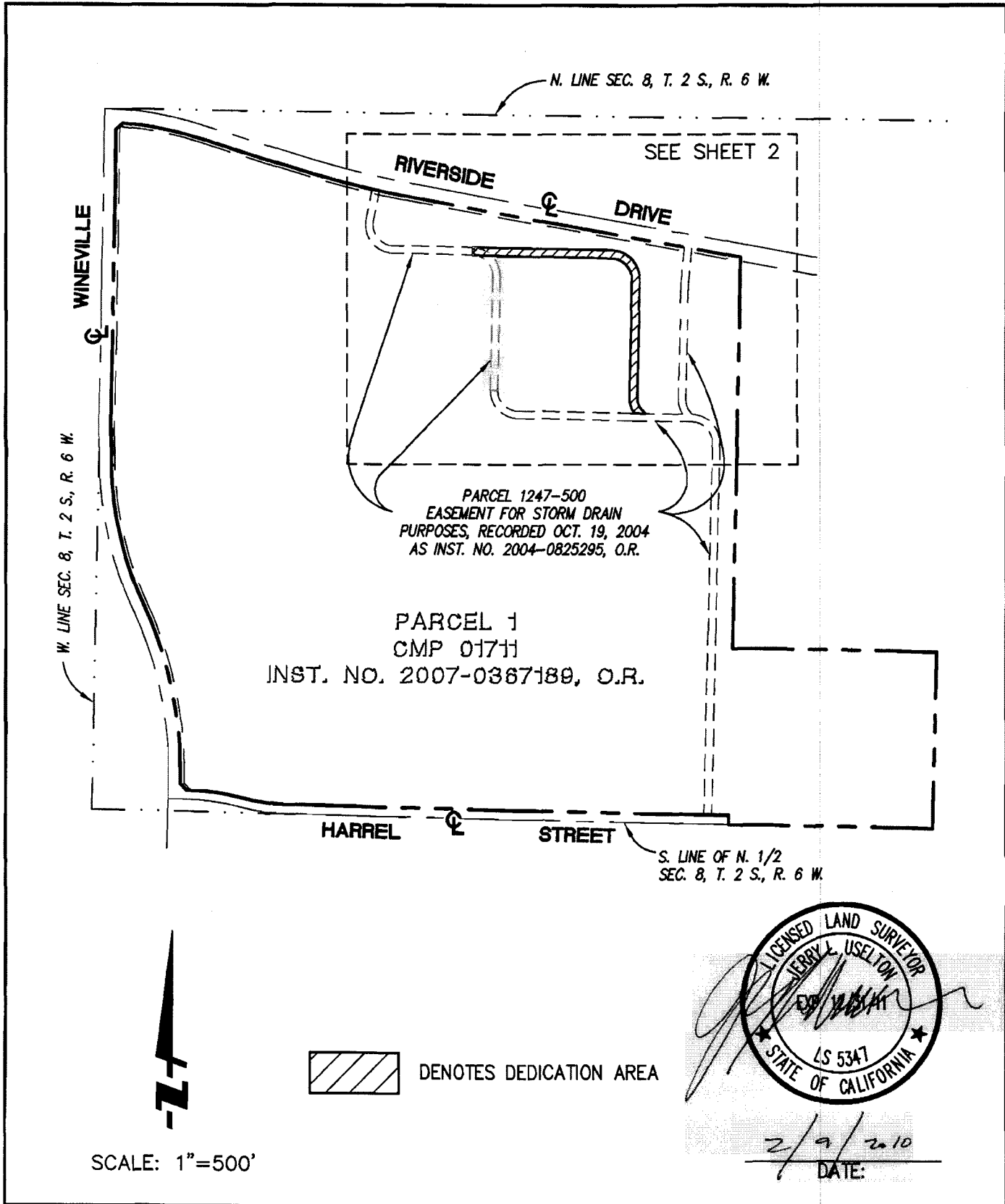
THE SIDELINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE SOUTHERLY ON THE NORTHERLY LINE OF SAID STRIP 2 OF SAID EASEMENT DEED AND WESTERLY ON A RADIAL LINE BEARING NORTH 01°11'56" EAST THROUGH THE POINT OF TERMINUS OF SAID STRIP.

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

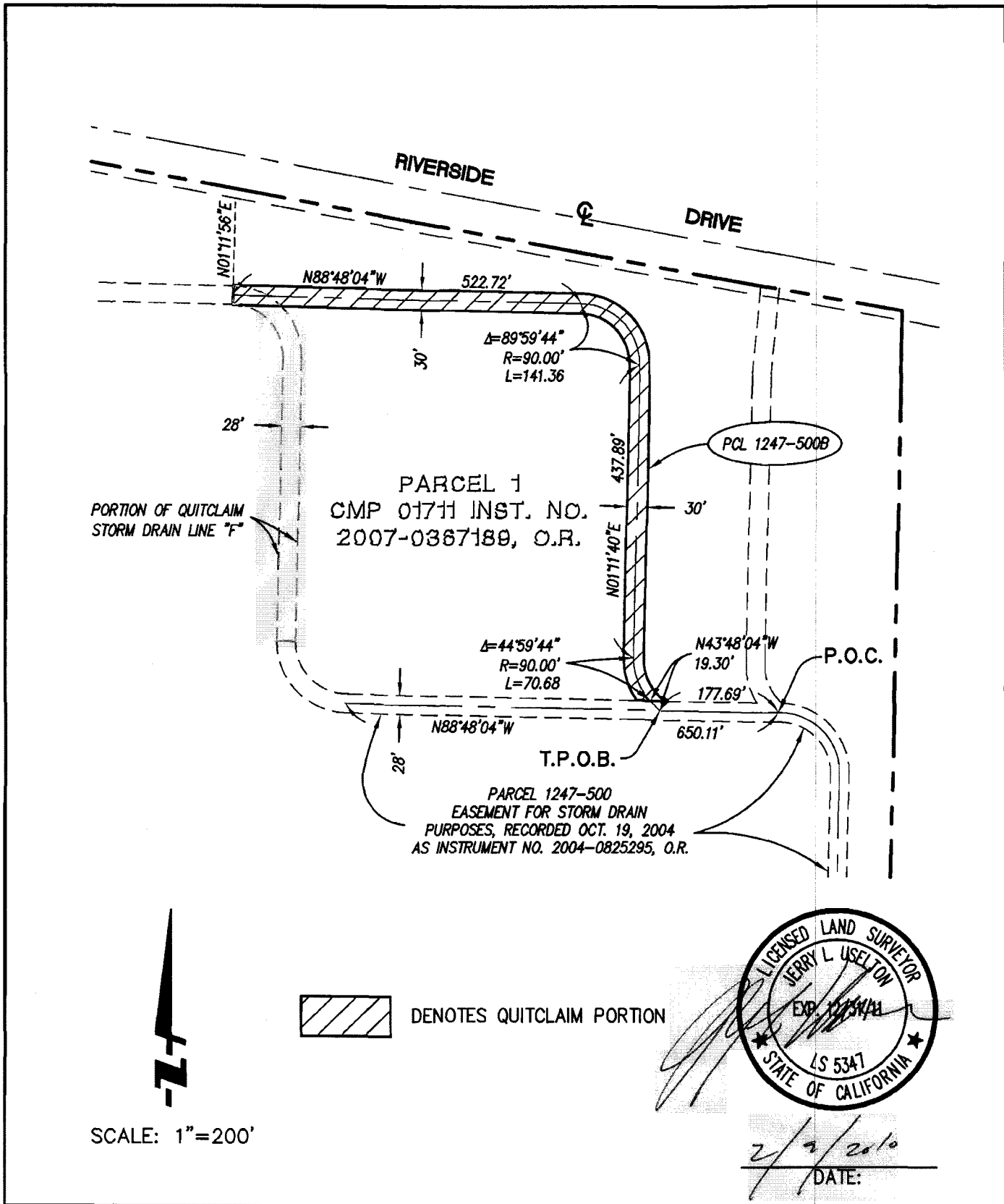




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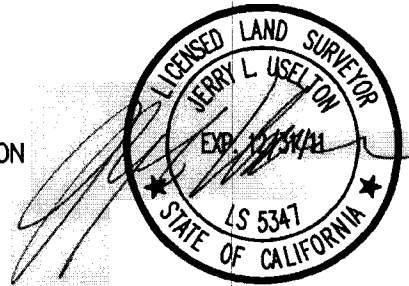
EXHIBIT 'B'
DEDICATION
RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT
PARCEL 1247-500B
COUNTY OF RIVERSIDE, CALIFORNIA

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



SCALE: 1"=200'

 DENOTES QUITCLAIM PORTION



JLU
DATE: 2/2/2010



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PARCEL 1247-500B
COUNTY OF RIVERSIDE, CALIFORNIA

DATE: 10/16/09
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2 OF 2