

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

812B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
December 7, 2010

SUBJECT: Rice Canyon Levee, RCFC Parcel 3050-1
Project No. 3-0-00050
Resolution No. F2010-25

RECOMMENDED MOTION:

Adopt Resolution No. F2010-25, Authorization to Declare Right-of-Way Surplus and Summarily Vacate a Portion of District Right of Way, being of a portion of RCFC Parcel No. 3050-1.

BACKGROUND:

See Page 2

FINANCIAL:

N/A

AU:rip

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$	In Current Year Budget:
	Current F.Y. County Cost:	\$	Budget Adjustment:
	Annual Net District Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:

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

C.E.O. RECOMMENDATION:

APPROVE

BY: *Michael R. Shetler*
Michael R. Shetler

County Executive Office Signature

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

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

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: December 7, 2010
xc: Flood, Recorder

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

FORM APPROVED COUNTY COUNSEL
DATE 10-14-10
BY: *Synthia M. Gunzel*
SYNTHIA M. GUNZEL

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

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

SUBJECT: Rice Canyon Levee, RCFC Parcel 3050-1
Project No. 3-0-00050
Resolution No. F2010-25

SUBMITTAL DATE: December 7, 2010
Page 2

In 1957 the District was granted an easement by Mr. and Mrs. Shupp, now known as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, in the Official Records of Riverside County, California, for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters, which encompasses over 80 acres. This dedication was prior to any design or construction in the Rice Canyon Area. A few years later, the District designed and constructed an earthen berm to handle the runoff from the hills. In 1983 a study conducted on this area determined that a large portion of this easement was excess to the District's needs. No formal action was completed at that time.

K. Hovnanian Homes now owns a large portion of the property which the easement encompasses in addition to surrounding property. The City of Lake Elsinore has allowed development in a portion of the easement area pursuant to the 1983 study. In addition, a condition of development was placed on a portion of the developer's property which requires a conservation easement that will keep it in its natural state. In the interest of facilitating the establishment of a conservation easement and the determination that a portion of the District-owned easement interest is excess real property and not required for the District's needs, it is recommended that the easement referred to as RCFC Parcel No. 3050-1B, as shown on Exhibits "A" and "B", is declared surplus to the District's needs and be summarily vacated.

All costs shall be borne by K. Hovnanian Homes.

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

505B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
November 2, 2010

SUBJECT: Rice Canyon Levee, RCFC Parcel 3050-1
Project No. 3-0-00050
Resolution No. F2010-24

RECOMMENDED MOTION:

Adopt Resolution No. F2010-24, Notice of Intent to Declare Right of Way Surplus and Summarily Vacate a Portion of District Right of Way, being a portion of RCFC Parcel No. 3050-1, 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:rlp

Warren D. Williams
WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$	In Current Year Budget:
	Current F.Y. County Cost:	\$	Budget Adjustment:
	Annual Net District Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:

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

APPROVE

C.E.O. RECOMMENDATION:

BY: *Michael R. Shetler*
Michael R. Shetler

County Executive Office Signature

- Policy
- Consent
- Policy
- Consent

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Ashley, seconded by Supervisor Buster and duly carried, IT WAS ORDERED that the above matter is approved as recommended and is set for December 7, 2010 at 1:30 p.m.

Ayes: Buster, Benoit and Ashley
Nays: None
Absent: Tavaglione and Stone
Date: November 2, 2010
xc: Flood *CSB*

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.:

District: 1st

Agenda Number:

11.4

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 10-14-10
DATE
SYNTHIA M. GUNZEL

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

SUBJECT: Resolution No. F2010-24
Rice Canyon Levee, RCFC Parcel 3050-1
Project No. 3-0-00050

SUBMITTAL DATE: November 2, 2010
Page 2

BACKGROUND:

In 1957 the District was granted an easement by Mr. and Mrs. Shupp, now known as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, in the Official Records of Riverside County, California, for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters, which encompasses over 80 acres. This dedication was prior to any design or construction in the Rice Canyon Area. A few years later, the District designed and constructed an earthen berm to handle the runoff from the hills. In 1983 a study conducted on this area determined that a large portion of this easement was excess to the District's needs. No formal action was completed at that time.

K. Hovnanian Homes now owns a large portion of the property which the easement encompasses in addition to surrounding property. The City of Lake Elsinore has allowed development in a portion of the easement area pursuant to the 1983 study. In addition, a condition of development was placed on a portion of the developer's property which requires a conservation easement that will keep it in its natural state. In the interest of facilitating the establishment of a conservation easement and the determination that a portion of the District-owned easement interest is excess real property and not required for the District's needs, it is recommended that the easement referred to as RCFC Parcel No. 3050-1B, as shown on Exhibits "A" and "B", is declared surplus to the District's needs and be summarily vacated.

All costs shall be borne by K. Hovnanian Homes.

BOARD OF SUPERVISORS

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

RESOLUTION NO. F2010-24

**NOTICE OF INTENT DECLARE RIGHT OF WAY SURPLUS
AND SUMMARILY VACATE A PORTION OF DISTRICT RIGHT OF WAY
RICE CANYON LEVEE, RCFC PARCEL NO. 3050-1**

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 November 2, 2010, notice is hereby given, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to declare surplus and summarily vacate a portion of District right of way known as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, Official Records, Riverside County, California, at or after 1:30 p.m. on December 7, 2010. Said real property in the County of Riverside, State of California, consists of all or portions of Assessor's Parcel Numbers 389-642-010, 391-560-001 through -005, 391-560-008 through -013, 391-517-001 through -035, 391-820-001 through -005, 391-581-001 through -004 and 391-582-001 through 005, referenced as Parcel No. 3050-1B and described in Exhibit "A", attached hereto and made a part hereof, dedicated for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters.

BE IT FURTHER RESOLVED AND DETERMINED that only a portion of RCFC Parcel 3050-1 is necessary for flood protection, pursuant to a 1983 study done by the District; the interest referred as RCFC Parcel 3050-1B has been determined unnecessary and is excess to the District's maintenance needs.


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

ROLL CALL:

Ayes: Buster, Benoit and Ashley
Nays: None
Absent: Tavaglione and Stone

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

KECIA HAPPER-HEM Clerk of said Board
By:  Deputy

FORM APPROVED COUNTY COUNSEL
BY:  10-14-10
DATE
CYNTHIA M. GUNZEL

Exhibit "A"

**Rice Canyon Levee
Parcel 3050-1B**

Being a portion of Parcel 2 as shown on Parcel Map Book 162, Pages 76 through 78, Official Records of Riverside County, State of California, located in Section 33, Township 5 South, Range 5 West, San Bernardino Base and Meridian within the city of Lake Elsinore, more particularly described as follows:

Commencing at the Northeast corner of said Section 33:

Thence North $89^{\circ} 33' 39''$ West 1,345.49 feet along the Northerly line of said Section to the most Northwesterly corner of Lot "K" as shown on Tract Map 24624-7 Book 255, Pages 20 through 28, inclusive, said point being the Point of Beginning;

Thence continuing North $89^{\circ} 33' 39''$ West 1,284.95 feet along said Northerly line to the North quarter corner of said Section;

Thence South $00^{\circ} 11' 30''$ West 500.00 feet along the Westerly line of the Northeast quarter of said Section to a point on a line parallel with and distant Southerly 500.00 feet, measured at right angles, from the said Northerly line;

Thence South $89^{\circ} 33' 39''$ East 1,079.74 feet along said parallel line to a point on the Southerly prolongation of the Westerly line of Lot "J" and Lot 116 per said Tract Map;

Thence North $00^{\circ} 26' 21''$ East 154.99 feet along said prolongation to the Southwest corner of said Lot 116;

Thence continuing North $00^{\circ} 26' 21''$ East 160.00 feet along said Westerly line of Lot "J" and Lot 116 to an angle point in the boundary of said Tract;

Thence continuing along the said Tract boundary North $39^{\circ} 48' 51''$ East 23.19 feet;

Thence continuing along the said Tract boundary North $10^{\circ} 48' 39''$ West 17.69 feet to the beginning of a non-tangent curve concave Northerly, having a radius of 876.50 feet, to which a radial line bears South $15^{\circ} 53' 44''$ East;

Thence Easterly along said curve, through a central angle of $03^{\circ} 57' 10''$, a distance of 60.47 feet to the Southwest corner of said Lot "K", a radial to said point bears South $19^{\circ} 50' 54''$ East;

Thence North 10° 48' 39" West 77.82 feet along the Westerly line of said Lot "K" to the most Westerly corner thereof;

Thence North 70° 27' 00" East 159.17 feet along said Northerly line of Lot "K" to the Point of Beginning.



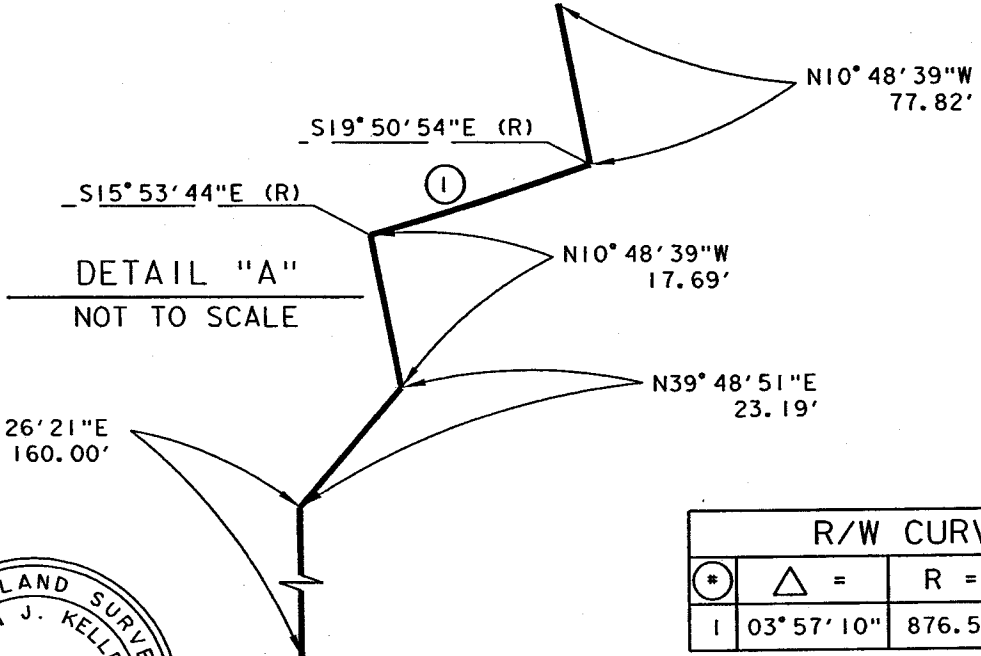
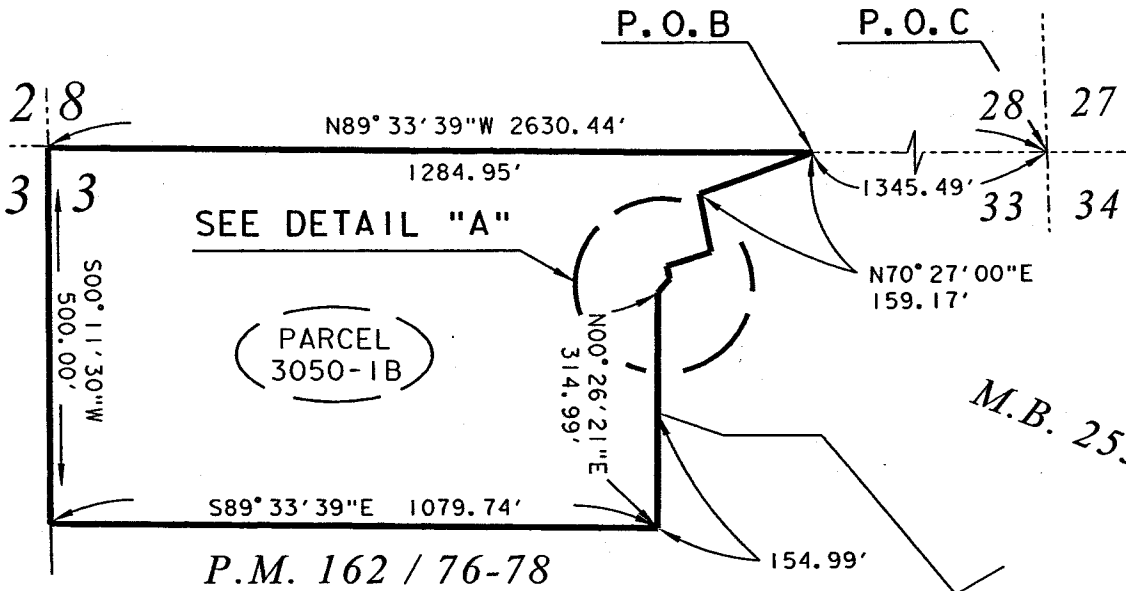

MARTIN J. KELLER

Land Surveyor No. 6290
Signed For: Riverside County Flood Control
and Water Conservation District

Date: 8-10-10

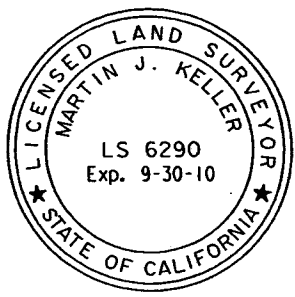
Exhibit "B"

BEING A PORTION OF PARCEL 2 AS SHOWN ON PARCEL MAP BOOK 162, PAGES 76 THROUGH 78,
OFFICIAL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LOCATED IN SECTION 33,
TOWNSHIP 5 SOUTH, RANGE 5 WEST, SAN BERNARDINO BASE AND MERIDIAN WITHIN
THE CITY OF LAKE ELSINORE.



DETAIL "A"
NOT TO SCALE

R/W CURVE DATA				
*	△ =	R =	T =	L =
1	03° 57' 10"	876.50'	30.25'	60.47'



M. J. Keller
DATE: 8-10-10

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
1995 MARKET ST. RIVERSIDE, CA. 92501

PROJECT NAME: RICE CANYON LEVEE		SCALE: NO SCALE	PREPARED BY: PC
THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN.	RCFC PARCEL NUMBER(S): PARCEL 3050-1B	JUL-20-2010	SHEET NO. 1 OF 1

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD
RIVERSIDE CO. CLERK OF THE BOARD
4080 LEMON STREET, 1ST FLOOR CAC
P O BOX 1147 - RIVERSIDE, CA 92502

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: STOP #1010
RIVERSIDE COUNTY CLERK OF THE BOARD
P. O. BOX 1147 - RIVERSIDE, CA 92502

DOC # 2010-0602857

12/15/2010 04:20P Fee:NC

Page 1 of 7

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



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RESOLUTION NO. F2010-25

Title of Document

(AUTHORIZATION TO DECLARE RIGHT-OF-WAY SURPLUS
AND SUMMARILY VACATE A PORTION OF DISTRICT RIGHT-OF-WAY
RICE CANYON LEVEE RCFC PARCEL NO. 3050-1)

(Flood Control and Water Conservation District ~ Item 11.2 of 12/07/10)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE
FOR RECORDING INFORMATION

2010-12-1046666

BOARD OF SUPERVISORS

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

RESOLUTION NO. F2010-25

**AUTHORIZATION TO DECLARE RIGHT-OF-WAY SURPLUS
AND SUMMARILY VACATE A PORTION OF DISTRICT RIGHT-OF-WAY
RICE CANYON LEVEE, RCFC PARCEL NO. 3050-1**

Whereas, the Riverside County Flood Control and Water Conservation District (District), was dedicated right-of-way property, approximately 80 acres, referenced as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, in the Official Records, Riverside County, California, consisting of all or portions of Assessor's Parcel Numbers 389-642-010, 391-560-001 through -005, 391-560-008 through -013, 391-517-001 through -035, 931-820-001 through -005, 391-581-001 through -004 and 391-582-001 through 005, hereinafter referenced as Parcel No. 3050-1B and described in Exhibits "A" and "B", attached hereto and made a part hereof, dedicated for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters; and

Whereas, the described Parcel No. 3050-1B has been determined unnecessary and is excess right-of-way, and not required for flood control purposes; now, therefore,

BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors in regular session assembled on December 7, 2010 in the meeting room of the Board of Supervisors, at least four-fifths of all members, as follows concurring:

1. This Board finds and declares that RCFC Parcel No. 3050-1B, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, for disposition of real property, is surplus right-of-way and is no longer needed or required for flood control purposes.
2. This Board authorizes the summarily vacation of RCFC Parcel No. 3050-1B.

SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO

AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 10-14-10
DATE
SYNTHIA M. GUNZEL



1 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board is
2 directed to cause a certified copy of this resolution to be recorded in the office of the County Recorder of
3 the County of Riverside, California

4 AU:rlp

6 ROLL CALL:

7 Ayes: Buster, Stone, Benoit, and Ashley
8 Nays: None
9 Absent: Tavaglione

10 The foregoing is certified to be a true copy of a resolution duly
11 adopted by said Board of Supervisors on the date therein set forth.

12 KECIA HARPER-IHEM, Clerk of said Board

13 By: Kecia Harper

14 Deputy

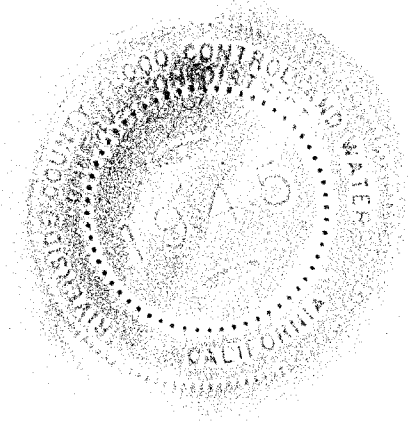


Exhibit "A"

**Rice Canyon Levee
Parcel 3050-1B**

Being a portion of Parcel 2 as shown on Parcel Map Book 162, Pages 76 through 78, Official Records of Riverside County, State of California, located in Section 33, Township 5 South, Range 5 West, San Bernardino Base and Meridian within the city of Lake Elsinore, more particularly described as follows:

Commencing at the Northeast corner of said Section 33:

Thence North $89^{\circ} 33' 39''$ West 1,345.49 feet along the Northerly line of said Section to the most Northwesterly corner of Lot "K" as shown on Tract Map 24624-7 Book 255, Pages 20 through 28, inclusive, said point being the Point of Beginning;

Thence continuing North $89^{\circ} 33' 39''$ West 1,284.95 feet along said Northerly line to the North quarter corner of said Section;

Thence South $00^{\circ} 11' 30''$ West 500.00 feet along the Westerly line of the Northeast quarter of said Section to a point on a line parallel with and distant Southerly 500.00 feet, measured at right angles, from the said Northerly line;

Thence South $89^{\circ} 33' 39''$ East 1,079.74 feet along said parallel line to a point on the Southerly prolongation of the Westerly line of Lot "J" and Lot 116 per said Tract Map;

Thence North $00^{\circ} 26' 21''$ East 154.99 feet along said prolongation to the Southwest corner of said Lot 116;

Thence continuing North $00^{\circ} 26' 21''$ East 160.00 feet along said Westerly line of Lot "J" and Lot 116 to an angle point in the boundary of said Tract;

Thence continuing along the said Tract boundary North $39^{\circ} 48' 51''$ East 23.19 feet;

Thence continuing along the said Tract boundary North $10^{\circ} 48' 39''$ West 17.69 feet to the beginning of a non-tangent curve concave Northerly, having a radius of 876.50 feet, to which a radial line bears South $15^{\circ} 53' 44''$ East;

Thence Easterly along said curve, through a central angle of $03^{\circ} 57' 10''$, a distance of 60.47 feet to the Southwest corner of said Lot "K", a radial to said point bears South $19^{\circ} 50' 54''$ East;



Thence North 10° 48' 39" West 77.82 feet along the Westerly line of said Lot "K" to the most Westerly corner thereof;

Thence North 70° 27' 00" East 159.17 feet along said Northerly line of Lot "K" to the Point of Beginning.




MARTIN J. KELLER

Land Surveyor No. 6290
Signed For: Riverside County Flood Control
and Water Conservation District

Date: 8-10-10



LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

Recorder
P.O. Box 751
(951) 486-7000

www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION FOR SEAL for the Riverside County Flood Control and Water Conservation District (EMBOSSSED ON DOCUMENT)

RIVERSIDE COUNTY FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

1945

CALIFORNIA

Date:

12-7-10

Signature:

Karen Barton

Print Name: Karen Barton, Board Assistant





OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

November 10, 2010

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

FAX (951) 368-9018
E-MAIL: legals@pe.com

RE: NOTICE OF PUBLIC HEARING: RESOLUTION NO. F2010-24

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Monday: November 15, 2010**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

11.4 of 11-02-10

Gil, Cecilia

From: PE Legals [legals@pe.com]
Sent: Wednesday, November 10, 2010 8:08 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: RES. NO. F2010-24

Received for publication on Nov. 15

Thank You!
Maria

Maria G. Tinajero · Legal Advertising Department · 1-800-880-0345 · Fax: 951-368-9018

enterprisemedia

Publisher of the Press-Enterprise

Please Note: Deadline is 10:30 AM two (2) business days prior to the date you would like to publish.

Additional days required for larger ad sizes

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Wednesday, November 10, 2010 7:21 AM
To: PE Legals
Subject: FOR PUBLICATION: RES. NO. F2010-24

Hello again! Attached is a Notice of Public Hearing, for publication on Monday, Nov. 15, 2010. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

RESOLUTION NO. F2010-24

**NOTICE OF INTENT TO DECLARE RIGHT OF WAY SURPLUS
AND SUMMARILY VACATE A PORTION OF DISTRICT RIGHT OF WAY
RICE CANYON LEVEE, RCFC PARCEL NO. 3050-1**

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 November 2, 2010, notice is hereby given, pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to declare surplus and summarily vacate a portion of District right of way known as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, Official Records, Riverside County, California, at or after 1:30 p.m. on December 7, 2010. Said real property in the County of Riverside, State of California, consists of all or portions of Assessor's Parcel Numbers 389-642-010, 391-560-001 through -005, 391-560-008 through -013, 391-517-001 through -035, 391-820-001 through -005, 391-581-001 through -004 and 391-582-001 through 005, referenced as Parcel No. 3050-1B and described in Exhibit "A", attached hereto and made a part hereof, dedicated for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters.

BE IT FURTHER RESOLVED AND DETERMINED that only a portion of RCFC Parcel 3050-1 is necessary for flood protection, pursuant to a 1983 study done by the District; the interest referred as RCFC Parcel 3050-1B has been determined unnecessary and is excess to the District's maintenance needs.

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.

(INSERT EXHIBIT A)

ROLL CALL:

Ayes: Buster, Benoit and Ashley
Nays: None
Absent: Tavaglione and Stone

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on November 2, 2010.

KECIA HARPER-IHEM, Clerk of said Board
By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: November 10, 2010

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

Exhibit "A"

**Rice Canyon Levee
Parcel 3050-1B**

Being a portion of Parcel 2 as shown on Parcel Map Book 162, Pages 76 through 78, Official Records of Riverside County, State of California, located in Section 33, Township 5 South, Range 5 West, San Bernardino Base and Meridian within the city of Lake Elsinore, more particularly described as follows:

Commencing at the Northeast corner of said Section 33:

Thence North $89^{\circ} 33' 39''$ West 1,345.49 feet along the Northerly line of said Section to the most Northwesterly corner of Lot "K" as shown on Tract Map 24624-7 Book 255, Pages 20 through 28, inclusive, said point being the Point of Beginning;

Thence continuing North $89^{\circ} 33' 39''$ West 1,284.95 feet along said Northerly line to the North quarter corner of said Section;

Thence South $00^{\circ} 11' 30''$ West 500.00 feet along the Westerly line of the Northeast quarter of said Section to a point on a line parallel with and distant Southerly 500.00 feet, measured at right angles, from the said Northerly line;

Thence South $89^{\circ} 33' 39''$ East 1,079.74 feet along said parallel line to a point on the Southerly prolongation of the Westerly line of Lot "J" and Lot 116 per said Tract Map;

Thence North $00^{\circ} 26' 21''$ East 154.99 feet along said prolongation to the Southwest corner of said Lot 116;

Thence continuing North $00^{\circ} 26' 21''$ East 160.00 feet along said Westerly line of Lot "J" and Lot 116 to an angle point in the boundary of said Tract;

Thence continuing along the said Tract boundary North $39^{\circ} 48' 51''$ East 23.19 feet;

Thence continuing along the said Tract boundary North $10^{\circ} 48' 39''$ West 17.69 feet to the beginning of a non-tangent curve concave Northerly, having a radius of 876.50 feet, to which a radial line bears South $15^{\circ} 53' 44''$ East;

Thence Easterly along said curve, through a central angle of $03^{\circ} 57' 10''$, a distance of 60.47 feet to the Southwest corner of said Lot "K", a radial to said point bears South $19^{\circ} 50' 54''$ East;

Thence North 10° 48' 39" West 77.82 feet along the Westerly line of said Lot "K" to the most Westerly corner thereof;

Thence North 70° 27' 00" East 159.17 feet along said Northerly line of Lot "K" to the Point of Beginning.




MARTIN J. KELLER

Land Surveyor No. 6290
Signed For: Riverside County Flood Control
and Water Conservation District

Date: 8-10-10

⑨ REMITTANCE ADDRESS
 POST OFFICE BOX 12009
 RIVERSIDE, CA 92502-2209
 FAX (951) 368-9026

① BILLING PERIOD 11/14/10 - 11/15/10
 ② ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
 ⑤ BILLING DATE 11/15/10 (951) 368-9713
 ⑥ FOR BILLING INFORMATION CALL
 ⑦ PAGE NO 1
 ⑧ TOTAL AMOUNT DUE 390.00
 ⑨ UNAPPLIED AMOUNT
 ⑩ TERMS OF PAYMENT Due Upon Receipt

⑪ BILLED ACCOUNT NAME AND ADDRESS
 BOARD OF SUPERVISORS
 COUNTY OF RIVERSIDE
 P.O. BOX 1147
 RIVERSIDE CA 92502

⑫ BILLED ACCOUNT NUMBER 045202
 ⑬ REP NO LE04

Statement #: 56570049 Amount Paid \$ _____ Your Check # _____

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

⑭ DATE	⑮ REFERENCE	⑯ DESCRIPTION-OTHER COMMENTS/CHARGES	⑰ SAU SIZE ⑱ BILLED UNITS	⑲ RATE	⑳ GROSS AMOUNT	㉑ NET AMOUNT
11/15	4246971 CO	RESOLUTION F2010-24 Class : 10 Ctext Ad# 10464261 Placed By : Cecilia Gil	300 L	1.30		390.00

*Flood
11.4 of 11/2/10
1 hr*

RECEIVED RIVERSIDE COUNTY
 CLERK / BOARD OF SUPERVISORS
 2010 NOV 22 PM 2:45

⑳ CURRENT NET AMOUNT DUE	㉒ 30 DAYS	㉓ 60 DAYS	㉔ OVER 90 DAYS	㉕ UNAPPLIED AMOUNT	㉖ PLEASE PAY THIS AMOUNT
					390.00

THE PRESS-ENTERPRISE  P.O. BOX 12009
 RIVERSIDE, CA 92502-2209
 TELEPHONE (951) 368-9711
 (951) 368-9720 (951) 368-9713

ADVERTISING STATEMENT/INVOICE

* UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE



㉗ STATEMENT NUMBER	㉘ BILLING PERIOD	㉙ BILLED ACCOUNT NUMBER	㉚ ADVERTISER/CLIENT NUMBER	㉛ ADVERTISER/CLIENT NAME
56570049	11/14/10 - 11/15/10	045202		BOARD OF SUPERVISORS

THE PRESS-ENTERPRISE

3450 Fourteenth Street
Riverside CA 92501-3878
951-684-1200
951-368-9018 FAX

**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Resolution F2010-24

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper of general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673 and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11-15-10

I Certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: Nov. 15, 2010
At: Riverside, California

BOARD OF SUPERVISORS

P.O. BOX 1147
COUNTY OF RIVERSIDE
RIVERSIDE CA 92502

Ad #: 10464261

PO #:

Agency #: _____

Ad Copy:

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

RESOLUTION NO. F2010-24

NOTICE OF INTENT TO DECLARE RIGHT OF WAY SURPLUS AND SUMMARILY VACATE A PORTION OF DISTRICT RIGHT OF WAY RICE CANYON LEVEE, RCFC PARCEL NO. 3050-1

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 November 2, 2010, notice is hereby given, pursuant to California Water Code - Appendix, Chapter 48, Section 48-9, Paragraph 5, that it intends to declare surplus and summarily vacate a portion of District right of way known as RCFC Parcel No. 3050-1, recorded as Instrument No. 67251 on September 18, 1957, Official Records, Riverside County, California, at or after 1:30 p.m. on December 7, 2010. Said real property in the County of Riverside, State of California, consists of all or portions of Assessor's Parcel Numbers 389-642-010, 391-560-001 through -005, 391-560-006 through -013, 391-517-001 through -035, 391-820-001 through -005, 391-581-001 through -004 and 391-582-001 through 005, referenced as Parcel No. 3050-1B and described in Exhibit "A", attached hereto and made a part hereof, dedicated for the construction and maintenance of a channel, levees and appurtenant works for control and flow of flood, storm and other waters.

BE IT FURTHER RESOLVED AND DETERMINED that only a portion of RCFC Parcel 3050-1 is necessary for flood protection, pursuant to a 1983 study done by the District; the interest referred as RCFC Parcel 3050-1B has been determined unnecessary and is excess to the District's maintenance needs.

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.

Exhibit "A"

**Rice Canyon Levee
Parcel 3050-1B**

Being a portion of Parcel 2 as shown on Parcel Map Book 162, Pages 76 through 78, Official Records of Riverside County, State of California, located in Section 33, Township 5 South, Range 5 West, San Bernardino Base and Meridian within the city of Lake Elsinore, more particularly described as follows:

Commencing at the Northeast corner of said Section 33:

Thence North 89° 33' 39" West 1,345.49 feet along the Northerly line of said Section to the most Northwesterly corner of Lot "K" as shown on Tract Map 24624-7 Book 255, Pages 20 through 28, inclusive, said point being the Point of Beginning.

Thence continuing North 89° 33' 39" West 1,284.95 feet along said Northerly line to the North quarter corner of said Section;

Thence South 00° 11' 30" West 500.00 feet along the Westerly line of the Northeast quarter of said Section to a point on a line parallel with and distant Southerly 500.00 feet, measured at right angles, from the said Northerly line;

Thence South 89° 33' 39" East 1,079.74 feet along said parallel line to a point on the Southerly prolongation of the Westerly line of Lot "J" and Lot 116 per said Tract Map;

Thence North 00° 26' 21" East 154.99 feet along said prolongation to the Southwest corner of said Lot 116;

Thence continuing North 00° 26' 21" East 160.00 feet along said Westerly line of Lot "J" and Lot 116 to an angle point in the boundary of said Tract;

Thence continuing along the said Tract boundary North 39° 48' 51" East 23.19 feet;

Thence continuing along the said Tract boundary North 10° 48' 39" West 17.69 feet to the beginning of a non-tangent curve concave Northerly, having a radius of 876.50 feet, to which a radial line bears South 15° 53' 44" East;

Thence Easterly along said curve, through a central angle of 03° 57' 10", a distance of 60.47 feet to the Southwest corner of said Lot "K"; a radial to said point bears South 19° 50' 54" East;

Thence North 10° 48' 39" West 77.82 feet along the Westerly line of said Lot "K" to the most Westerly corner thereof;

Thence North 70° 27' 00" East 159.17 feet along said Northerly line of Lot "K" to the Point of Beginning.

S/ Martin J. Keller

Land Surveyor No. 6290

Signed for: Riverside County Flood Control and Water Conservation District

Date: 8-10-10

ROLL CALL:

Ayes: Buster, Benoit and Ashley

Nays: None

Absent: Tavaglione and Stone

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on November 2, 2010.

KECIA HARPER-IHEM, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the

public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: November 10, 2010

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

11/15