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



ITEM: 11.5 (ID # 13327)

**MEETING DATE:** 

Tuesday, August 25, 2020

FROM: FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adopt Resolution No. F2020-23, Amending Resolution No. F2020-03 by Changing the Date on Which the Board Intends to Declare District Right of Way as Surplus and Summarily Vacate Those Portions of Right of Way, Located in the City of Riverside, County of Riverside, RCFC Parcel No. 6-1040-3B, APN 253-240-030, Project No. 1-0-00041, District 1. [\$0]

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

 Adopt Resolution No. F2020-23, Amending Resolution No. F2020-03 by Changing the Date on Which the Board Intends to Declare District Right of Way as Surplus and Summarily Vacate Those Portions of Right of Way, Located in the City of Riverside, County of Riverside, RCFC Parcel No. 6-1040-3B, APN 253-240-030, Project No. 1-0-00041; and

2. Direct the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code.

**ACTION: Policy** 

MINUTES OF THE BOARD OF SUPERVISORS

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

Aves:

Spiegel, Washington, Perez and Hewitt

Nays:

None

Uhley, GENERAL MGR-CHF FLD CNTRL ENG

Absent:

**Jeffries** 

Date:

August 25, 2020

XC:

Flood

Kecia R. Harper

Clerk of the Board

Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$0	\$0	\$0	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS	5: N/A	Budget Adjus	stment: No	
			For Fiscal Yea	ar: 20/21

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

#### Summary

Quail Run is the fee owner of Assessor's Parcel Number 253-240-030 (Property), which is located adjacent to Riverside County Flood Control and Water Conservation District (District) owned property containing the Box Springs Dam. The Property is encumbered by an inundation easement for the Box Springs Dam in favor of the District. Quail Run requested portions of the District's easement to be vacated for their development (Portions). The District's easement, identified as RCFC Parcel No. 6-1040-3B (District Easement), was acquired in a Grant Deed recorded on October 21, 1959, in Book 2566, Page 464 of the Official Records of the County of Riverside. The District Easement is a necessary component of the Box Springs Dam system.

In order to grant Quail Run's request, the District has determined it would be necessary to expand the footprint of the District Easement. As a result and in exchange for the District's vacation of the Portions, Quail Run proposes to grant additional inundation easement area adjacent to the existing District Easement at no additional cost to the District. The District would be able to exchange those Portions for the additional area needed to expand the current easement boundaries. This transaction will be memorialized in an Easement Modification Agreement between the District and Quail Run, which shall be brought before the Board for approval on September 1, 2020. The Portions are no longer necessary for the District's use and purposes and should be summarily vacated by adoption of a resolution on September 1, 2020, pursuant to California Code – Appendix, Chapter 48, Subsection 5, and Chapter 48-13 (Water Code).

The Property encumbered by the District Easement is now in the process of being developed by Quail Run as described in District Encroachment Permit No. 3453 (EP). Plan Check approvals were granted through the District's Encroachment Permit Section.

Additionally, Quail Run will grant an access easement (Canyon Crest Access Easement) over a portion of the Property in favor of the District for the purposes of ingress/egress through the proposed development, which will serve as a secondary access point for the District to operate and maintain their facilities at the Box Springs Dam.

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

On August 4, 2020, the Board adopted Resolution No. F2020-03 to notice the Board's intent to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions on or after September 15, 2020. Adoption of Resolution No. F2020-23 will amend Resolution No. F2020-03 by changing the date on which the Board intends to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions to September 1, 2020.

Resolution No. F2020-23 has been approved as to form by County Counsel.

#### **Impact on Residents and Businesses**

This transaction is the vacation of portions of a District Easement to be replaced with additional easement area, including a new access easement. The requestor is also the underlying fee owner so there is no impact to residents or businesses.

#### ATTACHMENTS:

- 1. Resolution No. F2020-23 with Exhibits A and B
- 2. Vicinity Map of the subject area

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Jason Farin, Principal Management Analyst

8/20/2020

Gregory V. Prianos, Director County Counsel

8/19/2020

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y Counsel

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APPROVED AS TO FORM: Sregory P. Priamos, County Counsel

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Board of Supervisors

## RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

#### RESOLUTION NO. F2020-23

AMENDING RESOLUTION NO. F2020-03 BY CHANGING THE DATE ON WHICH THE BOARD INTENDS TO DECLARE DISTRICT RIGHT OF WAY AS SURPLUS AND SUMMARILY VACATE THOSE PORTIONS OF RIGHT OF WAY, LOCATED IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, RCFC PARCEL NO. 6-1040-3B, APN 253-240-030, PROJECT NO. 1-0-00041

WHEREAS, Quail Run is the fee owner of certain real property identified with Assessor's Parcel Number 253-240-030 (Property), which is located adjacent to Riverside County Flood Control and Water Conservation District (District) owned property containing the Box Springs Dam; and

WHEREAS, by a Grant Deed recorded October 21, 1959 in Book 2566, Page 464 of the Official Records of the County of Riverside, Sun Gold, Inc., a California corporation and predecessor-in-interest to Quail Run, conveyed a perpetual inundation easement (Current Easement) to the District identified as RCFC Parcel No. 6-1040-3B, over and across portions of the Property; and

WHEREAS, Quail Run desires to improve certain portions of the Property by constructing apartment buildings and related improvements (Improvements) for residential purposes; and

WHEREAS, Quail Run has requested the District to vacate certain portions of the Current Easement area to make way for their Improvements (Portions), and the District has determined that, in order to grant that request, Quail Run will need to grant additional easement area on the Property to the District (Additional Easement Area); and

WHEREAS, Quail Run and the District desire to modify the Current Easement by excepting the Portions from the Current Easement area and adding the Additional Easement Area, as described and depicted in Exhibits "A" and "B", both of which are attached hereto and incorporated herein by reference (Modified Easement), which will be memorialized in an Easement Modification Agreement between the District and Quail Run; and

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WHEREAS, Quail Run will also grant a new access easement to the District to allow the District continued access to its facilities at the Box Springs Dam; and

WHEREAS, upon the execution of the Easement Modification Agreement, the Portions will no longer be necessary for District uses and purposes; and

WHEREAS, pursuant to California Code – Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13, the District may dispose of any interest in real property determined to be no longer necessary to be retained for the use and purposes of the District; and

WHEREAS, on August 4, 2020, the Board of Supervisors of the District (Board) adopted Resolution No. F2020-03 to notice the Board's intent to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions on or after September 15, 2020; and

WHEREAS, the District and Quail Run desire to amend Resolution No. F2020-03 by changing the date on which the Board intends to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions to September 1, 2020.

NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the District (Board), in regular session assembled on August 25, 2020 at 9:30 a.m. or soon thereafter, in the meeting room of the Board of Supervisors of the District, located on the 1<sup>st</sup> floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that Resolution No. F2020-03 is hereby amended by changing the date on which the Board intends to declare the Portions of the Property, as described and depicted in the Exhibit "B" attached hereto, as surplus, to expand the Current Easement Area and to summarily vacate those Portions from September 15, 2020 to September 1, 2020.

NOTICE IS HEREBY GIVEN that this Board intends to declare the Portions as surplus, expand the Current Easement area and summarily vacate the Portions when the Board meets to conclude the proposed transaction on or after September 1, 2020 at 9:30 a.m. or soon thereafter in the meeting room of the Board of Supervisors.

**BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** by this Board that the Clerk of the Board is directed to give notice pursuant to Section 6061 of the Government Code.

#### **BOARD OF SUPERVISORS**

## RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

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**RESOLUTION NO. F2020-23** 

AMENDING RESOLUTION NO. F2020-03 BY CHANGING THE DATE ON WHICH THE BOARD INTENDS TO DECLARE DISTRICT RIGH OF WAY AS SURPLUS AND SUMMARILY VACATE THOSE PORTIONS OF RIGHT OF WAY, LOCATED IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, RCFC PARCEL NO. 6-1040-3B, APN 253-240-030, PROJECT NO. 1-0-00041

ADOPTED by Riverside County Board of Supervisors on August 25, 2020

ROLL CALL:

Ayes:

Spiegel, Washington, Perez and Hewitt

Nays:

None

Absent:

**Jeffries** 

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 R. HARPER, Clerk of said Board

Den

Deputy

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### **EXHIBIT "A"**

SHEET 1 OF 8 DRAFT ONLY

# LEGAL DESCRIPTION DAM INUNDATION EASEMENT

In the City of Riverside, County of Riverside, State of California

#### PARCEL A:

THAT CERTAIN PARCEL DESCRIBED BY PARCEL MAP WAIVER - CERTIFICATE OF COMPLIANCE RECORDED JUNE 2, 1990 AS INSTRUMENT NO. 232042, OFFICIAL RECORDS, TOGETHER WITH PARCEL 4 OF PARCEL MAP 22871, AS SHOWN BY MAP IN FILE IN PARCEL MAP BOOK 156, PAGES 50 THROUGH 54, TOGETHER WITH THAT PORTION OF QUAIL RUN ROAD VACATED BY RESOLUTION NO. 18737, RECORDED JULY 21, 1995 AS INTRUMENT NO. 235834, OFFICIAL RECORDS, INCLUSIVE, ALL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

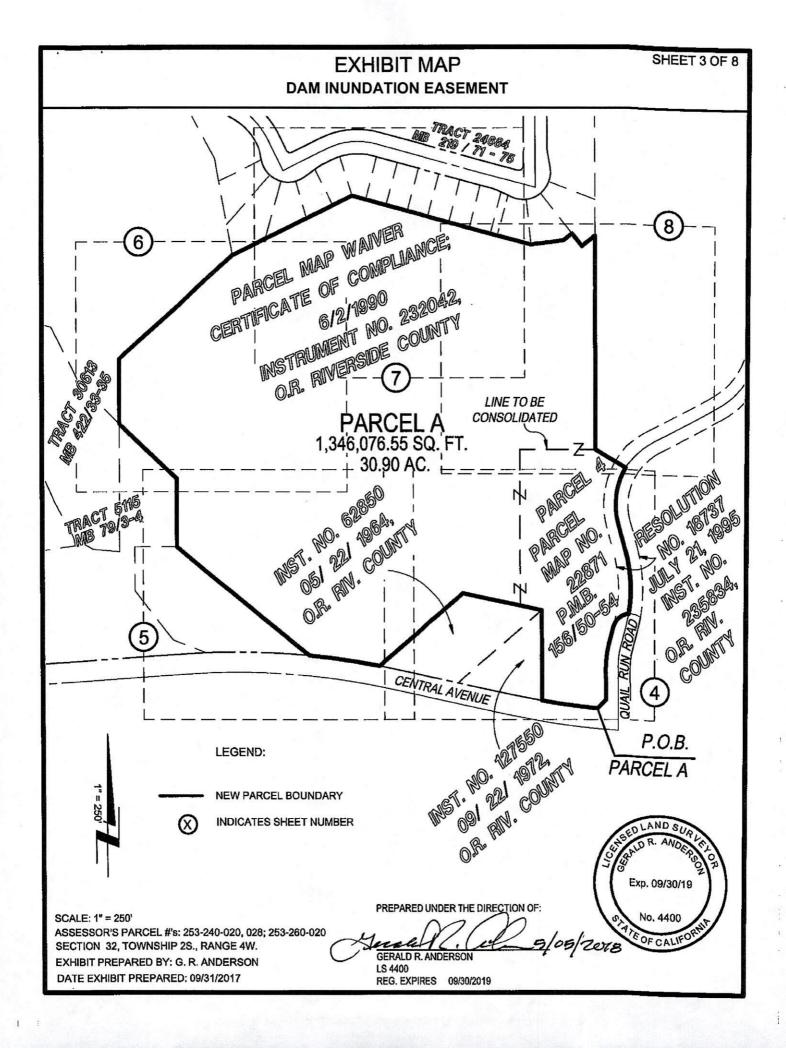
BEGINNING AT THE MOST SOUTHERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP; THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL 4 AND THE NORTHERLY RIGHT-OF-WAY OF CENTRAL AVENUE, SAID COURSE BEING A CURVE CONCAVE NORTHERLY HAVING A RADIUS OF 1945.00 FEET, A RADIAL LINE TO THE BEGINNING OF SAID CURVE BEARS SOUTH 5°21'25" WEST; THENCE WESTERLY 154.33 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 4°32'47"; THENCE ALONG THE EASTERLY LINE OF INSTRUMENT NO. 127550, RECORDED 09/22/1972, AND NON-TANGENT FROM SAID CURVE, NORTH 0°04'08" EAST 245.25 FEET; THENCE ALONG THE NORTHERLY AND NORTHWESTERLY LINE OF INSTRUMENT NO. 62850, RECORDED 5/22/1964, OFFICIAL RECORDS. THE FOLLOWING TWO COURSES, NORTH 77°57'34" WEST 222.90 FEET; THENCE SOUTH 49°38'05" WEST 305.10 FEET TO THE SOUTHERLY LINE OF PARCEL 3 OF SAID PARCEL MAP AND THE NORTHERLY RIGHT-OF-WAY OF SAID CENTRAL AVENUE AND TO A POINT ON A NON-TANGENT CURVE CONCAVE SOUTHERLY HAVING A RADIUS OF 2055.00 FEET, A RADIAL LINE TO SAID POINT BEARS NORTH 10°59'26" EAST; THENCE WESTERLY ALONG SAID SOUTHERLY LINE OF SAID PARCEL 3, 198.70 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 5°32'24"; THENCE NON-TANGENT FROM SAID CURVE AND NORTHWESTERLY, NORTHERLY, NORTHEASTERLY ALONG THE WESTERLY BOUNDARY OF SAID PARCEL 3, THE FOLLOWING 5 COURSES, NORTH 51°10'04" WEST 469.59 FEET; THENCE NORTH 0°04'39" EAST 185.43 FEET; THENCE NORTH 46°32'02" WEST 216.82 FEET: THENCE NORTH 0°04'39" EAST 175.85 FEET; THENCE NORTH 48°07'18" EAST 421.23 FEET; THENCE NORTHEASTERLY AND SOUTHEASTERLY ALONG THE NORTHERLY BOUNDARY OF SAID PARCEL 3, THE FOLLOWING TWO COURSES, NORTH 63°55'16" EAST 370.02 FEET; THENCE ALONG THE NORTHERLY LINE OF SAID PARCEL 3 AND A PORTION OF PARCEL 2 AS DESCRIBED IN SAID CERTIFICATE OF COMPLIANCE, INSTRUMENT NO. 232042, SOUTH 75°00'00" EAST 515.00 FEET; THENCE ALONG THE NORTHERLY LINE OF SAID PORTION, NORTH 82°46'08" EAST 91.93 FEET; THENCE NORTH 51°09'34" EAST 30.00 FEET; THENCE SOUTH 38°50'26" EAST 44.00 FEET; THENCE NORTH 51°09'34" EAST 45.20 FEET TO THE EASTERLY LINE OF SAID PARCEL 2; THENCE SOUTH 0°04'10" WEST 580.83 FEET, ALONG THE EASTERLY LINE OF SAID PORTION OF PARCEL 2; THENCE SOUTH 59°26'16" EAST 96.40 FEET TO THE CENTERLINE OF QUAIL RUN ROAD, VACATED, AS SHOWN ON SAID RESOLUTION NO. 18737, TO A POINT ON A NON-TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 200.00 FEET, A RADIAL LINE TO SAID POINT BEARS NORTH 59°26'18" WEST: THENCE SOUTHERLY 158.80 FEET ALONG SAID CURVE, AND ALONG SAID CENTERLINE THROUGH A CENTRAL ANGLE OF 45°29'32"; THENCE TANGENT FROM SAID CURVE, SOUTH 14°55'50" EAST 75.60 FEET TO A TANGENT CURVE CONCAVE WESTERLY HAVING A RADIUS OF 400.00 FEET; THENCE SOUTHERLY 172.35 FEET ALONG SAID CURVE THROUGH A CENTRAL

#### SHEET 2 OF 8

ANGLE OF 24°41'16" TO A POINT ON A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 51.00 FEET A RADIAL LINE TO SAID POINT BEARS NORTH 7°40'32" WEST; THENCE SOUTHWESTERLY 59.86 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 67°15'18"; THENCE ALONG THE WESTERLY RIGHT OF WAY OF QUAIL RUN ROAD AND THE EASTERLY BOUNDARY OF THE LAND DESCRIBED IN SAID PARCEL MAP WAIVER- CERTIFICATE OF COMPLIANCE, THE FOLLOWING FOUR COURSES, TANGENT FROM SAID CURVE SOUTH 15°04'10" WEST 46.99 FEET TO A TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 233.00 FEET; THENCE SOUTHERLY 61.00 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 15°00'00"; THENCE TANGENT FROM SAID CURVE SOUTH 0°04'10" WEST 90.15 FEET; THENCE SOUTH 46°32'51" WEST 33.26 FEET TO THE **POINT OF BEGINNING.** 

Said easement area noted above shall specifically exclude the buildings pads of each residential structure, as depicted on Exhibit B.





#### EXHIBIT B

#### LEGAL DESCRIPTION

#### In the City of Riverside, County of Riverside, State of California

PORTIONS OF PARCEL MAP WAIVER - CERTIFICATE OF COMPLIANCE RECORDED JUNE 2, 1990 AS INSTRUMENT NO. 232042, OFFICIAL RECORDS, TOGETHER WITH PARCEL 4 OF PARCEL MAP 22871, AS SHOWN BY MAP ON FILE IN PARCEL MAP BOOK 156, PAGES 50 THROUGH 54, INCLUSIVE, BOTH RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

#### PARCEL B:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59'26'16" WEST 63.40 FEET"; THENCE NORTH 77'07'55" WEST 271.07 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 0°06'53" EAST 67.00 FEET; THENCE NORTH 89°53'07" WEST 170.82 FEET TO A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 19.00 FEET, A RADIAL LINE TO SAID POINT BEARS NORTH 30°27'49" WEST; THENCE SOUTHWESTERLY 10.93 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32°56'55"; THENCE NON-TANGENT FROM SAID CURVE SOUTH 0°06'53" WEST 59.11 FEET; THENCE SOUTH 89°53'07" EAST 178.17 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.273 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL C:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 75°34'44" WEST 430.75 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 0°06'53" EAST 136.17 FEET; THENCE NORTH 89°53'07" WEST 62.01 FEET; THENCE SOUTH 42°13'25" WEST 10.23 FEET TO A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 66.00 FEET; THENCE SOUTHWESTERLY 15.87 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 13°46'40"; THENCE NON-TANGENT FROM SAID CURVE SOUTH 0°06'53" WEST 115.64 FEET; THENCE SOUTH 89°53'07" EAST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.240 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL D:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE NORTH 83°44'27" WEST 320.80 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 0°06'53" WEST 136.17 FEET; THENCE NORTH 89°53'07" WEST 78.00 FEET; THENCE NORTH 0°06'53" EAST 136.17 FEET; THENCE SOUTH 89°53'07" EAST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.244 ACRES GROSS, MORE OR LESS.

#### PARCEL E:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26′16" WEST 63.40 FEET"; THENCE SOUTH 74°21′17" WEST 129.45 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 89°53′07" WEST 169.83 FEET; THENCE NORTH 0°06′53" EAST 78.00 FEET; THENCE SOUTH 89°53′07" EAST 169.83 FEET; THENCE SOUTH 0°06′53" WEST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.304 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL F:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 44°23'38" WEST 178.45 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 89°53'07" WEST 169.83 FEET; THENCE NORTH 0°06'53" EAST 78.67 FEET; THENCE SOUTH 89°53'07" EAST 169.83 FEET; THENCE SOUTH 0°06'53" WEST 78.67 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.307 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL G:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 50°43'00" WEST 314.73 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°53'07" EAST 159.83 FEET; THENCE SOUTH 0°06'53" WEST 68.00 FEET; THENCE NORTH 89°53'07" WEST 159.83 FEET; THENCE NORTH 0°06'53" EAST 68.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.250 ACRES GROSS, MORE OR LESS.

#### PARCEL H:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 41°49'55" WEST 370.89 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°53'07" EAST 63.67 FEET; THENCE SOUTH 0°06'53" WEST 52.50 FEET; THENCE SOUTH 89°53'07" EAST 81.00 FEET; THENCE SOUTH 0°06'53" WEST 40.67 FEET; THENCE NORTH 89°53'07" WEST 77.98 FEET; THENCE NORTH 0°06'53" EAST 16.83 FEET; THENCE NORTH 89°53'07" WEST 66.69 FEET; THENCE NORTH 0°06'53" EAST 76.33 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.186 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

GERALD R. ANDERSON, L.S. 4400

LICENSE EXPIRES: SEPTEMBER 30, 2019

Exp. 09/30/19

No. 4400

No. CALIFORNIE

[MALD-393]

#### EXHIBIT B

#### LEGAL DESCRIPTION

#### In the City of Riverside, County of Riverside, State of California

PORTIONS OF PARCEL MAP WAIVER - CERTIFICATE OF COMPLIANCE RECORDED JUNE 2, 1990 AS INSTRUMENT NO. 232042, OFFICIAL RECORDS, TOGETHER WITH PARCEL 4 OF PARCEL MAP 22871, AS SHOWN BY MAP ON FILE IN PARCEL MAP BOOK 156, PAGES 50 THROUGH 54, INCLUSIVE, BOTH RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

#### PARCEL I:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 62'00'04" WEST 361.63 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 0°06'53" WEST 169.83 FEET; THENCE NORTH 89°53'07" WEST 78.00 FEET; THENCE NORTH 0°06'53" EAST 169.83 FEET; THENCE SOUTH 89°53'07" EAST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.304 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL J:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 67°15'19" WEST 452.50 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 0°06'53" WEST 136.17 FEET; THENCE NORTH 89°53'07" WEST 78.00 FEET; THENCE NORTH 0°06'53" EAST 136.17 FEET; THENCE SOUTH 89°53'07" EAST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.244 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL K:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 53°57'57" WEST 621.49 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 49°38'05" WEST 89.83 FEET; THENCE NORTH 40°21'55" WEST 30.79 FEET; THENCE NORTH 18°45'15" WEST 47.73 FEET; THENCE NORTH 49°38'05" EAST 72.25 FEET; THENCE SOUTH 40°21'55" EAST 75.17 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.146 ACRES GROSS, MORE OR LESS.

#### PARCEL L:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 64°25'17" WEST 947.16 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 51°15'45" EAST 89.83 FEET; THENCE SOUTH 38°44'15" WEST 75.17 FEET; THENCE NORTH 51°15'45" WEST 89.83 FEET; THENCE NORTH 38°44'15" EAST 75.17 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.155 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL M:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 87°06'3" WEST 1082.69 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 0°04'39" WEST 169.83 FEET; THENCE NORTH 89°55'21" WEST 78.00 FEET; THENCE NORTH 0°04'39" EAST 169.83 FEET; THENCE SOUTH 89°55'21" EAST 78.00 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.304 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

#### PARCEL N:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE NORTH 88°46'56" WEST 1089.84 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 43°33'23" WEST 78.67 FEET; THENCE NORTH 46°26'37" WEST 169.83 FEET; THENCE NORTH 43°33'23" EAST 78.67 FEET; THENCE SOUTH 46°26'37" EAST 169.83 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.307 ACRES GROSS, MORE OR LESS.

#### PARCEL O:

COMMENCING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 22871, SAID POINT BEING THE SOUTHEASTERLY TERMINUS OF THAT CERTAIN COURSE SHOWN AS "NORTH 59°26'16" WEST 63.40 FEET"; THENCE SOUTH 06°05'11" WEST 567.10 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 83°05'18" WEST 129.50 FEET; THENCE SOUTH 6°54'42" WEST 51.00 FEET; THENCE SOUTH 83°05'18" EAST 10.17 FEET; THENCE SOUTH 6°54'42" WEST 19.36 FEET; THENCE SOUTH 83°05'18" EAST 119.33 FEET; THENCE NORTH 6°54'42" EAST 70.36 FEETTO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.205 ACRES GROSS, MORE OR LESS.

SUBJECT TO COVENANTS, RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD, IF ANY.

AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

GERALD R. ANDERSON, L.S. 4400

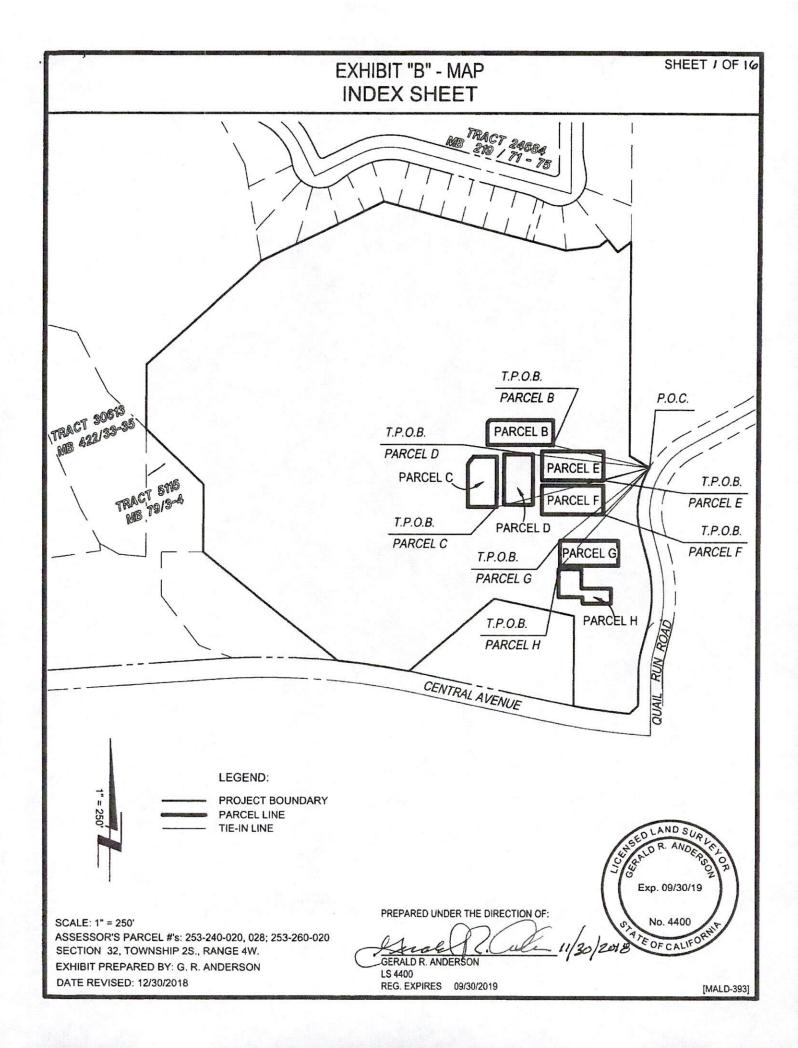
LICENSE EXPIRES: SEPTEMBER 30, 2019

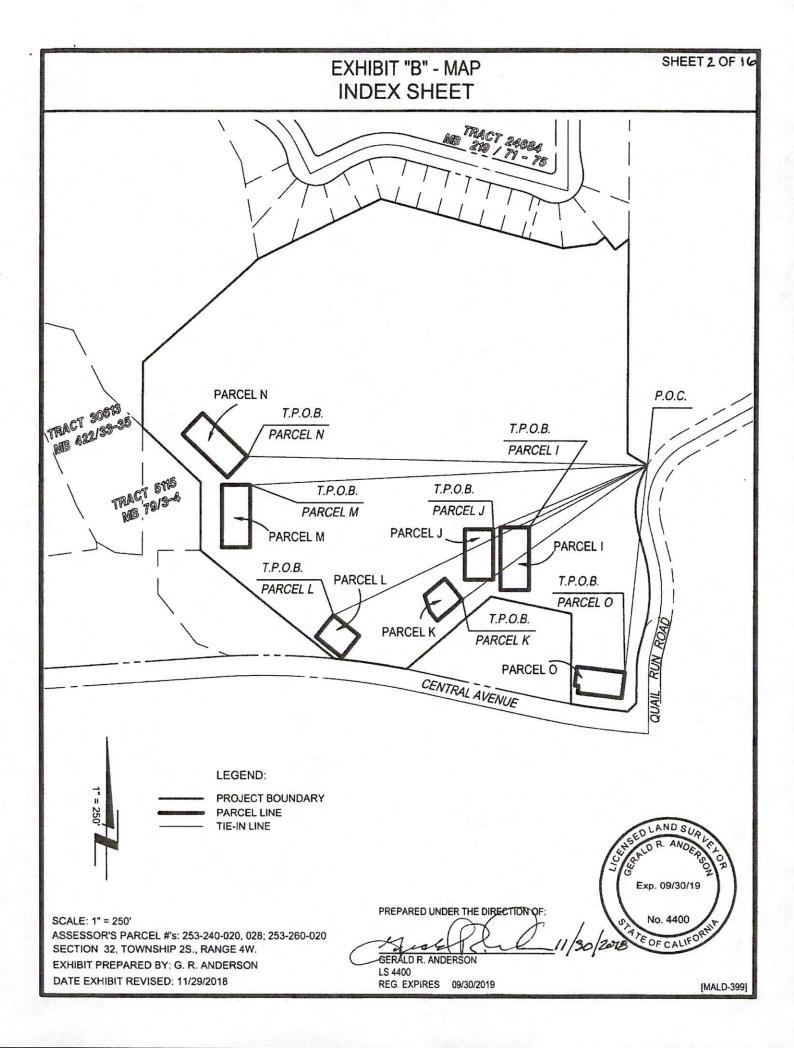
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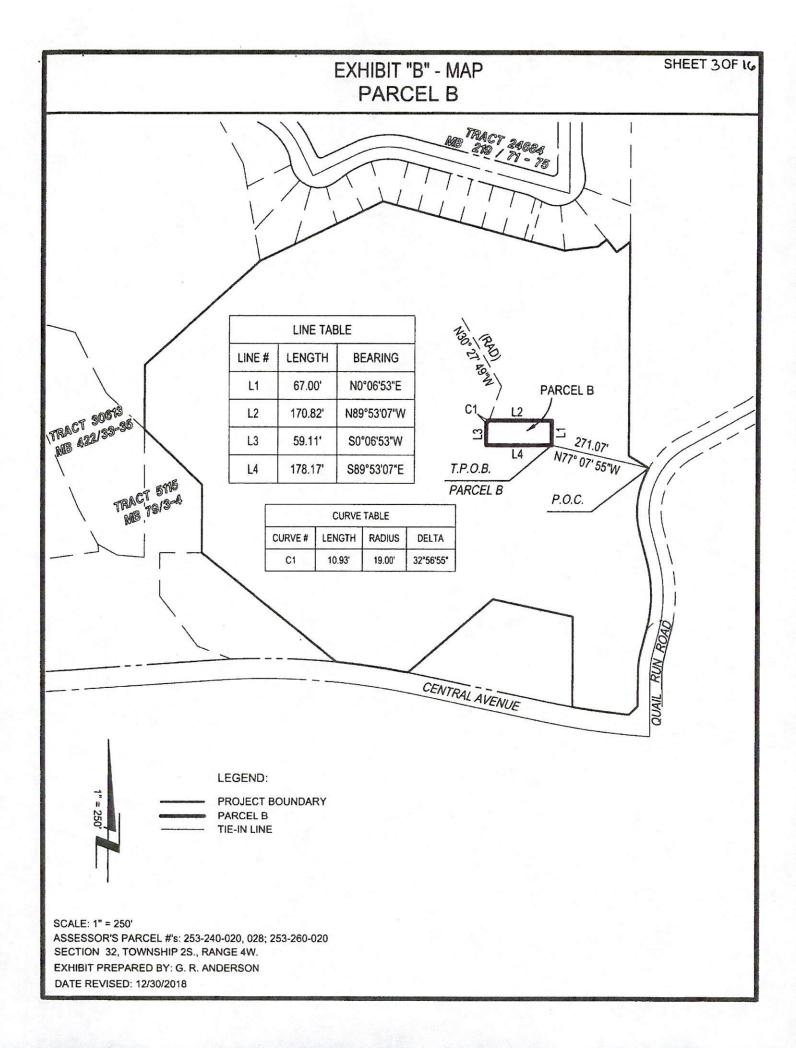
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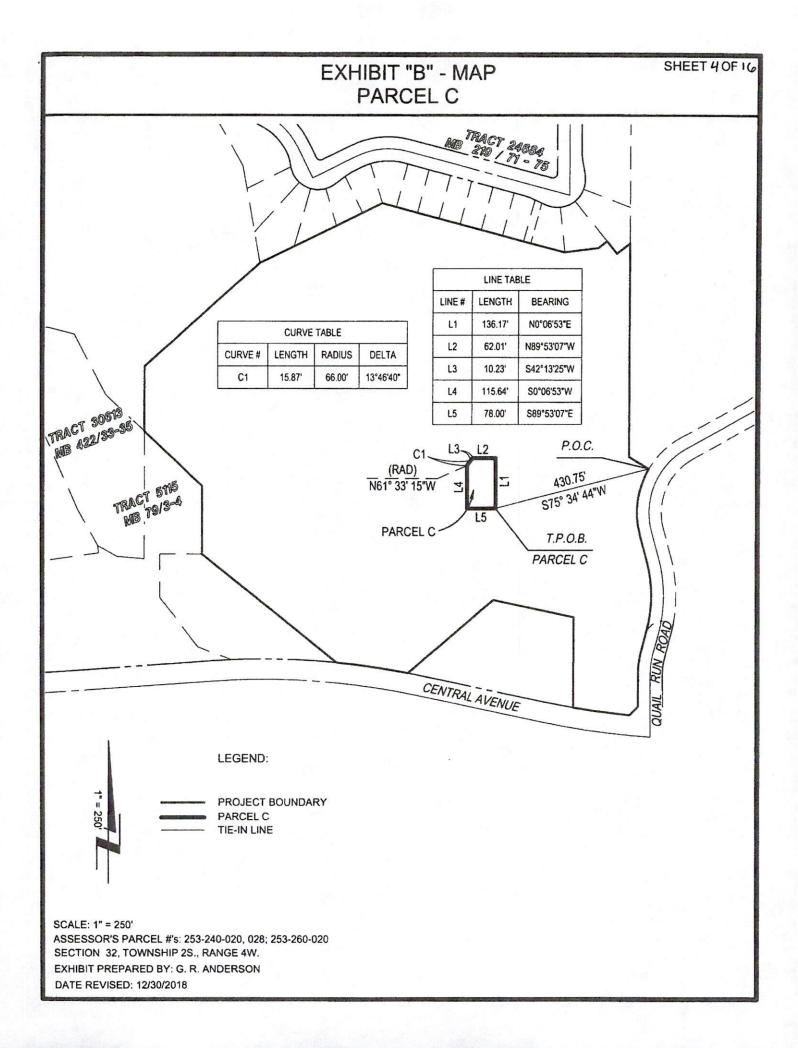
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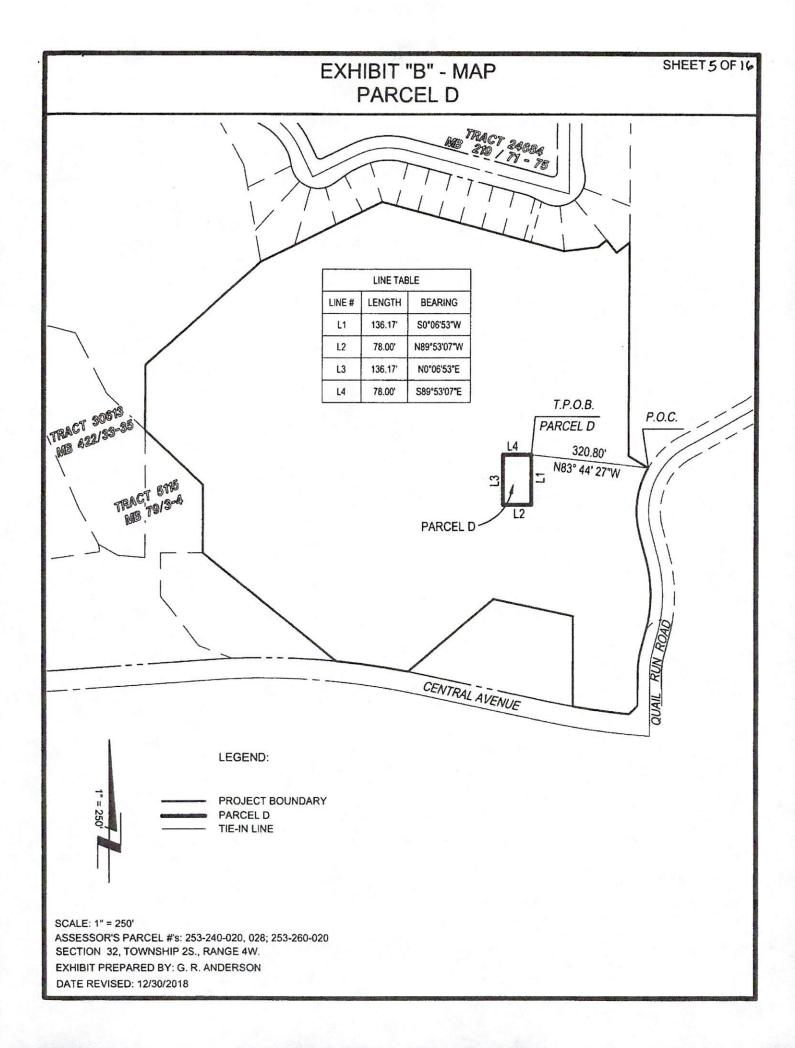
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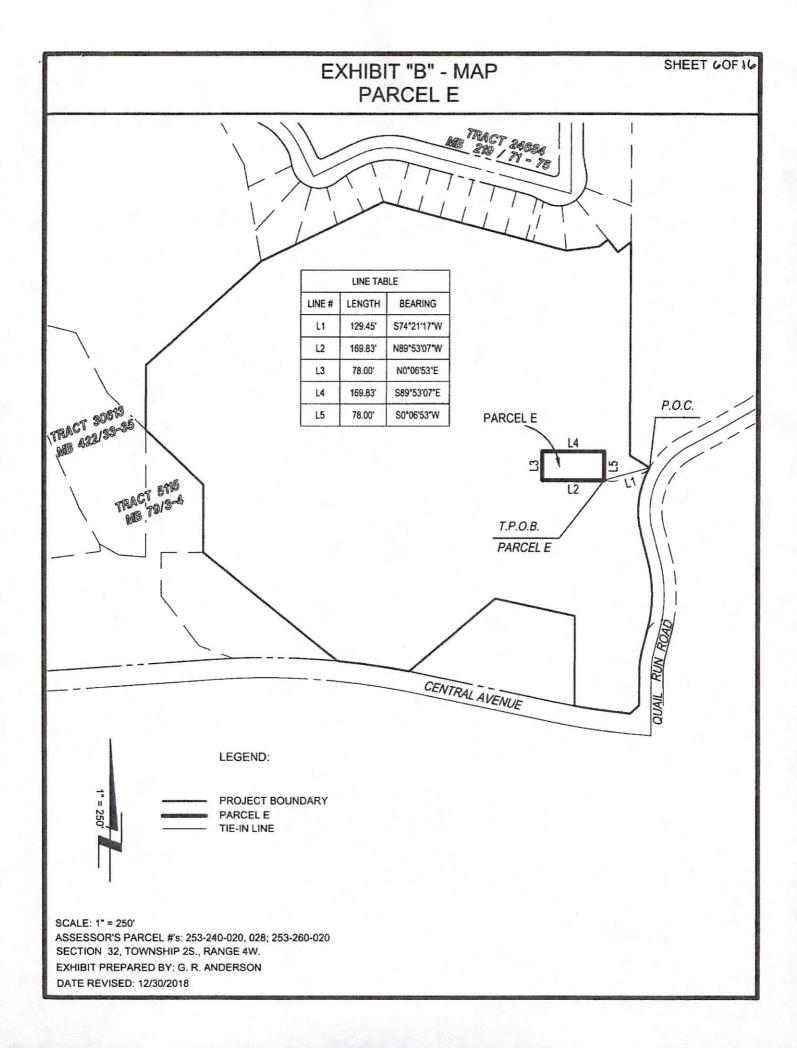


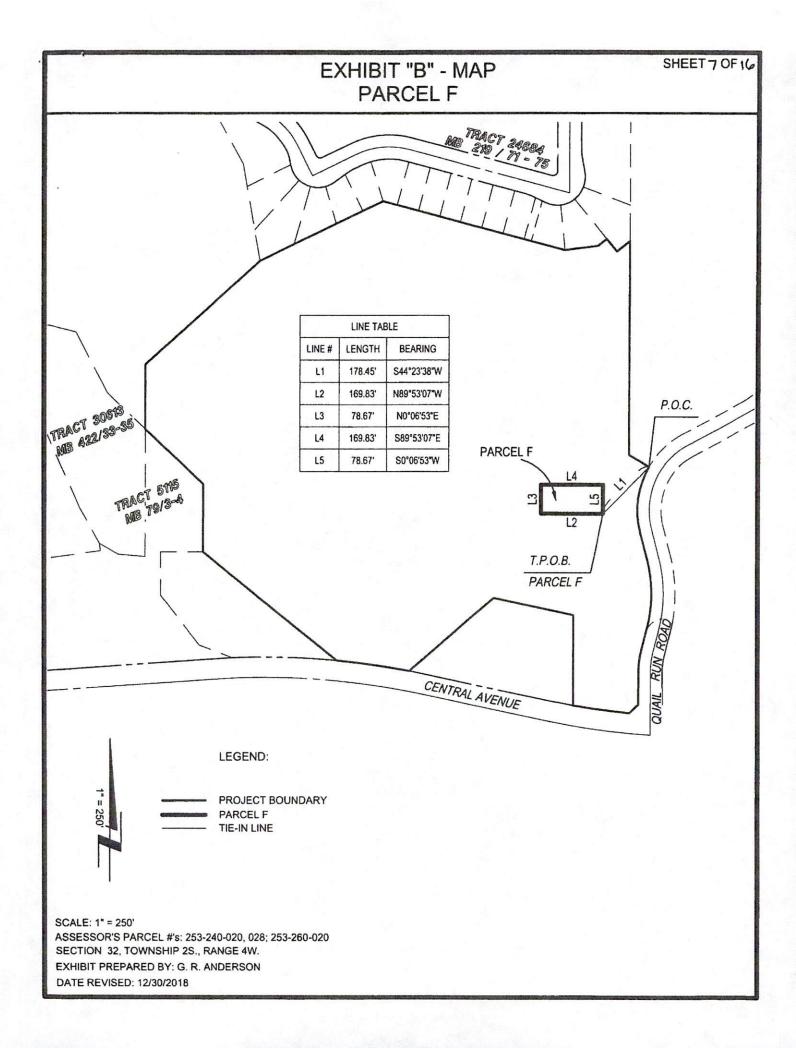


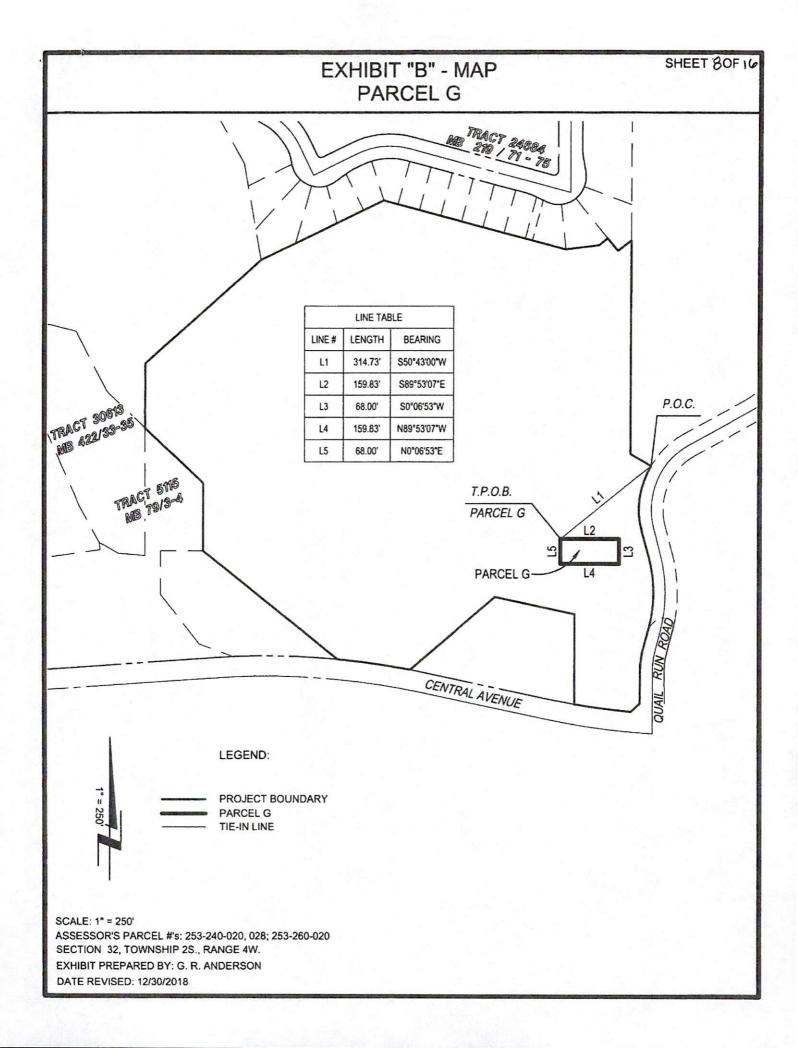


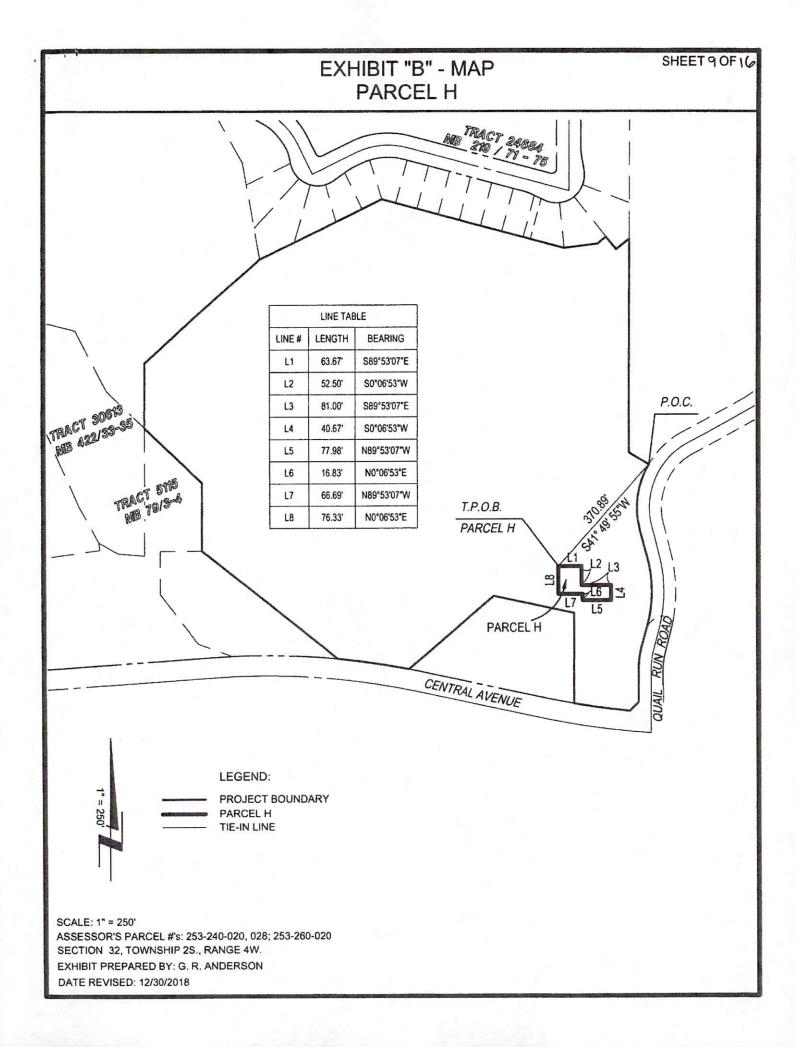


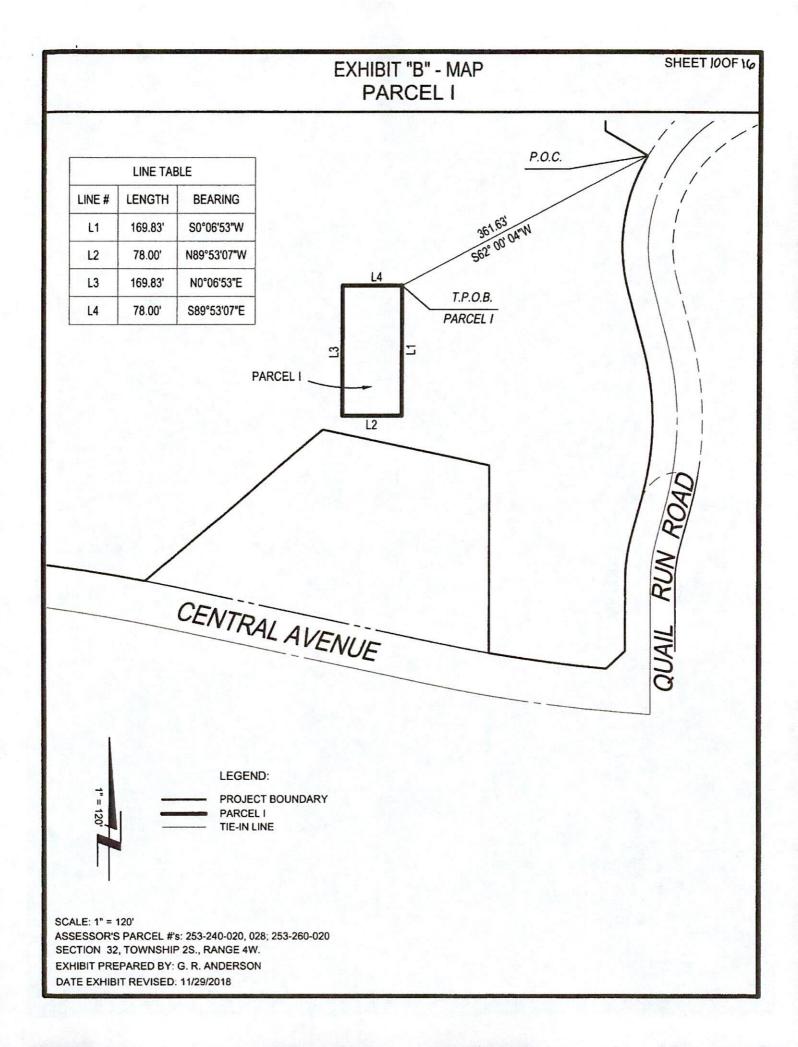


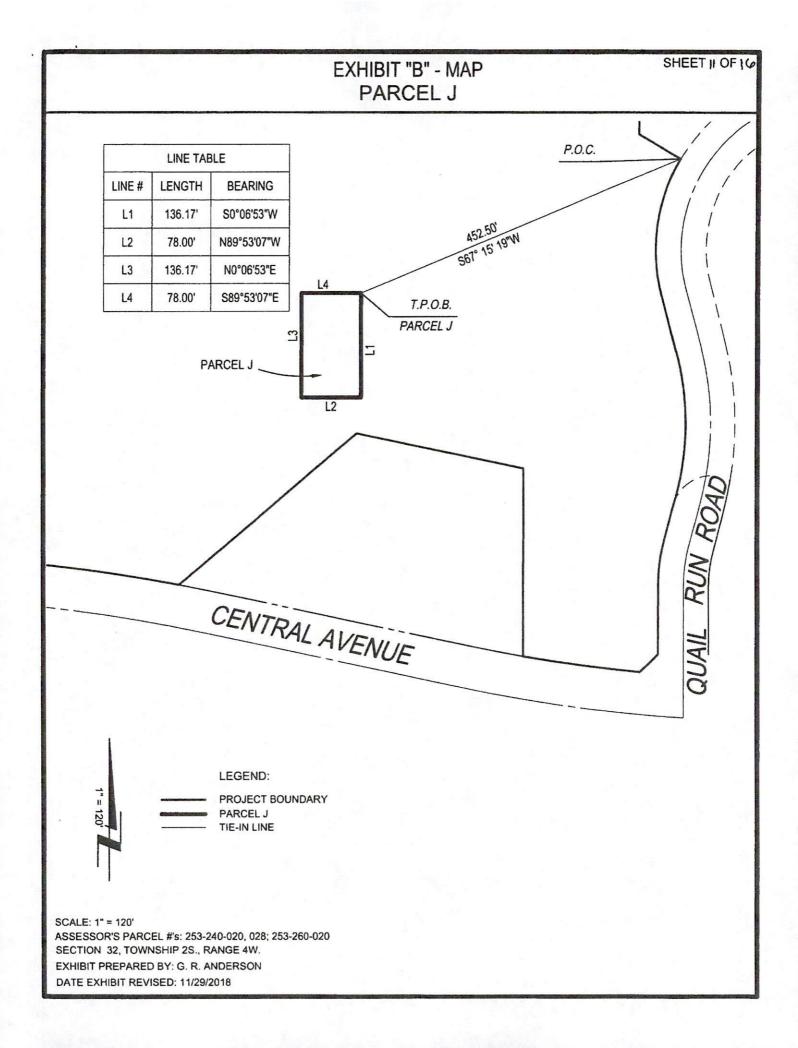


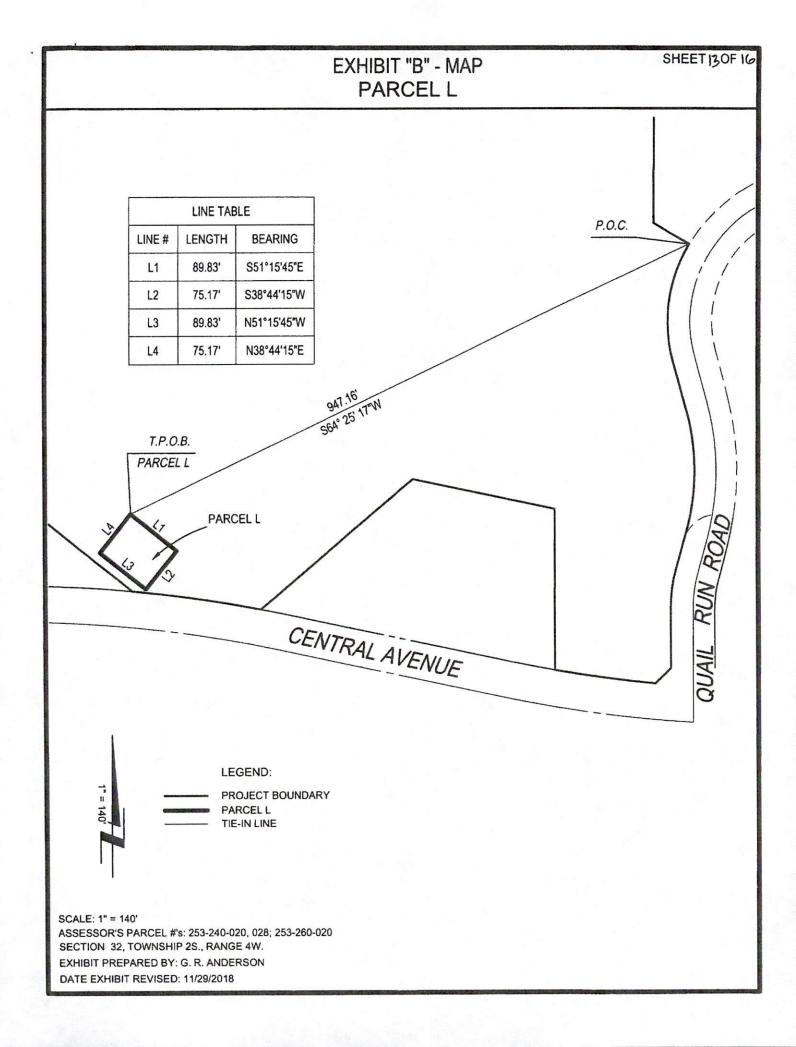


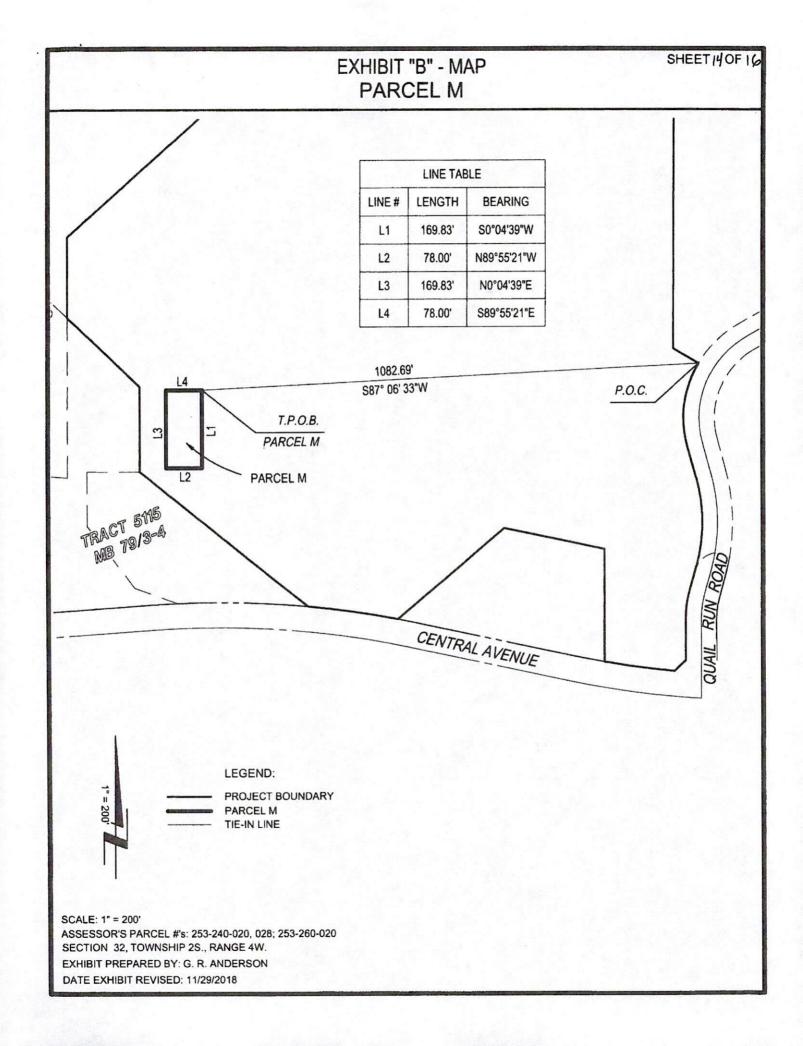


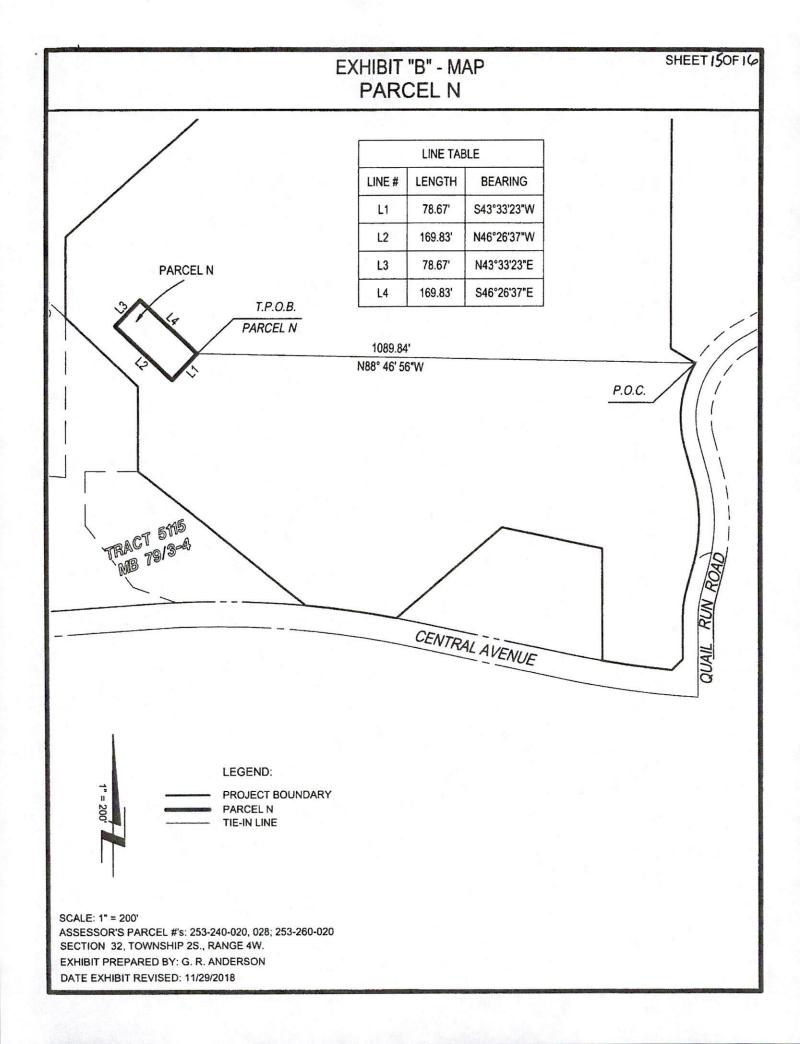


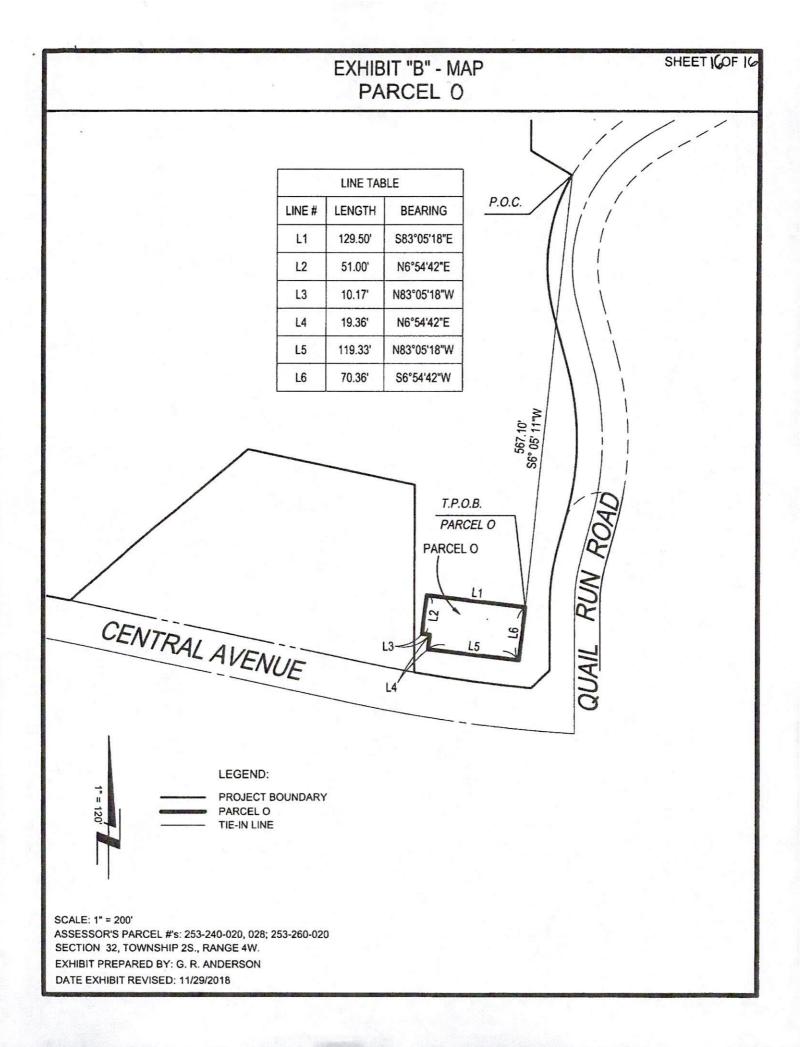














EMAIL legals@pe.com

# THE PRESS-ENTERPRISE

 DATE
 ORDER NUMBER
 PONumber
 PRODUCT
 SIZE
 Amount

 8/28/20
 0011407207
 PE Riverside
 4 x 149 Li
 774.80

Invoice text: NOH - Resolution No. F2020-23

Flood Control District I tem 11.5 of 08/25/20

Placed by: Hannah Lumanauw

## **Legal Advertising Memo Invoice**

BALANCE DUE 774-80

SALESCONTACT INFORMATION	ADVERTISER INFORMATION				
Nick Eller	BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME	
951-368-9229	08/28/2020	5209148	5209148	BOARD OF SUPERVISORS	



### THE PRESS-ENTERPRISE

Legal Advertising Memo Invoice

## PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE

	ADVERTISER/CLIENT NAME				
BOARD OF SUPERVISORS					
BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER			
08/28/2020	5209148	5209148			
BALANCE DUE	ORDER NUMBER	TERMS OF PAYMENT			
774.80	0011407207	DUE UPON RECEIPT			

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS COUNTY OF RIVERSIDE 'PO BOX 1147' RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP dba The Press-Enterprise PO Box 8012 Willoughby, OH 44096-8012



# OFFICE OF THE CLERK OF THE BOARD OF SUPERVISORS 1st FLOOR, COUNTY ADMINISTRATIVE CENTER P.O. BOX 1147, 4080 LEMON STREET RIVERSIDE, CA 92502-1147

RIVERSIDE, CA 92502-1147 PHONE: (951) 955-1060 FAX: (951) 955-1071 KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR Assistant Clerk of the Board

August 26, 2020

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

PH: (951) 368-9225

E-MAIL: legals@pe.com

RE: NOTICE OF PUBLIC HEARING: RESOLUTION NO. F2020-23 AMENDING RESOLUTION NO. F2020-03 BY CHANGING THE DATE ON WHICH THE BOARD INTENDS TO DECLARE DISTRICT RIGHT OF WAY AS SURPLUS AND SUMMARILY VACATE THOSE PORTIONS OF RIGHT OF WAY

To Whom It May Concern:

Attached is a copy for publication in your newspaper for ONE (1) TIME on Friday, August 28, 2020.

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

Your invoice must be submitted to this office, 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,

Hannah Lumanauw
Board Assistant to:
KECIA R. HARPER, CLERK OF THE BOARD

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

**RESOLUTION NO. F2020-23** 

AMENDING RESOLUTION NO. F2020-03 BY CHANGING THE DATE ON WHICH THE BOARD INTENDS TO DECLARE DISTRICT RIGHT OF WAY AS SURPLUS AND SUMMARILY VACATE THOSE PORTIONS OF RIGHT OF WAY, LOCATED IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, RCFC PARCEL NO. 6-1040-3B, APN 253-240-030, PROJECT NO. 1-0-00041

WHEREAS, Quail Run is the fee owner of certain real property identified with Assessor's Parcel Number 253-240-030 (Property), which is located adjacent to Riverside County Flood Control and Water Conservation District (District) owned property containing the Box Springs Dam; and

WHEREAS, by a Grant Deed recorded October 21, 1959 in Book 2566, Page 464 of the Official Records of the County of Riverside, Sun Gold, Inc., a California corporation and predecessor-in-interest to Quail Run, conveyed a perpetual inundation easement (Current Easement) to the District identified as RCFC Parcel No. 6-1040-3B, over and across portions of the Property; and

WHEREAS, Quail Run desires to improve certain portions of the Property by constructing apartment buildings and related improvements (Improvements) for residential purposes; and

WHEREAS, Quail Run has requested the District to vacate certain portions of the Current Easement area to make way for their Improvements (Portions), and the District has determined that, in order to grant that request, Quail Run will need to grant additional easement area on the Property to the District (Additional Easement Area); and

WHEREAS, Quail Run and the District desire to modify the Current Easement by excepting the Portions from the Current Easement area and adding the Additional Easement Area, as described and depicted in Exhibits "A" and "B", both of which are attached hereto and incorporated herein by reference (Modified Easement), which will be memorialized in an Easement Modification Agreement between the District and

Quail Run; and

WHEREAS, Quail Run will also grant a new access easement to the District to allow the District continued access to its facilities at the Box Springs Dam; and

WHEREAS, upon the execution of the Easement Modification Agreement, the Portions will no longer be necessary for District uses and purposes; and

WHEREAS, pursuant to California Code – Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13, the District may dispose of any interest in real property determined to be no longer necessary to be retained for the use and purposes of the District; and

WHEREAS, on August 4, 2020, the Board of Supervisors of the District (Board) adopted Resolution No. F2020-03 to notice the Board's intent to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions on or after September 15, 2020; and

WHEREAS, the District and Quail Run desire to amend Resolution No. F2020-03 by changing the date on which the Board intends to declare the Portions as surplus, expand the Current Easement Area and summarily vacate the Portions to September 1, 2020.

NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the District (Board), in regular session assembled on August 25, 2020 at 9:30 a.m. or soon thereafter, in the meeting room of the Board of Supervisors of the District, located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that Resolution No. F2020-03 is hereby amended by changing the date on which the Board intends to declare the Portions of the Property, as described and depicted in the Exhibit "B" attached hereto, as surplus, to expand the Current Easement Area and to summarily vacate those Portions from September 15, 2020 to September 1, 2020.

NOTICE IS HEREBY GIVEN that this Board intends to declare the Portions as surplus, expand the Current Easement area and summarily vacate the Portions when the Board meets to conclude the

proposed transaction on or after September 1, 2020 at 9:30 a.m. or soon thereafter in the meeting room of the Board of Supervisors.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED by this Board that the Clerk

of the Board is directed to give notice pursuant to Section 6061 of the Government Code.

Please visit https://rcflood.org/Home/BoxSpringsDam to view the exhibits.

#### **ROLL CALL:**

Ayes:

Jeffries, Spiegel, Washington, Perez and Hewitt

Nays:

None

Absent:

None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on August 25, 2020.

KECIA R. HARPER, Clerk of said Board By: Hannah Lumanauw, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public meeting or may appear and be heard in support of or opposition to the project at the time of the meeting. 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 meeting described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public meeting.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147 or email <a href="mailto:cob@rivco.org">cob@rivco.org</a>

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1063, at least 72 hours prior to the hearing.

Dated: August 26, 2020 Kecia R. Harper, Clerk of the Board

By: Hannah Lumanauw, Board Assistant