

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



9.11

During the oral communication section of the agenda for Tuesday, March 13, 2012, Robert Mabee read his statement into the record.

**ATTACHMENTS FILED WITH
CLERK OF THE BOARD**


**AGENDA NO.
9.11**

March 12th, 2012

To Riverside County Counsel-Pamela Walls, John F. Tavaglione-Chairman of Riverside County Board of Supervisors, and Warren Williams- Riverside County Flood Control General Manger and Chief Engineer:

Attached is agenda 10.3, Oct 3, 1995. Riverside County Flood Control's General Manager and Chief Engineer Kenneth Edwards recommended motion that the board approve resolution no. F95-50, project no. 4-0-0030 to convey four non exclusive easements for ingress and egress purposes over district owned land. "Justification- page 2- modifications of several sided channel conveyances has obstructed four property owners' access to the public road. The granting of these easements will provide unobstructed access to the property owners."

A letter from the Clerk of the Board dated March 1, 2012 to Robert Mabee stating that the Clerk of the Board of Supervisors requested staff of the County Assessor Clerk Recorder to conduct a search to confirm whether certain easement deeds attached to item 10.3 of Oct 3, 1995 of the Board of Supervisors records were ever recorded. After attempting to locate the easement deeds and resolution F 95-50, authorization to convey non exclusive easements, the Assessor Clerk Recorder was unsuccessful in finding any matches. I now request that the four easement deeds be recorded and a letter of apology to the property owners for the delay.


Robert Mabee
3086 Miguel St.
Riverside, Ca 92506
(951) 788-4858

BOARD OF SUPERVISORS

MAR 12 2012

Received by: 

308

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



FROM: Chief Engineer SUBMITTAL DATE: October 3, 1995
SUBJECT: Authorization to Convey Non-Exclusive Easements
Bautista Creek Channel Project # 4-0-0030
Resolution No. F95-50
RECOMMENDED MOTION:

The Board approve Resolution No. F95-50, Authorization to Convey four (4) non-exclusive easements for ingress and egress purposes over District owned land.

JUSTIFICATION:

See Page 2.

FINANCIAL:

This action grants access easements over existing District right of way. No cost to District.

[Signature]
for KENNETH L. EDWARDS
General Manager-Chief Engineer

REVIEWED BY ADMINISTRATIVE OFFICE

DATE 9/26/95 G

EACH DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS CERTIFIED TO BE A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE AND OF RECORD IN MY OFFICE.

Dated February 22, 2012

Kecia Harper-Itern

Clerk of the Board of Supervisors
County of Riverside, California

By: *[Signature]*

MINUTES OF THE FLOOD CONTROL & WATER CONSERVATION DISTRICT BOARD

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

Ayes: Buster, Tavaglione and Wilson
Noes: None
Absent: Cenicerros and Mullen
Date: October 3, 1995
xc: Flood

Gerald A. Maloney
Clerk of the Board

By: *[Signature]*
Deputy

JMP:seb
rcfc\5274

FLOOD RESOLUTION BOOK
ATTACHMENTS FILED Depts, Comments
WITH THE CLERK OF THE BOARD

3rd Dist. AGENDA NO.

10.3

FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
SUBMITTAL DATE: October 3, 1995
SUBJECT: Authorization to Convey Non-Exclusive Easements
Bautista Creek Channel Project # 4-0-0030
Resolution No. F95-50

JUSTIFICATION:

The District's Bautista Creek Channel from Fairview Avenue upstream has experienced vandalism and trespassing. To prevent this and limit potential liabilities, the District fenced the 15-foot wide maintenance road and modified several side channel conveyances. Certain individuals by virtue of being successors in interest to an access easement (Instrument No. 91932) enjoyed the use of the 15-foot wide strip of land adjacent to said channel. Said access easement provided that if at any time a public highway or street was extended to the described lands in Section 22 lying easterly of Bautista Creek Channel said easement shall cease and determine. To this end, the District granted to the County a 40-foot wide strip of land adjacent to the 15-foot wide easement for acceptance in the County's non-maintained road system (Instrument No. 127298).

A portion of the 15-foot wide access easement is located within a drainage wash, making it dangerous and unusable during times of storm flow. In addition, the side channel modification has obstructed physical access to a portion of the 15-foot side easement. The granting of these easements will provide new unobstructed access to the property owners (see attached Exhibit A).

1
2 Board of Supervisors

Riverside County Flood Control
and Water Conservation District

3 RESOLUTION NO. F95-50
4 AUTHORIZATION TO CONVEY NON-EXCLUSIVE EASEMENTS
5 (THIRD SUPERVISORIAL DISTRICT)

6 BE IT RESOLVED, DETERMINED AND ORDERED by the, Board
7 of Supervisors of the Riverside County Flood Control and Water
8 Conservation District in regular session assembled on October 3,
9 1995, that authorization is hereby approved to convey non-
10 exclusive easements on Parcel 4030-500A for ingress and egress
11 purposes to Robert D. & Martha A. Mabee, Robert A. & Leslie
12 Barnes, the Michael H. O'Connell Family Trust and George D.
13 O'Connell Family Trust, and DGM Hemet Partners.

14 BE IT FURTHER RESOLVED AND DETERMINED that the
15 General Manager-Chief Engineer is authorized to execute all
16 documents associated with the conveyance.

17 Roll Call:

18 Ayes: Buster, Tavaglione and Wilson
19 Noes: None
20 Absent: Cenicerros and Mullen

21
22
23
24
25
26
27 JMP: seb
rcfc\5280
28

January 30th, 2012

Riverside County Clerk of the Board
4080 Lemon St.
Riverside, Ca 92501

Subject: Requesting four recorded easement deeds.

Dear Mrs. Harper Ithem,

I am requesting under the Freedom of Information Act and the California Public Records act a copy of the four recorded easement deeds described in resolution no. F 95-50, agenda 10.3, Oct 3rd, 1995 when the board approved authorization to convey four non exclusive easements for ingress and egress purposes over district owned land.

The four easements to Robert Mabee and three other property owners were received and signed by Supervisor John. F. Tavaglione, Chairman of the Riverside County Flood Control and Water Conservation Board. Please give this your immediate attention.

Respectfully, *Robert Mabee*

Robert Mabee
3086 Miguel St.
Riverside, Ca 92506
(951) 788-4858

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Label #:	70110470000307559157		
Issue PVI:			\$5.75
Total:			\$5.75
Paid by:			
Cash			\$6.00
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OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1ST FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
(951) 955-1060
FAX: (951) 955-1071

KECIA R. HARPER-IHEM
CLERK OF THE BOARD

KIMBERLY A. RECTOR
ASSISTANT CLERK OF THE BOARD

March 1, 2012

Mr. Robert Mabee
3086 Miguel Street
Riverside, CA 92506

Re: California Public Records Act Request


Dear Mr. Mabee:

The Clerk of the Board of Supervisors of the County of Riverside requested staff of the County Assessor-Clerk-Recorder to conduct a search to confirm whether certain easement deeds, attached to item 10.3 of October 3, 1995, of the Board of Supervisors records, were ever recorded. The recording would have been made at the request of and returned to the Riverside County Flood Control and Water Conservation District (Flood); however, Flood was unable to locate the deeds as indicated in their correspondence dated May 4, 2011.

After attempting to locate the Easement Deeds and Resolution F95-50, *Authorization to Convey Non-Exclusive Easements*, the Assessor-Clerk-Recorder was unsuccessful in finding any matches. If you would like to perform further research there is a public viewing area on the first floor of the County Administrative Center (CAC).

If you require further assistance, you may contact my office at (951) 955-1069.

Sincerely,


Kimberly A. Rector
Assistant Clerk of the Board
Clerk of the Board of Supervisors
County of Riverside

C. Assessor-Clerk-Recorder

March 12th, 2012

To Riverside County Counsel-Pamela Walls, John F. Tavaglione-Chairman of Riverside County Board of Supervisors, and Warren Williams- Riverside County Flood Control General Manger and Chief Engineer:

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Robert Mabee
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Riverside, Ca 92506
(951) 788-4858

BOARD OF SUPERVISORS

MAR 12 2012

Received by: *MB*

Submitted by *Robert Mabee*

3-13-12

(date)

Item *ORAL*

RECEIVED
MAR 13 2012

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

RECEIVED

MAR 12 2012

COUNTY COUNSEL
TO *REMAY*

FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
SUBMITTAL DATE: October 3, 1995
SUBJECT: Authorization to Convey Non-Exclusive Easements
Bautista Creek Channel Project # 4-0-0030
Resolution No. F95-50

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Kimberly A. Rector
Assistant Clerk of the Board
Clerk of the Board of Supervisors
County of Riverside

C. Assessor-Clerk-Recorder

**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Robert MABEE

Address: 3086 Mibuel ST
(only if follow-up mail response requested)

City: Riverside **Zip:** 92506

Phone #: 768-4858

Date: 3-13-12 **Agenda #** _____

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ **Support** _____ **Oppose** _____ **Neutral**

ORAL COMMUNICATIONS

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____