

555A



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

**FROM:** Transportation Department

**SUBMITTAL DATE:**  
March 18, 2010

**SUBJECT:** Stipulation for Final Judgment in Condemnation for the Clinton Keith Road Extension Project

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve the attached Stipulation for Final Judgment in Condemnation for Assessor's Parcel Number 900-020-002, formerly known as Assessor's Parcel Number 956-030-002 and authorize the Chairman of the Board to execute this document on behalf of the County;
2. Authorize the undersigned Director of Transportation Department or his designee to execute any other documents and administer all actions to complete this transaction; and

(Continued)

  
 Juan C. Perez, Director  
 Transportation Department

<b>FINANCIAL DATA</b>	<b>Current F.Y. Total Cost:</b>	\$ 7,600	<b>In Current Year Budget:</b>	Yes
	<b>Current F.Y. Net County Cost:</b>	\$ -0-	<b>Budget Adjustment:</b>	No
	<b>Annual Net County Cost:</b>	\$ -0-	<b>For Fiscal Year:</b>	09/10
<b>SOURCE OF FUNDS:</b> Developer Contributions 10%, TUMF 90%			<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
			<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

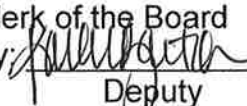
BY:   
 Tina Grande

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Stone, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
 Nays: None  
 Absent: None  
 Date: April 20, 2010  
 xc: Transp:

Kecia Harper-Ihem  
 Clerk of the Board  
 By:   
 Deputy

FORM APPROVED COUNTY COUNSEL  
 BY: Adam Solis 4/13/10  
 GLENN R. BELOIAN  
 DATE

Approved as to Form:

  
 John C. Murphy  
 Luce, Forward, Hamilton & Scripps  
 Departmental Counsel

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

Prev. Agn. Ref.: 4/22/08, 9.6; 3/18/08, 3.21

District: 3

Agenda Number:

3.67

**RECOMMENDED MOTION:** (Continued)

3. Allocate the sum of \$7,600 to purchase Assessor's Parcel Number 900-020-002 (formerly known as Assessor's Parcel Number 956-030-002).

**BACKGROUND:**

Clinton Keith Road is proposed to be constructed as a six-lane urban arterial between Antelope Road and State Route 79 in Western Riverside County, in accordance with County General Plan Amendment (CGPA) 409, adopted December 19, 2000. The length of the proposed project, including the existing alignment and the extension of alignment, is approximately 3.4 miles (5.5 kilometers).

The Clinton Keith Road Extension Supplemental Environmental Impact Report No. 398 was approved by the Board of Supervisors on February 7, 2006.

During 2006-2007, the Department of Facilities Management (now known as Economic Development Agency) negotiated with Concepcion Huerta, the owner of Assessor's Parcel Number 900-020-002 (Huerta).

On March 28, 2008, the Board approved Resolution No. 2008-002, Notice of Intention to Adopt a Resolution of Necessity Regarding the Project to Improve Clinton Keith Road and Other Roads in Western Riverside County.

On April 22, 2008, the Board approved Resolution No. 2008-003, Authorizing Resolution of Necessity Regarding the Project to Improve Clinton Keith Road and Other Roads in Western Riverside County.

On October 16, 2008, the complaint was filed on behalf of the County of Riverside and the probable just compensation in the amount of \$26,150 was deposited on November 19, 2008.

The Economic Development Agency (EDA) has negotiated the acquisition through court-mediation of the portion of Assessor's Parcel Number 900-020-002 from Huerta for an all inclusive settlement amount of \$33,750. The settlement amount of \$33,750 is offset by the \$26,150 currently deposited by the County. The net settlement amount is \$7,600 (\$33,750 minus \$26,150). The following summarizes the settlement with Huerta:

**BACKGROUND:** (Continued)

Settlement Amount (All Inclusive)	\$33,750
Amount Currently on Deposit with Court	<u>(\$26,150)</u>
Total Net Settlement	\$7,600

The legal services of Luce, Forward, Hamilton & Scripps, LLP have been retained under the guidance of County Counsel's approval.

**FINANCIAL DATA:**

The following summarizes the funding necessary for the all inclusive settlement to acquire a portion of Assessor's Parcel Number 900-020-002 (formerly known as Assessor's Parcel Number 956-030-002)

Net Settlement Amount ( $\$33,750 - \$26,150 = \$7,600$ )	\$7,600
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All costs associated with this property acquisition are fully funded in the Transportation Department's budget for FY 2009/10. Thus, no net county cost will be incurred as a result of this transaction.

**COUNTY OF RIVERSIDE**  
**TRANSPORTATION AND LAND MANAGEMENT AGENCY**

George A. Johnson · Agency Director

**Planning Department**

Ron Goldman · Planning Director

509B

**DATE:** March 31, 2010

**TO:** Clerk of the Board of Supervisors

**FROM:** Planning Department - Riverside Office

**SUBJECT:** Ordinance No. 348.4688, an Ordinance of the County of Riverside amending Subsection d. (4) of Section 18.30 of Ordinance No. 348 regarding action on plot plans.

(Charge your time to these case numbers)

**The attached item(s) require the following action(s) by the Board of Supervisors:**

- |   |   |
|---|---|
| <input type="checkbox"/> Place on Administrative Action (Receive & File; EOT)                   | <input type="checkbox"/> Set for Hearing (Legislative Action Required; CZ, GPA, SP, SPA)        |
| <input type="checkbox"/> Labels provided If Set For Hearing                                     | <input type="checkbox"/> Publish in Newspaper:  |
| <input type="checkbox"/> 10 Day <input type="checkbox"/> 20 Day <input type="checkbox"/> 30 day | **SELECT Advertisement**  |
| <input type="checkbox"/> Place on Consent Calendar  | <input type="checkbox"/> **SELECT CEQA Determination**  |
| <input checked="" type="checkbox"/> Place on Policy Calendar (Resolutions; Ordinances; PNC)     | <input type="checkbox"/> 10 Day <input type="checkbox"/> 20 Day <input type="checkbox"/> 30 day |
| <input type="checkbox"/> Place on Section Initiation Proceeding (GPIP)                          | <input type="checkbox"/> Notify Property Owners (app/agencies/property owner labels provided)   |
|   | Controversial: <input type="checkbox"/> YES <input type="checkbox"/> NO                         |

**Designate Newspaper used by Planning Department for Notice of Hearing: \*\*SELECT\*\***

**Please schedule on the April 20, 2010 BOS Agenda**

RJG  
4.6.10

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John C. Murphy, State Bar No. 94192  
Emily L. Madueno, State Bar No. 251721  
LUCE, FORWARD, HAMILTON & SCRIPPS LLP  
2050 Main Street, Suite 600  
Irvine, California 92614  
Telephone No. (949) 732-3700  
Fax No. (949) 732-3739

Exempt From Fees Per  
Govt. Code § 6103

Attorneys for plaintiff County of Riverside

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF RIVERSIDE

COUNTY OF RIVERSIDE,  
  
Plaintiff,  
  
v.  
  
CONCEPCION HUERTA; et al.,  
  
Defendants.

Case No. RIC 510856

Assigned For All Purposes To:  
The Hon. Bernard Schwartz, Dept. 8

**STIPULATION FOR FINAL JUDGMENT  
IN CONDEMNATION BY AND  
BETWEEN PLAINTIFF COUNTY OF  
RIVERSIDE AND DEFENDANT  
CONCEPCION HUERTA**

*[Proposed Final Judgment In Condemnation  
Filed Concurrently]*

[APN 900-020-002, formerly known as APN  
956-030-002]

Complaint Filed:           October 17, 2008  
Trial Date:                   None set

1 Plaintiff County of Riverside (“County”), on the one hand, and defendant Concepcion Huerta  
2 (“Huerta”), on the other hand, stipulate to the facts, terms, and conditions contained in the [Proposed]  
3 Final Judgment in Condemnation (“Final Judgment”), filed concurrently and incorporated by this  
4 reference.

5 The County and Huerta request that the Court enter a Final Judgment in Condemnation  
6 substantially in the form of the concurrently filed Final Judgment.

7 The County seeks (a) slope easement interests in the real property designated as County Parcel  
8 Numbers 0472-011A and 0472-011B, (b) a drainage easement interest in the real property designated  
9 as County Parcel Number 0472-011C, and (c) a temporary construction easement interest in the real  
10 property designated as County Parcel Number 0472-011D (collectively, “Property”), collectively  
11 representing a portion of the real property assigned Riverside County Assessor’s Parcel Number 900-  
12 020-002 (formerly known as APN 956-030-002), located in the County of Riverside, State of  
13 California. The Property is described in Exhibit “A” to the Final Judgment.

14 It is the intent and effect of this stipulation (“Stipulation”) that the Final Judgment, when  
15 signed, and the payment made pursuant thereto, shall end, finally and forever, any claims to  
16 compensation of any kind or nature which Huerta had, now has, or may assert in the future arising out  
17 of this action; the condemnation of the Property; and the project to construct public improvements  
18 consisting of a six-lane urban arterial between Antelope Road and State Route 79 in Western  
19 Riverside County, and to improve Clinton Keith Road and other roads in Western Riverside County.  
20 The County and Huerta stipulate to the Final Judgment in release and discharge by the County and  
21 Huerta of any and all claims and causes of action arising out of the events or incidents referred to in  
22 the pleadings and all other papers filed with this Court in this action.

23 Counsel for each of the parties to this Stipulation represents that he has fully explained to his  
24 client the legal effect of this Stipulation and Final Judgment, and that the settlement and compromise  
25 stated herein is final and conclusive forthwith, subject to the conditions stated herein, and each  
26 attorney represents that his client has freely consented to and authorized this Stipulation. Each party  
27 acknowledges that it understands the legal effect of this Stipulation and Final Judgment, and that the  
28 settlement and compromise stated herein is final and conclusive forthwith, subject to the conditions

1 stated herein. Each party acknowledges that it has freely consented to this Stipulation. Each signatory  
2 represents that he or she is authorized to bind the person or entity upon whose behalf he or she is  
3 signing.

4 This Stipulation may be enforced by any party hereto by a motion under California Code of  
5 Civil Procedure section 664.6, or by any procedure permitted by law in the Superior Court of  
6 Riverside County.

7 Each party hereto further waives a Statement of Decision, Notice of Entry of Judgment, costs,  
8 fees and the right to appeal from Final Judgment after entry.

9  
10 DATED: 3-22, 2010

LUCE, FORWARD, HAMILTON & SCRIPPS LLP

11  
12 By: 

John C. Murphy  
Attorneys for plaintiff County of Riverside

13  
14  
15 DATED: Mar. 15, 2010

LAW OFFICES OF WILLIAM L. CONTI

16  
17 By: 

William L. Conti  
Attorney for defendant Concepcion Huerta

18  
19 DATED: 4/20, 2010

COUNTY OF RIVERSIDE

20 ATTEST:

21 KECIA HARPER-IHEM, Clerk

22 By: 

DEPUTY

23  
24 By: 

Marion Ashley  
Chairman, Board of Supervisors

25  
26 DATED: 3-17, 2010

CONCEPCION HUERTA

27  
28 By: 

Concepcion Huerta

FORM APPROVED COUNTY COUNSEL

BY:  4/13/10  
GLENN R. BELOIAN DATE

1 PROOF OF SERVICE

2 *County of Riverside v. Concepcion Huerta; et al.,*

3 Case No. RIC 510856; Judge: Bernard Schwartz, Dept. 8

4 At the time of service, I was over 18 years of age and not a party to this action. I am employed  
5 in the County of Orange, State of California. My business address is 2050 Main Street, Suite 600,  
Irvine, California 92614.

6 On March \_\_\_\_, 2010, I served true copies of the following document(s) described as  
7 conformed, certified and recorded copy of **STIPULATION FOR FINAL JUDGMENT IN**  
8 **CONDEMNATION BY AND BETWEEN PLAINTIFF COUNTY OF RIVERSIDE AND**  
**DEFENDANT CONCEPCION HUERTA** on the interested parties in this action as follows:

9 William L. Conti, Esq. Attorney for defendant  
10 Law Offices of William L. Conti Concepcion Huerta  
330 Rancheros Dr., Suite 212  
San Marcos, CA 92069-2978

11  
12 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at  
13 the addresses listed in the Service List and placed the envelope for collection and mailing, following  
14 our ordinary business practices. I am readily familiar with Lucc. Forward, Hamilton & Scripps LLP's  
15 practice for collecting and processing correspondence for mailing. On the same day that the  
correspondence is placed for collection and mailing, it is deposited in the ordinary course of business  
with the United States Postal Service, in a sealed envelope with postage fully prepaid.

16 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
true and correct.

17 Executed on March \_\_\_\_, 2010, at Irvine, California,

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19 \_\_\_\_\_  
20 Jodi Sanchez



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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF RIVERSIDE

COUNTY OF RIVERSIDE,  
Plaintiff,  
v.  
CONCEPCION HUERTA; et al.,  
Defendants.

Case No. RIC 510856

Assigned For All Purposes To:  
The Hon. Bernard Schwartz, Dept. 8

**[PROPOSED] FINAL JUDGMENT IN  
CONDEMNATION BETWEEN  
PLAINTIFF COUNTY OF RIVERSIDE  
AND DEFENDANT CONCEPCION  
HUERTA**

*[Stipulation for Final Judgment in  
Condemnation Filed Concurrently]*

[APN 900-020-002, formerly known as APN  
956-030-002]

Complaint Filed: October 17, 2008  
Trial Date: None set

1 Plaintiff County of Riverside (“County”) on the one hand, and defendant Concepcion  
2 Huerta (“Huerta”), on the other hand, having executed a Stipulation For Final Judgment in  
3 Condemnation (“Stipulation”); having requested the Court to enter a Final Judgment in  
4 Condemnation (“Final Judgment”) consistent with the Stipulation regarding the County’s  
5 condemnation of the interests in real property described in the attached Exhibit “A”; and having  
6 waived a Statement of Decision, Notice of Entry of Judgment, costs and fees, and the right to  
7 appeal from judgment after entry:

8 **NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED**  
9 **AS FOLLOWS:**

10 **1. The County’s Action to Acquire the Property.**

11 A. The County commenced the above-entitled action in eminent domain to  
12 acquire (a) slope easement interests in the real property designated as County Parcel Numbers  
13 0472-011A and 0472-011B, (b) a drainage easement interest in the real property designated as  
14 County Parcel Number 0472-011C, and (c) a temporary construction easement interest in the real  
15 property designated as County Parcel Number 0472-011D (collectively, “Property”), collectively  
16 representing a portion of the real property assigned Riverside County Assessor’s Parcel Number  
17 900-020-002 (formerly known as APN 956-030-002), located in the County of Riverside, State of  
18 California.

19 The real property or interests in real property the County acquires by this Final Judgment  
20 are further described in the attached Exhibit “A,” incorporated by this reference.

21 B. The Property is required for the construction of public improvements  
22 consisting of a six-lane urban arterial between Antelope Road and State Route 79 in Western  
23 Riverside County, and to improve Clinton Keith Road and other roads in Western Riverside  
24 County and required uses (“Project”), and for public uses.

25 **2. Payment of Just Compensation.**

26 A. The County shall pay Huerta \$33,750.00 as full and complete just  
27 compensation for the acquisition of the Property free and clear of all liens and encumbrances,  
28 including all property taxes owed. Huerta accepts the sum of \$33,750.00 as the full amount of just

1 compensation for Huerta's interest in the Property and for all damages resulting from the taking.

2 **B.** The sum of \$33,750.00 shall consist of the following:

- 3 • On November 19, 2008, the County deposited the sum of \$26,150.00  
4 with the Clerk of the Superior Court of Riverside County as the amount  
5 of probable compensation for the Property. Huerta has not withdrawn  
6 the deposit.
- 7 • The County shall deposit the sum of \$7,600.00, constituting the  
8 remaining settlement balance (\$33,750.00 minus \$26,150.00). The  
9 Clerk of the Court shall accept the \$7,600.00 deposit from the County.  
10 Within two weeks of increasing the deposit to \$33,750.00, the County  
11 shall mail notice of the deposit to Huerta through her attorney of record,  
12 William L. Conti, Esq., 330 Rancheros Drive, Suite 212, San Marcos,  
13 California 92069-2978.

14 **C.** Huerta, having not previously withdrawn any funds on deposit, is entitled to  
15 withdraw the total sum of \$33,750.00. The Clerk of the Court shall issue a warrant in the amount  
16 of \$33,750.00, payable as follows:

17 William L. Conti, Client Trust  
18 330 Rancheros Drive, Suite 212  
19 San Marcos, California 92069-2978

20 Huerta agrees that she is entitled to no further compensation in this action. Huerta also agrees to  
21 accept the above payment in full settlement and compromise of this action, and agrees that such  
22 payment shall fully and forever discharge and release all claims and causes of action, whether  
23 known or unknown, which Huerta may have against the County arising from this action, this  
24 acquisition, or construction of the Project in the manner proposed.

25 **D.** After the Clerk of the Court issues a warrant in the amount of \$33,750.00 to  
26 Huerta, the County is entitled to the amount remaining on deposit, if any, plus the accrued interest.  
27 The amount of any remaining deposit, plus the accrued interest, shall be remitted to the County.  
28 The Clerk of the Court shall issue a warrant in the amount of the remaining deposit, if any, plus

1 The Clerk of the Court shall issue a warrant in the amount of the remaining deposit, if any, plus  
2 accrued interest, payable as follows:

3 County of Riverside  
4 c/o Stephi Villanueva  
5 3403 10th Street, Suite 500  
6 Riverside, California 92501

7 E. Each party shall bear its own attorneys' fees and litigation expenses.

8 F. Huerta is the fee owner of the Property, and the only defendant that has any  
9 basis for compensation for the taking of the Property described above and in Exhibit "A." The  
10 County and defendant Verizon California Inc. (formerly known as and erroneously sued as  
11 General Telephone Company of California) ("Verizon") stipulated to an Interlocutory Judgment in  
12 Condemnation. The Court entered the Interlocutory Judgment on November 3, 2009. The  
13 Interlocutory Judgment, which is incorporated herein, provides, among other things, that Verizon  
14 agrees that it is entitled to no compensation to be awarded in this proceeding. All remaining  
15 defendants with a potential interest in the Property have been dismissed or defaulted, or have  
16 disclaimed any interest in the compensation to be awarded for the Property.

17 **3. Release.**

18 Huerta, for herself, and for all of her predecessors, successors, successors-in-interest,  
19 assigns, partners, partnerships, companies, corporations, trusts, trustees, beneficiaries, heirs,  
20 executors, and designees, and each of her agents, employees and representatives, hereby releases  
21 and forever discharges the County and all of its past, present, future agents, employees, partners,  
22 partnerships, co-ventures, owners, co-owners, contractors, subcontractors, business entities or  
23 divisions, attorneys, administrators, predecessors, successors, successors-in-interest, and assigns  
24 from any and all liability whatsoever and waives all claims and defenses in this matter, including,  
25 but not limited to, claims, if any, for:

- 26 • Any further award or payment, and any portion of any award or payment
- 27 for the taking of the Property;
- 28 • Any damages resulting from the taking, including, but not limited to,

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severance damages, loss of goodwill, loss of or damage to improvements pertaining to the realty, fixtures, and equipment, and/or inventory; and

- Any claim for inverse condemnation, precondemnation damages, claims for interest, attorneys’ fees, litigation expenses, relocation benefits and/or costs, and any and all other kinds of compensation, damage, causes of action or other claims arising out of this action and/or the Project and/or the condemnation by the County of the Property.

**4. Condemnation of Huerta’s Interest.**

Upon payment as described in Section 2, Huerta’s interest in and to the Property shall be condemned to the County for the public uses and purposes comprising the Project as follows:

- Slope easement interests in the real property designated as County Parcel Numbers 0472-011A and 0472-011B;
- A drainage easement interest in the real property designated as County Parcel Number 0472-011C; and
- A temporary construction easement interest in the real property designated as County Parcel Number 0472-011D.

Title to these interests in the Property shall vest in the County on the date that a Final Order of Condemnation is recorded by the Recorder’s Office of the County of Riverside, California.

**5. Purpose and Authority of the Taking.**

**A.** The County is and was authorized and entitled to exercise the power of eminent domain for public uses under Article I, section 19, of the California Constitution; California Government Code section 25350.5; and Part 3, Title 7 of the California Code of Civil Procedure, including sections 1240.010, 1240.020, 1240.030, 1240.040, 1240.110, 1240.120, 1240.140, 1240.410, 1240.510, and 1240.610.

**B.** The use for which the County seeks to condemn the Property, to wit, in connection with the Project and for road improvement purposes, is and was authorized by law and is and was a public use; the public interest, safety and necessity require the Project; the Project is and was planned and located in the manner that will be the most compatible with the greatest

1 public good and the least private injury; and the Property is necessary for the Project.

2 **6. Waiver.**

3 This settlement includes an express waiver of California Civil Code section 1542, which  
4 provides:

5 A general release does not extend to claims which the creditor does  
6 not know or suspect to exist in his or her favor at the time of  
7 executing the release, which if known by him or her must have  
8 materially affected his or her settlement with the debtor.

9 (Civ. Code, § 1542.)

10 **7. Entry of Final Judgment and Final Order.**

11 Upon entry of this Final Judgment and after payment of the sums in Section 2, the Court  
12 shall, on application of any party and without further notice to any party, make a Final Order of  
13 Condemnation.

14  
15 DATED: \_\_\_\_\_

16  
17  
18 \_\_\_\_\_  
19 Judge of the Superior Court

**EXHIBIT A**

EXHIBIT "A"  
LEGAL DESCRIPTION  
PARCEL 0472-011A

AN EASEMENT FOR SLOPE PURPOSES LYING WITHIN LOT 4 OF TRACT 15,285-1, ON FILE IN BOOK 140, PAGES 57 THROUGH 61, INCLUSIVE, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 7 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE NORTHWEST CORNER OF SAID LOT 4, SAID CORNER BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS DEDICATED ON SAID TRACT 15285-1;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 236.28 FEET;

THENCE S 66°07'17"W, A DISTANCE OF 67.94 FEET;

THENCE S 77°43'43"W, A DISTANCE OF 142.73 FEET;

THENCE N 73°15'37"W, A DISTANCE OF 36.58 FEET TO A POINT OF INTERSECTION WITH SAID WESTERLY LINE OF LOT 4;

THENCE N 00°25'30"E ALONG SAID WESTERLY LINE OF LOT 4, A DISTANCE OF 49.30 FEET TO THE **POINT OF BEGINNING**.

CONTAINING: 8,875 SQUARE FEET, OR 0.204 ACRES, MORE OR LESS.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM OF 1983, ZONE 8. MULTIPLY DISTANCES SHOWN BY 1.000099080 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 935-TT, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

SEE ATTACHED EXHIBIT "B"

APPROVED BY: \_\_\_\_\_

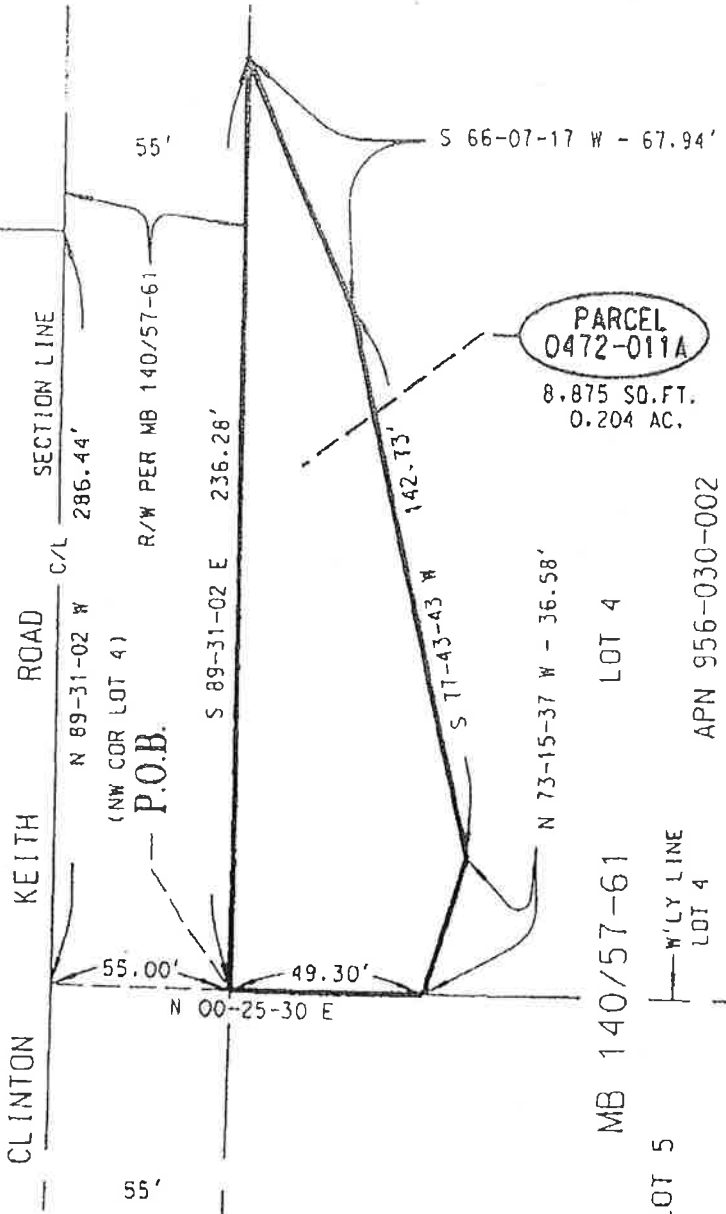
DATE: \_\_\_\_\_





SECTION 36  
T.6S., R.3W., S.8.M.

AVENIDA MANANA  
C/L



PARCEL  
0472-011A  
8.875 SQ. FT.  
0.204 AC.

APN 956-030-002  
SECTION 1  
T.7S., R.3W., S.8.M.

LOT 5  
MB 140/57-61  
W'LY LINE  
LOT 4

NOTE: APN 956-030-001  
ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES  
MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION  
FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT. SURVEY DIV.		PAR. NO.:	0472-011A
PROJECT: CLINTON KEITH ROAD		PREPARED BY:	DDD/KDT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.		SCALE:	N.T.S.
APPROVED BY: <i>[Signature]</i>		DATE:	JULY, 2006
DATE: 7-28-06		W.D. NO.:	B2-0472
		SHEET:	1 OF 1 SHEET

EXHIBIT "A"  
LEGAL DESCRIPTION  
PARCEL 0472-011B

AN EASEMENT FOR SLOPE PURPOSES LYING WITHIN LOT 4 OF TRACT 15,285-1, ON FILE IN BOOK 140, PAGES 57 THROUGH 61, INCLUSIVE, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 7 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHWEST CORNER OF SAID LOT 4, SAID CORNER BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS DEDICATED ON SAID TRACT 15285-1;

THENCE S 00°25'30"W ALONG THE WESTERLY LINE OF SAID LOT 4, A DISTANCE OF 55.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS SHOWN ON SAID TRACT MAP;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 369.50 FEET TO THE **TRUE POINT OF BEGINNING**;

THENCE S 89°31'02"E, CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 343.63 FEET;

THENCE S 76°50'10"W, A DISTANCE OF 24.63 FEET;

THENCE S 87°06'20"W, A DISTANCE OF 97.26 FEET;

THENCE N 80°49'20"W, A DISTANCE OF 55.60 FEET;

THENCE S 75°54'57"W, A DISTANCE OF 65.81 FEET;

THENCE S 89°02'40"W, A DISTANCE OF 56.68 FEET;

THENCE N 65°27'17"W, A DISTANCE OF 51.78 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING: 3,697 SQUARE FEET, OR 0.085 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 1.000099080 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 935-TT, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

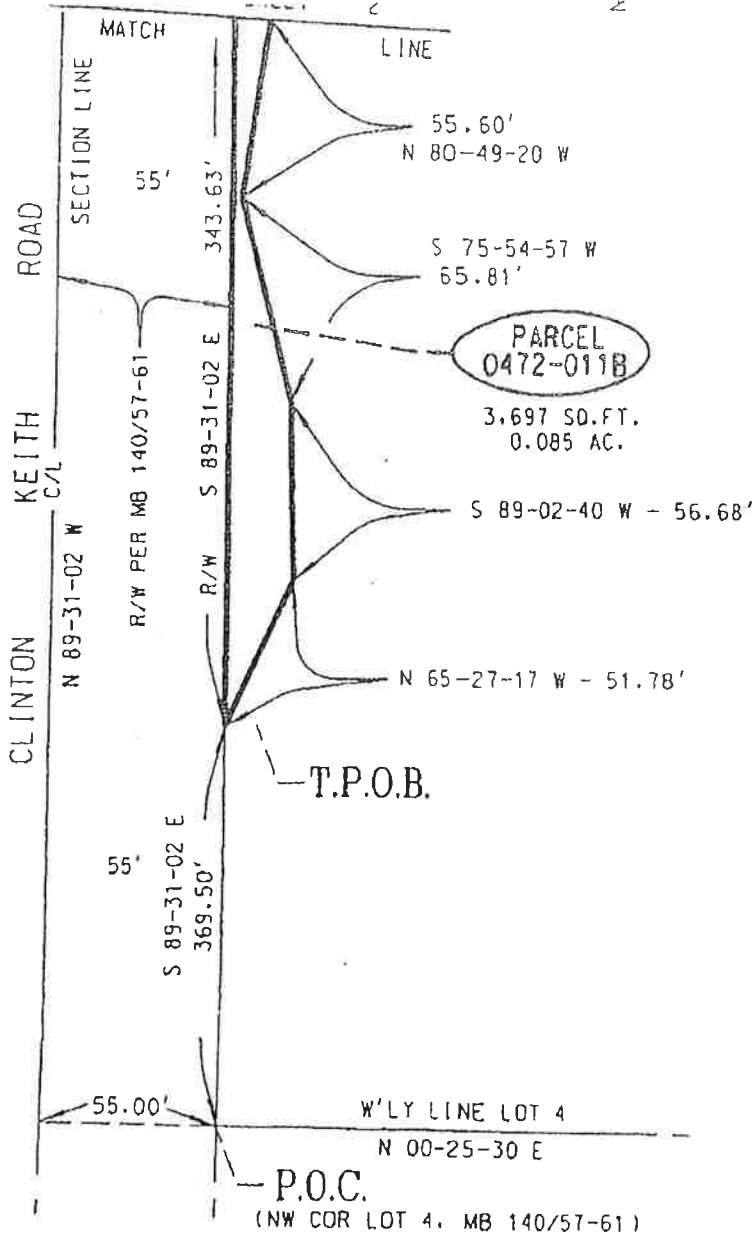
SEE ATTACHED EXHIBIT "B"

APPROVED BY: *[Signature]*

DATE: 7-28-06



SECTION 36  
T.6S., R.3W., S.B.M.



MB 140/57-61 LOT 4

APN 956-030-002

SECTION 1  
T.7S., R.3W., S.B.M.

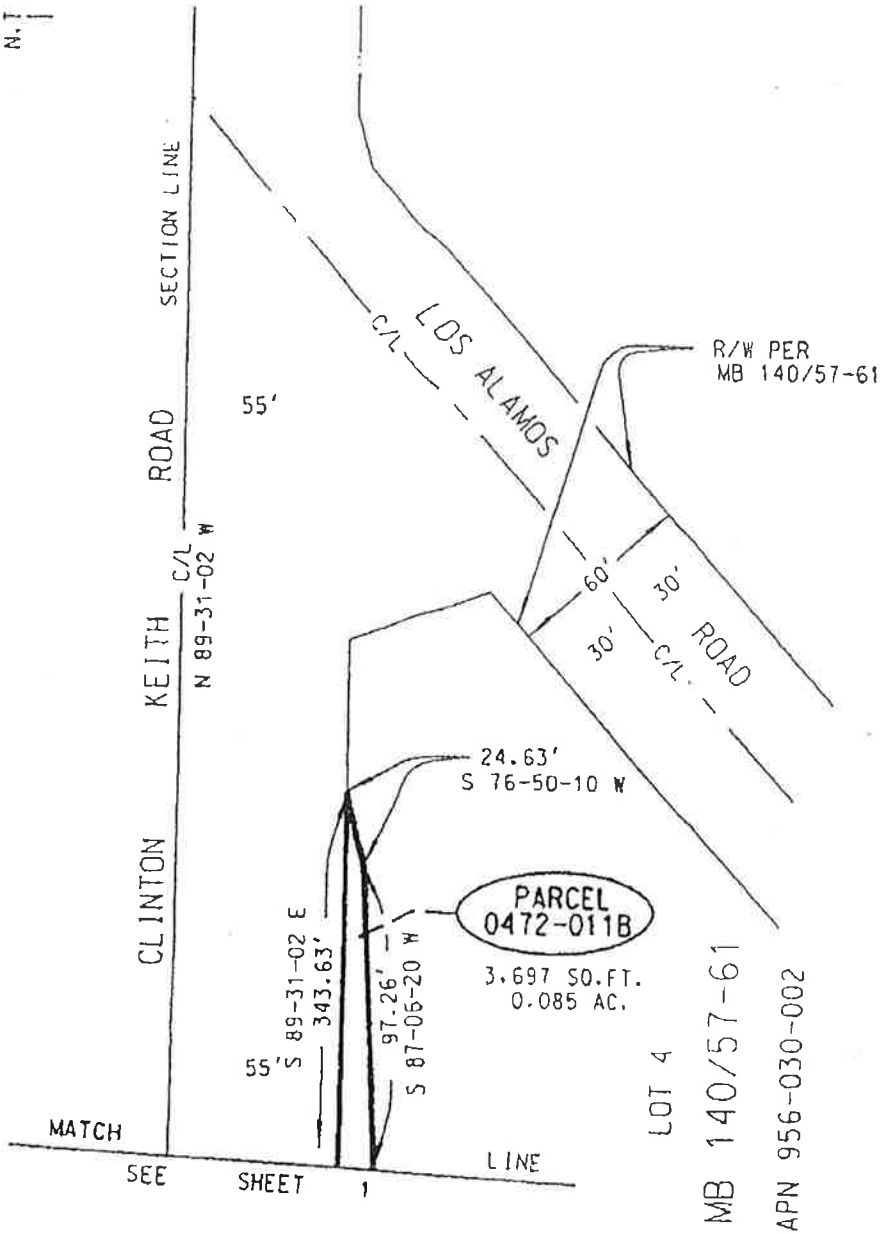
NOTE: APN 956-030-001  
ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES  
MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION  
FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT, SURVEY DIV.	PAR. NO.: 0472-011B
PROJECT: CLINTON KEITH ROAD	PREPARED BY: DDD/KDT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
	DATE: JULY, 2006
APPROVED BY: <i>[Signature]</i> DATE: 7-28-06	W.O. NO.: B2-0472
	SHEET 1 OF 2 SHEETS

SECTION 36  
T.6S., R.3W., S.B.M.

SECTION 1  
T.7S., R.3W., S.B.M.



**NOTE:**

ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION FACTOR OF 1.000099080.

APN 956-030-001



COUNTY OF RIVERSIDE TRANSPORTATION DEPT, SURVEY DIV.	PAR. NO.:	0472-011B
PROJECT: CLINTON KEITH ROAD	PREPARED BY:	DDO/KDT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE:	N.T.S.
	DATE:	JULY, 2006
APPROVED BY: <i>[Signature]</i> DATE: 7-28-06	W.D. NO.:	B2-0472
	SHEET 2 OF 2 SHEETS	

EXHIBIT "A"  
LEGAL DESCRIPTION  
PARCEL 0472-011C

AN EASEMENT FOR DRAINAGE PURPOSES LYING WITHIN LOT 4 OF TRACT 15,285-1, ON FILE IN BOOK 140, PAGES 57 THROUGH 61, INCLUSIVE, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 7 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 4, SAID CORNER BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS DEDICATED ON SAID TRACT 15285-1;

THENCE S 00°25'30"W ALONG THE WESTERLY LINE OF SAID LOT 4, A DISTANCE OF 55.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS SHOWN ON SAID TRACT 15,285-1;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 240.06 FEET TO THE TRUE POINT OF BEGINNING;

THENCE S 89°31'02"E, CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 93.52 FEET;

THENCE S 45°43'15"W, A DISTANCE OF 35.00 FEET;

THENCE S 89°34'26"W, A DISTANCE OF 37.42 FEET;

THENCE N 50°35'03"W, A DISTANCE OF 40.17 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING: 1,634 SQUARE FEET, OR 0.038 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 1.000099080 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 935-TT, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

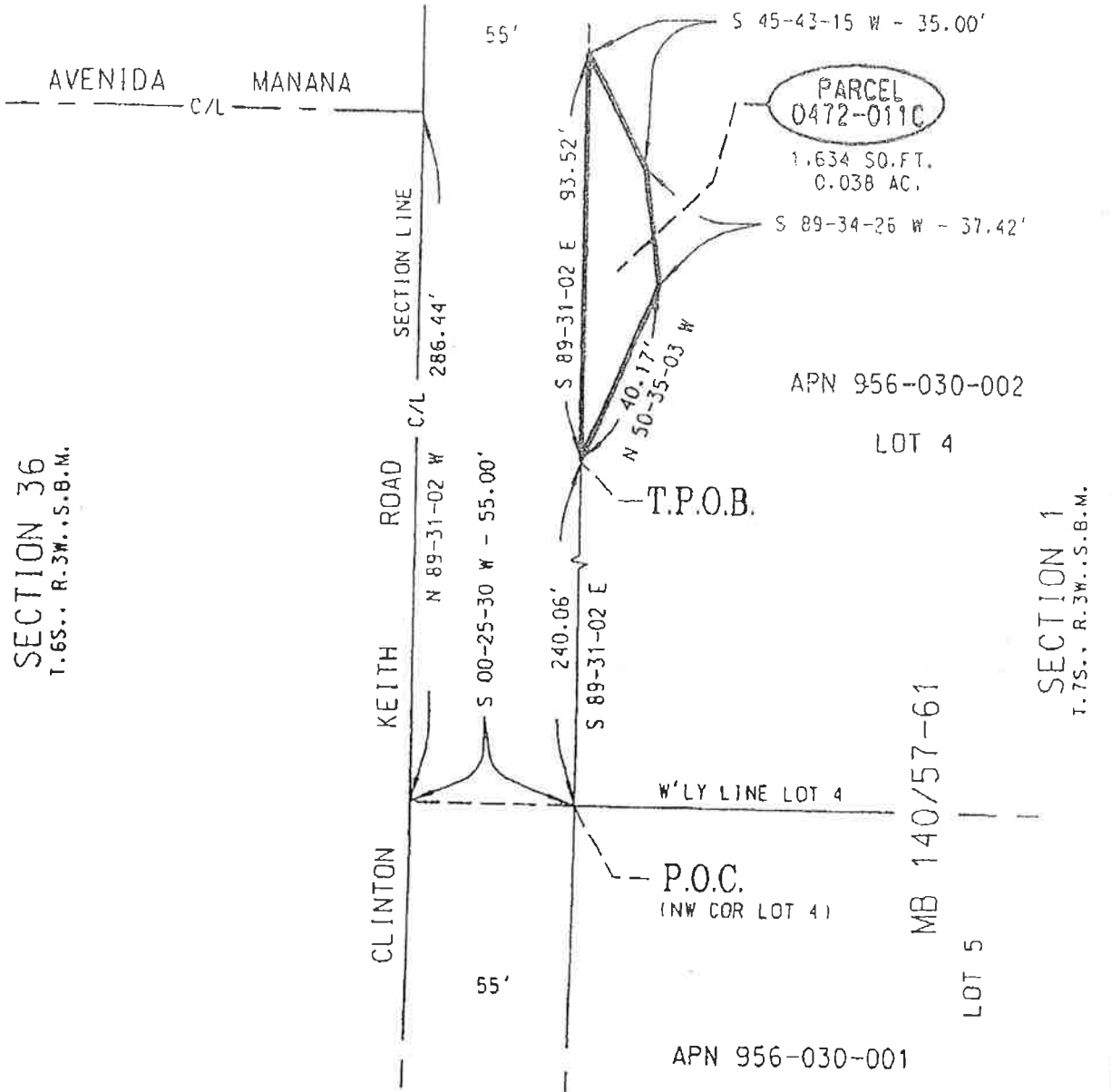
SEE ATTACHED EXHIBIT "B"

APPROVED BY: *Kenneth D. Teich*

DATE: 7-28-06



SECTION 36  
T.6S., R.3W., S.B.M.



**NOTE:**

ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT, SURVEY DIV.	PAR. NO. : 0472-011C
PROJECT: CLINTON KEITH ROAD	PREPARED BY: DDD/KDT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
	DATE: JULY, 2006
APPROVED BY: <i>[Signature]</i>	W.O. NO. : B2-0472
DATE: 7-28-06	SHEET 1 OF 1 SHEET

EXHIBIT "A"  
LEGAL DESCRIPTION  
PARCEL 0472-011D

AN EASEMENT FOR TEMPORARY CONSTRUCTION PURPOSES LYING WITHIN LOT 4 OF TRACT 15,285-1, ON FILE IN BOOK 140, PAGES 57 THROUGH 61, INCLUSIVE, OF MAPS, RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 7 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 4, SAID CORNER BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD (HAVING A SOUTHERLY HALF-WIDTH OF 55.00 FEET) AS DEDICATED ON SAID TRACT 15285-1;

THENCE S 00°25'30"W ALONG THE WESTERLY LINE OF SAID LOT 4, A DISTANCE OF 49.30 FEET TO THE TRUE POINT OF BEGINNING;

THENCE S 73°15'37"E, A DISTANCE OF 36.58 FEET;

THENCE N 77°43'43"E, A DISTANCE OF 142.73 FEET;

THENCE N 66°07'17"E, A DISTANCE OF 67.94 FEET TO A POINT OF INTERSECTION WITH SAID SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 3.78 FEET;

THENCE S 50°35'03"E, LEAVING SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 40.17 FEET;

THENCE N 89°34'26"E, A DISTANCE OF 37.42 FEET;

THENCE N 45°43'15"E, A DISTANCE OF 35.00 FEET TO A POINT OF INTERSECTION WITH SAID SOUTHERLY RIGHT-OF-WAY LINE;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 35.93 FEET;

THENCE S 65°27'17"E, LEAVING SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 51.78 FEET;

THENCE N 89°02'40"E, A DISTANCE OF 56.68 FEET;

THENCE N 75°54'57"E, A DISTANCE OF 65.81 FEET;

THENCE S 80°49'20"E, A DISTANCE OF 55.60 FEET;

THENCE N 87°06'20"E, A DISTANCE OF 97.26 FEET;

THENCE N 76°50'10"E, A DISTANCE OF 24.63 FEET TO A POINT OF INTERSECTION WITH SAID SOUTHERLY RIGHT-OF-WAY LINE;

THENCE S 89°31'02"E ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 48.77 FEET TO AN ANGLE POINT THEREIN;

THENCE S 21°12'01"E CONTINUING ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 3.51 FEET;

EXHIBIT "A"  
LEGAL DESCRIPTION  
PARCEL 0472-011D  
(CONTINUED)

THENCE S 76°49'35"W, LEAVING SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 73.87 FEET;

THENCE S 87°06'20"W, A DISTANCE OF 100.20 FEET;

THENCE N 80°49'20"W, A DISTANCE OF 54.10 FEET;

THENCE S 75°54'57"W, A DISTANCE OF 64.45 FEET;

THENCE S 89°02'40"W, A DISTANCE OF 61.80 FEET;

THENCE N 65°27'17"W, A DISTANCE OF 51.97 FEET TO A POINT 15.00 FEET SOUTHERLY OF, AS MEASURED AT RIGHT ANGLES TO SAID SOUTHERLY RIGHT-OF-WAY LINE OF CLINTON KEITH ROAD;

THENCE N 89°31'02"W, PARALLEL WITH SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 26.55 FEET;

THENCE S 45°43'15"W, A DISTANCE OF 34.87 FEET;

THENCE S 89°34'26"W, A DISTANCE OF 48.90 FEET;

THENCE N 50°35'03"W, A DISTANCE OF 38.11 FEET;

THENCE S 66°07'17"W, A DISTANCE OF 62.88 FEET;

THENCE S 77°43'43"W, A DISTANCE OF 148.14 FEET;

THENCE N 73°15'37"W, A DISTANCE OF 36.07 FEET TO A POINT OF INTERSECTION WITH SAID WESTERLY LINE OF LOT 4;

THENCE N 00°25'30"E ALONG SAID WESTERLY LINE OF LOT 4, A DISTANCE OF 15.63 FEET TO THE TRUE POINT OF BEGINNING;

CONTAINING: 11,731 SQUARE FEET, OR 0.269 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 1.000099080 TO OBTAIN GROUND DISTANCE.

REFERENCE IS HEREBY MADE TO RIVERSIDE COUNTY MAP NUMBER 935-TT, ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR OF RIVERSIDE COUNTY, CALIFORNIA.

SEE ATTACHED EXHIBIT "B"

APPROVED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

*K. Teich*  
7-28-06

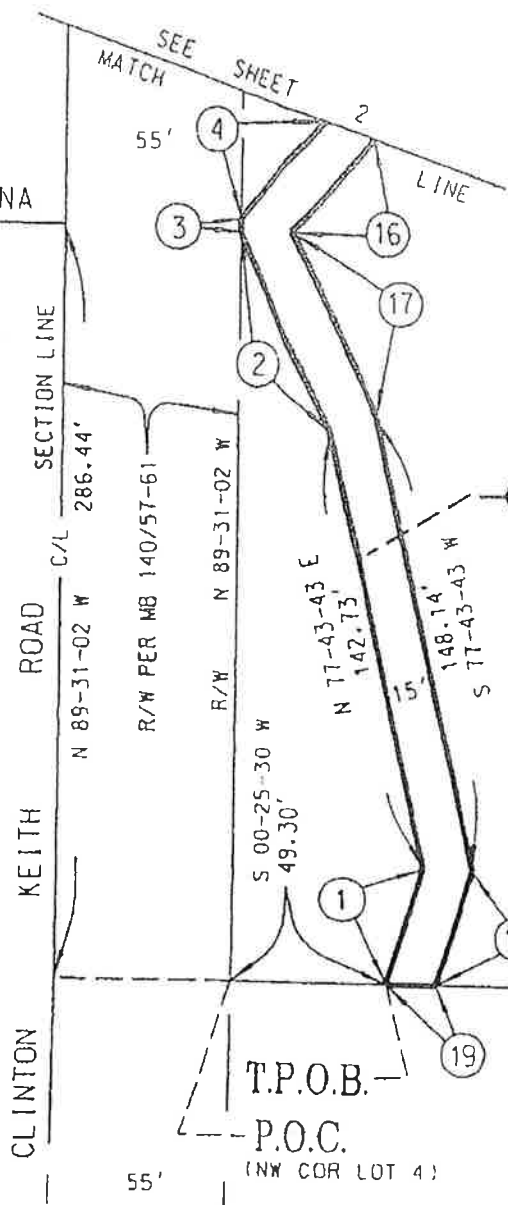




SECTION 36  
T.6S., R.3W., S.B.M.



AVENIDA C/L - MANANA



- ② N 66-07-17 E - 67.94'
- ③ S 89-31-02 E - 3.78'
- ④ S 50-35-03 E - 40.17'
- ⑬ N 50-35-03 W - 38.11'
- ⑰ S 66-07-17 W - 62.88'
- ⑱ N 73-15-37 W - 36.07'
- ⑲ N 00-25-30 E - 15.63'

PARCEL  
0472-011D

11,731 SQ. FT.  
0.269 AC.

APN 956-030-002

SECTION 1  
T.7S., R.3W., S.B.M.

MB 140/57-61

LOT 5  
W'LY LINE  
LOT 4

LOT 4

T.P.O.B.  
P.O.C.  
(NW COR LOT 4)

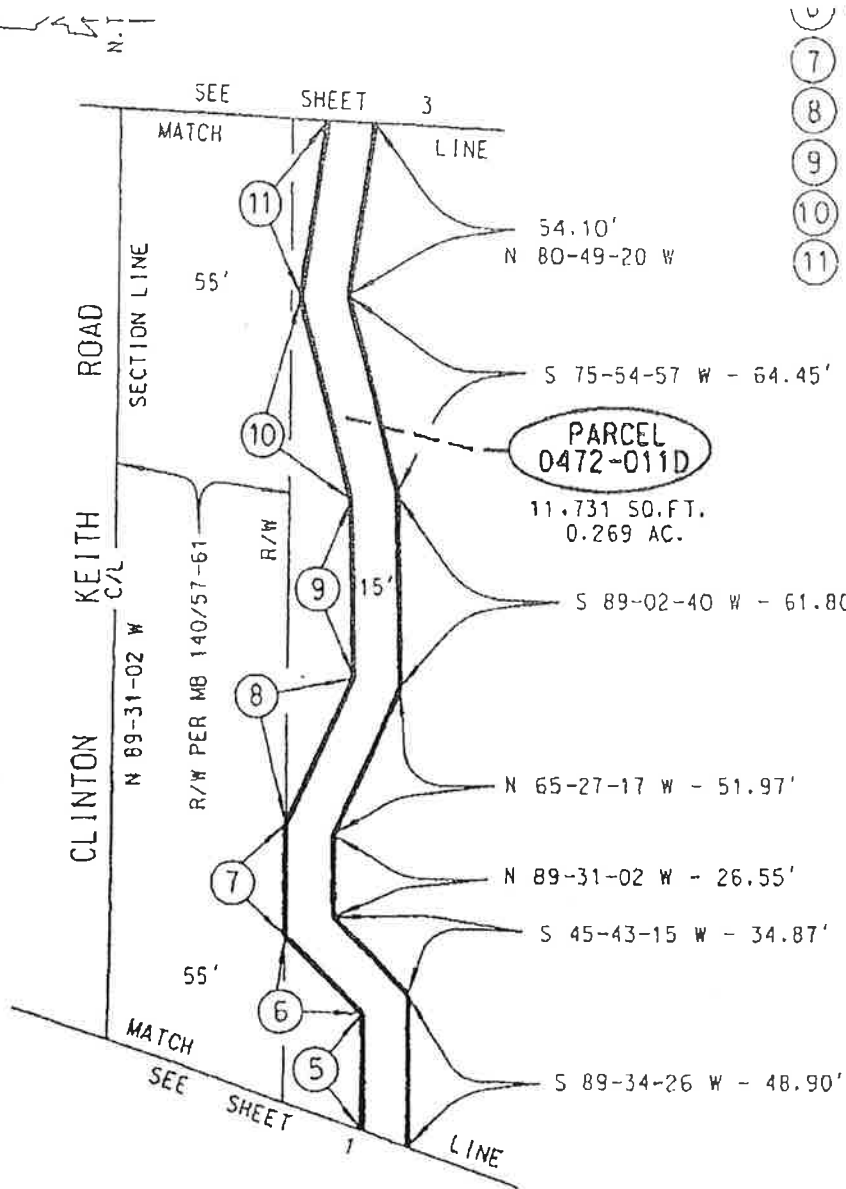
NOTE:

ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT., SURVEY DIV.	PAR. NO.: 0472-011D
PROJECT: CLINTON KEITH ROAD	PREPARED BY: ODD/KOT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
	DATE: JULY, 2006
	W.O. NO.: 82-0472
APPROVED BY: <i>[Signature]</i> DATE: 7-28-06	SHEET 1 OF 3 SHEETS

SECTION 36  
T.6S., R.3W., S.B.M.



- ⑦ S 89-31-02 E - 35.93'
- ⑧ S 65-27-17 E - 51.78'
- ⑨ N 89-02-40 E - 56.68'
- ⑩ N 75-54-57 E - 65.81'
- ⑪ S 80-49-20 E - 55.60'

MB 140/57-61 LOT 4

APN 956-030-002  
SECTION 1  
T.7S., R.3W., S.B.M.

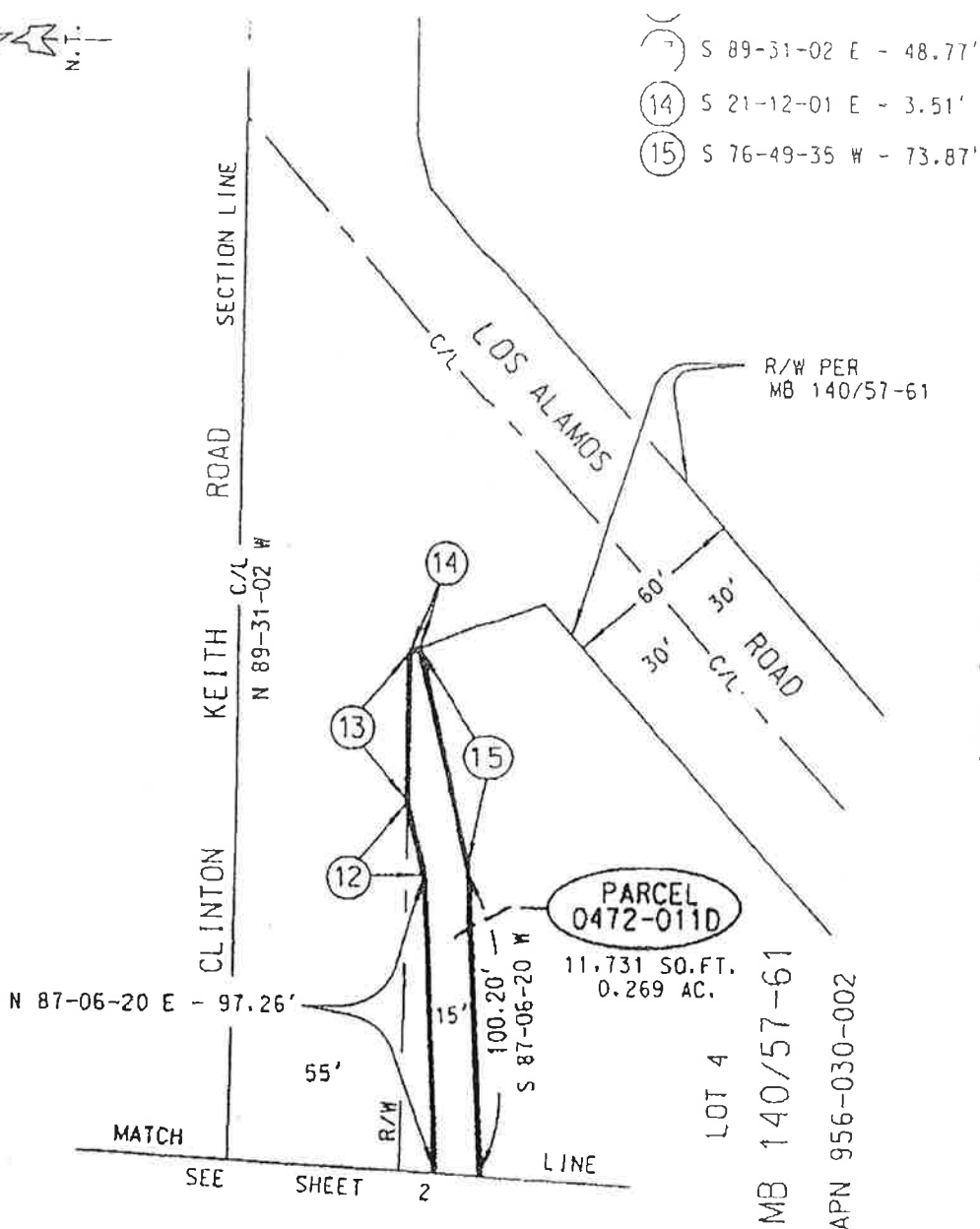
NOTE: APN 956-030-001  
ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT, SURVEY DIV.	PAR. NO.: 0472-011D
PROJECT: CLINTON KEITH ROAD	PREPARED BY: DDD/KDT
THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
	DATE: JULY, 2006
APPROVED BY: <i>[Signature]</i> DATE: 7-28-06	W.D. NO.: 82-0472
	SHEET 2 OF 3 SHEETS

SECTION 36  
T. 6S., R. 3W., S. 8B.M.

SECTION 1  
T. 7S., R. 3W., S. 8B.M.



- (7) S 89-31-02 E - 48.77'
- (14) S 21-12-01 E - 3.51'
- (15) S 76-49-35 W - 73.87'

N 87-06-20 E - 97.26'

55'

R/W

100.20' -

S 87-06-20 W

PARCEL  
0472-011D  
11.731 SO. FT.  
0.269 AC.

LOT 4  
MB 140/57-61  
APN 956-030-002

NOTE:  
ALL DISTANCES SHOWN HEREON ARE GRID DISTANCES. GROUND DISTANCES MAY BE OBTAINED BY MULTIPLYING GRID DISTANCES BY A COMBINATION FACTOR OF 1.000099080.



COUNTY OF RIVERSIDE TRANSPORTATION DEPT. SURVEY DIV.	PAR. NO.: 0472-011D
PROJECT: CLINTON KEITH ROAD	PREPARED BY: DDD/KOT
THIS PLAT IS AN AID IN LOCATING THE PARCELS DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.	SCALE: N.T.S.
	DATE: JULY, 2006
APPROVED BY: <i>[Signature]</i>	W.O. NO.: B2-0472
DATE: 7-28-06	SHEET 3 OF 3 SHEETS

1 PROOF OF SERVICE

2 *County of Riverside v. Concepcion Huerta; et al.,*

3 Case No. RIC 510856; Judge: Bernard Schwartz, Dept. 8

4 At the time of service, I was over 18 years of age and not a party to this action. I am  
5 employed in the County of Orange, State of California. My business address is 2050 Main Street,  
6 Suite 600, Irvine, California 92614.

7 On March \_\_\_\_, 2010, I served true copies of the following document(s) described as  
8 conformed, certified and recorded copy of **[PROPOSED] FINAL JUDGMENT IN  
9 CONDEMNATION BETWEEN PLAINTIFF COUNTY OF RIVERSIDE AND  
10 DEFENDANT CONCEPCION HUERTA** on the interested parties in this action as follows:

11  
12 William L. Conti, Esq. Attorney for defendant  
13 Law Offices of William L. Conti Concepcion Huerta  
14 330 Rancheros Dr., Suite 212  
15 San Marcos, CA 92069-2978

16 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons  
17 at the addresses listed in the Service List and placed the envelope for collection and mailing,  
18 following our ordinary business practices. I am readily familiar with Luce, Forward, Hamilton &  
19 Scripps LLP's practice for collecting and processing correspondence for mailing. On the same day  
20 that the correspondence is placed for collection and mailing, it is deposited in the ordinary course  
21 of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

22 I declare under penalty of perjury under the laws of the State of California that the  
23 foregoing is true and correct.

24 Executed on March \_\_\_\_, 2010, at Irvine, California.

25 \_\_\_\_\_  
26 Jodi Sanchez  
27  
28