FORM APPROVED COUNTY COU

AUDITOR-CONTROLLER FISCAL PROCEDURES APPROVED PAUL ANGULO, BY

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





FROM: Economic Development Agency/Facilities Management and

Transportation Department

December 6, 2012

Resolution No. 2012-170, Authorizing Resolution of Necessity Regarding the Airport SUBJECT: Boulevard Grade Separation Project - Thermal

That the Board of Supervisors approve Resolution No. 2012-170, **RECOMMENDED MOTION:** Authorizing Resolution of Necessity Regarding the Airport Boulevard Grade Separation Project.

The Riverside County Transportation Department proposes to construct a grade separation project located at the at-grade crossing of Airport Boulevard and the Union Pacific Railroad (UPRR) tracks by raising the roadway over the railroad and constructing an overhead structure that will

BACKGROUND: span the tracks and Grapefruit Boulevard (State Highway 111) at Airport Boulevard (Project). (Continued) Robert Field Juan C. Perez, Director Transportation and Land Management Assistant County Executive Officer/EDA \$499,969 In Current Year Budget: Current F.Y. Total Cost: Yes **FINANCIAL Budget Adjustment: Current F.Y. Net County Cost:** \$0 No DATA For Fiscal Year: 2012/13 Annual Net County Cost: \$0

COMPANION ITEM ON BOARD AGENDA: No		
SOURCE OF FUNDS: Coachella Valley Association of Governments (CVAG) – 100%	Positions To Be Deleted Per A-30	
ADDROVE	Requires 4/5 Vote	
C.E.O. RECOMMENDATION:		

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County Executive Office Signature

Consent Consent Dep't Recomm.: Ofc.: Exec.

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District: 4/4 Prev. Agn. Ref.: 3.20 of 11/20/12

Form 11 (Rev 06/2003)

Agenda

Economic Development Agency/Facilities Management and Transportation Department Resolution No. 2012-170, Authorizing Resolution of Necessity Regarding the Airport Boulevard Grade Separation Project – Thermal December 6, 2012 Page 2

BACKGROUND: (Continued)

The Project is needed in order to improve public safety by eliminating the conflicting train/vehicle/pedestrian movement. The Project will also serve to end traffic delays at Airport Boulevard caused by the at-grade crossing and improve the efficient movement of goods through Riverside County.

The Project will maintain access to Airport Boulevard from Grapefruit Boulevard and the adjacent properties. Palm Street would be extended to the north from the intersection of Airport Boulevard to Grapefruit Boulevard. Grapefruit Boulevard will be widened at this intersection to accommodate a left turn onto Palm Street and a southbound deceleration lane to a right turn into Palm Street. The south side of Airport Boulevard will be accessed by a new frontage road adjacent to the new raised Airport Boulevard.

The Notice of Exemption was filed and posted on July 28, 2011. RCTD staff conducted a review of the Project and it is exempt for the provisions of the California Environmental Quality Act (CEQA).

The Economic Development Agency/Facilities Management (EDA/FM) has presented a written offer to the property owners as required by Government Code Section 7267.2. The amount of the offer is consistent with current property values in the Thermal area for the various property types (and is based upon a fair market value appraisal report). EDA/FM has also offered to pay the reasonable costs, not-to-exceed \$5,000, for an independent appraisal obtained by the property owners (as required by Code of Civil Procedure Section 1263.025) as well as provided relocation benefits and assistance to the owners and tenants of Parcel 0241-028 under the California Relocation Assistance Act of 1970.

Settlement has not been reached with the following property owners, although negotiation is still in process for the necessary right-of-way, permanent easements, and temporary construction easements:

Parcel No.	Assessor's Parcel No(s).	Ownership
0241-001A and 0241-001B	757-021-001	Rios
0241-022A and 0241-022B	763-310-014	Honzel Development
0241-025	763-350-007	Blakley
0241-030A, -030B, and -030C	763-350-009	California Ag Property

Economic Development Agency/Facilities Management and Transportation Department Resolution No. 2012-170, Authorizing Resolution of Necessity Regarding the Airport Boulevard Grade Separation Project – Thermal December 6, 2012 Page 3

BACKGROUND: (Continued)

On November 20, 2012, the Board approved Resolution No. 2012-169, Notice of Intention to Adopt a Resolution of Necessity Regarding the Airport Boulevard Grade Separation Project.

The county is authorized to acquire property by eminent domain pursuant to various statutes including Government Code, §25350.5.

This resolution has been reviewed and approved by County Counsel as to legal form.

FINANCIAL DATA:

The following summarizes the funding necessary for the acquisition of the properties referenced above:

Purchase Price:	\$377,169
County Appraisals:	\$ 35,800
Owner Appraisals:	\$ 25,000
Preliminary Title Reports:	\$ 2,000
EDA/FM Real Property Costs:	\$ 60,000
Total Estimated Acquisition Costs:	\$499,969

EDA/FM has already covered the costs for due diligence (appraisals and preliminary title reports) and have been or will be reimbursed by the Transportation Department. The remaining costs will be paid directly by the Transportation Department. All costs associated with this property acquisition are fully funded in the Transportation Department's budget for FY 2012/13. Thus, no additional net county cost will be incurred as a result of this transaction.

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Resolution No. 2012-170

Authorizing Resolution of Necessity Regarding the Airport Boulevard Grade Separation Project

WHEREAS, the portions of real properties that are the subjects of this Notice (collectively the "Subject Properties") are located in the Thermal area, County of Riverside, State of California; are generally located on Airport Boulevard within an area bounded by Orange Street on the east and Polk Street on the west; are legally described and pictorially depicted on the documents attached hereto as Exhibits "A" and Exhibits "B" (and incorporated herein by this reference); are referred to on attached Exhibits "A" and Exhibits "B" as Parcels 0241-001A, 0241-001B, 0241-22A, 0241-022B, 0241-025, 0241-030A through 0241-030C; and are portions of larger real properties in all cases;

WHEREAS, each one of the Subject Properties is listed below in Table One that includes the relevant Subject Property within its boundaries, and whereas each one of those larger real properties is listed below in Table One across by its Riverside County Assessor's Parcel Number:

TABLE (ONE
Parcel No.	Assessor's Parcel No(s).
0241-001A and 0241-001B	757-021-001
0241-022A and 0241-022B	763-310-014
0241-025	763-350-007
0241-030A, -030B, and -030C	763-350-009

WHEREAS, the proposed project that is the subject of this Notice (the "Proposed Project") is one to construct a grade separation project located at the atgrade crossing of Airport Boulevard and the Union Pacific Railroad (UPRR) tracks by raising the roadway over the railroad and constructing an overhead structure that will span the tracks and Grapefruit Boulevard (State Highway 111) at Airport Boulevard

(Project). The Project will maintain access to Airport Boulevard from Grapefruit Boulevard and the adjacent properties. Palm Street would be extended to the north from the intersection of Airport Boulevard to Grapefruit Boulevard. Grapefruit Boulevard will be widened at this intersection to accommodate a left turn lane onto Palm Street and a southbound deceleration lane to a right turn into Palm Street. The south side of Airport Boulevard will be accessed by a new frontage road adjacent to the new raised Airport Boulevard.

WHEREAS, the Project is needed in order to improve public safety by eliminating the conflicting train/vehicle/pedestrian movement and serve to end the traffic delays at Airport Boulevard caused by the at-grade crossing and improve the efficient movement of goods through Riverside County; including but not limited to, the use of the Subject Properties for public road purposes, for slope purposes, for drainage purposes, for purposes of a staging area for construction and or other work, and for other uses incidental required by the Proposed Project;

WHEREAS, Parcels 0241-001A, 0241-022A, 0241-025, and 0241-030A, will each be used for public road, utility, and drainage purposes, and whereas the use(s) that will be made of each one of the remaining Subject Properties is/are described in Exhibit "A":

WHEREAS, the interests in property that are the subjects of this Notice (collectively the "Subject Property Interests") are identified below in Table Two:

	TAB	LE TWO	
Subject Properties	Fee Simple Ownerships	Perpetual Easements	Temporary Easements
0241-001A 0241-001B		Х	Х
0241-022A 0241-022B		X	Х
0241-025	X		
0241-030A 0241-030B 0241-030C		X	X

WHEREAS, the statutes that authorize the County of Riverside to acquire the Subject Property Interests by eminent domain include Article 1, Section 19 of the California Constitution; Section 25350.5 of the Government Code; Section 760 of the Streets and Highways Code; and Sections 1240.010, 1240.020, 1240.030, 1240.040, 1240.110, 1240.410, 1240.510, and 1240.610 of the Code of Civil Procedure.

Now, therefore, **BE IT RESOLVED AND ORDERED** by the Board of Supervisors of Riverside County, State of California, not less than fourth/fifths of all members concurring, in regular session assembled on December 18, 2012, that this Board finds and determines each of the following:

- 1. Notice of the Board's intention to adopt this resolution of necessity was duly given as required by Section 1245.235 of the Code of Civil Procedure and, on the date and at the time and place fixed for hearing, this Board did hear and consider all of the evidence presented.
 - 2. That the public interest and necessity require the Proposed Project;
- 3. That the Proposed Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- 4. That the Subject Property Interests are necessary for the Proposed Project;
- 5. That the offers required by Section 7267.2 of the Government Code have been made to the owners of record of the Subject Properties;
- 6. That, to the extent that the Subject Properties are already devoted to a public use, the use of the Proposed Project is a compatible use that will not unreasonably interfere with or impair the continuance of the public use as it presently exists or may reasonably be expected to exist in the future (California Code of Civil Procedure Section 1240.510) or the use of the Proposed Project is a more necessary public use than is the presently existing public use (California Code of Civil Procedure Section 1240.610);

- 7. That the Subject Property Interests are necessary for the Proposed Project;
- 8. That acquisition of the Subject Property Interests will promote the interests of the County of Riverside.

BE IT FURTHER RESOLVED AND ORDERED that the County Counsel of the County of Riverside is hereby authorized and empowered:

- To acquire (in the name of the County) the Subject Property Interests by condemnation in accordance with the Constitution and laws relating to eminent domain.
- 2. To prepare and prosecute in the name of the County such proceedings in the proper court having jurisdiction thereof as are necessary for such acquisition.
- 3. To make application to the Court for an order to deposit the probable amount of compensation out of proper funds under the control of the County into the County Treasury and for an order permitting the County to take prejudgment possession and use the Subject Property Interests for the purpose of constructing the Proposed Project.
- 4. To compromise and settle such proceedings if such settlement can be reached and, in that event, to take all necessary actions to complete the acquisition, including stipulations as to judgment and other matters and the causing of all payments to be made.
- 5. To correct any errors or to make or agree to nonmaterial changes in the legal description of the real property that are deemed necessary for the conduct of the condemnation action, or other proceedings or transaction required to acquire the subject real property. Counsel is further authorized to reduce or modify the extent of the interests or property to be acquired so as to reduce the compensation payable in the action where such change would not substantially impair the construction and operation for the project for which the real property is being acquired.

SV:ra/0924/299TR/15.065 S:\Real Property\TYPING\Docs-15.000 to 15.499\15.065.doc

0241-001A 0241-001B

EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0241-001A

BEING A PORTION OF LOT 1 OF ALDERMAN ACRES TRACT ON FILE IN BOOK 22, PAGES 20 AND 21, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN SECTION 22, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF AIRPORT BOULEVARD (30.00 FOOT SOUTHERLY HALF-WIDTH) FORMALLY (56TH AVENUE) AND THE CENTERLINE OF POLK STREET (30.00 FOOT EASTERLY HALF-WIDTH) AS SHOWN ON SAID MAP, SAID POINT ALSO BEING THE NORTHWEST CORNER OF SAID SECTION 22;

THENCE N 89°49'04" E ALONG SAID CENTERLINE OF AIRPORT BOULEVARD, A DISTANCE OF 39.98 FEET:

THENCE S 00°10'56" E, A DISTANCE OF 40.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD AS DESCRIBED IN GRANT DEED IN BOOK 1781, PAGES 535, RECORDED AUGUST 16, 1955, OFFICIAL RECORDS OF SAID RECORDER, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE S 45°43'54" W, A DISTANCE OF 14.23 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SAID POLK STREET, SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 20.00 FEET AND AN INITIAL RADIAL BEARING OF N 89°54'15" W;

THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 29°43'18" AN ARC DISTANCE OF 10.37 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD;

THENCE N 89°49'04" E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 7.54 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING: 42 SQUARE FEET, OR 0.001 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

APPROVED	BY: Pan <
DATE:	2-2-12



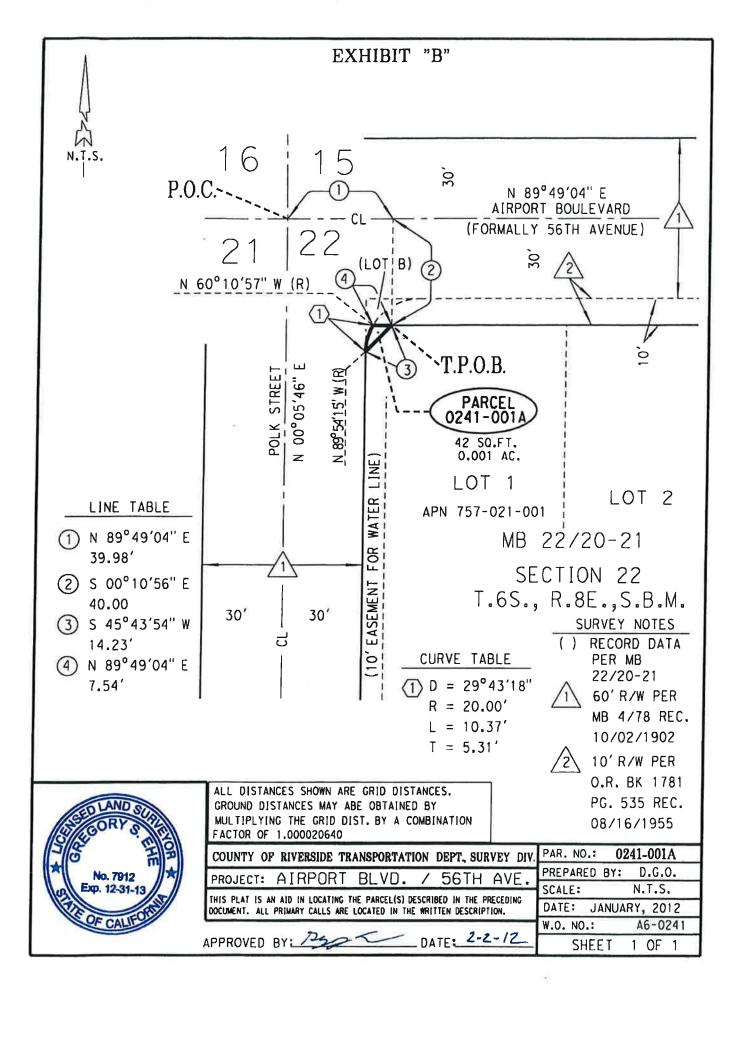


EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0241-001B

AN EASEMENT FOR TEMPORARY CONSTRUCTION PURPOSES, BEING A PORTION OF LOT 1 OF ALDERMAN ACRES TRACT ON FILE IN BOOK 22, PAGES 20 AND 21, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN SECTION 22, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF AIRPORT BOULEVARD (30.00 FOOT SOUTHERLY HALF-WIDTH) FORMALLY (56TH AVENUE) AND THE CENTERLINE OF POLK STREET (30.00 FOOT EASTERLY HALF-WIDTH) AS SHOWN ON SAID MAP, SAID POINT ALSO BEING THE NORTHWEST CORNER OF SECTION 22:

THENCE N 89°49'04" E ALONG SAID CENTERLINE OF AIRPORT BOULEVARD, A DISTANCE OF 105.27 FEET;

THENCE S 00°10'56" E, A DISTANCE OF 40.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD AS DESCRIBED IN GRANT DEED IN BOOK 1781, PAGES 534 AND 535, RECORDED AUGUST 16, 1955, OFFICIAL RECORDS OF SAID RECORDER, SAID POINT BEING ON THE EAST LINE OF SAID LOT 1, ALSO BEING THE **TRUE POINT OF BEGINNING**;

THENCE S 00°05'46" W ALONG SAID EAST LINE, A DISTANCE OF 5.00 FEET TO A LINE PARALLEL AND DISTANT 45.00 FEET SOUTHERLY OF, AS MEASURED AT RIGHT ANGLES TO, SAID CENTERLINE OF SAID AIRPORT BOULEVARD:

THENCE S 89°49'04" W ALONG SAID PARALLEL LINE, A DISTANCE OF 63.24 FEET:

THENCE S 45°43'54" W, A DISTANCE OF 17.10 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SAID POLK STREET;

THENCE N 00°05'46" E ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 6.99 FEET;

THENCE N 45°43'54" E, A DISTANCE OF 14.23 FEET TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF AIRPORT BOULEVARD:

THENCE N 89°49'04" E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 65.28 FEET TO THE TRUE POINT OF BEGINNING.

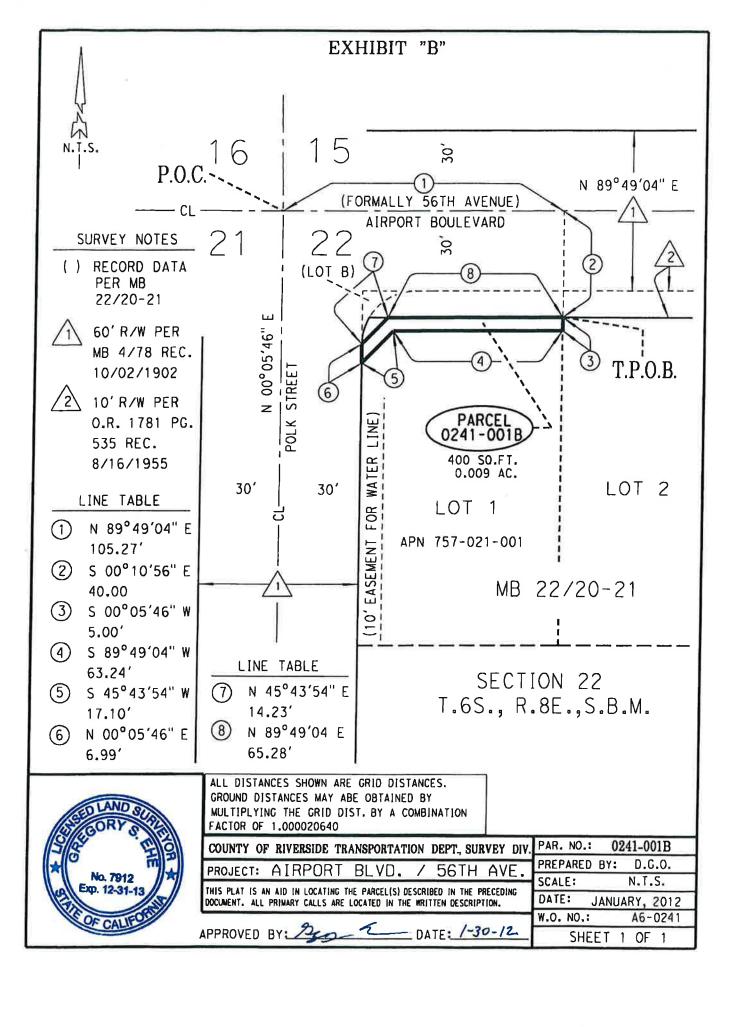
CONTAINING: 400 SQUARE FEET, OR 0.009 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

SEE ATTACHED EXHIBIT "B"

APPROVED BY: 1-30-12





0241-022A 0241-022B

EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0241-022A

BEING A PORTION OF LOT 16 ON FILE IN BOOK 4 PAGE 53, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE SOUTHEAST ONE-QUARTER OF SECTION 16, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF AIRPORT BOULEVARD (30.00 FOOT NORTHERLY HALF-WIDTH) FORMERLY (56TH AVENUE) AND THE CENTERLINE OF POLK STREET (30.00 FOOT WESTERLY HALF-WIDTH) AS SHOWN ON ALDERMAN ACRES TRACT ON FILE IN BOOK 22, PAGES 20 AND 21 RECORDS OF SAID RECORDER, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID SECTION 16;

THENCE N 89°53'11" W ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 252.44 FEET;

THENCE N 00°06'49" E, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD AS DESCRIBED IN BOOK 2454, PAGE 65, RECORDED 4/17/1959, OFFICIAL RECORDS OF SAID RECORDER, SAID POINT BEING THE SOUTHWEST CORNER OF PARCEL 56, OF RECORD OF SURVEY ON FILE IN BOOK 15 PAGE 56, RECORDS OF SAID RECORDER, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING;

THENCE N 89°53'11" W ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 625.67 FEET;

THENCE N 00°06'49" E, A DISTANCE OF 46.00 FEET TO A POINT ON A LINE PARALLEL WITH AND DISTANT 76.00 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES TO, SAID CENTERLINE OF AIRPORT BOULEVARD:

THENCE S 89°53'11" E ALONG SAID PARALLEL LINE, A DISTANCE OF 613.24 FEET;

THENCE N 87°32'35" E, A DISTANCE OF 12.33 FEET TO THE WEST LINE OF SAID PARCEL 56;

THENCE S 00°01'30" E ALONG THE WEST LINE OF SAID PARCEL 56, A DISTANCE OF 46.55 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING: 28,782 SQUARE FEET, OR 0.661 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

APPROVED	BY:	py	4	
DATE:	2-2-	12		



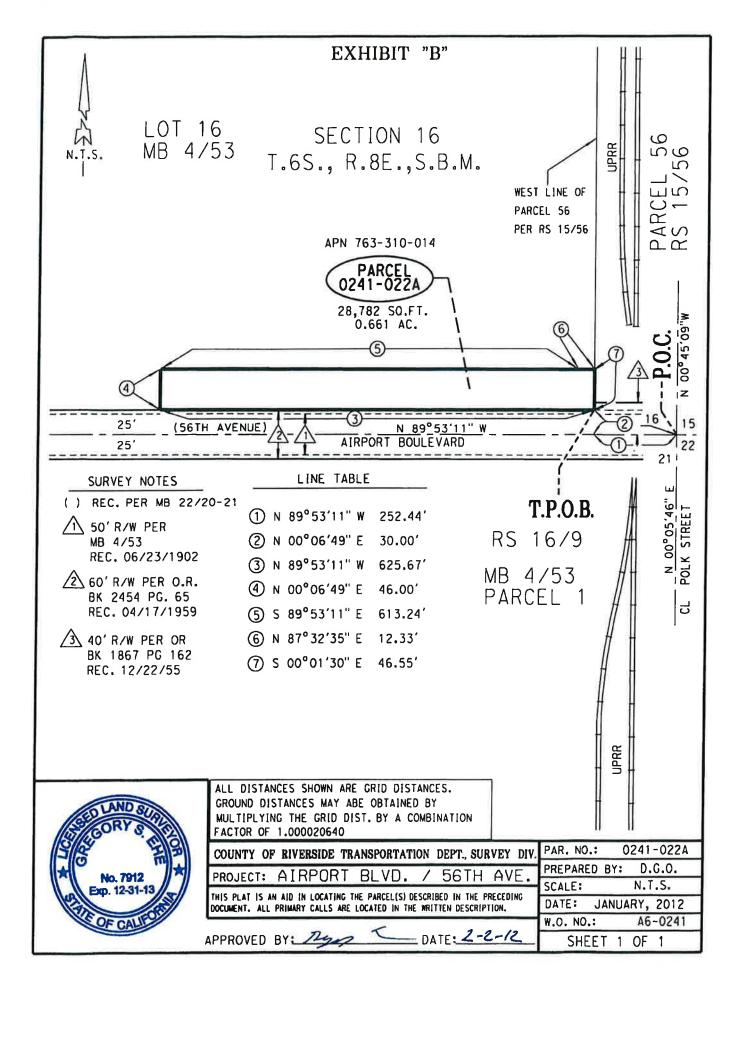


EXHIBIT "A" LEGAL DESCRIPTION PARCEL 0241-022B

AN EASEMENT FOR TEMPORARY CONSTRUCTION PURPOSES, BEING A PORTION OF LOT 16 ON FILE IN BOOK 4 PAGE 53, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY. CALIFORNIA, LYING WITHIN THE SOUTHEAST ONE-QUARTER OF SECTION 16, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF AIRPORT BOULEVARD (30.00 FOOT NORTHERLY HALF-WIDTH) FORMERLY (56TH AVENUE) AND THE CENTERLINE OF POLK STREET (30.00 FOOT WESTERLY HALF-WIDTH) AS SHOWN ON ALDERMAN ACRES TRACT ON FILE IN BOOK 22. PAGES 20 AND 21 RECORDS OF SAID RECORDER. SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID SECTION 16:

THENCE N 89°53'11" W ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 252.44 FEET;

THENCE N 00°06'49" E, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD AS DESCRIBED IN BOOK 2454, PAGE 65, RECORDED 4/17/1959. OFFICIAL RECORDS OF SAID RECORDER, SAID POINT BEING THE SOUTHWEST CORNER OF PARCEL 56, OF RECORD OF SURVEY ON FILE IN BOOK 15 PAGE 56, RECORDS OF SAID RECORDER;

THENCE N 00°01'30" W ALONG THE WEST LINE OF SAID PARCEL 56, A DISTANCE OF 46.55 FEET TO THE TRUE POINT OF BEGINNING:

THENCE S 87°32'35" W. A DISTANCE OF 12.33 FEET TO A POINT ON A LINE PARALLEL WITH AND DISTANT 76.00 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES TO, SAID CENTERLINE OF AIRPORT BOULEVARD;

THENCE N 89°53'11" W ALONG SAID PARALLEL LINE, A DISTANCE OF 92.77 FEET;

THENCE N 00°06'49" E. A DISTANCE OF 5.00 FEET TO A POINT ON A LINE PARALLEL WITH AND DISTANT 81.00 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES TO, SAID CENTERLINE OF AIRPORT BOULEVARD:

THENCE S 89°53'11" E ALONG SAID PARALLEL LINE, A DISTANCE OF 92.61 FEET;

THENCE N 87°32'35" E. A DISTANCE OF 12.48 FEET TO SAID WEST LINE OF PARCEL 56:

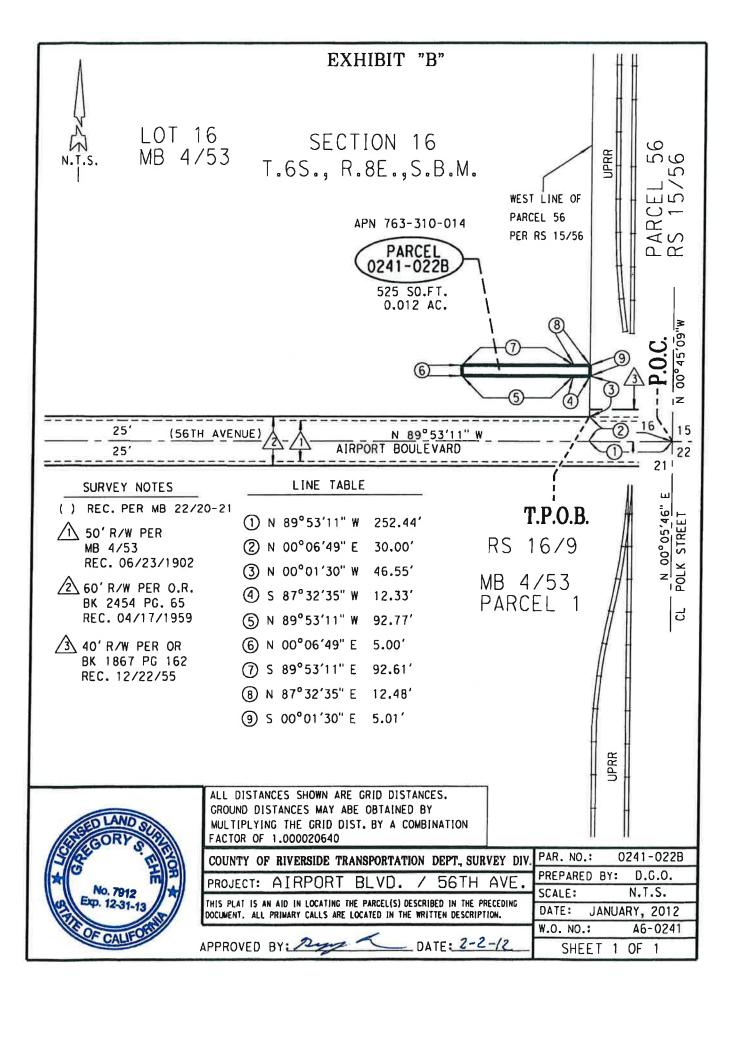
THENCE S 00°01'30" E ALONG SAID WEST LINE. A DISTANCE OF 5.01 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING: 525 SQUARE FEET, OR 0.012 ACRES, MORE OR LESS-

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

SEE ATTACHED EXHIBIT "B" APPROVED BY: Providence DATE: 2-2-12

PAGE 1 OF 1



0241-025

EXHIBIT "A" LEGAL DESCRIPTION 0241-025

BEING ALL OF THOSE PARCELS DESCRIBED AS ITEMS 14 AND 15 IN INSTRUMENT NUMBER 108189, RECORDED JULY 19, 1974 RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE SOUTH ONE HALF, OF THE SOUTHWEST ONE QUARTER, OF SECTION 15, T.6S. R.8E. SAN BERNARDINO MERIDIAN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF AIRPORT BOULEVARD (FORMERLY CALIFORNIA STREET) (30.00 FOOT NORTHERLY HALF-WIDTH) AND THE CENTERLINE OF PALM STREET (35.00 FOOT EASTERLY HALF-WIDTH), AS SHOWN ON MAP OF THERMAL TOWNSITE ON FILE IN BOOK 4, PAGE78 RECORDS OF SAID RECORDER;

THENCE N 89°49'04" E ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 485.69 FEET TO THE SOUTHERLY PROLONGATION OF THE WESTERLY LINE OF THAT PARCEL DESCRIBED IN ITEM 15 OF SAID INSTRUMENT NUMBER 108189;

THENCE N 00°00'00" E ALONG SAID SOUTHERLY PROLONGATION OF SAID WESTERLY LINE, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE N 00°00'00" E ALONG SAID WESTERLY LINE, A DISTANCE OF 159.32 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF HIGHWAY 111, AS SHOWN ON CALTRANS RIGHT-OF-WAY RELINQUISHMENT MAP, ON FILE IN STATE HIGHWAY MAP BOOK 11, PAGES 91-100, RECORDS OF SAID RECORDER:

THENCE S 46°12'53" E ALONG THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID HIGHWAY 111, A DISTANCE OF 148.28 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF THAT PARCEL DESCRIBED IN DEED BOOK 440, PAGE 138, RECORDS OF SAID RECORDER;

THENCE S 36°09'38" E ALONG SOUTHWESTERLY RIGHT-OF-WAY LINE OF THE PARCEL DESCRIBED IN SAID DEED BOOK 440, PAGE 138, A DISTANCE OF 44.71 FEET TO THE MOST NORTHERLY CORNER OF THAT PARCEL DESCRIBED IN BOOK 1843, PAGES 428 AND 437, RECORDED JANUARY 6, 1956, OFFICIAL RECORDS OF SAID RECORDER;

THENCE S 26°49'43" W ALONG THE NORTHWESTERLY LINE OF SAID PARCEL DESCRIBED IN BOOK 1843, PAGES 428 AND 437, A DISTANCE OF 22.71 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD:

THENCE S 89°49'04" W ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 123.17 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING: 12,451 SQUARE FEET, OR 0.286 ACRES, MORE OR LESS.

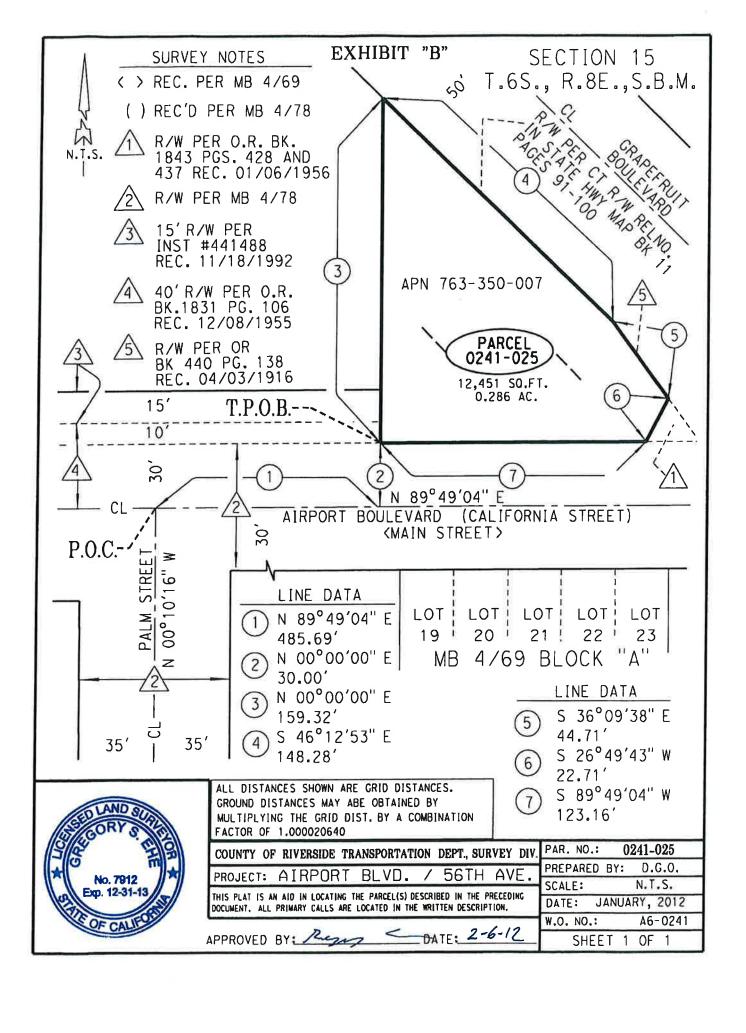
0241-025 PAGE 1 OF 1

EXHIBIT "A" LEGAL DESCRIPTION (CONTINUED) 0241-025

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

APPROVED E	BY: Pro C	
DATE:	2-6-12	





0241-030A 0241-030B 0241-030C

EXHIBIT "A" LEGAL DESCRIPTION 0241-030A

BEING A PORTION OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE TRUSTEE'S DEED RECORDED JULY 5, 2002 AS INSTRUMENT NUMBER 371332, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY CALIFORNIA, LYING WITHIN THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTERLINE INTERSECTION OF AIRPORT BOULEVARD (FORMERLY CALIFORNIA STREET) (30.00 FOOT HALF WIDTH) AND ORANGE STREET (30.00 FOOT HALF WIDTH) AS SHOWN ON MAP OF THERMAL TOWNSITE IN MAP BOOK 4 PAGE 78 RECORDS OF SAID RECORDER;

THENCE S 89°49'04" W ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 321.93 FEET;

THENCE N 00°10'56" W, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE S 89°49'04" W ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 250.57 FEET TO THE NORTHEASTERLY LINE OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE DEED RECORDED IN AUGUST 1949 IN BOOK 1100, PAGE 130, RECORDS OF SAID RECORDER;

THENCE N 36°09'38" W ALONG SAID NORTHEASTERLY LINE, A DISTANCE OF 58.43 FEET;

THENCE S 86°21'03" E A DISTANCE OF 333.43 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 58.15 FEET AND AN INITIAL RADIAL BEARING OF N 55°25'37" W;

THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 55°15'53" AN ARC DISTANCE OF 56.09 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING: 10,856 SQUARE FEET, OR 0.249 ACRES, MORE OR LESS:

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

SEE ATTACHED EXHIBIT "B"

APPROVED BY:	Ryse	
DATE:	2-1-12	



PAGE 1 OF 1 0241-030A

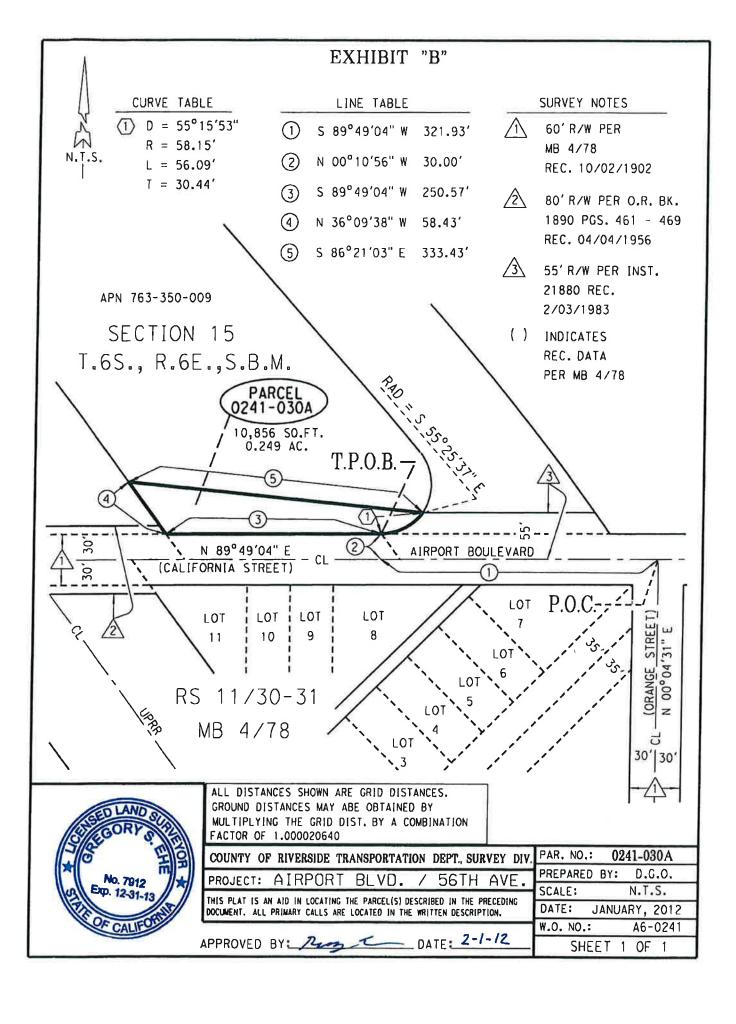


EXHIBIT "A" LEGAL DESCRIPTION 0241-030B

AN EASEMENT FOR SLOPE PURPOSES, BEING A PORTION OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE TRUSTEE'S DEED, AS INSTRUMENT NUMBER 2002-371332, RECORDED JULY 5, 2002, OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY CALIFORNIA, LYING WITHIN THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTERLINE INTERSECTION OF AIRPORT BOULEVARD (FORMERLY CALIFORNIA STREET) (30.00 NORTHERLY HALF-WIDTH) AND THE CENTERLINE OF ORANGE STREET (30.00 WESTERLY HALF-WIDTH) AS SHOWN ON THE MAP OF THERMAL TOWNSITE, ON FILE IN BOOK 4 PAGE 78, OF MAPS RECORDS OF SAID RECORDER;

THENCE S 89°49'04" W ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 274.13 FEET;

THENCE N 00°10'56" W, A DISTANCE OF 55.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID AIRPORT BOULEVARD AS DESCRIBED IN INSTRUMENT NUMBER 21880, RECORDED FEBRUARY 3 1983, SAID OFFICIAL RECORDS, BEING THE **TRUE POINT OF BEGINNING**;

THENCE N 86°21'03" W, A DISTANCE OF 255.75 FEET;

THENCE N 45°21'04" E. A DISTANCE OF 64.47 FEET:

THENCE S 80°15'04" E, A DISTANCE OF 222.14 FEET TO A POINT ON THE EASTERLY LINE OF SAID INSTRUMENT NUMBER 2002-371332, SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 58.15 FEET AND AN INITIAL RADIAL BEARING OF S 81°04'02" E;

THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 25°38'24" AN ARC DISTANCE OF 26.02 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING: 8,983 SQUARE FEET, OR 0.206 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

APPROVED BY:			
DATE:	4-19-12		



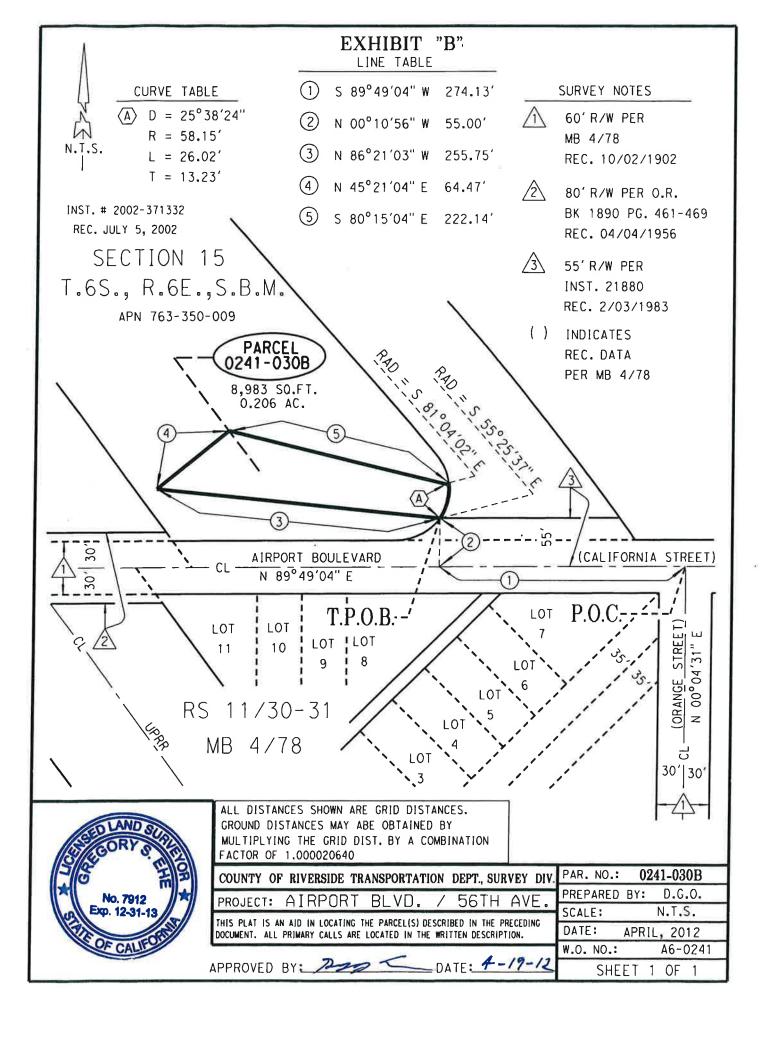


EXHIBIT "A" LEGAL DESCRIPTION 0241-030C

AN EASEMENT FOR TEMPORARY CONSTRUCTION PURPOSES, BEING A PORTION OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THE TRUSTEE'S DEED, AS INSTRUMENT NUMBER 2002-371332, RECORDED JULY 5, 2002, OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY CALIFORNIA, LYING WITHIN THE SOUTHWEST ONE-QUARTER OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 8 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTERLINE INTERSECTION OF AIRPORT BOULEVARD (FORMERLY CALIFORNIA STREET) (30.00 NORTHERLY HALF-WIDTH) AND THE CENTERLINE OF ORANGE STREET (30.00 WESTERLY HALF-WIDTH) AS SHOWN ON THE MAP OF THERMAL TOWNSITE, ON FILE IN BOOK 4 PAGE 78. OF MAPS, RECORDS OF SAID RECORDER;

THENCE S 89°49'04" W ALONG THE CENTERLINE OF SAID AIRPORT BOULEVARD, A DISTANCE OF 355.56 FEET;

THENCE N 00°10'56" W, A DISTANCE OF 170.31 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 2863.94 FEET AND AN INITIAL RADIAL BEARING OF N 49°15'43" E, BEING THE **TRUE POINT OF BEGINNING**;

THENCE NORTHWESTERLY ALONG SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 00°45'58", AN ARC DISTANCE OF 38.29 FEET;

THENCE N 48°29'45" E, A DISTANCE OF 16.00 FEET TO A POINT ON THE EASTERLY LINE OF SAID INSTRUMENT NUMBER 2002-371332, SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 2879.94 FEET AND AN INITIAL RADIAL BEARING OF N 48°29'45" E;

THENCE SOUTHEASTERLY ALONG SAID NON-TANGENT CURVE THROUGH A CENTRAL ANGLE OF 00°45'58" AN ARC DISTANCE OF 38.50 FEET;

THENCE S 49°15'43" W RADIAL FROM SAID LAST CURVE, A DISTANCE OF 16.00 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING: 614 SQUARE FEET, OR 0.014 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 6. MULTIPLY DISTANCES SHOWN BY 1.000020640 TO OBTAIN GROUND DISTANCE.

APPROVED BY:			
DATE:	4-19-12		



